



## REGULAR MEETING OF CITY COUNCIL REVISED AGENDA

Monday, January 11, 2016

4:30 p.m.

Council Chambers  
Civic Centre

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Pages

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|-----|---|---------|
| 1.  | <b>ADOPTION OF MINUTES</b>  | 11 - 25 |
|     | Mover Councillor S. Butland<br>Seconder Councillor J. Krmpotich   |         |
|     | Resolved that the Minutes of the Regular Council Meeting of 2015 12 07 be approved.                     |         |
| 2.  | <b>QUESTIONS AND INFORMATION ARISING OUT OF THE MINUTES AND NOT OTHERWISE ON THE AGENDA</b>             |         |
| 3.  | <b>DECLARATION OF PECUNIARY INTEREST</b>  |         |
| 3.1 | <b><i>Councillor R. Niro – SSM Fire Service / EMS realignment</i></b>                                   |         |
|     | Brother is employed by Fire Services.   |         |
| 3.2 | <b><i>Councillor R. Niro – Assumption and Closing Part Byrne Avenue</i></b>                             |         |
|     | Resides on Morrison Avenue, an extension of Byrne Avenue.   |         |
| 3.3 | <b><i>Councillor L. Turco – F.J. Davey Home Board – Increased Size/Additional Member Approvals</i></b>  |         |
|     | Member of the Board of Directors – F.J. Davey Home.   |         |
| 4.  | <b>APPROVE AGENDA AS PRESENTED</b>  |         |
|     | Mover Councillor S. Butland<br>Seconder Councillor J. Krmpotich   |         |
|     | Resolved that the Agenda for 2016 01 11 City Council Meeting and the Addendum as presented be approved. |         |

**5. PROCLAMATIONS/DELEGATIONS**

**5.1 Christmas Lighting Awards**

Councillor Marchy Bruni, Chair, Christmas Lighting Award Committee and Giordan Zin, PUC Communications Supervisor

**5.2 Alzheimer Awareness Month**

Terry Caporossi, Executive Director, Alzheimer Society of Sault Ste. Marie and Algoma District and Suzanne Salituri, staff and caregiver

**5.3 Healthy Kids Community Challenge**

Dr. Daneen Dénommé, Project Manager, Healthy Kids Community Challenge

**5.4 Downtown Association**

Duane Moleni, Manager, Downtown Association

**5.5 2015 Third Quarter Shareholder Report**

Jim Boniferro, Chair, PUC Inc. and PUC Services Inc.

**5.6 Budget Tool Presentation**

Shelley Schell, Commissioner of Finance and Treasurer

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

Mover Councillor P. Christian  
Seconder Councillor R. Romano

Resolved that all the items listed under date 2016 01 11 – Part One – Consent Agenda be approved as recommended.

**6.1 Correspondence**

**6.1.1 SSM Fire Service / EMS realignment**

26 - 38

Correspondence from Mayor Provenzano to Michael Mantha, MPP Algoma-Manitoulin, Jim Wilson, MPP Simcoe-Grey and the Honourable Yasir Naqvi, Minister of Community Safety and Correctional Services is attached for the information of Council.

**6.1.2 Algoma Public Health – Smoking Reduction Strategy**

39 - 41

Correspondence from the Acting Medical Officer of Health and Chief Executive Officer, Algoma Public Health is attached for the consideration of Council.

Mover Councillor S. Butland  
Seconder Councillor J. Krmpotich

Resolved that City Council endorses the Board of Health for the District of Algoma resolution no. 2015-130 concerning Reducing Smoking Rates by 5% in 5 Years in the District of Algoma.

**6.2 Street Closing – Healthy Kids Community Challenge** 42 - 47

A letter of request for a temporary street closing in conjunction with Healthy Kids Community Challenge is attached for the consideration of Council.

- Queen Street East from Bruce Street to Dennis Street – Saturday, January 23, 2016 – from 12:00 p.m. to 5:00 p.m.

The relevant By-law 2016-04 is listed under item 11 of the Agenda and will be read with all by-laws under that item.

**6.3 Liquor Licence Extension Request** 48 - 49

Correspondence requesting permission for private property liquor licence extension is attached for the consideration of Council.

Mover Councillor P. Christian  
Seconder Councillor J. Krmpotich

Resolved that City Council has no objection to the proposed extended licenced area as detailed in the written request for a liquor licence extension on private property for an outdoor event on the following date and time:

Soo Finnish Nordic Ski Club – 767 Landslide Road

- Hiawatha SnowFest – January 23, 2016 – 11:30 a.m. to 4:00 p.m.

**6.4 Property Tax Appeals** 50 - 52

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

Mover Councillor P. Christian  
Seconder Councillor R. Romano

Resolved that the report of the City Tax Collector dated 2016 01 11 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.

**6.5 Connecting Link Funding Application – Black Road** 53 - 54

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

Mover Councillor S. Butland  
Seconder Councillor R. Romano

Resolved that the report of the Director of Engineering Services dated 2016 01 11 concerning Phase I of the widening of Black Road from McNabb Street northward approximately 1 kilometre be received and that the project be

designated as the candidate for the City's 2016 connecting link funding application.

6.6	<b>Reconstruction of the Fort Creek Aqueduct – Engineering Agreement</b>	55 - 56
A report of the Design and Construction Engineer is attached for the consideration of Council.		
The relevant By-law 2015-05 is listed under item 11 of the Agenda and will be read with all by-laws under that item.		
6.7	<b>Black Road – Third Line Environmental Assessment – Notice of Completion</b>	57 - 58
A report of the Director of Engineering is attached for the consideration of Council.		
Mover Councillor S. Butland Seconder Councillor J. Krmpotich		
Resolved that the report of the Director of Engineering Services dated 2016 01 11 concerning the Notice of Completion for the Black Road – Third Line Environmental Assessment be received as information.		
6.8	<b>Assumption and Closing Part Byrne Avenue</b>	59 - 61
A report of the City Solicitor is attached for the consideration of Council.		
The relevant By-laws 2016-08 and 2016-09 are listed under item 11 of the Agenda and will be read with all by-laws under that item.		
6.9	<b>Assumption and Closing Sinclair Street</b>	62 - 64
A report of the City Solicitor is attached for the consideration of Council.		
The relevant By-laws 2016-06 and 2016-07 are listed under item 11 of the Agenda and will be read with all by-laws under that item.		
7.	<b>REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES</b>	
7.1	<b>ADMINISTRATION</b>	
7.1.1	<b>F.J. Davey Home Board – Increased Size/Additional Member Approvals</b>	65 - 66
A report of the City Clerk is attached for the consideration of Council.		
The relevant By-law 2015-12 is listed under item 11 of the Agenda and will be read with all by-laws under that item.		
Mover Councillor P. Christian Seconder Councillor J. Krmpotich		
Resolved that the rules of procedure (By-law 2013-100) be suspended to allow for the consideration of approving two members of the F.J. Davey Home Corporation.		

Mover Councillor P. Christian  
Seconder Councillor J. Krmpotich

Resolved that the following individuals are approved as members of the F.J. Davey Home corporation:

Wayne Lion, Gillan Richards

**7.2 COMMUNITY SERVICES DEPARTMENT**

**7.3 ENGINEERING**

**7.4 FIRE**

**7.5 LEGAL**

**7.6 PLANNING**

**7.6.1 A-1-16-Z – 104 Hugill Street** 67 - 78

A report of the Planner is attached for the consideration of Council.

Mover Councillor P. Christian  
Seconder Councillor R. Romano

Resolved that the report of the Planner dated 2016 01 11 concerning Rezoning Application 1-16-Z be received as information and that Council approve rezoning of the subject property from Single Detached Residential Zone (R2) to Single Detached Residential Zone (R2.S) with a Special Exception to permit a second dwelling unit in the basement of the existing residence, in addition to those uses permitted in an R2 Zone, subject to the following special provision:

- That a 1.8m visually solid fence be constructed and maintained along the north and south lot lines of the subject property, as shown on the attached site plan. More specifically:
  - North Lot Line – The fence shall commence from a point that is adjacent to the rear wall of the existing dwelling upon the subject property, and run along the lot line to a point that is east of the end of the gravel driveway.
  - South Lot Line – The fence shall commence from a point that is adjacent to the southwest corner of the existing storage shed, and run along the lot line to a point that is beyond (east) of the terminus of the gravel driveway.

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

**7.6.1.1 *Amending motion***

Mover Councillor S. Myers  
Seconder Councillor S. Butland

Resolved that item 7.6.1 be amended by adding the following as an additional condition "That only one parking space be permitted to be located within the front yard, and that all other parked vehicles be located within the rear yard."

**7.7 PUBLIC WORKS AND TRANSPORTATION**

**7.8 BOARDS AND COMMITTEES**

**7.8.1 2015 Third Quarter Shareholder Report**

79 - 84

A report of the Board of Directors Chair, PUC Inc. and PUC Services Inc. is attached for the consideration of Council.

Mover Councillor S. Butland

Seconder Councillor J. Krmpotich

Resolved that the PUC 2015 Third Quarter Shareholder Report be received as information.

**7.8.1.1 *Third Quarter Financial Statements***

85 - 89

**7.8.1.2 *2016 PUC Projects Update***

90 - 96

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

**8.1 Notice of Motion**

Mover Councillor S. Butland

Seconder Councillor R. Romano

Resolved that Council reconsider item 7.7.1 – Flashing Lights at Intersections passed as amended at the 2015 12 07 Council meeting.

**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 S. Butland

Seconder Councillor R. Romano

Resolved that all By-laws under item 11 of the Agenda under date 2016 01 11 be approved, save and except 2016-8, 2016-9 and 2016-12.

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

97 - 99

**11.1.1 By-law 2016-1 (Traffic) Consolidate Amendments**

100 - 100

Mover Councillor S. Butland  
Seconder Councillor R. Romano

Resolved that By-law 2016-1 being a by-law to consolidate amendments to Traffic By-law 77-200 be passed in open Council this 11th day of January, 2015.

11.1.2	<b>By-law 2016-4 (Temporary Street Closing) Queen Street East</b>	101 - 101
	Mover Councillor S. Butland Seconder Councillor R. Romano	
	Resolved that By-law 2016-4 being a by-law to permit the temporary closing of Queen Street East from Bruce Street to Dennis Street to facilitate the Healthy Kids Community Challenge Launch Event be passed in open Council this 11th day of January, 2016.	
11.1.3	<b>By-law 2016-5 (Agreement) Tulloch re: Fort Creek Aqueduct</b>	102 - 112
	A report from the Design and Construction Engineer is on the Agenda	
	Mover Councillor S. Butland Seconder Councillor R. Romano	
	Resolved that By-law 2016-5 being a by-law to authorize the execution of an agreement between the City and Tulloch Engineering Inc. for professional services to reconstruct the Fort Creek Aqueduct be passed in open Council this 11th day of January, 2016.	
11.1.4	<b>By-law 2016-6 (Street Assumption) Sinclair Street</b>	113 - 114
	A report from the City Solicitor is on the Agenda.	
	Mover Councillor S. Butland Seconder Councillor R. Romano	
	Resolved that By-law 2016-6 being a by-law to assume for public use and establish as a public street Sinclair Street as described in PIN 31578-0173 (LT) be passed in open Council this 11th day of January, 2016.	
11.1.5	<b>By-law 2016-7 (Street Closing) Sinclair Street</b>	115 - 116
	A report from the City Solicitor is on the Agenda.	
	Mover Councillor S. Butland Seconder Councillor R. Romano	
	Resolved that By-law 2016-7 being a by-law to stop up and close Sinclair Street as described in PIN 31578-0173 (LT) be passed in open Council this 11th day of January, 2016.	
11.1.6	<b>By-law 2016-8 (Street Assumption) Part Byrne Avenue</b>	117 - 118

A report from the City Solicitor is on the Agenda.

Mover Councillor S. Butland  
Seconder Councillor R. Romano

Resolved that By-law 2016-8 being a by-law to assume for public use and establish as a public street a portion of Byrne Avenue in the Byrne Subdivision, Plan 1489 be passed in open Council this 11th day of January, 2016.

- 11.1.7      By-law 2016-9 (Street Closing) Part Byrne Avenue                          119 - 120**

A report from the City Solicitor is on the Agenda.

Mover Councillor S. Butland  
Seconder Councillor R. Romano

Resolved that By-law 2016-9 being a by-law to stop up and close a part of Byrne Avenue in the Byrne Subdivision, Plan 1489 be passed in open Council this 11th day of January, 2016.

- 11.1.8      By-law 2016-10 (Tax) Interim Tax Levies                          121 - 123**

Mover Councillor S. Butland  
Seconder Councillor R. Romano

Resolved that By-law 2016-10 being a by-law to provide for Interim Tax Levies be passed in open Council on the 11th day of January, 2016.

- 11.1.9      By-law 2016-11 (Sewers) Sewer Rates and Sewage Service Rates                          124 - 125**

Mover Councillor S. Butland  
Seconder Councillor R. Romano

Resolved that By-law 2016-11 being a by-law to require the Public Utilities Commission to collect a part of the sewer rates and sewage service rates and to repeal By-law 2000-42 be passed in open Council on the 11th day of January, 2016.

- 11.1.10      By-law 2016-12 (Agreement) Amend Schedule "A" By-law 2002-18 (F.J. Davey Home)                          126 - 126**

A report from the City Clerk is on the Agenda.

Mover Councillor S. Butland  
Seconder Councillor R. Romano

Resolved that By-law 2016-12 being a by-law to amend Schedule "A" of By-law 2002-18 (F.J. Davey Home) be passed in open Council this 11th day of January, 2016.

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

11.3	<b>By-laws before Council for THIRD reading which do not require more than a simple majority</b>	
11.3.1	<b>By-law 2015-200 (Local Improvement) Second Avenue</b>	127 - 132
	<p>This project was included in the 2016 Construction Program approved by Council on 2015 06 22.</p> <p>Mover Councillor S. Butland Seconder Councillor R. Romano</p> <p>Resolved that By-law 2015-200 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Second Avenue from Wallace Terrace to Second Line West under Section 3 of the <i>Municipal Act, 2001</i>, Ontario Regulation 586/06 be READ the THIRD time in open Council and finally passed this 11th day of January, 2016.</p>	
11.3.2	<b>By-law 2015-201 (Local Improvement) Francis Street</b>	133 - 138
	<p>This project was included in the 2016 Construction Program approved by Council on 2015 06 22.</p> <p>Mover Councillor S. Butland Seconder Councillor R. Romano</p> <p>Resolved that By-law 2015-201 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Francis Street from Wellington Street East to Railroad Avenue under Section 3 of the <i>Municipal Act, 2001</i>, Ontario Regulation 586/06 be READ the THIRD time in open Council and finally passed this 11th day of January, 2016.</p>	
11.3.3	<b>By-law 2015-202 (Local Improvement) Coulson Avenue</b>	139 - 144
	<p>This project was included in the 2016 Construction Program approved by Council on 2015 06 22.</p> <p>Mover Councillor S. Butland Seconder Councillor R. Romano</p> <p>Resolved that By-law 2015-202 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Coulson Avenue from Queen Street East to Manor Road under Section 3 of the <i>Municipal Act 2001</i>, Ontario Regulation 586/06 be READ the THIRD time in open Council and finally passed this 11th day of January, 2016.</p>	
11.3.4	<b>By-law 2015-203 (Local Improvement) Manor Road</b>	145 - 150
	<p>This project was included in the 2016 Construction Program approved by Council on 2015 06 22.</p> <p>Mover Councillor S. Butland Seconder Councillor R. Romano</p>	

Resolved that By-law 2015-203 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Manor Road from McGregor Avenue to Pine Street under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06 be READ the THIRD time in open Council and finally passed this 11th day of January, 2016.

**11.3.5 By-law 2015-204 (Local Improvement) Gore Street**

151 - 156

This project was included in the 2016 Construction Program approved by Council on 2015 06 22.

Mover Councillor S. Butland  
Seconder Councillor R. Romano

Resolved that By-law 2015-204 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Gore Street from Queen Street East to Wellington Street East under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06 be READ the THIRD time in open Council and finally passed this 11th day of January, 2016.

**11.3.6 By-law 2015-205 (Local Improvement) John Street**

157 - 162

This project was included in the 2016 Construction Program approved by Council on 2015 06 22.

Mover Councillor S. Butland  
Seconder Councillor R. Romano

Resolved that By-law 2015-205 being a by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on John Street from Albert Street to Edinburgh Street under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06 be READ the THIRD time and finally passed in open Council this 11th day of January, 2016.

**12.**

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

**13.**

**CLOSED SESSION**

**14.**

**ADJOURNMENT**

Mover Councillor P. Christian  
Seconder Councillor J. Krmpotich

Resolved that this Council now adjourn.



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

Monday, December 7, 2015  
4:30 p.m.  
Council Chambers  
Civic Centre

Present: Mayor C. Provenzano, Councillor S. Butland, Councillor P. Christian, Councillor S. Myers, Councillor J. Hupponen, Councillor M. Shoemaker, Councillor L. Turco, Councillor R. Niro, Councillor M. Bruni, Councillor F. Fata, Councillor J. Krmpotich, Councillor R. Romano

Officials: A. Horsman, R. Tyczinski, N. Kenny, N. Apostle, L. Girardi, S. Schell, J. Dolcetti, M. Nadeau, P. Niro, F. Coccimiglio, R. Toth-Rissanen, P. Tonazzo, M. Zuppa, S. Parr, C. Fairbrother, D. Elliott, F. Pozzebon, A. Starzomski, D. Petersson, V. Taylor

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the Minutes of the Regular Council Meeting of 2015 11 23 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 Mayor C. Provenzano – Designated Heritage Property Tax Rebates**

Had been an owner of one of the properties during the rebateable period.

**3.2 Councillor P. Christian – Acquisition of a Portion of Property Comprising William Merrifield School**

Employee of Algoma District School Board

**3.3 Councillor L. Turco – Sault Ste. Marie Police Service – Business Plan – Results Year Two**

Spouse employed by Police Service

**4. APPROVE AGENDA AS PRESENTED**

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the Agenda and Addendum #1 for 2015 12 07 City Council Meeting as presented be approved.

**Carried**

**5. PROCLAMATIONS/DELEGATIONS**

**5.1 2015 Community Development Award**

Richard Rosset and Rodger Rosset, Savoy's Jewellers – 290 Queen Street East were in attendance.

**5.2 Community Christmas for Children**

Carrie Jones was in attendance on behalf of the planning committee.

**5.3 Traffic Box Wrap Competition Winners**

Amanda Turco; Monica Valladares; and Syndi Williamson-Schryer were in attendance.

**5.4 Year End Report – Discovery Centre & Ermatinger-Clergue NHS**

Kathy Yukich, Chair, Ermatinger-Clergue National Historic Site was in attendance.

**5.5 Day Care Review – Agenda Item 7.2.1**

Maria Pino, CUPE VP; Dr. Lauren Bonder; Christina Finateri; Dianna Amato; Amanda Piercy were in attendance.

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that all the items listed under date 2015 12 07 – Part One – Consent Agenda be approved as recommended.

**Carried**

#### **6.1 2016 Ontario Municipal Partnership Fund Grant**

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that the report of the Commissioner of Finance and Treasurer dated 2015 12 07 concerning the 2016 Ontario Municipal Partnership Fund Grant be received as information.

**Carried**

#### **6.2 Borrowing By-laws for 2016**

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

The relevant By-laws 2015-216 and 2015-217 are listed under item 11 of the Minutes.

#### **6.3 Advance Voting – Ward 2 By-Election**

The report of the City Clerk was received by Council.

The relevant By-law 2015-221 is listed under item 11 of the Minutes.

#### **6.4 Designated Heritage Property Tax Rebates**

Mayor C. Provenzano declared a conflict on this item. (Had been an owner of one of the properties during the rebateable period)

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Manager of Recreation and Culture dated 2015 12 07 concerning Designated Heritage Property Tax Rebates be received and the recommendation of the Sault Ste. Marie Municipal Heritage Committee that the designated heritage property tax rebates for the 2014 tax year be paid to the qualified owners of designated heritage properties enrolled in the program be approved.

**Carried**

**6.5 Reconstruction of the Fort Creek Aqueduct – Consultant Selection**

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

Moved by: Councillor R. Romano

Seconded by: Councillor P. Christian

Resolved that the report of the Design and Construction Engineer dated 2015 12 07 concerning the Reconstruction of the Fort Creek Aqueduct – Consultant Selection be received and that Council authorize entering into an agreement for engineering services with Tulloch Engineering. An individual engineering agreement with an estimate of engineering fees will be brought to Council for approval at a later date.

**Carried**

**6.6 Student Housing Regulations**

The report of the Planner was received by Council.

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that the report of the Planner dated 2015 12 07 concerning Student Housing Regulations be received and that Council not pursue establishing a residential licensing program; further that Planning staff, in partnership with Sault College and Algoma University, develop educational materials aimed at tenants, landlords and neighbours.

**Carried**

**6.7 Sault Ste. Marie Public Library Board – Chiller Replacement**

The report of the CEO/Director of Public Libraries was received by Council.

Moved by: Councillor R. Romano

Seconded by: Councillor P. Christian

Resolved that the report of the CEO/Director of Public Libraries dated 2015 12 07 be received and that a total of \$401,268.69 (less recoverable HST) be transferred from the Library Expansion reserve held on City account to the Sault Ste. Marie Public Library to cover the costs of the Chiller Replacement project.

**Carried**

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

**7.1 ADMINISTRATION**

**7.1.1 Sanitary Sewer Rate Reduction**

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Chief Administrative Officer dated 2015 12 07 concerning Sanitary Sewer rate reduction be received and that the recommendation of a reduction to 70% of the full water charge be approved and implemented effective January 1, 2016; and that the rate be reviewed and updated on an annual basis.

**Carried as Amended**

**Amendment:**

Moved by: Councillor S. Myers

Seconded by: Councillor P. Christian

Resolved that the main motion be amended by adding the words "and that the resulting savings be apportioned on the basis of 75% to residential water customers and 25% to general water customers" after the words January 1, 2016.

**Carried**

**7.1.2 Finance Spending Review – Community Services Department, Social Services**

**7.2 COMMUNITY SERVICES DEPARTMENT**

**7.2.1 Day Care Review – Operation of Municipal Day Cares in Schools**

The report of the Commissioner of Community Services was received by Council.

Moved by: Councillor R. Romano

Seconded by: Councillor P. Christian

Resolved that the report of the Commissioner of Community Services dated 2015 12 07 concerning operating the municipal day cares solely out of schools be received as information.

**Carried**

Moved by: Councillor F. Fata

Seconded by: Councillor S. Myers

Resolved that the report of the Commissioner of Community Services dated 2015 11 23 concerning Municipal Day Cares be received and that:

- The City transition out of being a day care provider;
- The City notify the District of Sault Ste. Marie Social Services Administration Board (DSSMSSAB) that it intends to transition out of providing day care;
- City staff commence a process in January 2016 to implement various transitional issues, including, but not limited to:
  - any and all requirements of the DSSMSSAB
  - any and all requirements of the Ministry of Education
  - proper and appropriate notification to parents of enrolled children

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- all financial aspects
- potential uses of the existing municipal day care facilities
- all legislative matters affecting staff and associated human resource matters

to be complete by December 31, 2016;

Further that staff report back to Council on a regular basis as to the status of the transition.

<b>Recorded</b>	<b>For</b>	<b>Against</b>
Mayor C. Provenzano	X	
Councillor S. Butland		X
Councillor P. Christian	X	
Councillor S. Myers	X	
Councillor J. Hupponen		X
Councillor M. Shoemaker	X	
Councillor L. Turco		X
Councillor R. Niro		X
Councillor M. Bruni		X
Councillor F. Fata	X	
Councillor J. Krmpotich		X
Councillor R. Romano	X	
<b>Results</b>	<b>6</b>	<b>6</b>
<b>Defeated</b>		

For Mayor C. Provenzano, Councillor P. Christian, Councillor S. Myers, Councillor M. Shoemaker, Councillor F. Fata and Councillor R. Romano

Against Councillor S. Butland, Councillor J. Hupponen, Councillor L. Turco, Councillor R. Niro, Councillor M. Bruni and Councillor J. Krmpotich

Moved by: Councillor M. Bruni

Seconded by: Councillor J. Krmpotich

Whereas Council has decided not to transition out of being a day care provider; and

Whereas Council is in agreement that it is no longer financially feasible to continue providing day care services from existing municipal facilities; and

Whereas the transition of municipal day care services to available spaces in schools would save the City an estimated \$150,000 to \$175,000 in annual operating costs, and a further \$1 million in capital costs over the next 25 years; and

Whereas there are 26 day care spaces available immediately at Isabel Fletcher School; and

Whereas 49 day care spaces will be available at St. Basil's School in September of 2016; and

## December 7, 2015 Council Minutes

Whereas it is the wish of Council that the City of Sault Ste. Marie continue to provide municipal day care services from Isabel Fletcher School and St. Basil's School

Now Therefore Be It Resolved that appropriate staff immediately begin discussions with the District of Sault Ste. Marie Social Services Administration Board, the Huron Superior Catholic District School Board, and the Algoma District School Board to begin the transition of providing municipal day care services to Isabel Fletcher School and St. Basil's School; and

Further be it resolved that appropriate staff continue to examine the way we provide municipal day care services with a view to make further reductions in operating expenses, and increases to the daily rates charged for municipal day care services.

### **Officially Read and Not Dealt With**

Moved by: Councillor M. Bruni

Seconded by: Councillor J. Krmpotich

Resolved that appropriate staff be directed to pursue Option 5 – as outlined in the November 23, 2015 staff presentation to City Council and to report back to City Council as to the viability and feasibility of option 5.

<b>Recorded</b>	<b>For</b>	<b>Against</b>
Mayor C. Provenzano	X	
Councillor S. Butland	X	
Councillor P. Christian	X	
Councillor S. Myers	X	
Councillor J. Hupponen	X	
Councillor M. Shoemaker		X
Councillor L. Turco	X	
Councillor R. Niro	X	
Councillor M. Bruni	X	
Councillor F. Fata	X	
Councillor J. Krmpotich	X	
Councillor R. Romano		X
<b>Results</b>	<b>10</b>	<b>2</b>
<b>Carried</b>		
For	Mayor C. Provenzano, Councillor S. Butland, Councillor P. Christian, Councillor S. Myers, Councillor J. Hupponen, Councillor L. Turco, Councillor R. Niro, Councillor M. Bruni, Councillor F. Fata and Councillor J. Krmpotich	
Against	Councillor M. Shoemaker and Councillor R. Romano	

### **7.2.1.1 November 23, 2015 Day Care Review Committee Report**

## **7.3 ENGINEERING**

### **7.3.1 Building Permit Fee Increase 2016**

The report of the Chief Building Official was received by Council.

The relevant By-law 2015-219 is listed under item 11 of the Minutes.

## **7.4 FIRE**

## **7.5 LEGAL**

### **7.5.1 Acquisition of a Portion of Property Comprising William Merrifield School**

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

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Assistant City Solicitor dated 2015 12 07 concerning the Acquisition of a Portion of Property Comprising William Merrifield School be received and that Council direct the Legal Department to decline the offer made by the Algoma District School Board to acquire the portion of property at the William Merrifield School site; further that appropriate City staff be directed to work with the developer of the site through the subdivision approval process for the provision of a park to be named William Merrifield Park; and further that appropriate City staff be directed to operate the rink at the William Merrifield School location this season and operate the Mike Zuke Park rink in its place in 2016-17.

<b>Recorded</b>	<b>For</b>	<b>Against</b>
Mayor C. Provenzano	X	
Councillor S. Butland		X
Councillor S. Myers		X
Councillor J. Hupponen	X	
Councillor M. Shoemaker	X	
Councillor L. Turco		X
Councillor R. Niro		X
Councillor M. Bruni		X
Councillor F. Fata		X
Councillor J. Krmpotich	X	
<b>Results</b>	<b>4</b>	<b>6</b>
<b>Defeated</b>		

December 7, 2015 Council Minutes

For	Mayor C. Provenzano, Councillor J. Hupponen, Councillor M. Shoemaker and Councillor J. Krmpotich
Against	Councillor S. Butland, Councillor S. Myers, Councillor L. Turco, Councillor R. Niro, Councillor M. Bruni and Councillor F. Fata
Absent	Councillor R. Romano
Conflict	Councillor P. Christian

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that the rules of procedure be waived to permit this Council meeting to exceed five hours.

**Carried**

Moved by: Councillor M. Bruni

Seconded by: Councillor F. Fata

Resolved that the report of the Assistant City Solicitor dated December 7, 2015 concerning the Acquisition of a Portion of Property Comprising William Merrifield School be received and that Council direct the Legal Department to accept the offer made by the Algoma District School Board to the City to acquire that portion of property at the William Merrifield School site where the outdoor rink, rink shack and tennis courts are situate, and further authorize the necessary replacement costs for the rink shack and tennis courts at the William Merrifield School site to the estimated cost of \$100,000 and further to authorize the naming of the subject lands the William Merrifield Park following the acquisition of same.

<b>Recorded</b>	<b>For</b>	<b>Against</b>
Mayor C. Provenzano		X
Councillor S. Butland	X	
Councillor S. Myers	X	
Councillor J. Hupponen	X	
Councillor M. Shoemaker		X
Councillor L. Turco	X	
Councillor R. Niro	X	
Councillor M. Bruni	X	
Councillor F. Fata	X	
Councillor J. Krmpotich		X
<b>Results</b>	<b>7</b>	<b>3</b>
<b>Carried</b>		

## December 7, 2015 Council Minutes

For	Councillor S. Butland, Councillor S. Myers, Councillor J. Hupponen, Councillor L. Turco, Councillor R. Niro, Councillor M. Bruni and Councillor F. Fata
Against	Mayor C. Provenzano, Councillor M. Shoemaker and Councillor J. Krmpotich
Absent	Councillor R. Romano
Conflict	Councillor P. Christian

The relevant By-law 2015-220 is listed under item 11 of the Minutes.

### **7.6 PLANNING**

### **7.7 PUBLIC WORKS AND TRANSPORTATION**

#### **7.7.1 Flashing Lights at Intersections**

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2015 12 07 concerning the practice of late night flashing lights at intersections be received as information; further that PWT staff be authorized to remove all aboveground traffic signals infrastructure at Wallace Terrace and Goulais Avenue; and that the Legal Department be authorized to prepare any necessary amendments to the Traffic By-law.

**Carried as Amended**

#### **Amendment:**

Moved by: Councillor M. Shoemaker

Seconded by: Councillor S. Butland

Resolved that the main motion be amended by adding the words:

"and that a one-year pilot project utilizing flashing lights between 11 p.m. and 6 a.m. at the intersections of Wellington Street West and Lyons Avenue, Lyons Avenue and Patrick Street, Wallace Terrace and Korah Road be undertaken"

after the words "Wallace Terrace and Goulais Avenue" and before the words "and that the Legal Department be authorized".

**Carried**

### **7.8 BOARDS AND COMMITTEES**

**7.8.1 Sault Ste. Marie Police Service – Business Plan – Results Year Two**

Councillor L. Turco declared a conflict on this item. (Spouse employed by Police Service)  
The report of the Chief of Police was received by Council.

Moved by: Councillor J. Krmpotich  
Seconded by: Councillor P. Christian

Resolved that the report of the Chief of Police dated 2015 11 12 concerning Business Plan – Results Year Two be received as information.

**Carried**

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

**8.1 Sault Ste. Marie Innovation Centre SSMARt Innovation Awards**

Moved by: Councillor S. Myers

Seconded by: Councillor P. Christian

Whereas the Sault Ste. Marie Innovation Centre recently held the 10th annual SSMARt Innovation Awards ceremony focusing on "*Celebrating a Decade of Innovation*"; and

Whereas Councillor Steve Butland was presented with an award of recognition as a founding member of the Board and 16 years of service which began when he was Mayor and led City Council to invest in establishing the Sault Ste. Marie Innovation Centre; and

Whereas the Sault Ste. Marie Innovation Centre has become a recognized world leader in a number of innovative initiatives and leads our knowledge-based economy; and

Whereas the Sault Ste. Marie Innovation Centre also announced that it is renaming its "*Educator of the Year Award*" to the "*Steve Butland Educator of the Year Award*";

Now Therefore Be It Resolved that City Council extends sincere congratulations to Councillor Steve Butland and thanks him for his extraordinary contributions to innovation in our community.

**Carried**

**8.2 Municipal Climate Action**

Moved by: Councillor S. Butland

Seconded by: Councillor L. Turco

Whereas the Association of Municipalities of Ontario (AMO) and the Union of Quebec Municipalities (UQM) recently signed an agreement to collaborate on climate action; and

Whereas the Associations also called on the provinces and the federal government to provide resources and funding to municipalities to reduce greenhouse gases and build resilient communities; and

Whereas AMO and UQM will work together to share policy and advocacy efforts and best practices to achieve climate action goals under the agreement; and

Whereas the Agreement comes as a number of initiatives on climate change are moving forward; and

Whereas over the last few years Ontario and Quebec have been deepening their collaboration in a number of areas, including climate change, and Ontario has announced it will implement a Cap and Trade program to price greenhouse gas emissions that is integrated with Quebec and California as part of its long term climate strategy; and

Whereas AMO and UQM want their provincial governments to provide funding from the Cap and Trade programs for municipal greenhouse gas reduction projects, recognize a range of municipal projects for offset credits to increase investment in low carbon technologies, and provide the tools and resources to support municipal climate action.

Now Therefore Be It Resolved that Sault Ste. Marie City Council supports the collaboration of the Association of Municipalities of Ontario (AMO) and the Union of Quebec Municipalities (UQM) to enhance support for municipal climate action in our provinces and requests that the Province of Ontario:

- Work in partnership with local governments to help meet reduction targets and to reduce emissions in our communities and improve resilience in local economies; and
- Give municipalities adequate, stable, and long-term funding resources to invest in greenhouse gas reduction initiatives in our communities such as public transit and active transportation, public and private building energy efficiency; water conservation, planning development and other programs;
- Recognize municipal projects that reduce greenhouse gases for offset credits in Cap and Trade programs
- Provide dedicated funding for climate change adaptation to help municipalities provide resilient infrastructure to keep our economies and communities functioning and productive; and
- Provide municipalities with tools to help facilitate and transfer knowledge regarding greenhouse gas reduction and climate adaptation projects.

**Carried**

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

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

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

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that all By-laws under item 11 of the Agenda under date 2015 12 07 save and except By-law 2015-219 and By-law 2015-220 be approved.

**Carried**

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

**11.1.1 By-law 2015-215 (Surplus Property) 193 and 253 Anna Street**

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that By-law 2015-215 being a by-law to declare the City owned property Civic 193 Anna Street and 253 Anna Street as surplus to the City's needs and to authorize the disposition of the said property be passed in open Council on the 7th day of December, 2015.

**Carried**

**11.1.2 By-law 2015-216 (Finance) Borrowing Current Expenditures**

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that By-law 2015-216 being a by-law to authorize the borrowing of \$10,000,000 to meet current expenditures until taxes are collected be passed in open Council on the 7th day of December, 2015.

**Carried**

**11.1.3 By-law 2015-217 (Finance) Borrowing Capital Expenditures**

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that By-law 2015-217 being a by-law to authorize the borrowing of \$15,000,000 to finance capital expenditures for short and long term purposes for The Corporation of the City of Sault Ste. Marie and \$6,200,000 for the Public Utilities Commission of the City of Sault Ste. Marie be passed in open Council on the 7th day of December, 2015.

**Carried**

**11.1.4 By-law 2015-218 (Agreement) Gas Tax Funds for Public Transportation Program**

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that By-law 2015-218 being a by-law to authorize the execution of a Letter of Agreement between the City of Sault Ste. Marie and Her Majesty the Queen in Right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario for funding under the Dedicated Gas Tax Funds for Public Transportation Program be passed in open Council on the 7<sup>th</sup> day of December, 2015.

**Carried**

**11.1.6 By-law 2015-221 (Elections) Advance Vote Days**

Moved by: Councillor R. Romano

Seconded by: Councillor S. Butland

Resolved that By-law 2015-221 being a by-law to authorize Advance Vote dates and times for the 2016 Municipal By-Election be passed in open Council this 7th day of December, 2015.

**Carried**

**11.1.5 By-law 2015-219 (Building) Amend By-law 2008-148**

Moved by: Councillor J. Krmpotich

Seconded by: Councillor S. Butland

Resolved that By-law 2015-219 being a by-law to amend Schedule "A" to By-law 2008-148 (a by-law respecting construction, demolition and change of use permits, inspections and related matters for the City of Sault Ste. Marie) and to repeal By-laws 2015-32, 2013-224 and 2013-10 be passed in open Council this 7th day of December, 2015.

<b>Recorded</b>	<b>For</b>	<b>Against</b>
Mayor C. Provenzano	X	
Councillor S. Butland	X	
Councillor P. Christian		X
Councillor S. Myers	X	
Councillor J. Hupponen	X	
Councillor M. Shoemaker		X
Councillor L. Turco	X	
Councillor R. Niro		X
Councillor M. Bruni		X
Councillor F. Fata		X
Councillor J. Krmpotich		X
<b>Results</b>	<b>5</b>	<b>6</b>
<b>Defeated</b>		

For            Mayor C. Provenzano, Councillor S. Butland, Councillor S. Myers, Councillor J. Hupponen and Councillor L. Turco

Against      Councillor P. Christian, Councillor M. Shoemaker, Councillor R. Niro, Councillor M. Bruni, Councillor F. Fata and Councillor J. Krmpotich

Absent        Councillor R. Romano

**11.1.7 By-law 2015-220 (Property Acquisition) Portion of property at Wm. Merrifield School**

Moved by: Councillor F. Fata

Seconded by: Councillor M. Bruni

Resolved that By-law 2015-220, being a by-law to authorize the City's acquisition of that portion of property located at the William Merrifield School site where the outdoor rink, rink shack and tennis courts are situate be passed in open Council this 7th day of December 2015.

**Carried**

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

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

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

**13. CLOSED SESSION**

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that this Council proceed into closed session to discuss potential acquisition of property;

further be it resolved that should the said closed session be adjourned, Council may reconvene in closed session to continue to discuss the same matter(s) without the need for a further authorizing resolution.

*(proposed or pending acquisition of land – section 239(3)(c) Municipal Act)*

**Carried**

**14. ADJOURNMENT**

Moved by: Councillor J. Krmpotich

Seconded by: Councillor P. Christian

Resolved that this Council now adjourn.

**Carried**

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Mayor

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Deputy City Clerk

Christian C. Provenzano B.A., LL.B.  
Mayor



Corporation of the City of  
Sault Ste. Marie

December 17, 2015

SENT VIA EMAIL

Michael Manta MPP, Algoma-Manitoulin  
Constituency Office Civic Centre  
310-255 Hwy 108 North  
Elliott lake, Ontario  
P5A 2T1

Dear MPP Mantha:

RE: SSM Fire Service/EMS realignment

I acknowledge your letter dated December 8<sup>th</sup>, 2015, received by my office on December 16<sup>th</sup> and released to the media on the same day.

I am attaching a letter I wrote to two of your legislative colleagues, Minister Naqvi and MPP Wilson, for your review. I believe the letter thoroughly outlines and contextualizes the decision made by Sault Ste. Marie City Council.

In response to the matter raised in your letter, I would like to draw your attention to the *Fire Protection and Prevention Act*, and specifically section 2 thereof. Section 2 reads as follows (emphasis added by me):

### Municipal responsibilities

2. (1) Every municipality shall,

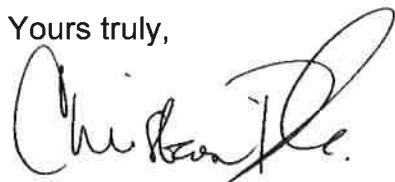
- (a) establish a program in the municipality which must include public education with respect to fire safety and certain components of fire prevention; and
- (b) provide such other fire protection services as it determines may be necessary in accordance with its needs and circumstances.

Considering the legislative framework, it is clear from my perspective that Sault Ste. Marie City Council's decision is consistent with its legal obligations. I draw your attention to the fact that the realignment plan involves adding fire education officers and a fire training officer. Additionally, we are bolstering our emergency planning ability.

It is also important to note that additional fire protection service, which I understand to include fire suppression, is set by the municipality at a level it determines necessary in accord with its own needs and circumstances. In setting service levels, we would obviously and naturally have to defer to our Fire Chief and senior management team. Notwithstanding, I assure you that we are committed to our mutual aid agreement and will honor and respect those agreements if one of our neighboring communities requires our assistance.

If you would like to discuss this matter further, I welcome you to contact me.

Yours truly,

A handwritten signature in black ink, appearing to read "Christian Provenzano".

Christian Provenzano, Mayor

Cc: City Council

Christian C. Provenzano B.A., LL.B.  
Mayor



Corporation of the City of  
Sault Ste. Marie

December 15<sup>th</sup>, 2015

Mr. Jim Wilson  
Room 434, Main Legislative Building, Queen's Park  
Toronto, ON, M7A 1A8

The Honourable Yasir Naqvi  
Minister of Community Safety and Correctional Services  
18<sup>th</sup> Floor, George Drew Building  
25 Grosvenor Street  
Toronto, ON, M7A 1Y6

Dear MPP Wilson & Minister Naqvi:

**RE: The Corporation of the City of Sault Ste. Marie  
Fire & Emergency Services Realignment**

I am writing further to Mr. Wilson's recent visit to Sault Ste. Marie and the exchange between you in the Provincial Legislature on December 10<sup>th</sup>, 2015, regarding Sault Ste. Marie City Council's decision to reallocate resources from fire suppression to fire training, fire prevention and emergency medical services.

Fire Chief Figliola, Chief Administrator Horsman and I would have been pleased to meet with the Leader of the Official Opposition, Mr. Wilson and their contingent when in Sault Ste. Marie. In this same respect, we welcome the opportunity to meet with Minister Naqvi or his delegates. In the meantime and as a result of your exchange in the Legislature, I thought it prudent that I provide you both with some pertinent information relating to City Council's decision.

Fire Chief Figliola began his tenure in Sault Ste. Marie in January 2015 and is responsible for the provision of fire services and emergency medical services.



Chief Figliola assessed the operations under his management and determined, as a result of his assessment, that our community did not have sufficient emergency medical service. In that respect, I direct your attention to his report to City Council, attached hereto for your ease of reference. I also attach some additional information, available through the District Social Service Administration Board, which my office reviewed in its own due diligence. It is evident, based on the information that Chief Figliola provided and the chart attached hereto, that our community needed additional paramedics. As it stood, there was a high risk that an ambulance would not be available to a member of our community if needed.

Chief Figliola also determined that our fire department did not have sufficient training or fire education capacity and that we needed more resources focused on emergency planning.

In order to address the risks that he identified, Chief Figliola determined that he needed to hire an additional 17 positions into his department. Those positions are outlined in his report (see page 5) and include a fire training officer, two fire education officers and an additional emergency planning employee.

Chief Figliola's report provided three options to City Council:

1. Maintain the status quo; or
2. Allocate his department additional monetary resources to hire the 17 positions he determined he required; or,
3. Reallocate resources from fire suppression to hire the additional positions.

With respect to option 1, the status quo was not acceptable.

With respect to option 2, at the time City Council was faced the decision, one of our major employers, Tenaris, had laid off hundreds of employees. Our main employer, Essar Algoma, had also begun layoffs and was struggling in a very difficult steel market. I am sure you are aware of its current status and the legal process governing is ongoing operation. Additionally, our City Council is

Christian C. Provenzano B.A., LL.B.  
Mayor



Corporation of the City of  
Sault Ste. Marie

very sensitive to the residential, commercial and industrial tax burden and we have been focused on finding ways to decrease our tax burden.

With respect to option 3, the Fire Chief was of the opinion, as outlined in his report, that the City could reallocate resources from fire suppression to the other risk mitigation functions (education, training, emergency planning and additional paramedics) and maintain a sufficient fire suppression service for a community of our size and characteristics.

You will agree that section 2(1)(a) and (b) of the *Fire Protection and Prevention Act* requires a municipality to provide public education about fire safety and prevention and such other services the municipality determines may be necessary in accord with its own needs and circumstances. In accord with the same *Act*, the Fire Chief is responsible to Council for the provision of these services (see section 6 thereof). I suggest that if you seriously and objectively consider what our City Council decided, you will determine that its conduct lands squarely within its statutory responsibility.

I also confirm that our fire department still has over 80 fire suppression officers and that the Fire Chief's plan will be implemented over a prolonged period. If the Fire Chief determines that the proposed plan should be adjusted, the plan can and will be adjusted. The implementation process will be done in consultation with the local firefighter's association, to the degree that they are willing to participate, and their input will be encouraged.

I assure you and your respective caucuses that fire safety is a paramount concern to our municipality and that neither I nor any of our city councillors would make a decision that would, on balance, create additional risk for our community. Fire safety, however, is not simply about fire suppression. Proper risk mitigation requires fire education, prevention and training. We are investing in those areas. At the same time, we are increasing our emergency medical service compliment.

Christian C. Provenzano B.A., LL.B.  
Mayor



Corporation of the City of  
Sault Ste. Marie

I suggest to you, respectfully, that if you would like to have a helpful discussion about community safety, that discussion should be focused on the interest arbitration system – a matter entirely within your purview and control. Approximately 25% of our annual budget is allocated to police services, fire services and emergency medical services. Though our municipality's fire and emergency medical service realignment was driven by the need to improve emergency medical response, it is a concern to us that the costs of these services are outpacing our ability to pay for them.

You are aware that many police and fire services are saddled with retention pay (commonly referred to as 3/6/9) even if they do not, like Sault Ste. Marie, need to include wage incentives in their collective agreement to ensure employees do not migrate to other municipalities. Fire services across the province are now routinely being awarded 24 hour shifts, the result of which would see a firefighter working approximately 75 to 85 calendars days per year while receiving, in many cases, a six – figure (or near six – figure) pay and benefit package. We reasonably expect, in such circumstances, that our salary and benefit costs would increase and we are concerned with what a 24 hour shift means to firefighter safety.

I trust that you and all of your colleagues value public safety and believe, as I do, that police and fire service professionals provide a valuable and important service. I would be happy to work with either of you, and your respective parties, to ensure that we can deliver the best possible services to our communities. I am confident that if we work together in good faith and with common goals, we can find much success. In that respect, if either you would like to discuss this matter with me further, I will make myself available to you at your convenience.

Sincerely,

Christian Provenzano

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P.O. Box 580 ~ 99 Foster Drive, 4<sup>th</sup> Level ~ Sault Ste. Marie, Ontario ~ P6A 5N1

(705) 759-5344 ~ Fax (705) 541-7171

E-Mail: [mayor.provenzano@cityssm.on.ca](mailto:mayor.provenzano@cityssm.on.ca)

[l.bell@cityssm.on.ca](mailto:l.bell@cityssm.on.ca)

Christian C. Provenzano B.A., LL.B.  
Mayor



Corporation of the City of  
Sault Ste. Marie

cc. David Orazietti, MPP Sault Ste. Marie & Minister of Government & Consumer Services  
Patrick Brown, MPP Simcoe North & Leader of the Opposition  
Kevin Flynn, MPP Oakville & Minister of Labour  
Sault Ste. Marie City Council  
Albert Horsman, CAO City of Sault Ste. Marie  
Chief Figliola, City of Sault Ste. Marie

Attachments: (2)



## COUNCIL REPORT

October 26, 2015

**TO:** Mayor Christian Provenzano and Members of City Council  
**AUTHOR:** Mike Figliola, Fire Chief  
**DEPARTMENT:** Fire Services  
**RE:** Fire Services Organizational Realignment

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### PURPOSE

Fire Services is requesting approval from City Council to develop and implement a realignment of Fire and EMS services through a 3 year attrition strategy to better manage the risk and liability under Bill C-45, improve EMS response time, and provide better customer service.

### BACKGROUND

Over the past 11 years, EMS medical calls received in Sault Ste. Marie have doubled from approximately 6,000 in 2004 to over 12,000 in 2014. This trend has continued in 2015. During this same period, EMS resources including the number of Primary Care Paramedics (PCP), related supervisory personnel and emergency vehicles/equipment have not kept pace. This situation has significantly impacted response times and quality of services thus placing the City at significant risk and liability.

EMS delivery issues have become even more acute in 2015 where there are presently no dedicated 24/7 supervisors on each EMS platoon and ambulances are regularly unavailable. If not addressed as soon as possible, the City exposes itself to significant penalties including potential large fines and possible criminal negligence proceedings under the Federal Bill C-45 (see [www.ccohs.ca/oshanswers/legisl/billc45.html](http://www.ccohs.ca/oshanswers/legisl/billc45.html)).

By contrast, Fire Services calls involving actual property fires are down 80% over the period of 1984-2014 and currently represent just 3-4% of the roughly 2,500 emergency calls dispatched annually, or approximately 1-2 per week in 2014. The balance of non-property fire calls relate to medical, rescue assistance or public hazard events (55% in 2014), false alarms (30%) or other miscellaneous incidents (10-12%). Despite this continued decreasing trend, fire services

resources have only been reduced marginally with the staff complement currently at 88 Firefighters and vehicles numbering 8. Response times are relatively unchanged and it is expected will be unaffected by the reallocation recommended in this report.

In light of the nearing critical pressures currently impacting the delivery of EMS services, the City of Sault Ste. Marie has a few options to address the issue including:

- maintaining status quo (not recommended due to the significant fiscal and legal liabilities);
- adding EMS resources through budget increases (not recommended, given fiscal constraints);
- or reallocating from within the City budget (recommended from within the Emergency Services Division).

The latter is the proposed option that has the least impact and is therefore provided here for Council consideration and approval.

## **ANALYSIS**

EMS Work Group Leaders are actively involved in patient care as part of a two person Paramedic Team assigned to an ambulance and cannot provide adequate supervision and oversight to their Platoons. This does not fulfill the requirement of a "Competent Supervisor" as mandated by the Occupational Health and Safety Act. A dedicated supervisory level, removed from patient care and with the ability to properly supervise and carry out delegated duties from the Fire Chief is required for each Platoon (4).

Presently on a daily basis, ambulances are unavailable to respond to calls due to a short fall in staffed ambulances. This increases response times and increases the risk that an ambulance will be unavailable when required. Additional funding to operate Garden River on a 24/7 basis has increased the available ambulance complement to 4 on a 24/7 basis. Call volume requires that an additional 2 day ambulances be available from 8:00 a.m. to 10:00 p.m. as 65% of calls for service are during these times. This would require 8 additional Paramedics to bring the complement to 6 ambulances during the day and 4 ambulances at night.

Respecting Fire Services, Public Education and Fire Prevention Programs are being proactively and aggressively delivered as the cornerstone of Fire Safety in the Community. The tenets of Smoke Alarms, Escape Plans and Residential Sprinklers are the key to preventing residential fire casualties. Changing behaviours through proactive education and enforcement as the first and second line of defense provides a more sustainable outcome than an emphasis on the third line of defense, a reactive response posture. Fire Education and Prevention continues to reduce the number of fire calls which are already reduced by 80%

since 1984. Active and proactive involvement of Fire Fighters in Public Education and Fire Prevention needs to become a primary focus and duty. The firefighters' role should be viewed as educators and inspectors who respond to non-fire emergencies and fight the occasional fire, a major paradigm shift.

The present response requirement known as the third line of defense, is focused on residential fires and according to guidelines of the Office of the Fire Marshal requires 10 Fire Fighters as follows;

- 1-Incident Commander
- 1-Water Supply
- 4-2 Fire Fighter Attack Teams

In order to carry out the following fire ground tactics;

- Size Up
- Rescue
- Exposures
- Confinement
- Extinguishment
- Ventilation
- Salvage
- Overhaul

The current model provides for 17 on duty from a total complement of 22 per platoon suggesting a redundancy of 70% (7) with 10 committed to a fire. It is estimated that a complement of 17 per platoon with 13 on duty provides 30% redundancy with 10 committed to a fire. Additional resources through call backs and mutual aid partners can be affected as required during the rarer, larger more resource intense events or as required for scheduled events which represent a fraction of the calls experienced annually. Flexible scheduling, often referred to as System Status Management, Fluid Staffing or Dynamic Deployment, long time in use by Police and EMS, has proved effective in providing the required service, managing costs while matching available resources to customer needs and managing the risk.

The timelines for response make it imperative that residents must be responsible for their safety as the absence of smoke alarms and an escape plan make it highly unlikely that occupants will survive the rapid growth of fire, heat, and toxic gases. Casualties will ensue prior to the arrival of a fire response and rescue will be almost nonexistent. Best practice, standard response times are based on a 6 minute response, 90% of the time, from Call Taking to Intervention. The present average response time is based on the following:

• Detect and Report	Variable
• Call taking and Dispatch	1:00-1:30 minutes
• Travel Time	2:00-3:00 minutes
• Set Up	1:00 minute
• Intervention	4:00-5:30 minutes (only after it has been detected)

A 6 minute response time, 90% of the time is the benchmark that should be maintained.

It is not anticipated that implementing the changes described in this report would impact fire response times or increase risk. However, Council has the authority under section 2(1) of the Fire Protection and Prevention Act to determine the level of service provided to the community. In face of continuing rising costs, services and the priority to protect life, property fire events should be based on real call experience, actual risk and the likelihood of an event occurring. Balancing this risk with graver fiscal and liability concerns provides the rationale for the recommended changes.

## **IMPACT**

This initiative is recommended as a service level improvement opportunity to address nearing critical EMS liability and response time issues with no impact on existing service levels. EMS coverage will ensure ambulance availability meets demand and address risk and increasing liability concerns including criminal negligence possibilities under the Federal Bill C-45, 2003 Act. Response times and Fire Fighters on scene for a standard residential fire are expected to remain unchanged. Although not an impetus for this proposal, it is expected there will be some financial savings related to improved EMS response times and service quality. This realignment can be accomplished through attrition over a three year period, 2016-2018.

## **STRATEGIC PLAN**

N/A

## **RECOMMENDATION**

It is therefore recommended that Council take the following action:

Resolved that the report of the Fire Chief dated 2015 10 26 concerning the Fire Services Organizational Realignment Strategy to transition FTE (full time equivalent) resources by reallocating up to 20 Firefighter positions, through attrition as follows:

- 4 - Paramedic Supervisors
- 8 - Paramedics
- 2 - Public Education Officers
- 1 - Training Officer
- 1 - Mechanic
- Emergency Planning Officer
- Additional allocation as required or eliminated

Be approved.

It is further resolved that the Chief, Fire Services in conjunction with the Commissioner of Human Resources and City Solicitor and with consultative input from key stakeholders including the affected collective bargaining units implement the realignment over a 3 year transition period.

Respectfully submitted,



Mike Figliola  
Fire Chief

### **Comparison of SSM Ambulance Hours with Like Providers**

The following two tables compare ambulance services with similar staffing levels to Sault Ste. Marie and also ambulance services that have comparable response volumes. These figures have come from the Sault Ste. Marie EMS service's own records and statistics available on the Ontario Association of Paramedic Chiefs website.

Table 1: Call volumes of ambulance services with similar staffing

<b>Service</b>	<b>Number of Calls</b>	<b>Annual Ambulance Hours</b>
Lexington & Addington	4,825	30,660
Haliburton	2,473	26,280
Dufferin	5,562	38,256
Haldimand	4,933	35,040
<b>Sault Ste. Marie</b>	<b>12,094*</b>	<b>30,660</b>

\*2014 figures

Table 2: Staffing levels of ambulance services with similar call volumes

<b>Service</b>	<b>Number of Calls</b>	<b>Annual Ambulance Hours</b>
Muskoka	10,070	68,116
Leeds Grenville	11,588	54,640
Cornwall	12,385	62,000
Kenora	11,746	86,132
Lambton	11,928	87,600
Grey	9,980	65,550
<b>Sault Ste. Marie</b>	<b>12,094*</b>	<b>30,660</b>

\*2014 figures

October 15, 2015

**Mayor Christian Provenzano**  
The Corporation of the City of Sault Ste Marie  
PO Box 580  
Sault Ste Marie, ON P6A 5N1

Dear Mayor Provenzano,

The Board of Health for the District of Algoma passed the attached resolution at its September 22, 2015 Board meeting requesting that municipal and township councils in Algoma pass resolutions to support a district-wide strategy to reduce smoking rates by 5% over the next 5 years.

In Algoma, the incidence of lung and bronchus cancer is significantly higher than that of the province of Ontario. Lifestyle behaviours, such as not smoking and avoiding exposure to secondhand tobacco smoke will reduce the risk for lung and bronchus cancer.

Unfortunately, there has not been a significant decline in smoking rates in Algoma over the last several years. Algoma's smoking rates are much higher (23.6%) than the provincial average (17.4%).

In its January 2015 Cancer report to the community, Algoma Public Health sounded the alarm with a call to action to reduce smoking rates by 5% over the next 5 years across Algoma District. Since then, hospitals, family health teams, nurse practitioner clinics, Aboriginal health centres together with representatives from post- secondary institutions and major employers have mobilized to support the development of a district-wide strategy.

In collaboration with the Ontario Tobacco Research Unit, it is the partnership's hope for Algoma to become a cessation innovation accelerator, where new ideas emerging from stakeholders and from research evidence, are tested to support a significant reduction in smoking rates. The partnership has also submitted a proposal to the Ministry of Health to help fund this ambitious, bold and necessary five year smoking rate reduction strategy.

It is the Algoma Board of Health's assertion, that the reduction of smoking rates by 5% will have a significant and important positive impact on the health of Algoma residents, by aiding to reduce health inequities in the prevention of cancer.

---

**Blind River**  
P.O. Box 194  
9B Lawton Street  
Blind River, ON P0R 1B0  
Tel: 705-356-2551  
TF: 1 (888) 356-2551  
Fax: 705-356-2494

**Elliot Lake**  
50 Roman Avenue  
Elliot Lake, ON P5A 1R9  
Tel: 705-848-2314  
TF: 1 (877) 748-2314  
Fax: 705-848-1911

**Sault Ste. Marie**  
294 Willow Avenue  
Sault Ste. Marie, ON P6B 0A9  
Tel: 705-942-4646  
TF: 1 (866) 892-0172  
Fax: 705-759-1534

**Wawa**  
18 Ganley Street  
Wawa, ON P0S 1K0  
Tel: 705-856-7208  
TF: 1 (888) 211-8074  
Fax: 705-856-1752

.../2

The unified support of key partners that include municipalities and townships across the Algoma district, will promote a “systems” approach to ensuring access for all residents to quit smoking assistance, and create an environment conducive to reduced smoking rates. We encourage your council to pass a resolution to support a district-wide strategy in response to this call to action.

Together we can reduce smoking rates and contribute to decreasing the incidence of smoking related cancers and chronic illnesses in our communities.

For additional information please contact Janet Allen, Tobacco Control Coordinator, Algoma Public Health at 705-941-4646 ext.3042 or [jallen@algomapublichealth.com](mailto:jallen@algomapublichealth.com)

Sincerely,



Dr. Penny Sutcliffe  
Acting Medical Officer of Health



Tony Hanlon, Ph.D.  
Chief Executive Officer

Attachment

cc/All Algoma District Mayors/Reeves



DATE: September 22, 2015

MOVED: Candace

SECONDED: Dennis

**SUBJECT: REDUCING SMOKING RATES BY 5% IN 5YEARS IN THE DISTRICT OF ALGOMA**

WHEREAS Algoma Public Health is committed to preventing disease and promoting the health of individuals and communities in the Algoma District; and

WHEREAS the incidence of lung and bronchus cancer for the district of Algoma is significantly higher than that of the province of Ontario; and

WHEREAS the 2011-2012 cycle of the Canadian Community Health Survey, identifies current smokers, age 12 or older who have smoked at least 100 cigarettes in their lifetime and have smoked in the past 30 days, as 23.6% in Algoma compared to 17.8% for Ontario; and

WHEREAS supporting a call to action to reduce smoking rates by 5% in 5years will bring Algoma's smoking rates more in line with the provincial average and help to reduce health inequities in the prevention of cancer; and

WHEREAS a collaboration with key partners and municipalities to address the smoking rate will promote a systems approach to ensuring access of all residents of Algoma to quit smoking assistance and support a collective impact on reducing smoking rates in Algoma; and

WHEREAS continued efforts to prevent youth from starting to smoke remains vital, the proposed 5% reduction in smoking rates over five years can only be achieved by significantly increasing the successful quit attempts among people who currently smoke; and

WHEREAS Algoma has the potential to become Ontario's "cessation innovation accelerator" where new ideas emerging from stakeholders and from research evidence are tested to meet the challenging goal of reducing smoking rates for Algoma and the Province.

**THEREFORE BE IT RESOLVED THAT** the Board of Health of Algoma endorses the concept of a district-wide goal to reduce smoking rates by 5% over the next 5years; and

**FURTHER THAT** in keeping with APH's endorsement of a district-wide goal, supports the development of a strategy that engages community partners including those from health care, education, and the private sector to support the implementation of a 5 year smoking reduction plan across the district; and

**FURTHER THAT** Algoma Public Health supports the development of an internal and external branded communication strategy directed at smokers to make quit smoking attempts; and

**FURTHER THAT** the Board of Health of Algoma endorses a proposal submission in partnership with the Ontario Tobacco Research Unit to the Ministry of Health to fund a 5 year smoking reduction strategy; and

**FURTHER THAT** APH requests municipalities and townships across Algoma to support a district-wide strategy by passing resolutions that support a call to action to reduce smoking rates by 5% over the next 5years.

CARRIED: Chair's Signature

Lee Mason - Chair

Ian Frazier - Vice Chair

Sue Jensen

Candace Martin

Dennis Thompson

**TEMPORARY STREET CLOSURE - APPLICATION FORM**

CONTACT NAME: Mike Nadeau (For questions please contact Daneen Denommie, Healthy Kids Community Challenge Project Manager, 942-4444 ext 5233) TELEPHONE: (705)-541-7311  
ADDRESS: Social Services Dept. POSTAL CODE: \_\_\_\_\_

The above person hereby makes application for the closing of

Queen St.

(Name of street to be closed)

from Bruce St. to Dennis St.  
(reference points - street numbers, cross streets, etc.)

on the 23 day of January, 2016 from 12 am/pm to 5 am/pm  
for the purpose of Healthy Kids Community Challenge Launch event

**APPROVALS SECTION:**

1. Police Services, Traffic Dept.  
Telephone 949-6300 ext 348  
Fax 705-7620 Magnan #209  
580 Secondline East, 2015

  
Signature of Official

2. Fire Services/Emergency Medical Services (EMS)  
Telephone 949-3335/949-3387  
Fax 949-2341  
72 Tancred Street

  
Signature of Official

3. Public Works & Transportation Dept.  
Telephone 541-7000  
Fax 541-7010  
128 Sackville Road

  
Signature of Official

4. Transit/Parking  
Telephone 759-5320  
Fax 759-5834  
111 Huron Street

  
Signature of Official

5. Central Ambulance Communication  
Centre (C.A.C.C.)  
Telephone 946-1227  
Fax 946-6883  
65 Old Garden River Road

  
Signature of Official

6. Downtown Association  
Telephone 942-2910  
Fax 942-6368  
496 Queen Street East  
(QUEEN STREET CLOSINGS ONLY)

  
Signature of Official**CITY CLERK SECTION:**

City Council approval was received on \_\_\_\_\_

(date)

(By-law No.)

Please fax signed copy to Daneen Denommie at (705) 759-1534

**RECEIVED**

DEC 23 2015

**ALGOMA PUBLIC HEALTH TEMPORARY STREET CLOSURE - APPLICATION FORM**

CONTACT NAME: Mike Nadeau (For questions please contact Deneen Denommie, Healthy Kids Community Challenge Project Manager, 942-1161 ext 5233) TELEPHONE: (705) 541-7336  
 ADDRESS: Social Services Dept POSTAL CODE:

The above person hereby makes application for the closing of  
Queen St

(Name of street to be closed)

from Bruce St. to Dennis St.  
 (reference points - street numbers, cross streets, etc.)

on the 23 day of January, 2016 from 12 am/pm to 5 am/pm  
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**APPROVALS SECTION:**

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 Telephone 949-6300 ext 348  
 Fax 759-7820  
 580 Second Line East
2. Fire Services/Emergency Medical Services (EMS)  
 Telephone 949-3335/949-3387  
 Fax 949-2341  
72 Tencred Street **DEPUTY FIRE CHIEF**

Signature of OfficialSignature of Official

3. Public Works & Transportation Dept.  
 Telephone 541-7000  
 Fax 541-7010  
 128 Sackville Road

4. Transit/Parking  
 Telephone 759-5320  
 Fax 759-5834  
 111 Huron Street

Signature of OfficialSignature of Official

- b. Central Ambulance Communication Centre (C.A.C.C.)  
 Telephone 946-1227  
 Fax 946-6883  
 65 Old Garden River Road

5. Downtown Association  
 Telephone 942-2919  
 Fax 942-6368  
 498 Queen Street East  
**(QUEEN STREET CLOSINGS ONLY)**

Signature of OfficialSignature of Official**CITY CLERK SECTION:**

City Council approval was received on \_\_\_\_\_  
 (date) \_\_\_\_\_ (By-law No.) \_\_\_\_\_

Please fax signed copy to Deneen Denommie at (705) 591-1534

TEMPORARY STREET CLOSURE - APPLICATION FORM

CONTACT NAME: Mike Nadeau (For questions please contact Deneen Denommie, Healthy Kids Community Challenge Project Manager, 949-4666 ext. 5233) TELEPHONE: (705)-541-7310  
 ADDRESS: Social Services Dept. POSTAL CODE: \_\_\_\_\_

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 (reference points - street numbers, cross streets, etc.)

on the 23 day of January, 2016 from 12 am/pm to 5 am/pm  
 for the purpose of Healthy Kids Community Challenge Launch event

APPROVALS SECTION:

- |  |  |
|--|--|
| 1. Police Services, Traffic Dept.<br>Telephone 949-6300 ext 348<br>Fax 759-7820<br>580 Second Line East                | 2. Fire Services/Emergency Medical Services (EMS)<br>Telephone 949-3335/949-3387<br>Fax 949-2341<br>72 Tancred Street  |
| <u>Signature of Official</u>   |  |
| 3. Public Works & Transportation Dept.<br>Telephone 541-7000<br>Fax 541-7010<br>128 Sackville Road                     | 4. Transit/Parking<br>Telephone 759-5320<br>Fax 759-5834<br>111 Huron Street   |
| <u>Signature of Official</u>   |  |
| 5. Central Ambulance Communication Centre (C.A.C.C.)<br>Telephone 946-1227<br>Fax 946-6883<br>65 Old Garden River Road | 6. Downtown Association<br>Telephone 942-2919<br>Fax 942-8368<br>496 Queen Street East<br>(QUEEN STREET CLOSINGS ONLY) |
| <u>Signature of Official</u>   |  |
| <u>Signature of Official</u>   |  |

CITY CLERK SECTION:

City Council approval was received on \_\_\_\_\_  
 (date) \_\_\_\_\_ (By-Law No.) \_\_\_\_\_

Please fax signed copy to Deneen Denommie at (705)759-1534

RECEIVED

DEC 22 2015

ALGOMA PUBLIC HEALTH

12-23-15 12:42PM; From: APH

To: 7057595834

# 1 / 1

**RECEIVED**

DEC 23 2015

**ALGOMA PUBLIC HEALTH TEMPORARY STREET CLOSURE - APPLICATION FORM**

(For questions please contact Daneen Denommie, Healthy Kids)

**CONTACT NAME:** Mike Nadeau (**Community Challenge Project Manager, 942-4646 ext. 5233**) **TELEPHONE:** (705) - 541 - 731

**ADDRESS:** Social Services Dept. **POSTAL CODE:** \_\_\_\_\_

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(reference points - street numbers, cross streets, etc.)

on the 23 day of January, 2016 from 12 am/pm to 5 am/pm  
 for the purpose of Healthy Kids Community Challenge Launch event

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 Fax 759-7820  
 580 Second Line East

2. Fire Services/Emergency Medical Services (EMS)  
 Telephone 949-3335/949-3387  
 Fax 949-2341  
 72 Tancred Street

Signature of OfficialSignature of Official

3. Public Works & Transportation Dept. 4.  
 Telephone 541-7000  
 Fax 541-7010  
 128 Sackville Road

- Transit/Parking  
 Telephone 759-5320  
 Fax 759-5884  
 111 Huron Street

Signature of OfficialSignature of Official

5. Central Ambulance Communication  
 Centre (C.A.C.C.)  
 Telephone 946-1227  
 Fax 945-6883  
 65 Old Garden River Road

- Downtown Association  
 Telephone 942-2919  
 Fax 942-6368  
 496 Queen Street East  
 (QUEEN STREET CLOSINGS ONLY)

Signature of OfficialSignature of Official**CITY CLERK SECTION:**

City Council approval was received on \_\_\_\_\_  
 (date) \_\_\_\_\_ (By-law No.) \_\_\_\_\_

Please fax signed copy to Daneen Denommie at (705) 759 - 1534

**RECEIVED**

JAN 04 2016

**TEMPORARY STREET CLOSURE - APPLICATION FORM**

ALGOMA PUBLIC HEALTH

CONTACT NAME:

*Mike Nadeau* (For questions please contact Daneen Denommie, Healthy Kids)  
 Community Challenge Project Manager, 942-4696 ext 5233 TELEPHONE: (705) 541-7301

ADDRESS: Social Services Dept

POSTAL CODE:

The above person hereby makes application for the closing of

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Signature of Official

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 Telephone 942-2919  
 Fax 942-6368  
 496 Queen Street East  
 (QUEEN STREET CLOSINGS ONLY)

*Tami M.L.*  
Signature of Official

Signature of Official

**CITY CLERK SECTION:**City Council approval was received on \_\_\_\_\_  
 (date) \_\_\_\_\_ (By-law No.) \_\_\_\_\_

Please fax signed copy to Daneen Denommie at (705) 541-1534



TEMPORARY STREET CLOSURE - APPLICATION FORM

CONTACT NAME: Mike Nadeau (For questions please contact Deneen Denommie, Healthy Kids Community Challenge Project Manager, 942-4696 ext. 5233) TELEPHONE: (705) -541-7311  
 ADDRESS: Social Services Dept. POSTAL CODE: \_\_\_\_\_

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|---|---|

Signature of Official

Signature of Official

- |  |  |
|--|--|
| 3. Public Works & Transportation Dept.<br>Telephone 541-7000<br>Fax 541-7010<br>128 Sackville Road | 4. Transit/Parking<br>Telephone 759-5320<br>Fax 759-5834<br>111 Huron Street |
|--|--|

Signature of Official

Signature of Official

- |  |  |
|--|--|
| 5. Central Ambulance Communication Centre (C.A.C.C.)<br>Telephone 946-1227<br>Fax 945-6883<br>65 Old Garden River Road | 6. Downtown Association<br>Telephone 942-2919<br>Fax 942-5368<br>496 Queen Street East<br>(QUEEN STREET CLOSINGS ONLY) |
|--|--|

Signature of Official

Signature of Official

CITY CLERK SECTION:

City Council approval was received on \_\_\_\_\_  
 (date) \_\_\_\_\_ (By-law No.) \_\_\_\_\_

Please fax signed copy to Deneen Denommie at (705) 759-1534

**Soo Finnish Nordic Ski Club**

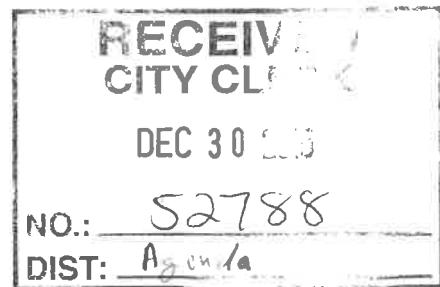
*Physical address:*

767 Landslide Road  
Sault Ste. Marie, ON  
P6B 6J8

*Mailing address:*

Box 22062 44 Great Northern Road  
Sault Ste. Marie, ON  
P6B 6H4

December 24, 2015



To whom it may concern,

In accordance with the Special Occasion Permit application under the regulations of the Alcohol and Gaming Commission of Ontario please consider this notification of an 'Outdoor Event'.

This application has been completed by Laurie Carlyle, social coordinator, on behalf of the not-for-profit organization, **Soo Finnish Nordic Ski Club** of Sault Ste Marie (SSM), Ontario.

We plan to hold the event, *Hiawatha SnowFest* on January 23 and 24, 2016 in celebration of 60 years of Nordic skiing at Hiawatha Highlands in SSM. Our SOP application is for January 23, 2016 when we hope to hold a sales beer tent at the address 767 Landslide Road in SSM. Set up will begin at 11:30AM and closing of the beer tent will be complete by 4:00PM. A sausage barbecue will also be provided during this time.

You will find attached a schematic drawing (not to scale) illustrating the fenced (36" tall) area and the proximity to the Soo Finnish Nordic (physical structure) club house. The capacity planned for this area is 30' x 30'= 900sq. ft. / 12' = 75 persons. All beer sales & consumption will remain inside the outdoor fenced area.

Sincerely,

Laurie Carlyle

94 Lansdowne Ave, Sault Ste. Marie, ON  
(705) 541 9700 lauriecarlyle@hotmail.com

  
ccn: (705) 257-0690

cc.:

**City SSM City Clerk Department:** 99 Foster Dr., Level 4, SSM, ON P6A 5X6

**Police SSM:** 580 Second Line East, SSM, ON P6B 4K1

**SSM Fire Department:** 72 Tancred St. SSM, ON P6A 2W1

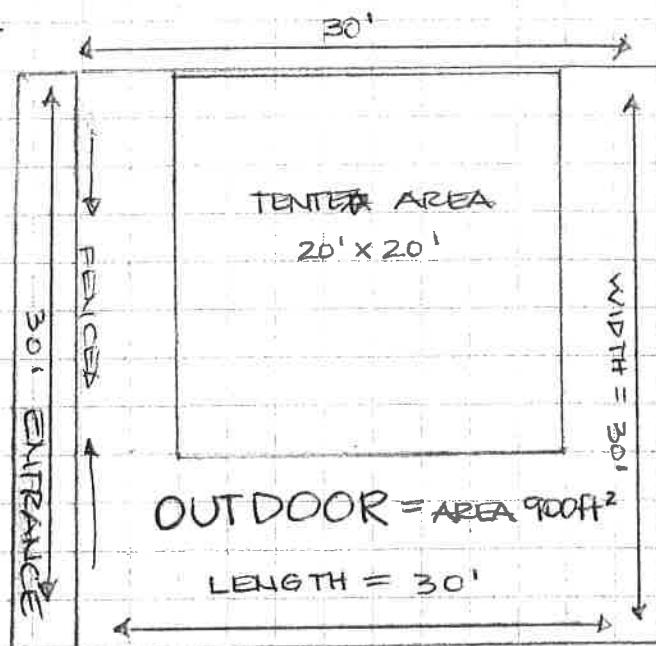
**SSM Building Department:** Level 5, 99 Foster Dr., Level 4, SSM, ON P6A 5X6

**Algoma Public Health:** 294 Willow Ave. SSM., ON P6B 0A9

SOO FINNISH  
 NORDIC SKI  
 CLUBHOUSE  
 (JUST FOR  
 PROXIMITY)

767 LANDSLIDE  
ROAD

136'



$$\begin{matrix}
 & \text{OUTDOOR AREA} = 900\text{ft}^2 \text{ TOTAL} \\
 36'' \times & 30' \times 30' = \text{FENCED AREA} \\
 H & W : H
 \end{matrix}$$

$$\text{CAPACITY} = 30' \times 30' = 900 \text{ sq.ft} \div 12 = 75 \text{ persons}$$



## COUNCIL REPORT

January 11, 2016

**TO:** Mayor Christian Provenzano and Members of City Council  
**AUTHOR:** Peter Liepa, Tax Collector  
**DEPARTMENT:** Finance Department  
**RE:** Property Tax Appeals

---

### PURPOSE

Council approval is required pursuant to Section 357 of the Municipal Act.

### BACKGROUND

Listing of applications received for adjustment of realty taxes pursuant to Section 357 of the Municipal Act.

### ANALYSIS

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

### IMPACT

There is an annual budget allocation for tax write-offs.

### STRATEGIC PLAN

Not applicable.

### RECOMMENDATION

It is therefore recommended that Council take the following action:

Resolved that the report of the City Tax Collector dated 2016 01 11 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.

Report to Council – Property Tax Appeals

2016 01 11

Page 2.

Respectfully submitted,

Recommended for approval



Peter A. Liepa  
City Tax Collector

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: 2016 01 11  
 PAGE: 1 of 1

**2015**

ROLL NUMBER	PROPERTY ADDRESS	PERSON ASSESSED	TAX CLASS	REASON	APPEAL NO.	TAXES	INTEREST	TOTAL
010-038-018	27 Val St	Hugh Morrow	RT	D	15-008		CONFIRMED	
010-070-019	1223 Trunk Rd	Major Contracting	RT	D	15-009	669.52		669.52
010-051-060-01	78 Glenwood Ave	James Lamon	CT/RT	A	15-010	1,078.87	107.39	1,186.26
030-028-001-75	294 Willow Ave	Board of Health District of Algoma	CT	B	15-011	12,764.78		12,764.78
030-047-049	104 Reid St	Play & Replay Inc.	RT	D	15-012	266.85	3.31	270.16
030-070-013	494 Great Northern Rd	1927404 Ontario Inc.	CT/RT	D	15-013	13,557.82	42.44	13,600.26
030-085-119	355 Fourth Line E	Marie Senko	RT	D	15-014	144.43		144.43
060-042-090	16 Arbor Dr	Wesley Greco	RT	D	15-015	184.23		184.23
060-045-012-82	0 Anderson Rd	City of Sault Ste Marie	RT	B	15-016	93.89	3.60	97.49
060-045-012-85	0 Anderson Rd	City of Sault Ste Marie	RT	B	15-017	123.21	4.68	127.89
060-070-054	397 Sunnyside Beach Rd	Ronald Sonke	RT	D	15-018	1,054.57		1,054.57
Certified Correct:						<b>REPORT TOTAL</b>	<b>29,938.17</b>	<b>161.42</b>
								<b>30,099.59</b>

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Peter A. Liepa  
 Tax Collector

- 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



## COUNCIL REPORT

January 11, 2016

**TO:** Mayor Christian Provenzano and Members of City Council  
**AUTHOR:** Don Elliott, Director of Engineering Services  
**DEPARTMENT:** Engineering and Planning Department  
**RE:** Connecting Link Funding Application – Black Road

---

### PURPOSE

The purpose of this report is to obtain Council approval to make the widening of Black Road the candidate project for Ministry of Transportation (MTO) Connecting Link funding.

### BACKGROUND

In 2013, MTO cancelled the provincial connecting link funding program. Fortunately the Province has since reinstated the program beginning with the 2016 construction season. The program designates \$15M of application based funding for eligible municipalities. The funding is for up to 90% of eligible costs to a maximum of \$3M. Some interesting connecting link facts are as follows:

- 77 municipalities have connecting links within their municipal boundaries.
- The total length of provincial connecting links is 352 km.
- Sault Ste. Marie has the largest share of connecting links in the Province at 24.5 km; Timmins is next with 21 km.
- A full 35% of arterial roads in Sault Ste. Marie are connecting links.
- Sault Ste. Marie cannot be fully by-passed due to the international border connection in the downtown core.

In 2014, MTO notified the City that it was shelving all route planning and environmental assessments for both the connection of Highway 17 to Black Road at Second Line, and a by-pass between 17 East and 17 North. It was this decision that solidified the need to widen Black Road between McNabb Street and Second Line.

The class environmental assessment for the widening of Black Road is expected to be complete in late winter or early spring. The preferred alternative is the widening of the road to provide a four lane cross section.

## **ANALYSIS**

The current and projected traffic volumes on this portion of Black Road are such that one through lane in each direction is insufficient to meet the demand. This is the one remaining portion of the TransCanada Highway though the urban portion of the City that remains two lanes. Since the Province has no near term plans to connect Hwy 17 to Second Line at Black Road, the widening of Black Road becomes all the more critical.

The application process requires a Council resolution endorsing the candidate project. The intention is to construct the widening in two phases over two years, beginning at the McNabb Street south limit in 2016. The first phase would end approximately 1 kilometer north of McNabb Street.

## **IMPACT**

The pre-design estimate for the whole project is \$5.25M. The first phase is \$2.7M. The City's application would seek a full 90% grant of \$2.43M making the City's share \$270,000. In the 2015-2019 approved five-year capital plan, staff had included \$1.75M for both phases. The intent was that in the absence of the connecting link program, the city could use the \$1.75M as our share of a funding program. Under this application, if successful, the City's share would come from the \$1.75M. If this application is successful, it would be staff's intention to apply for 2017 connecting link funds for Phase II, and the City's share would come from the same \$1.75M allocation. If the connecting link funding is secured, the remaining funds from the \$1.75M allocation would be reassigned to other capital priorities by way of a recommendation to Council.

## **STRATEGIC PLAN**

This is linked to Objective 1B, Transportation Network Improvements under the Developing Solid Infrastructure strategic direction.

## **RECOMMENDATION**

It is therefore recommended that Council take the following action:

Resolved that the report dated 2016 01 11 from the Director of Engineering Services concerning Phase I of the widening of Black Road from McNabb Street northward approximately 1 kilometer be received, and that the project be designated as the candidate for the City's 2016 connecting link funding application, be approved.

Respectfully submitted,



Don Elliott, P. Eng.  
Director of Engineering Services

Recommended for approval



Jerry Dolcetti, RPP  
Commissioner of Engineering and Planning



## COUNCIL REPORT

January 11, 2016

**TO:** Mayor Christian Provenzano and Members of City Council  
**AUTHOR:** Carl Rumieli, P. Eng., Design & Construction Engineer  
**DEPARTMENT:** Engineering and Planning Department  
**RE:** Reconstruction of the Fort Creek Aqueduct – Engineering Agreement

---

### PURPOSE

The purpose of this report is to request Council approval to authorize an engineering agreement with Tulloch Engineering for the above-mentioned project.

### BACKGROUND

At the 2015 12 07 meeting, Council provided approval to retain Tulloch to provide engineering services associated with proposed improvements and reconstruction of the Fort Creek Aqueduct on Wellington Street West from John Street to Carmen's Way.

### ANALYSIS

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

### IMPACT

The City, the province and the federal government will share the \$31.26M project in thirds, or \$10.42M each as part of the Small Communities Fund (SCF) portion of the Build Canada Fund for this project. Engineering fees are an eligible expense.

Tulloch's fee estimate included in their proposal submission was broken into three components totalling \$1,575,462. At this time, staff seeks approval to execute an engineering agreement that includes the Environmental Assessment, preliminary design and detailed design for a total of \$632,672.

Reconstruction of Fort Creek Aqueduct – Engineering Agreement

2016 01 11

Page 2.

This amount would exclude the contract administration and construction inspection. It is felt that it would be beneficial to wait until after the Environmental Assessment is complete to bring a cost estimate for contract administration and inspection forward. The preferred design alternative will be known upon completion of the Environmental Assessment, at which time Tulloch will refine their estimate and the agreement can be amended accordingly. It is anticipated that the engineering fees will be less than the original estimate of \$1,575,462.

**STRATEGIC PLAN**

Improvements to roads and drainage infrastructure is linked to Objective 1B, Transportation Network Improvements under the Developing Solid Infrastructure strategic direction.

**RECOMMENDATION**

It is therefore recommended that Council take the following action:

Resolved that the report of the Design and Construction Engineer dated 2016 01 11 be accepted and that Council authorize entering into an agreement for engineering services with Tulloch Engineering.

Bylaw 2016-05 authorizing the execution of the agreement can be found elsewhere on this evening's agenda.

Respectfully submitted,



Carl Rumiell, P. Eng.  
Your position title

Recommended for approval



Supervisor's name  
Supervisor's position title  
(if applicable)



## COUNCIL REPORT

January 11, 2016

**TO:** Mayor Christian Provenzano and Members of City Council  
**AUTHOR:** Don Elliott, Director of Engineering Services  
**DEPARTMENT:** Engineering and Planning Department  
**RE:** Black Road – Third line EA – Notice of Completion

---

### PURPOSE

The purpose of this report is to advise Council that the environmental assessment (EA) for the Black Road and Third Line corridor between McNabb Street and the Sault Area Hospital (SAH) entrance has been completed.

### BACKGROUND

Development in the northern part of the City and the relocation of the hospital has added traffic to Black Road between McNabb and Third Line, and Third Line between Black Road and the SAH entrance. Further, the notification from the Ministry of Transportation that it is shelving route planning and EA work for a connection of Highway 17 to Second Line at Black Road has made it all the more critical to consider widening Black Road south of Second Line.

The widening of Black Road beginning at McNabb Street has been recommended as the candidate project for 2016 connecting link funding in another report on this evening's agenda.

### ANALYSIS

A class C environmental assessment was carried out, including two open houses for public consultation. The preferred alternative for corridor improvements is as follows:

- Widening Black Road from McNabb Street to Second Line to include two through lanes in each direction;
- Maintain a single through lane in each direction and widen the Black Road and Third Line road platforms from Second Line to Third Line and from Third line to east of the SAH entrance respectively;

## **Black Road – Third line EA – Notice of Completion**

2016 01 11

Page 2.

- Include road base/subbase and drainage improvements along Black Road from Second Line to Third Line and along Third Line from Black Road to east of the SAH entrance; and,
- Forgo any servicing extensions at this time.

In accordance with the environmental assessment process, a Notice of Completion will be published identifying the preferred alternative. There is a 30 day period after publication during which an individual or agency can submit a request for a Part II Order to the province for a full environmental assessment. If no such request is received, the City may proceed with the project when the funds are in place. Construction in 2016 is dependent on connecting link funding. The Environmental Study Report (ESR) will be available for viewing on the City web site on-line at [www.saultstmarie.ca/BlackRoadEA](http://www.saultstmarie.ca/BlackRoadEA).

### **IMPACT**

The funding for this EA has been provided by previous capital budgets and if no significant issues arise during the 30 day notice period, then no additional impact is anticipated for final completion of the EA.

### **STRATEGIC PLAN**

Road improvements are linked to the Transportation Network Improvements objective under the Developing Solid Infrastructure strategic direction.

### **RECOMMENDATION**

It is therefore recommended that Council take the following action:

Resolved that the report of the Director of Engineering Services dated 2016 01 11 concerning the Notice of Completion for the Black Road – Third Line EA be accepted as information.

Respectfully submitted,



Don Elliott, P. Eng.  
Director of Engineering Services

Recommended for approval



Jerry Dolcetti, RPP  
Commissioner of Engineering and  
Planning



## COUNCIL REPORT

January 11, 2016

**TO:** Mayor Christian Provenzano and Members of City Council  
**AUTHOR:** Nuala Kenny, City Solicitor  
**DEPARTMENT:** Legal Department  
**RE:** Assumption and Closing Part Byrne Avenue

---

### PURPOSE

The purpose of this report is to seek Council's approval to assume and close a portion of Byrne Avenue being Part PIN 31571-0474 (LT) PT BYRNE AV PL 1489 KORAH BTN LOTS 20 & 21; PT 1 1R13155; SAULT STE. MARIE.

### BACKGROUND

On April 22, 2013 City Council passed By-law 2013-70 which authorized the temporary closing of the most easterly end of Byrne Avenue until such time as the road closure could be constructed and surveyed. On October 29, 2015 a reference plan showing this property was registered as 1R13155. It is now appropriate for this property to be assumed and closed and By-law 2013-70 to be repealed.

### ANALYSIS

Not applicable.

### ATTACHMENT

Attached as Schedule "A" is a portion of 1R13155 showing the "Subject Property" as Part 1.

### IMPACT

There is no significant financial impact associated with this matter.

### STRATEGIC PLAN

Not applicable

### RECOMMENDATION

It is therefore recommended that Council take the following action:

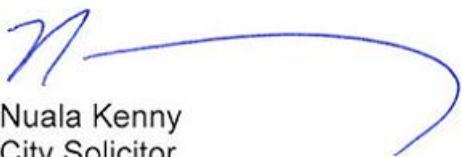
Report to Council – Assumption and Closing Sinclair Street

2016 01 11

Page 2.

By-law 2016-8 being a by-law to assume Part of Byrne Avenue described in PIN 31571-0474 (LT) being Part 1 1R13155, and By-law 2016-9 being a by-law to stop up and close the property appear elsewhere on the agenda and are recommended for approval.

Respectfully submitted,



Nuala Kenny  
City Solicitor

NK/da  
Attachment

LEGAL\STAFF\COUNCIL REPORTS\2016\ASSUMPTION AND CLOSING PART BYRNE AVENUE(PR5.1).DOCX

I REQUIRE THIS PLAN TO BE  
UNDER THE LAND TITLES ACT.

DATE October 29th

D.S. URSO - ONTARIO LANDS

PART	AVENUE
1	PART OF BYRNE

PART 1 COMPRISSES PART

REG C

Part  
IR13155

Page 61 of 102





## COUNCIL REPORT

January 11, 2016

**TO:** Mayor Christian Provenzano and Members of City Council  
**AUTHOR:** Nuala Kenny, City Solicitor  
**DEPARTMENT:** Legal Department  
**RE:** Assumption and Closing Sinclair Street

---

### PURPOSE

The purpose of this report is to seek Council's approval to assume and close Sinclair Street being PIN 31578-0173 (LT) PT LT 15 S/S MURRAY ST, 16 S/S MURRAY ST, 15 N/S SUPERIOR ST, 16 N/S SUPERIOR ST PL TOWN PLOT OF ST. MARY'S AS IN RY22821 (SECONDLY, THIRDLY AND FOURTHLY) AND AS IN T113494 EXCEPT T149152, T339457 AND PT 7 1R2137; S/T RY48557, T360047, T361971, T84473, T386646 AND T113565, T129342; SAULT STE. MARIE.

### BACKGROUND

On January 20, 2014 City Council passed the following resolution:

"Now Therefore Be It Resolved that City Council on behalf of the citizens of Sault Ste. Marie, extend its sincere and heartfelt gratitude to the family of Dr. Sinclair Sr. and Dr. Sinclair Jr. in recognition of their outstanding achievements and commitment to our community;

And further, that the City of Sault Ste. Marie, at its earliest opportunity, names a city street in honour of both men, who exemplify what it means to be truly outstanding citizens of our community."

On October 15, 2015 the Legal Department received a request from the Engineering Department advising that the developer of East Side Subdivision has agreed to name a street in the Subdivision, Sinclair Street as per Council's resolution of January 20, 2014.

The Legal Department circulated the request for the assumption and closing of Sinclair for comments. We have been advised by the Sault Ste. Marie Region

Report to Council – Assumption and Closing Sinclair Street  
2016 01 11  
Page 2.

Conservation Authority that the subject property is not in an area under the jurisdiction of the Conservation Authority.

The Engineering Department and Public Works and Transportation Department expressed no concerns. Building advised that they note an outstanding permit application for the continuing construction of the Bridge Plaza.

The Planning Department advised that they have no concerns with this property being assumed and closed.

### **ANALYSIS**

Not applicable.

### **ATTACHMENT**

Attached as Schedule “A” is a drawing showing the “Subject Property”.

### **IMPACT**

There is no significant financial impact associated with this matter.

### **STRATEGIC PLAN**

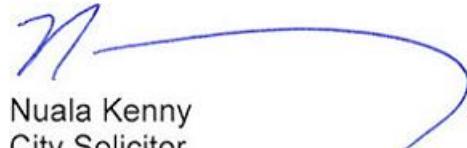
Not applicable

### **RECOMMENDATION**

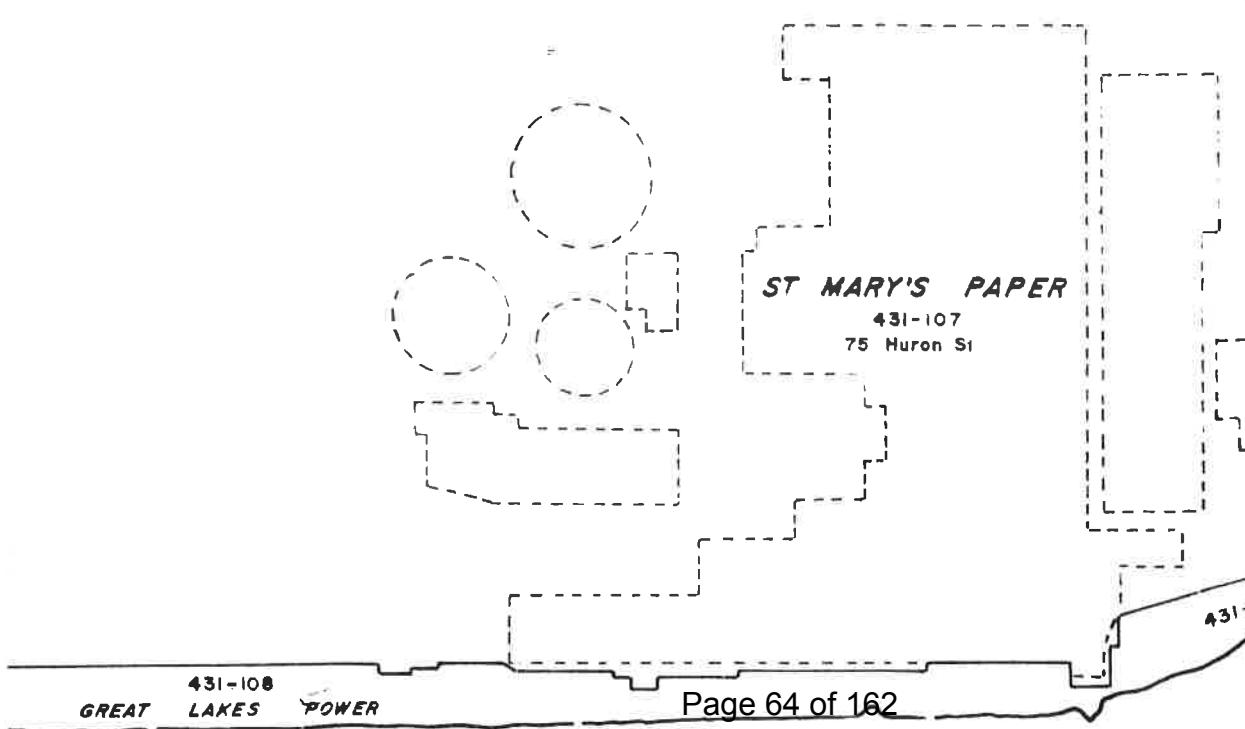
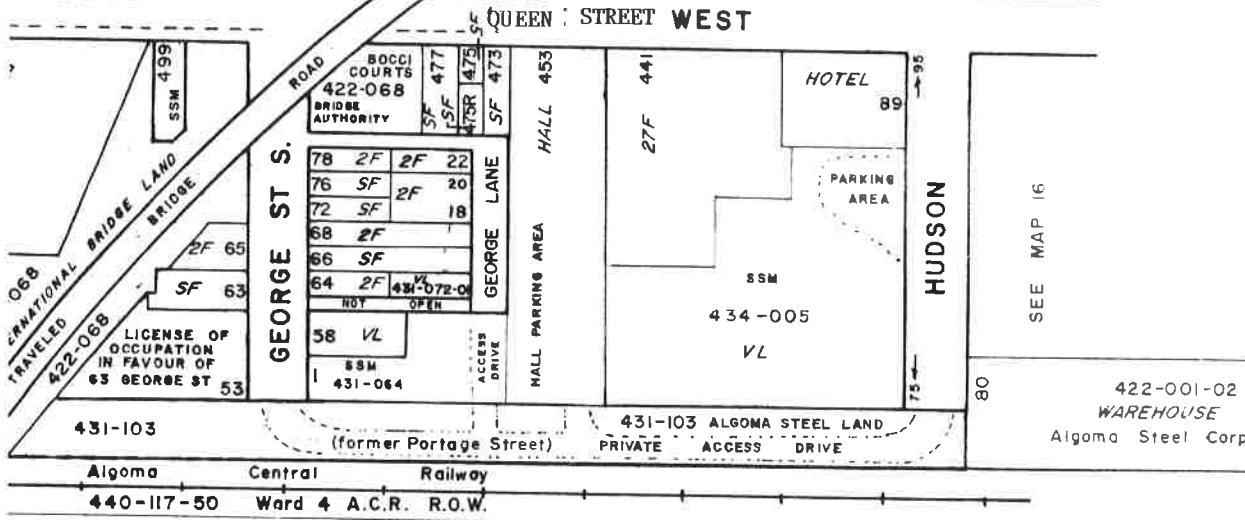
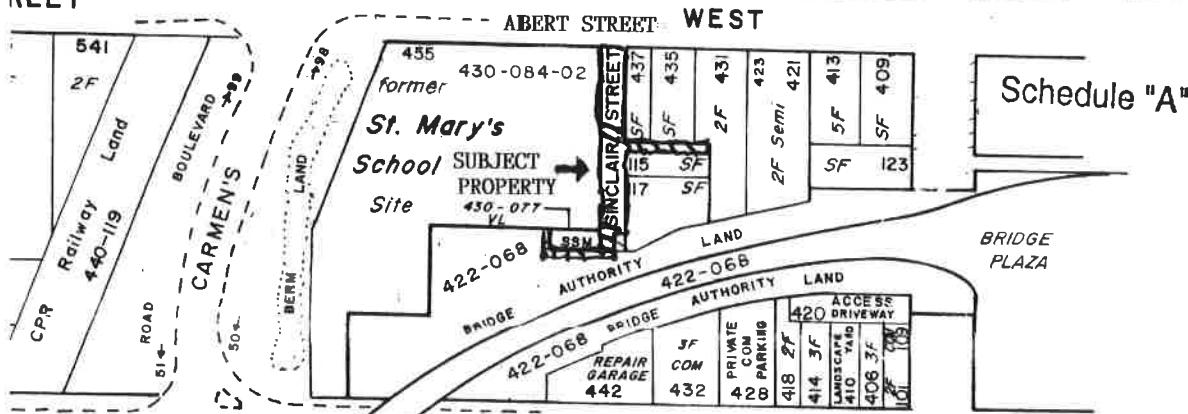
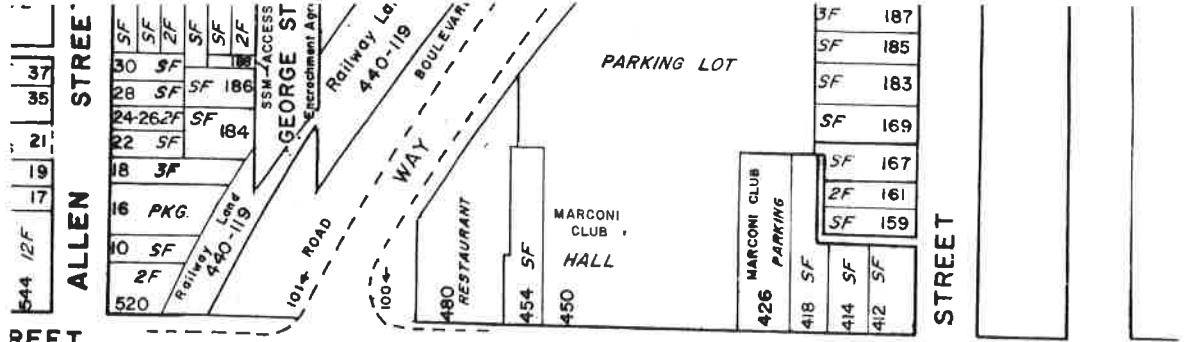
It is therefore recommended that Council take the following action:

By-law 2016-6 being a by-law to assume PIN 31578-0173 (LT) and By-law 2016-7 being a by-law to stop up and close the property appear elsewhere on the agenda and are recommended for approval.

Respectfully submitted,



Nuala Kenny  
City Solicitor  
NK/da  
Attachment





## COUNCIL REPORT

January 11, 2016

**TO:** Mayor Christian Provenzano and Members of City Council  
**AUTHOR:** Malcolm White, City Clerk  
**DEPARTMENT:** City Clerk's Department  
**RE:** F.J. Davey Home Board – Increased Size/Additional Member Approvals

---

### PURPOSE

The purpose of this report is to seek Council's approval to increase the size of the F.J. Davey Home board of directors/members and to provide information to Council concerning the approval of 2 new members.

### BACKGROUND

As Council is aware, the approval of 5 new members to the F. J. Davey Home corporation took place at the 2015 05 25 Council meeting. These individuals have been working with the remaining previously approved members to transition to a new governance model with an expanded board of directors. Currently there are 7 approved members serving, 3 from the original group of members and 4 from the members approved on 2015 05 25.

The agreement between the F.J. Davey Home and the City provides that the board of directors for the Home are elected from the members approved by the City. Prior to the approval of the new group of members by the City last May, the Davey Home Board undertook a selection process to identify two new board members, with the intention of asking the City to approve them as members. For some reason this was not communicated to the City at the time and we were only made aware of the situation during last summer. The individuals in question (Wayne Lion and Gillan Richards) have been attending board meetings since their selection, albeit in an unofficial capacity.

### ANALYSIS

The Board and the City have had some discussions as to how to proceed on this matter. The Board has indicated that it wishes to be composed of 9 directors going forward, instead of the 5 provided for in the current agreement. From a staff perspective this is a reasonable request, given the increasing demands and range of skills required to provide effective governance for institutions such as

F.J. Davey Home – Additional Member Approvals

2016 01 11

Page 2.

the Davey Home. By-law 2016-012, which gives effect to the necessary amendments to the agreement, is found elsewhere on the agenda.

The Board has also requested that the City approve Wayne Lion and Gillan Richards as members of the F.J. Davey Home, thus allowing them to be formally elected to the board of directors. While the Board is aware of the City's policy concerning appointments to boards and committees, the Board is requesting that, notwithstanding the policy, the City approve Mr. Lion and Mrs. Richards as members. Evelyn Theriault, Chair of the Board has communicated to me that the Board feels this approach is appropriate given that the Board's selection of Mr. Lion and Mrs. Richards was based on a comprehensive process and that it pre-dated the adoption of the City's policy. If Council wishes to consider this approach I will have resolutions prepared at the meeting to suspend the rules of procedure and approve these individuals as members.

**IMPACT**

There is no budget or resource impact to approving this recommendation.

**STRATEGIC PLAN**

This item is not linked to a current activity under the Strategic Plan.

**RECOMMENDATION**

It is therefore recommended that Council take the following action:

By-law 2016-12 appears elsewhere on the Agenda and is recommended for approval.

Respectfully submitted,



Malcolm White

City Clerk



## COUNCIL REPORT

January 11, 2016

**TO:** Mayor Christian Provenzano and Members of City Council  
**AUTHOR:** Peter Tonazzo, MCIP, RPP, Planner  
**DEPARTMENT:** Engineering and Planning Department  
**RE:** A-1-16-Z – 104 Hugill Street

---

### PURPOSE

The applicants are seeking Council's approval to permit a basement apartment within the existing single detached dwelling.

### PROPOSED CHANGE

The applicants, Lloyd and Faith Smith are seeking Council's approval to rezone the subject property from "R2" (Single Detached Residential Zone) to "R2.S" (Single Detached Residential Zone with a Special Exception) to permit a duplex dwelling on the subject property.

#### Subject Property:

- Location – East side of Hugill Street, approximately 68m (223') south of its intersection with Mark St.
- Size – Approximately 15.24m frontage by 65.5m depth, totalling 998m<sup>2</sup> (50' X 215' = 0.25acres)
- Present Use – Single Detached Residential
- Owner – Lloyd and Faith Smith

### BACKGROUND

There have been no previous applications upon the subject property.

### ANALYSIS

#### Conformity with the Official Plan

The subject property is designated 'Residential' on Land Use Schedule 'C' of the Official Plan (OP).

The following Residential policies within the OP support this application:

R.3 *Medium density residential dwellings may be integrated into low density areas subject to a rezoning.*

R.4 *Small scale intensification may be permitted in all residential areas unless adequate supporting infrastructure is not available or significant physical constraints exist.*

R.5 *Small scale intensification may include, but not be limited to, rooming, boarding and lodging houses, apartments in houses, infill development and redevelopment.*

The applicants' proposal to create an existing dwelling unit within the basement of the existing home represents a small scale, infill, residential intensification project. Based upon comments from PUC and discussions with Engineering staff, the existing infrastructure (sewer, water, electric) can support the additional dwelling unit, and no significant physical constraints exist. Consequently, the proposed application conforms to the Residential policies contained within the Official Plan.

### **Comments**

The applicants, Lloyd and Faith Smith are requesting a rezoning from Single Detached Residential Zone (R2) to Single Detached Residential Zone (R2.S) with a special exception to permit a second dwelling unit in the basement of the existing residence. The existing upstairs of this bungalow has 3 bedrooms, and the applicants are contemplating 3 or 4 bedrooms to be located within the basement unit.

Provincial and Official Plan land use policies generally support 'residential growth from within' which is referred to as infill development or residential intensification. The addition of a basement apartment utilizes existing infrastructure.

In reviewing applications of this nature, staff generally focuses on the following land use questions:

- Can the site support the required on-site parking?
- Can the site support ample outdoor amenity areas?
- Are there any significant physical constraints such as lack of supporting infrastructure?
- Is it appropriate to require buffering?

In the case of this particular proposal, the required on-site parking will be provided in the rear yard, with the existing driveway providing the access. Given the relatively large lot depth, an ample rear yard outdoor amenity area will be provided. Based upon a preliminary review, there appears to be adequate

infrastructure (water, sewer, electrical) to support the additional dwelling unit. The applicants have proposed to construct a 1.8m (6') visually solid fence along a portion of both side lot lines, adjacent to the gravel parking area. Given the proposed rear yard parking arrangement, it is recommended that this fencing be required as a condition of the rezoning.

### **Consultation**

The following departments/agencies commented on the application as part of the consultation process:

- See attached letters – Accessibility Advisory Committee
- No objections/comments – Engineering Department, Municipal Heritage Committee, PWT, PUC Services, Fire Services, Building Division

Up to the drafting of this report there have been no objections raised. In September 2014 Council approved a similar application at 112 Hugill Street, located 2 doors north of the subject property. At that time neighbours raised a number of concerns generally related to the potential for the neighbourhood to transform into a ‘student housing’ area, given its close proximity to Algoma University.

Algoma University’s expansion, coupled with low vacancy rates are likely driving demand for rental housing in this area. While concerned neighbours generally recognized the University’s expansion as positive for the community, they communicated a noticeable change in their neighbourhood, especially along Hugill Street.

Neighbourhood comments resulting from the previous application also noted that several homes in the area have converted to rental units, and in some cases these units are being occupied by students. There was a general concern that this would decrease property values and increase noise.

It is critical to note that the Ontario Human Rights Code and the Planning Act prohibit the municipality from approving or denying any by-laws that would be deemed discriminatory toward a particular group whether they are students, people with low income or those with disabilities. Essentially, the City can regulate the use of a building, but not who occupies it or whether they rent or own. From a Human Rights standpoint, there is no difference between six students renting a house or a married couple with four children owning and residing in a home.

As a result of the previous similar application, Council passed a Resolution requesting Planning Staff to research potential student housing policies.

On December 12, 2015, Planning Division, in consultation with Algoma University, Sault College and the Planning Advisory Committee presented a report in response to Council's Resolution. Rental licensing programs can be established; however they cannot be targeted to one group such as students, or specific areas, such as those in close proximity to post-secondary institutions. For a variety of reasons contained within the December 12, 2015 Report, Planning Staff and the Planning Advisory Committee recommended against establishing a rental licensing program. Alternatively, an education and outreach program was recommended. This program would focus upon 'how to be a good neighbour', and be directed towards renters, landlords and neighbours. Staff is also contemplating further outreach to local social service agencies providing housing services.

Generally, a main neighbourhood concern associated with an application of this nature is that of ongoing property maintenance. The applicants have indicated that they wish to maintain the current character and property standards. The applicants also wish to note that family members residing in very close proximity to the subject property will be responsible for managing the property and tenants.

### **Summary**

Over the past several years Council has heard and approved a number of similar applications to permit basement apartments within single detached residential areas. In some cases these units were owner occupied, in others they were not. Current Provincial and Official Plan policies support this form of small scale residential intensification. It is also recognized that such residential conversions often result in the creation of reasonably priced, affordable housing.

The close proximity of Algoma University likely heightens neighbourhood concerns, for fear of the area becoming a 'student ghetto', and it is recognized that there exists the potential for additional rental units to emerge in this area. Having said this, the continued expansion of Algoma University and Sault College is positive for the community and supported by Official Plan policy RS.2 which states that "*the expansion of Algoma University and Sault College as Provincial centres of excellence shall be supported.*"

### **IMPACT**

Approval of this application will not impact municipal finances.

### **STRATEGIC PLAN**

Approval of this application is not linked to any specific policies contained within the Corporate Strategic Plan.

### **RECOMMENDATION**

It is therefore recommended that Council take the following action:

Resolved that the Report of the Planner dated 2016 01 11 concerning Rezoning Application 1-16-Z be accepted as information and that the subject property be rezoned from Single Detached Residential Zone (R2) to Single Detached Residential Zone (R2.S) with a Special Exception to permit a second dwelling unit in the basement of the existing residence, in addition to those uses permitted in an R2 Zone, subject to the following special provision:

- That a 1.8m visually solid fence be constructed and maintained along the north and south lot lines of the subject property, as shown on the attached site plan. More specifically:
  - North Lot Line – The fence shall commence from a point that is adjacent to the rear wall of the existing dwelling upon the subject property, and run along the lot line to a point that is east of the end of the gravel driveway.
  - South Lot Line – The fence shall commence from a point that is adjacent to the southwest corner of the existing storage shed, and run along the lot line to a point that is beyond (east) of the terminus of the gravel driveway.

Respectfully submitted,



Peter Tonazzo, MCIP, RPP  
Planner

Recommended for approval



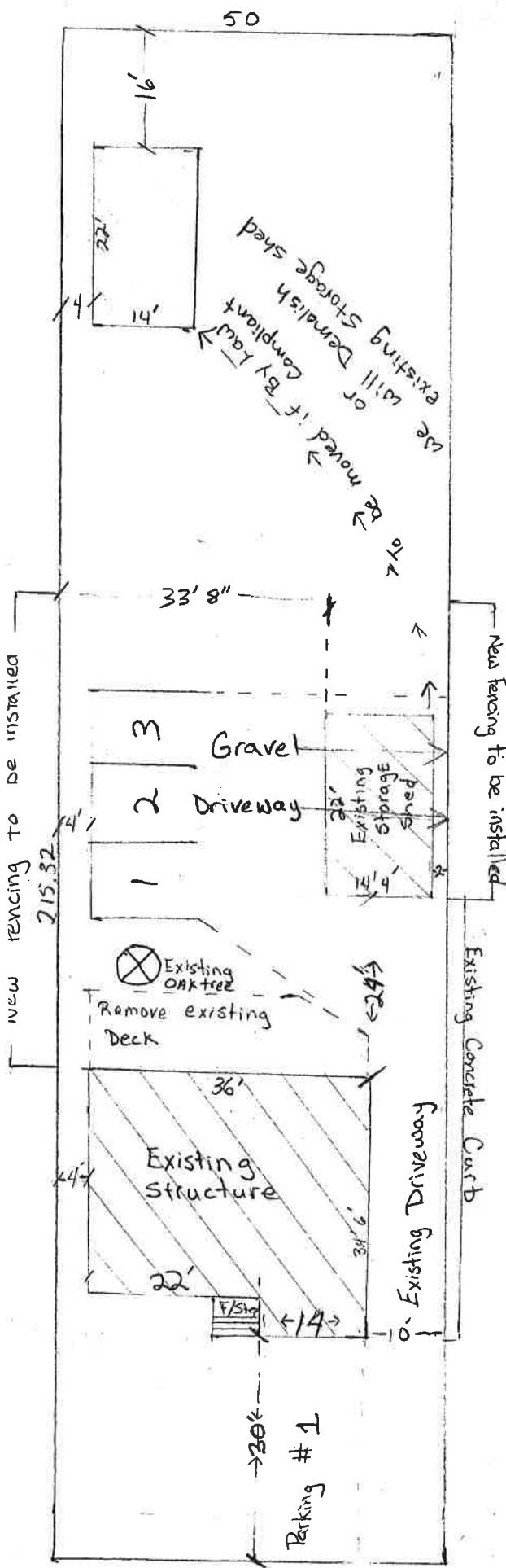
Donald B. McConnell, MCIP, RPP  
Planning Director

Recommended for approval



Jerry Dolcetti, RPP  
Commissioner Engineering & Planning

PT:ps  
Attachment(s)





## 2012 ORTHO PHOTO

104 HUGILL STREET

Planning Application: A-1-16-Z



METRIC SCALE  
1 : 1800

ROLL NUMBER  
010-008-082-00

MAP NUMBERS  
3 & 1-8

MAIL LABEL ID  
A-1-16-Z

### Legend



Subject Property = 104 HUGILL STREET



# SUBJECT PROPERTY MAP

## 104 HUGILL STREET

### Planning Application: A-1-16-Z



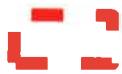
METRIC SCALE  
1 : 1800

ROLL NUMBER  
010-008-082-00

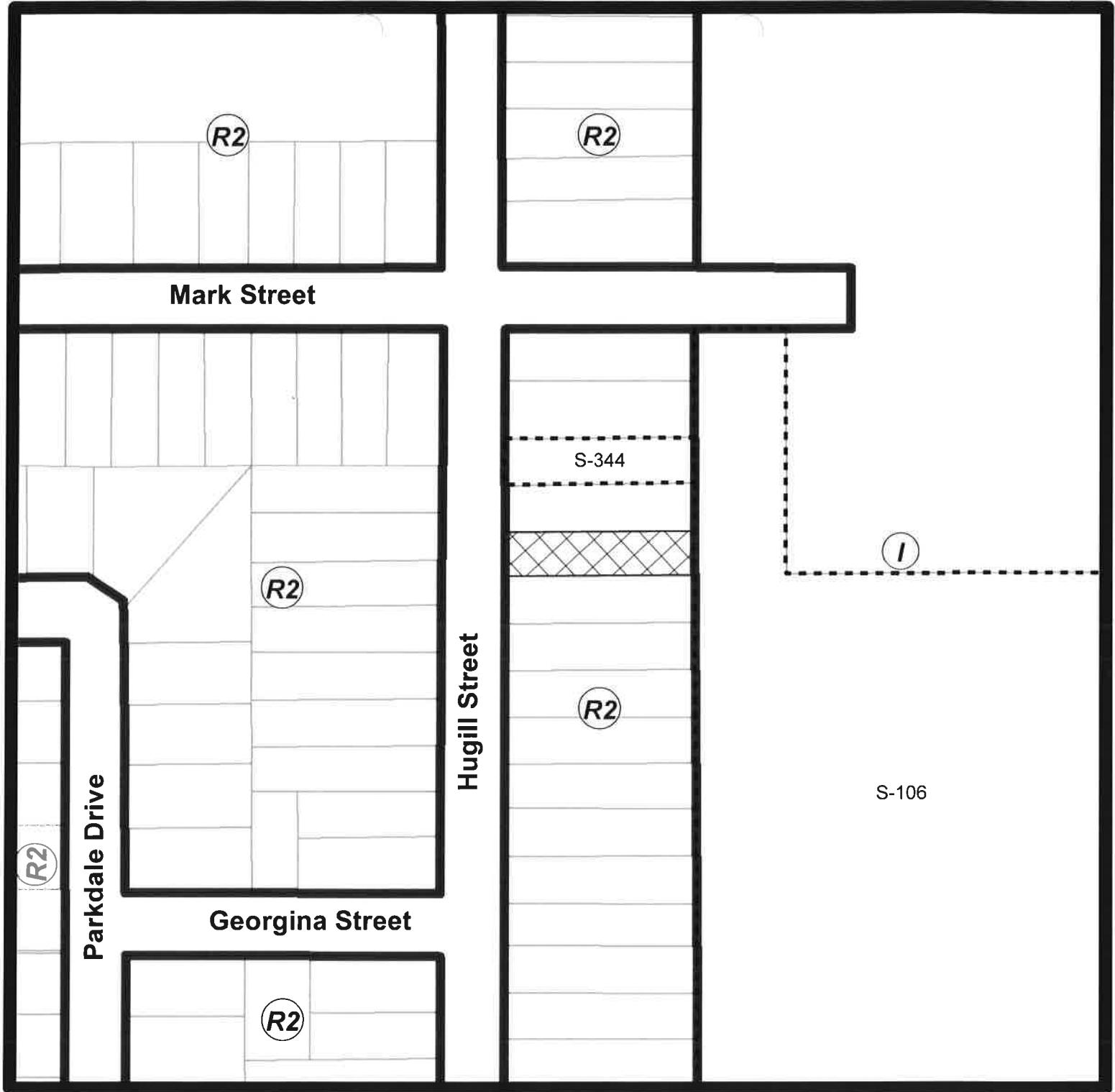
MAP NUMBERS  
3 & 1-8

MAIL LABEL ID  
A-1-16-Z

#### Legend



Subject Property = 104 HUGILL STREET



## EXISTING ZONING MAP

### 104 HUGILL STREET

Planning Application: A-1-16-Z



METRIC SCALE  
1 : 1800



Subject Property = 104 HUGILL STREET



R2 - Single Detached Residential Zone; R2hp



I - Institutional Zone



S-# = Special Exception Zoning Page 75 of 162

ROLL NUMBER  
010-008-082-00

MAP NUMBERS  
3 & 1-8

MAIL LABEL ID  
A-1-16-Z

## Rachel Tyczinski

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**Subject:** FW: 104 Hugill St.--APPLICATION FILE # A-1-16-Z

**From:** Harold McLaren [<mailto:harold.mclaren.sr@gmail.com>]

**Sent:** Tuesday, January 05, 2016 12:21 PM

**To:** Peter Tonazzo

**Cc:** Steve Butland; Paul Christian; Susan Myers; Judy Hupponen; Matthew Shoemaker; Rick Niro; Lou Turco; Marchy Bruni; Frank Fata; Joe Krmpotich; Ross Romano

**Subject:** 104 Hugill St.--APPLICATION FILE # A-1-16-Z

Good day, Mr. Tonazzo:

I would like to express my concerns re. the application to convert 104 Hugill St. to a duplex dwelling. We have owned our home on Hugill St. for 32 years and have been very happy raising our family in this quiet and respectable neighbourhood.

However, in the past few years, we have seen a deterioration of this area due to the number of properties being purchased in order to rent to students, especially those at Algoma University.

For example, the addresses we are referring to and are aware of being used as rentals are the following along Queen St. E., Hugill and up to Mark St. There may be more including along Mark St. and on Hugill, north of Mark St. I am assuming that the City would be aware as to whether they are legal or illegal uses of entire houses, including basement apartments:

1442 Queen St. E.; 1468 Queen St. E.; 1469 Queen St. E.

4 Hugill St.; 16 Hugill St.; 24 Hugill St.; 35 Hugill St.; 95 Hugill St.

There are multiple residents in these buildings, sometimes with 4-5 vehicles parked on the driveways and roads. Consequently, not only has traffic increased but speeding has become a great concern.

For example, police have impounded vehicles several times at 4 Hugill St. and renters at that address had been fined for excessive speeding  
on Queen St. E. in the early morning hours

1468 Queen St. E. resembles a car lot with 2-3 vehicles frequently parked on the front lawn. Needless to say, there are often late-night parties at some of these addresses with excessive noise. Garbage is thrown around and blows onto the roadways and other properties.

Creating yet another basement apartment at 104 Hugill St. will add to the increase in traffic, especially since this address is so close to the entrance to Anna McCrea P.S. and Algoma U.

This intersection already has many speeding vehicles with drivers not always heeding the stop signs.

In conclusion, by permitting the conversion of 104 Hugill St. to a duplex dwelling, the City would be encouraging not only an increasingly unsafe and high-volume traffic situation but also the continual deterioration of a decades-old respectable family neighbourhood.

Sincerely,  
H.McLaren, Sr.

January 6, 2016.

Mr. Tonazzo,

This is the second occasion that I respond to a zoning amendment. As then and now I object to the zoning amendment at 104 Hugill Street (application no. A-1-16-Z).

The street is becoming a rental zone; many homes have been purchased and rented to students. Consequently, the value of my home and others decline and will continue to do so as these amendments are approved without consideration to the home owners on the street.

Traffic has increased and the foreign students drive and speed along the street creating safety issues. As well, they do not stop at stop signs rolling through the intersection. They seem to ignore driving conditions and traffic rules.

On a number of occasions I have observed garbage strewn about because bags are not covered and recycling bins are overstuffed. The garbage is not cleaned up and left to be dispersed into my property and adjacent yards.

I realize that my disapproval will not stop the amendment and it may pass unanimously as previously. The amendment may be called progress but the value of my home lessens. With this in mind, I would encourage that lowering property taxes should be considered.

Regards,

Sosto Pittelli

92 Hugill St.

## Judy Biocchi

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**Subject:** FW:

**From:** ROBERT TRAVAGLINI [<mailto:rwttravaglini@shaw.ca>]

**Sent:** Wednesday, January 06, 2016 5:38 PM

**To:** Peter Tonazzo

Submission concerning Application No.A-1-16-Z Lloyd and Faith Smith

Its my understanding after the last application that my opinion about rezoning matters not. Since the university has opened my quality of life has lessened. Traffic has increased on our street (hugill) along with access to the school at the back of my property. The mark and hugill intersection has become a concern due to the fact of the driving habits of some students from other countries who drive under different rules. (possible four way stop suggested) The university is a much needed business in the sooo but not at my inconvenience. With the fourth rental within a stones throw of my home i believe my market value will eventually drop. Will not rise terry sheehan. People dont pay more for a home or market value and rent. Usually below market value. In the case of some rentals in the hood it was the sellers not getting their asking price which was market value. I must now deal with extra traffic next door and more coming and going. The street is slowly turning into a toilet bowl. There used to be soccer fields in my back yard now black top. Pay loaders running all night building giant snow piles behind my property Reverse beepers. Not quite a selling feature. Garbage not dealt with properly on garbage day and left to blow aroundto all properties. Trailers and vehicles parked on front lawns along with construction tools. The change is drastic. Such a wonderul desired street to live on at one time. Hm. Well enough crying. i believe my property value is lessss. I think my taxes should be reduced. We know we cant stop progress. I ask all you city fathers. Would you vote to have all these rentals on your street. I think not. Let the Rental pay 20% o f my taxes. Maybe it wont be such a good idea to rent.

Robert Travaglini  
100 hugill st.



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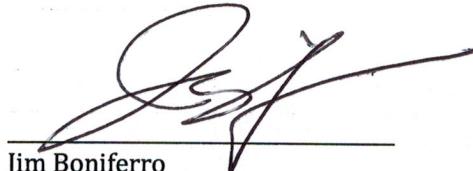
## MEMORANDUM

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DATE: December 15, 2015  
TO: Mayor Provenzano and Members of City Council, City of Sault Ste. Marie  
c.c. Al Horsman, C.A.O., City of Sault Ste. Marie  
FROM: Jim Boniferro, Board of Directors Chair, PUC Inc. and PUC Services Inc.  
SUBJECT: **2015 Third Quarter Shareholder Report**

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Attached please find the Quarterly Shareholder Report for the period July 1 to September 30, 2015.



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Jim Boniferro  
Board of Directors Chair

Attachments: 2015 Third Quarter Shareholder Report

**PUC INC. & PUC SERVICES INC.**  
**2015 Third Quarter Shareholder Report**

**PUC IN THE COMMUNITY**

On August 27<sup>th</sup> PUC Services received a letter of commendation from the Electrical Safety Authority's Chief Public Safety Officer, Scott Saint, in response to actions taken by PUC field personnel on August 6<sup>th</sup>, 2015. In Mr. Saint's words, the initiative and timely actions of PUC's staff ... "most certainly prevented a worker injury or fatality due to an electrocution."

On that day, workers were on a temporary scaffolding that had been placed in close proximity to overhead high voltage lines. There was imminent danger of potential electrocution due to the proximity to open electrical connections and wires as well secondary wires that were weaving through the scaffolding. Our field staff stopped the work and fenced off the area to eliminate access to the safety hazards.

The Board of PUC Services hereby recognizes and commends staff for their initiative and dedication in serving our customers and protecting the safety of the public at large.

**BOARD GOVERNANCE**

All PUC Boards met on July 21<sup>st</sup>, August 26<sup>th</sup>, and September 30<sup>th</sup>.

At the July meeting, Ella Jean Richter was appointed Chair of PUC Distribution Inc. and Mark Howson was appointed Chair of the Public Utilities Commission.

Chair J. Boniferro proposed and the Boards accepted the creation of four additional committees beyond the existing Finance & Audit Committee. These include the following:

- Executive Committee
- Governance Committee
- Quality & Customer Service Committee
- Human Resources & Compensation Committee

Members were appointed to each committee and the following basic concepts were discussed:

- The Boards need to understand and receive adequate guidance related to governance of the organizations they oversee,
- The committee structure supports more efficient and accountable functioning of the Boards, and
- The Committees will develop and recommend policies to the Boards for adoption.

Terms of reference for each committee have since been developed and approved by each of the boards.

**PUC SERVICES INC.**

Operation of the two city wastewater treatment plants remained in compliance with provincial requirements during the past quarter.

Furthermore, operations related to the other 17 service contracts managed by PUC Services outside Sault Ste. Marie for electric, water and wastewater systems remained in compliance with provincial regulations.

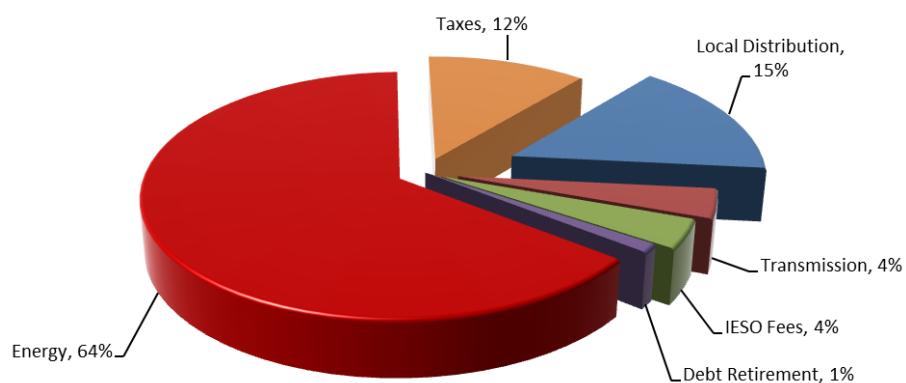
### PUC DISTRIBUTION INC.

Electricity purchases (i.e. the energy we purchase from the IESO and embedded generators that is consumed by our customers and the distribution system) for the first nine months of 2015 were down 2.3% compared to 2014. For the quarter, purchases were down 2.5% compared to last year. System peak demand during the third quarter was 97.1 MW which occurred in July. The 2014 third quarter peak demand was 85.9 MW which also occurred in July. (All quantities are adjusted to recognize embedded generator contributions)

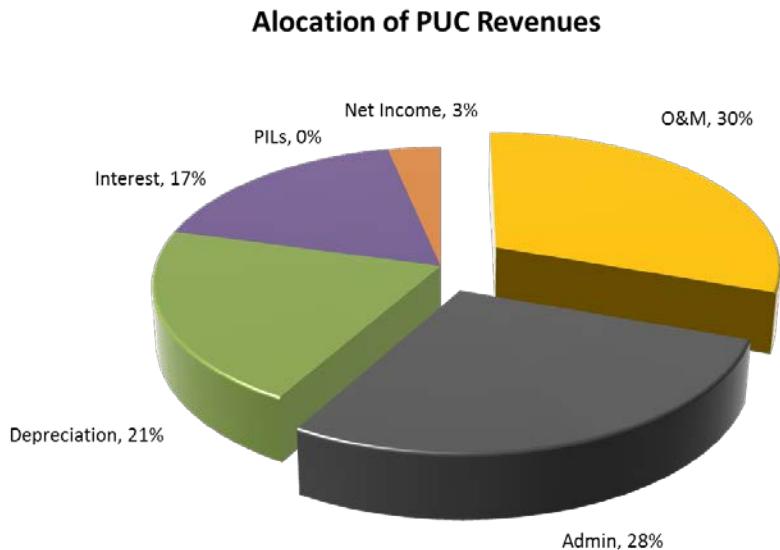
Distributed generation (i.e. primarily the large solar farms within the city limits) supplied approximately 18% of the total energy consumed by PUC customers for the third quarter. These generators also supplied approximately 35% of the total system peak demand for the quarter which occurred in the month of July.

The pie chart below provides a break-down of the components that comprise the average residential electricity bill (1,000 kWh) in Sault Ste. Marie as of November 1, 2015. The largest component is the energy portion at 64% of the total bill. The only part of the bill that is retained by PUC Distribution is the “Local Distribution” charge that comprises approximately 15% of the total bill. The rest of the bill revenue is turned over to the Province. This percentage has declined from 18% in 2014 due to the increase of energy costs set by the Province. The energy portion was 61% of the total bill at May 1, 2014.

**1,000 kWh Residential Bill - Sault Ste. Marie - 2015**



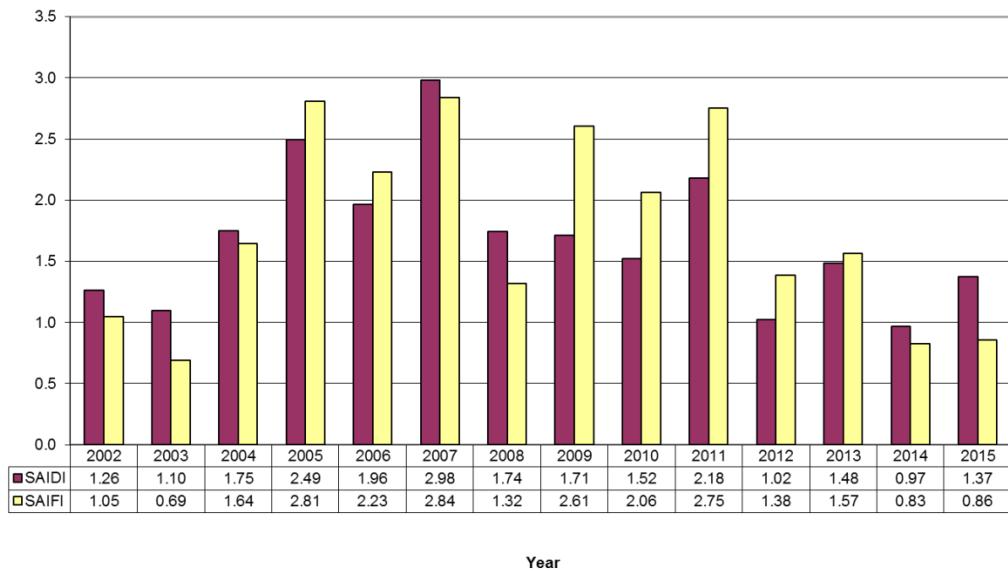
The following pie chart explains how PUC uses the revenue it collects from customers. One-third of the revenue is used to operate and maintain the distribution system and a little less than one-third covers the costs of administration and support systems. Approximately 17% of the revenue flows through PUC Inc. to the shareholder as interest payments.



PUC Distribution is required by the Ontario Energy Board (the OEB) to track and report service reliability indices that measure system outage statistics for the electrical distribution system. These indices include the system average interruption duration index (SAIDI), the system average interruption frequency index (SAIFI) and the customer average interruption duration index (CAIDI), which is the ratio of SAIDI to SAIFI. All planned and unplanned outages lasting more than one minute must be reported. The indices are affected by factors such as customer density, the age and condition of the distribution system, susceptibility to lightning and other weather related impacts, the speed of response by crews and the scope of the supervisory and data acquisition (SCADA) systems deployed.

The chart below compares SAIDI and SAIFI as of the end of June since 2002.

**Reliability Indices - January 1 to September 30  
(excluding Loss of Supply)**



Comparison of power outages from one calendar quarter to another can vary widely, due primarily to seasonal effects. For the first nine months of 2015, average outage duration was 42% greater than the same period in 2014, while average outage frequency was 4% greater than 2014. While reliability appears to have deteriorated compared to last year over the same time period, it is anticipated that reliability over the long term will continue the general trend of improvement.

## **WATER SYSTEM OPERATIONS**

Metered water sales for the third quarter decreased 11.5% compared to the third quarter of 2014. Year-to-date sales were 8.0% less than last year to date. This significant change is due to our largest water use customer taking proactive measures to find and repair system leaks on their property.

System peak day water consumption for the third quarter was 37,753 cubic meters which occurred on July 27<sup>th</sup>. Last year the peak day consumption for the third quarter was 41,939 cubic meters, occurring in August.

Each year we track the number of watermain breaks as a measure of distribution system condition. The counting season starts November 1<sup>st</sup> each year and continues until October 31<sup>st</sup> of the following year.

For the 2015 counting year, 115 watermain breaks or leaks were repaired by the end of September. By Comparison, we had 167 breaks by end of September 2014. Furthermore, the past 5-year average as of the end of October (full yearly count) is 93.

The annual Leak Detection Survey was conducted during the second quarter of 2015 by leak detection specialist on 1/3 of the distribution system in accordance with regular

annual practice. This year the westerly 1/3 of the distribution system was surveyed and found 20 leaks that would otherwise have gone undetected. To the end of September we had repaired 17 of those leaks.

As noted in prior reports, now that all the work is complete for Stage 1 of the Water Quality Improvement Strategy, the balance of 2015 is being spent fine-tuning water chemistry, monitoring water quality and tracking customer satisfaction with the improvements. A second water quality survey will be conducted in November. The results of this follow-up survey are expected in January 2016 and will be used in conjunction with all other available information to assess the overall level of customer satisfaction with the improved water quality in order to help decide whether or not it is necessary to proceed with Stage 2 of the Water Quality Improvement Strategy. Stage 2 would involve the addition of ultraviolet disinfection at the wells in order to revert to the use of chloramine in the distribution system. This is a costly proposition, both in terms of high capital costs and ongoing high operating costs.

Communications with City Council and all our customers regarding the project status and key milestones reached is an important element of the project implementation. Regular monthly updates have been provided to the public since April 2014 and are posted on PUC's website at [www.ssmpuc.com](http://www.ssmpuc.com).

#### **FINANCIAL STATUS** (unaudited statements subject to year-end adjustments)

PUC Distribution's net income for the first nine months of 2015 was \$431,831 on revenues of \$14,115,143, compared to forecasted net income of \$158,618 on projected revenues of \$14,090,720 in the budget. This was due mainly to timing variance in line clearing expenses and lower than forecasted borrowing costs. Compared to 2014 unaudited statements for the first nine months, net income was \$725,277, revenues were \$14,902,183 and expenses were \$14,176,906.

PUC Services had net loss of \$322,850 for the first three quarters, compared to a forecasted loss of \$225,697 in the 2015 budget. This was due primarily to revenues of \$11,984,167 being \$113,885 less than budgeted. Expenses were \$16,743 under budget, primarily due to the timing of contract expenses (chemicals, lab fees, insurance, software, etc.). Net loss for the first three quarters of 2014 was \$49,684 on revenues of \$13,015,864.

Unconsolidated PUC Inc. revenue for the first nine months of 2015 was \$1,729,522 which was received mainly in the form of related party interest payments. Expenses of \$1,652,178 were primarily interest payable to the City. There was a net gain of \$77,345 for the year to date. Net income for the same period in 2014 was \$42,795.

The Water Commission had a net operating margin of \$1,090,552 for the first nine months on revenues of \$13,921,950 compared to a forecasted margin of \$2,123,615 and revenues of \$14,625,736 in the budget. This variation was due primarily to revenues being \$703,786 under projected due to lower than projected water sales. In comparison, revenue for the first nine months of 2014 was \$13,246,426 with a net operating margin of \$730,390.

**PUC**  
**QUARTERLY FINANCIAL SUMMARIES**  
**September 30, 2015**



**PUC Inc.**

**STATEMENT OF REVENUES AND EXPENSES**  
**For the Quarter Ending September 30, 2015**



Monday, October 26, 2015

	YTD Actual 2015	YTD Budget 2015	YTD Variance 2015	Annual Budget 2015
<b>Revenue</b>				
Interest - Related Party	1,613,410	1,438,356	175,054	1,918,576
Miscellaneous Interest	116,112	0	116,112	0
<b>Total Revenue</b>	1,729,522	1,438,356	291,166	1,918,576
<b>General and Administrative Expenses</b>				
Interest Related Party	123,493	111,575	11,918	135,448
Interest Related Party	1,451,190	1,451,190	(0)	1,934,920
Payment in Lieu of Taxes	0	0	0	0
<b>Total Expenses</b>	77,494	0	77,494	0
<b>Income (Loss)</b>	1,652,178	1,562,765	89,412	2,070,368
	77,345	(124,409)	201,754	(151,792)

Notes:

Total revenue is 20.2% over budget. Primary factors include a reduced budget for interest revenue from PUC Services that is not in effect, in addition to unbudgeted interest revenue received on cash balances.

General and Administrative expenses are \$10.7% over budget due primarily to the 2014 donation to the United Way was not paid until 2015.

# PUC Distribution Inc.

## STATEMENT OF REVENUES AND EXPENSES

For the Quarter Ending September 30, 2015



Monday, October 26, 2015

	YTD Actual 2015	YTD Budget 2015	YTD Variance 2015	Annual Budget 2015
<b>Revenue</b>				
Distribution Revenue	12,262,212	12,326,815	(64,603)	16,925,385
Miscellaneous Revenue	1,852,930	1,763,905	89,025	2,222,689
<b>Total Revenue</b>	<b>14,115,143</b>	<b>14,090,720</b>	<b>24,422</b>	<b>19,148,074</b>
<b>Cost of Power</b>				
Cost of Power Revenue	56,686,706	55,970,617	716,089	75,635,969
Cost of Power Expense	56,686,706	55,970,617	716,089	75,635,969
<b>Net Cost of Power</b>	<b>0</b>	<b>0</b>	<b>(0)</b>	<b>0</b>
<b>Operating Expenses</b>				
	4,231,626	4,357,037	(125,411)	5,819,316
<b>General and Administrative Expenses</b>	<b>4,101,589</b>	<b>4,078,758</b>	<b>22,831</b>	<b>5,353,831</b>
<b>Depreciation</b>	<b>3,000,005</b>	<b>2,998,800</b>	<b>1,205</b>	<b>4,000,000</b>
<b>Interest Expense</b>	<b>2,351,082</b>	<b>2,497,506</b>	<b>(146,424)</b>	<b>3,331,341</b>
<b>Payment in Lieu of Taxes</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Total Expenses</b>	<b>13,684,303</b>	<b>13,932,102</b>	<b>(247,799)</b>	<b>18,504,488</b>
<b>CDM Program</b>				
CDM Revenue	315,157	872,029	(556,872)	1,162,807
CDM Expenses	314,166	872,029	(557,864)	1,162,807
<b>Total CDM Program</b>	<b>992</b>	<b>0</b>	<b>992</b>	<b>0</b>
<b>Income (Loss)</b>	<b>431,831</b>	<b>158,618</b>	<b>273,213</b>	<b>643,586</b>

### Notes:

Total revenue is 0.2% over budget, with electricity purchases/sales approximately 1% under budget. Operating expenditures are approx. \$125.4k (2.9%) under year to date budget primarily due to a timing variance related to Line Clearing contract costs.

- General and Administrative expenses are \$22.8K (0.6%) over budget. Primary factors include;
- Increased allocation of consulting costs and insurance
- Reduction due to revised allocation percentage subsequent to budgeting process

Interest Expense is \$146.4k under plan due mainly to a lower interest rate on the current "construction loan" vs. the budgeted rate as a "fixed-term" loan.

# PUC Services Inc.

## STATEMENT OF REVENUES AND EXPENSES

For the Quarter Ending September 30, 2015



Monday, October 26, 2015

	YTD Actual 2015	YTD Budget 2015	YTD Variance 2015	Annual Budget 2015
<b>Revenue</b>				
Contract Revenue	3,870,567	4,164,212	(293,645)	5,555,460
Management Fee Revenue	7,879,579	7,674,507	205,072	10,205,278
Miscellaneous Revenue	234,020	259,332	(25,312)	346,000
<b>Total Revenue</b>	11,984,167	12,098,052	(113,885)	16,106,738
<b>Operating Expenses</b>	3,462,101	3,704,838	(242,737)	4,854,940
<b>General and Administrative Expenses</b>	6,903,874	6,850,050	53,824	8,868,751
<b>Depreciation</b>	1,500,000	1,499,400	600	2,000,000
<b>Interest Expense</b>	441,031	269,461	171,571	355,303
<b>Payment in Lieu of Taxes</b>	0	0	0	0
<b>Total Expenses</b>	12,307,006	12,323,749	(16,743)	16,078,994
<b>CDM Program</b>				
CDM Revenue	85,610	64,941	20,669	86,880
CDM Expenses	85,621	64,941	20,680	86,880
<b>Total CDM Program</b>	(11)	0	(11)	0
<b>Income (Loss)</b>	(322,850)	(225,697)	(97,153)	27,744

### Notes:

Revenues are approx. \$113.8k (0.9%) under budget. The primary contributors include;

- City SSM Contract Revenue - work outside of the operating contract with the City is under budget
- Management Fee Revenue is over budget as a result of the allocation of consulting costs
- Other Contract extras are \$61k over plan

Operating expenditures are approx. \$327.2k (8.6%) under budget. The main contributor to this variance is Contract Expenses which includes Wastewater contract labour, chemicals, and other recoverables.

General and Administrative expenses are approx. \$53.8k (0.8%) over budget.

- Increased consulting costs
- Increased insurance due to change in costing method
- Building operating costs are under plan
- Reduced Labour charged to General & Admin as compared to budget - charged directly to operations/capital

**Public Utilities Commission of Sault Ste. Marie**  
**STATEMENT OF REVENUES AND EXPENSES**  
For the Quarter Ending September 30, 2015



Monday, October 26, 2015

	YTD Actual 2015	YTD Budget 2015	YTD Variance 2015	Annual Budget 2015
<b>Operating Revenue</b>				
Water Sales	\$13,587,470	\$14,337,926	(\$750,456)	\$18,731,472
Miscellaneous	\$334,480	\$287,810	\$46,670	\$793,550
<b>Total Operating Revenue</b>	<b>\$13,921,950</b>	<b>\$14,625,736</b>	<b>(\$703,786)</b>	<b>\$19,525,022</b>
Total Operating Expenses	\$7,133,464	\$6,814,433	\$319,031	\$8,800,142
Total General and Administrative Expenses	\$3,930,303	\$3,800,725	\$129,578	\$5,020,524
Depreciation	\$1,650,000	\$1,650,220	(\$220)	\$2,200,000
Interest Expense	\$117,631	\$236,743	(\$119,112)	\$315,783
<b>Total Expenses</b>	<b>\$12,831,398</b>	<b>\$12,502,121</b>	<b>\$329,277</b>	<b>\$16,336,448</b>
<b>Net Operating Margin</b>	<b>\$1,090,552</b>	<b>\$2,123,615</b>	<b>(\$1,033,063)</b>	<b>\$3,188,574</b>

Notes:

Revenues are \$703.8k (4.8%) under budget. Primary factors include;

- Consumption revenue is \$819.2k under plan with billed water sales being 9.3% under plan
- Other miscellaneous revenues are over budget

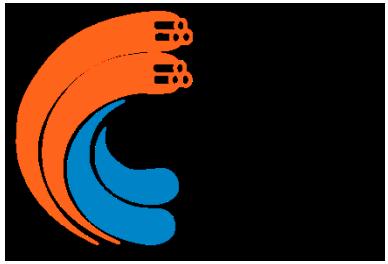
Operating expenditures are approx. \$319k (4.7%) over budget. Contributing factors to this variance include;

- Insurance costs of \$95k were budgeted in General & Admin
- Increased Water Treatment costs (chemicals/lab fees)
- Increased labour due to water main breaks and frozen services

General and Administrative expenses are approx. \$129.6k (3.4%)over budget. Primary factors include;

- Increased allocation of consulting costs
- Revised allocation percentage subsequent to budget process
- Reduced insurance costs which was charged directly to operating expenses

Interest Expense is \$119.1k under budget as long-term debt is not yet in place.



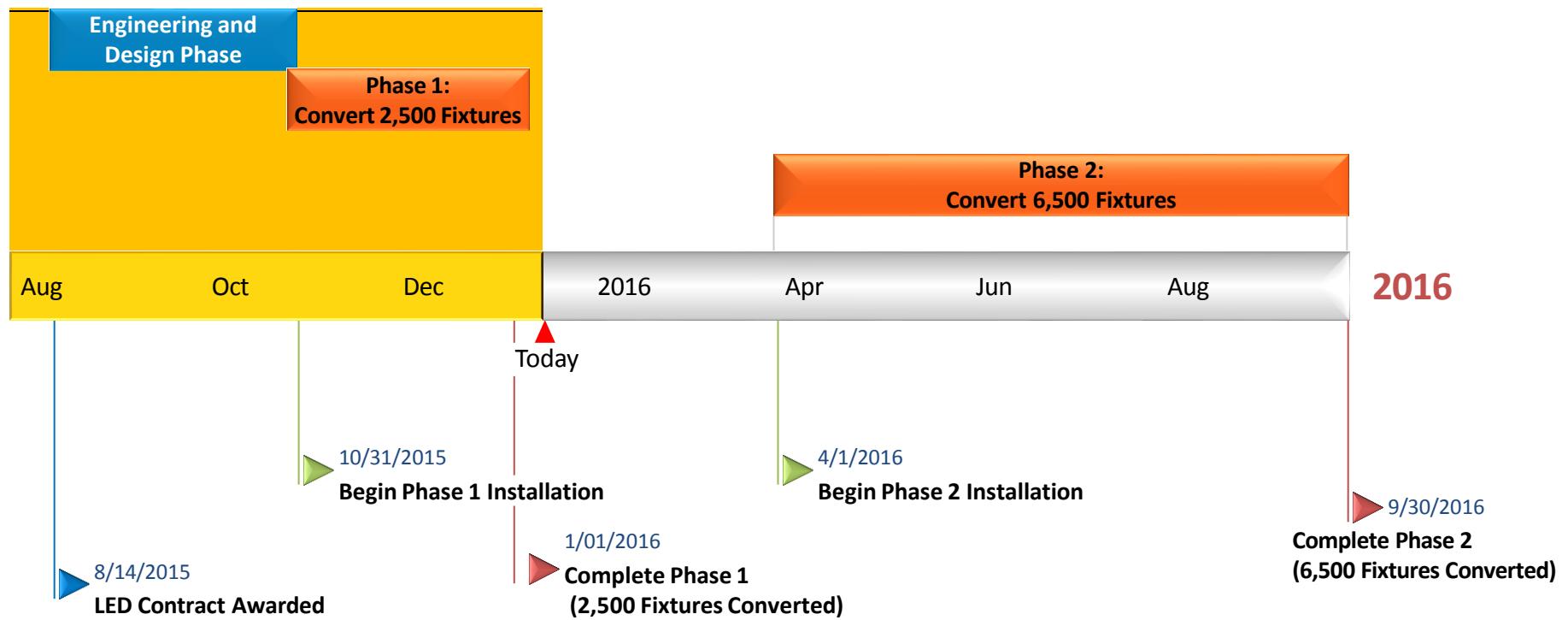
# Project Status Updates

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PUC Services Inc. • Public Utilities Commission • PUC Distribution Inc.

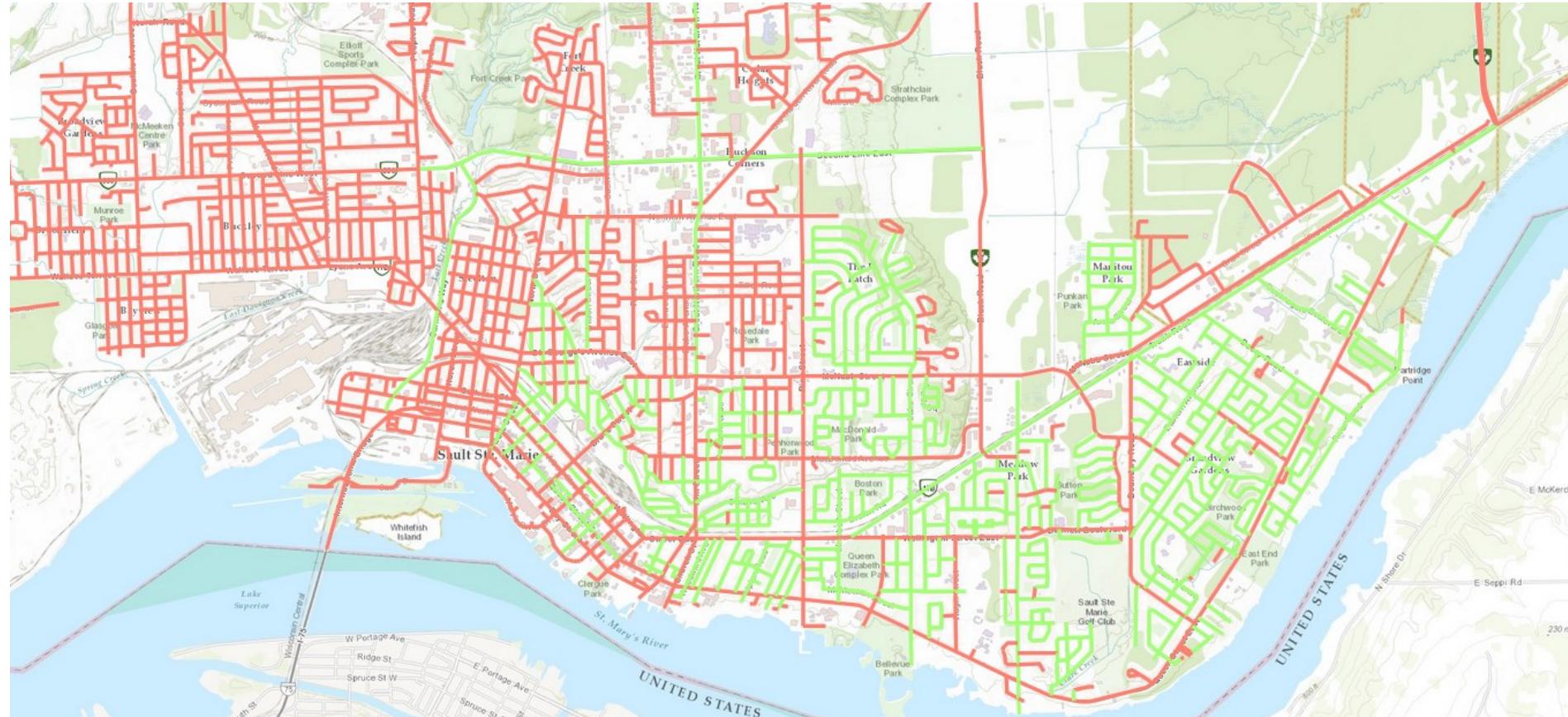
# LED Project Schedule

Fixtures Replaced To Date:  
**2,385 Streetlights**



# LED Project Update

In partnership with the SSM Innovation Center a "[Story Map](#)" was developed to provide the public with frequent project status updates.



Based on the lights converted so far, if the project were to stop today, the total annual cost of energy savings would equal approximately **\$200,000**.



# Water Quality Improvement Project Update

## **Advanced Treatment Methods:**

- Corrosion Control
  - Blended Phosphates (incorporated at all production sites)
- pH Adjustments
  - Soda Ash (incorporated at WTP)
  - Carbon Dioxide (incorporated at East end wells)

## **Ipsos Reid Poll**

- Conducted a second water quality public opinion poll in late 2015
  - Results will be presented to Council in early 2016

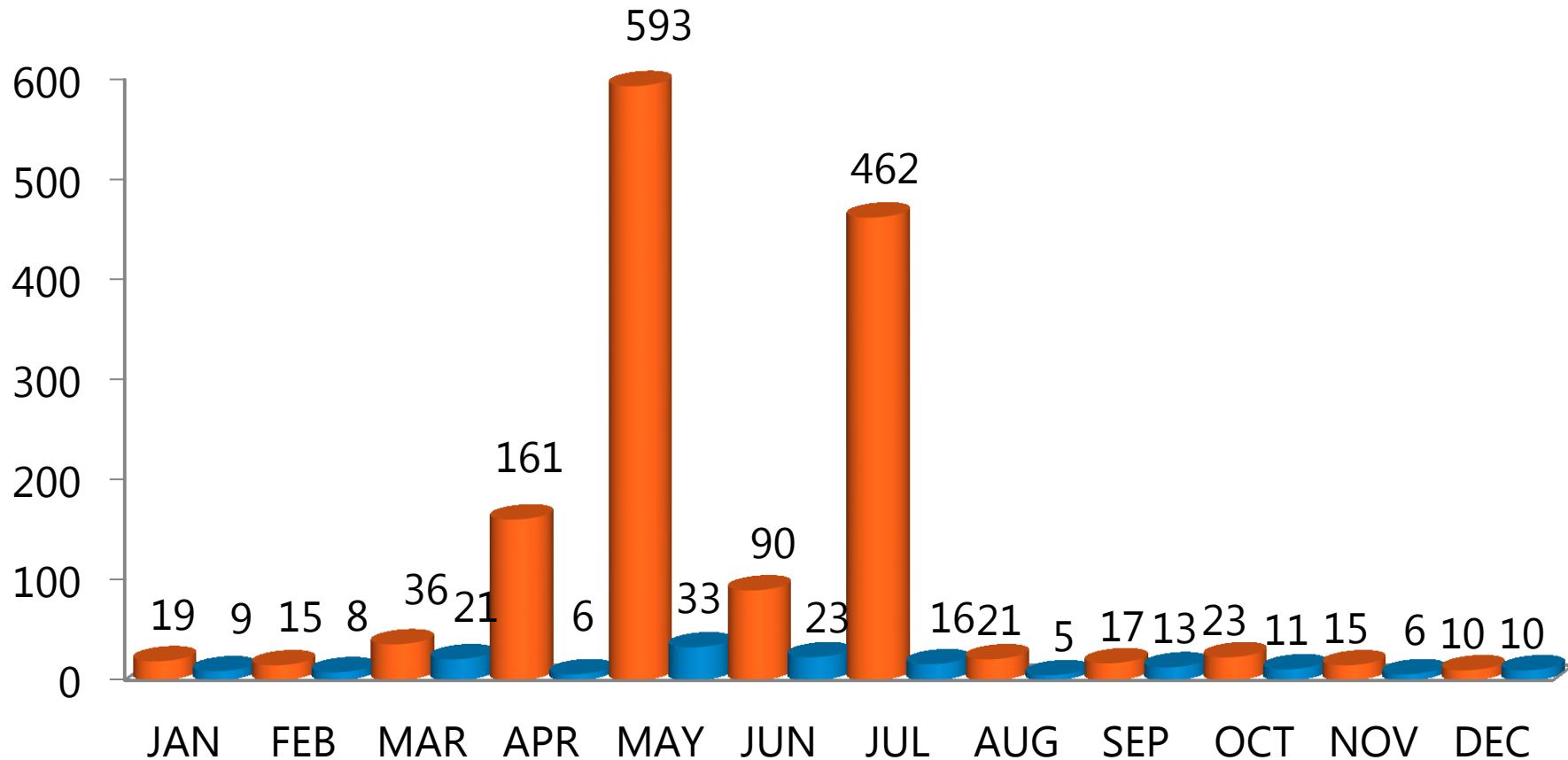
## **Stage 2 of the WQIP**

Assessing all available information to determine if proceeding with Stage 2 of the WQIP is required



# Water Quality Improvement Project

## Water Quality Calls: 2014 vs 2015



**2014 – 1,462**

**2015 - 161**



# Christmas Eve Power Outage

Strong winds develop early morning on Dec 24<sup>th</sup>

3:30 AM: PUC begins to receive power outage notifications across the City

4:00 AM: Wind speeds reach 40 km/h

6:00 PM: Power restored to all PUC customers

Crews spend the rest of the day repairing damage and restoring power

6:00 AM: Reports indicate approx. 1/3 of PUC customers are without power (10,000)

A number of PUC staff assisted Algoma Power with their restoration efforts over the next few days



# Understanding Your PUC Bill

## Average Residential Bill For PUC Customers

<p>Payable at Most Chartered Banks Trust Companies and Credit Unions</p> <p><b>Make Cheque Payable to:</b></p> <p><b>PUC Services Inc.</b>        500 Second Line East P.O. Box 9000 Sault Ste. Marie, Ontario P6A 6P2</p> <p>GENERAL CUSTOMER 123 FIRST STREET SAULT STE MARIE, ON P6A 0H0</p>	<p>Customer Service (705) 759-6522 Administration (705) 759-6500</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">Cycle 529</td> <td style="padding: 2px;">Account Number 01234567-01</td> </tr> <tr> <td style="padding: 2px;">Due Date Jan 20 2016</td> <td style="padding: 2px;">Amount Due 275.19</td> </tr> <tr> <td style="padding: 2px;">Service Address 123 FIRST STREET</td> <td style="padding: 2px;">Amount Enclosed</td> </tr> </table> <p style="text-align: center;"></p> <p style="text-align: center;">0711 0204037022 000027519 000027519</p> <p style="text-align: center;">104463#900# 96</p>	Cycle 529	Account Number 01234567-01	Due Date Jan 20 2016	Amount Due 275.19	Service Address 123 FIRST STREET	Amount Enclosed
Cycle 529	Account Number 01234567-01						
Due Date Jan 20 2016	Amount Due 275.19						
Service Address 123 FIRST STREET	Amount Enclosed						

PUC Services Inc. www.ssmruc.com		Account Number 01234567-01		Name GENERAL CUSTOMER		Service Address 123 FIRST STREET	
Meter Number	Read Dates	Bill Days	Meter Readings	Metered Usage	Billed Usage	Units of Measure	Living Units
E 0000123456	29-12-15	27-11-15	Actual 32	800.00	839.12	kWh	1
W 0000098764	29-12-15	27-11-15	Estimated 32	15.30	15.30	cu.metre	1

BILLING SUMMARY		METERED USAGE	RATE	CHARGES
Previous Balance as of : 27-11-15	\$245.55			
Payments as of : 22-12-15	-\$245.55			
Adjustments as of : 27-11-15	\$0.00			
Balance Forward as of : 29-12-15	\$0.00			
Current Charges as of : 29-12-15	\$275.19			
Total Amount Due	\$275.19			

Your Electricity Charges		METERED USAGE	RATE	CHARGES
Off Peak Winter		400.00	0.093000	33.20
Mid Peak Winter		200.00	0.128000	25.60
On Peak Winter		200.00	0.175000	35.00
Delivery				34.41
Regulatory Charges				5.03
Debt Retirement Charge				1.60
HST Charges				134.41
HST Registration# 87626 3526				17.53
<b>Subtotal</b>				<b>152.37</b>
Ont. Clean Energy Benefit -10%				-15.23
<b>TOTAL ELECTRIC CHARGES</b>				<b>137.14</b>

Your Water Charges		METERED USAGE	RATE	CHARGES
Water Consumption		8.67		
Basic Service Charge		24.05		
<b>TOTAL WATER CHARGES</b>		<b>32.72</b>		

CITY OF SSM SEWAGE CHARGE		METERED USAGE	RATE	CHARGES
		32.72		

CURRENT CHARGES		METERED USAGE	RATE	CHARGES
Balance FORWARD		202.58		
<b>TOTAL AMOUNT DUE</b>		<b>\$275.19</b>		
				<b>\$477.77</b>

Bill Type	Account Type	Bill Date	Due Date	Amount Due	Payment Type
REGULAR	RESIDENTIAL	Dec 29 2015	Jan 20 2016	275.19	PLEASE PAY BY DUE DATE

**MESSAGES:** The Debt Retirement Charge was removed for certain residential consumption after December 31, 2015. Learn more at [Ontario.ca/DRC](http://Ontario.ca/DRC).  
 Ontario Clean Energy Benefit takes 10% off the cost of up to 3,000 kWh/month of electricity use. Some exceptions apply, please see [Ontario.ca/OEB](http://Ontario.ca/OEB) or 1-888-668-4636. To learn more about how Ontario is building a strong, clean electricity system, visit [Ontario.ca/energyplan](http://Ontario.ca/energyplan).

**RECEIPT - KEEP BOTTOM PORTION FOR YOUR RECORDS** **SEE REVERSE SIDE**



January 11, 2015 - City Council Meeting

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**  
**BY-LAW NO. 2016-8**

**STREET ASSUMPTION:** (PR5.1) A by-law to assume for public use and establish as a public street a portion of Byrne Avenue in the Byrne Subdivision, Plan 1489.

**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. STREET ESTABLISHED AND ASSUMED**

The Corporation of the City of Sault Ste. Marie hereby assumes for public use and establishes as a public street, the street more particularly described on Schedule "A" to this by-law.

**2. SCHEDULE "A"**

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

**3. EFFECTIVE DATE**

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

**PASSED** in open Council this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

**SCHEDULE "A"**

**PART PIN 31571-0474 (LT) PT BYRNE AV PL 1489 KORAH BTN LOTS 20 & 21; BEING PT 1 1R13155; SAULT STE. MARIE**

SCHEDULE "A"

PART PIN 31571-0474 (LT) PT BYRNE AV PL 1489 KORAH BTN LOTS 20 & 21; BEING PT 1 1R13155; SAULT STE. MARIE

October 29th

DATE

D.S. URSO - ONTARIO LAND :

PART	AVENUE
1	PART OF BYRNE

PART 1 COMPRISSES PART

PA  
REC

L O T  
2 1  
PIN 31571 - 0 0 2 8

REFERENCE BEARING

53.773

57.607(RP,P2)

57.589(P1)



BYRNE (RP) AVENUE  
PIN 31571 - 0 4 7 4

Part  
1R13155<sup>6</sup>

L O T

2 0

PIN 31571 - 0 0 2 6

L O T

1 9

CIVIC #525

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

**BY-LAW 2016-1**

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

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

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

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

**2. SCHEDULES**

Schedules A, AA, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z of By-law 77-200 form part of By-law 2016-1 and By-law 77-200.

**3. EFFECTIVE DATE**

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

**PASSED** in open Council this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**  
**BY-LAW 2016-4**

**TEMPORARY STREET CLOSING:** (S4.1) A by-law to permit the temporary closing of Queen Street East from Bruce Street to Dennis Street to facilitate the Healthy Kids Community Challenge Launch Event.

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

**1. TEMPORARY STREET CLOSING OF QUEEN STREET EAST**

The Council of the Corporation of the City of Sault Ste. Marie hereby authorizes the closing to vehicular traffic of Queen Street East from Bruce Street to Dennis Street from 12:00 p.m. to 5:00 p.m. on January 23, 2016 to facilitate the Healthy Kids Community Challenge Launch Event.

**2. EFFECTIVE DATE**

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

**PASSED** in open Council this 11<sup>th</sup> day of January, 2016.

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**MAYOR - CHRISTIAN PROVENZANO**

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**CITY CLERK - MALCOLM WHITE**

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**  
**BY-LAW 2016-5**

**AGREEMENT:** (E2.3) A by-law to authorize the execution of an agreement between the City and Tulloch Engineering Inc. for professional services to reconstruct the Fort Creek Aqueduct.

**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 an agreement dated January 11, 2016 between the City and Tulloch Engineering Inc., a copy of which is attached as Schedule "A" hereto. This agreement is for professional services to reconstruct the Fort Creek Aqueduct between John Street and Carmen's Way.

**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 11<sup>th</sup> day of January, 2016.

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**MAYOR - CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

**AGREEMENT  
FOR  
PROFESSIONAL CONSULTING SERVICES**

**MEMORANDUM OF AGREEMENT dated the 11<sup>th</sup> day of January  
A. D. 2016**

**-BETWEEN-**

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

Hereinafter called the 'Client'  
**THE PARTY OF THE FIRST PART**

**-AND-**

**TULLOCH ENGINEERING INC.**

Hereinafter called the 'Consultant'  
**THE PARTY OF THE SECOND PART**

WHEREAS the Client intends to undertake improvements to and reconstruct the Fort Creek Aqueduct between John Street and Carmen's Way,

hereinafter called the 'Project' and has requested the Consultant to furnish professional services in connection therewith;

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

## **ARTICLE 1 - GENERAL CONDITIONS**

### **1.01      Retainer**

The Client hereby retains the services of the Consultant in connection with the Project and the Consultant hereby agrees to provide the services described herein under the general direction and control of the Client.

In this Agreement the word Consultant shall mean professionals and other specialists engaged by the Client directly and whose names are party to this Agreement.

### **1.02      Services**

The services to be provided by the Consultant and by the Client for the Project are set forth in Article 2 and such services as changed, altered or added to under Section 1.08 are hereinafter called the 'Services'.

### **1.03      Compensation**

The Client shall pay the Consultant 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.

### **1.04      Staff and Methods**

The Consultant shall perform the services under this agreement with that 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 regulations therein. The Consultant shall employ only competent staff who will be under the supervision of a senior member of the Consultant's staff.

### **1.05      Drawings and Documents**

Subject to Section 3.2.2 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 Consultant for the Client, including record drawings, may be used by the Client, for the Project herein described. In accordance with Article 1.06, the client indemnifies the Consultant for unauthorized use of the documents and deliverables.

### **1.06      Intellectual Property**

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

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 Consultant in connection with the Project and for no other purpose or project.

### **1.07      Records and Audit**

- (a)     In order to provide data for the calculation of fees on a time basis, the Consultant 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 Consultant 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 Consultant, when requested by the Client, shall provide copies of receipts with respect to any disbursement for which the Consultant claims payment under this Agreement.

**1.08**

**Changes and Alterations and Additional Services**

With the consent of the Consultant 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 Consultant shall be paid in accordance with Section 3.2.1 for such additional staff employed directly thereon, together with such expenses and disbursements as allowed under Section 3.2.2. In the event that the client delays the project then the consultant shall have the right to renegotiate the agreement.

**1.09**

**Suspension or Termination**

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

If the Consultant 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 Consultant to the date of such termination.

**1.10**

**Indemnification**

The Consultant 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 Consultant is legally liable as a result of the negligent acts of the Consultant, his employees, officers or agents in the performance of this Agreement.

The Client agrees to hold harmless, indemnify and defend the Consultant from and against any and all claim, losses, damages, 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 Consultant 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) as the aggregate limit of liability of the Consultant and its employees for the Client's damages.

a)      **Comprehensive General Liability and Automobile Insurance**

The Insurance Coverage shall be \$2,000,000 per occurrence and in the aggregate for general liability and \$2,000,000 for automobile insurance. When requested the Consultant 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 \$1,000,000 per claim and in the aggregate. When requested, the Consultant shall provide to the Client proof of Professional Liability Insurance carried by the Consultant, and in accordance with the Professional Engineers Act (RSO 1990, Chapter P. 28) and regulations therein.

c)      **Change in Coverage**

If the Client requests to have the amount of coverage increased or to obtain other special insurance for this Project then the Consultant shall endeavour forthwith to obtain such increased 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 cancelled by the Consultant until thirty (30) days after written notice of such change or cancellations has been delivered to the Client.

**1.12 Contracting for Construction**

Neither the Consultant nor any person, firm or corporation associated or affiliated with or subsidiary to the Consultant shall tender for the construction of the Project, or have an interest either directly or indirectly in the construction of the Project.

**1.13 Assignment**

Neither party may assign this Agreement without the prior consent in writing of the other.

**1.14 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.

**1.15 Approval by Other Authorities**

Unless otherwise provided in this Agreement, where the work of the Consultant 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 Consultant, 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 Consultant with such other authority, department of government or agency.

**1.16 Principals and Executives**

The use of Principals and Executives on a time basis by the Consultant, will be in accordance with Section 1.23.1 (b).

**1.17 Sub-Consultants**

The Consultant may engage others as 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 plus the cost of the additional insurance incurred by the Consultant for the specialized services.

**1.18 Inspection**

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

**1.20 Confidential Data**

The Consultant 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 Consultant by a third party without obligation of confidentiality which is independently developed by the Consultant without access to the Client's information, or which is required to be disclosed by law or by court order. No such information shall be used by the Consultant on any other project without the approval in writing of the client.

**1.21**

**Dispute Resolution**

- (a) If requested in writing by either the Client or the Consultant, the Client and the Consultant shall attempt to resolve any dispute between them arising out of or in connection with this Agreement by entering into structured non-binding negotiations with the assistance of a mediator on a without prejudice basis. The mediator shall be appointed by agreement of the parties. If a dispute cannot be settled within a period of ninety (90) calendar days with the mediator, the dispute shall be referred to and finally resolved by arbitration under the rules of the province having jurisdiction or by an arbitrator appointed by the agreement of the parties.
- (b) No person shall be appointed to act as mediator or arbitrator who is in any way interested, financially or otherwise, in the conduct of the work on the Project or in the business or other affairs of either the Client or the Consultant.
- (c) The award of the arbitrator, including an award for costs if applicable, shall be final and binding upon the parties.
- (d) The provisions of The Arbitration Act, S.O., 1991, Chapter 17, as amended shall apply.

**1.22**

**Time**

The Consultant shall perform the Services expeditiously to meet the requirements of the Client 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 Consultant, 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 Consultant.

**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 Consultant shall provide, for approval by the Client:

- (a) An estimate of the total fees to be paid for the Services.
- (b) A Staff list showing the number, classifications and hourly rate ranges for staff, Principals and Executives, for which the Consultant will seek payment on a time basis.

**1.23.2**

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

The Consultant 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 number, classification and hourly rate ranges of the staff provided under Subsection 1.23.1 (b).

**1.23.3**

**Monthly Reporting of Progress**

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

## **ARTICLE 2 - SERVICES**

### **2.1.1 Consultant's Services for Class Environmental Assessment (EA) Planning and Preliminary Design of the Project**

The Consultant shall provide the services for Class EA planning and preliminary design and such work shall include the following:

1. Meeting with the Client to confirm preliminary Class EA Schedule (assumed to be Schedule B) and review proposed work program outlining tasks and schedule.
2. Collect background documentation from the City and other agencies including reports, drawings, studies, etc. pertaining to the study area. Review data and develop list of additional data required.
3. Assemble and evaluate existing utility, drainage and municipal servicing data.
4. Conduct a physical reconnaissance and review topographical maps of the Project area to ascertain the location, topography, drainage and existing municipal services.
5. Development of a Public Consultation and Communication Plan for the Class EA.
6. Development of a clear statement of the problem or opportunity to be addressed in the Class EA.
7. Identification of alternative solutions to the problem in consultation with the City and other stakeholders.
8. Completion of survey work necessary for the provision of services herein and to assess and verify the feasibility of alternative solutions.
9. Completion of hydrologic and hydraulic modelling of the Fork Creek watershed and conveyance features in order to assess and verify the feasibility of alternative solutions, and the sizing of the same.
10. Preparation of preliminary plans showing existing conditions and the alternative solutions.
11. Assemble existing soils data in the project area and conduct additional geotechnical investigations, if required.
12. Complete a detailed inventory of the natural, social and economic environment in the project area.
13. Identify impacts of the alternative solutions on the environment and appropriate mitigating measures.
14. Complete a detailed evaluation of alternative solutions in conjunction with the City including such factors as technical merits, property requirements, potential environmental impacts, cost and operational factors.
15. Recommend a preliminary preferred solution.
16. Consultation with the public and review agencies including preparation for and participation in public open houses(s).
17. Selection of the Preferred Solution, in conjunction with the City.
18. Confirmation of the Class EA Schedule (assumed to be Schedule B).
19. Identification and evaluation of design options for the preferred solution including alignment, proposed typical cross-sections and any special features.
20. Establish the design criteria for design of the project.
21. Preparation and distribution of minutes of Project meetings.
22. Correspondence with governmental ministries, agencies and other public authorities for design information.
23. Establish preliminary property requirements and identify property acquisition requirements, if any.
24. Identify major utility installations and adjustments.
25. Preparation of Preliminary Design Drawings.
26. Development of preliminary construction cost estimates.
27. Preparation of the Class EA File Report outlining the Class EA planning activities, evaluation criteria, preferred solution and design elements, preliminary costs and implementation requirements.

### **2.2 Client's Services for Class EA Planning and Preliminary Design**

The Client shall provide the Consultant with:

1. Available studies/reports or Predesign Investigation related to the study area.
2. Access to and the use of existing plans, profiles, utility information, legal documents and correspondence relevant to the Work.
3. Assistance in advertising for, coordinating and conducting any public consultation events.
4. Publication of notices to the public.
5. General direction of the Consultant in the provision of services and approvals from time to time as necessary during the currency of this agreement.
6. Any information regarding soils and utilities in the possession of the Client necessary for the preparation of the plans.

The Consultant shall be entitled to rely upon the information, direction and approvals provided by the Client pursuant to Clauses (1) to (6) hereof, inclusive, as being accurate, in the performance of the Consultant's services under this Agreement.

### **2.3 Consultant's Services for Detailed Design of the Project**

The Services to be provided by the Consultant in the execution of the design of the Project shall include:

1. Expertise required for the design of all structures and facilities to serve the best interests of the public, with due regard for environmental concerns, capital cost and operating efficiency in accordance with current state of the art and acceptable standards established by the Client and regulatory authorities.
2. Supplemental field survey work required after the design criteria and alignment have been established, which shall include all supplemental survey work necessary for the estimating of quantities, the detailed setting of alignment and grade to fit controlling natural and artificial topographic and underground features, the design of all conveyance elements, and the positioning of all appurtenances associated with the construction of the Project.
3. Hydraulic studies and the preparation of detailed design drawings and specifications for aqueducts, channels, storm sewers and all necessary drainage works.
4. Investigation and confirmation of the present location of all above ground utilities, updating of the Client's plans and profiles to show the present location and the proposed location, and preparation of additional drawings required for alternative utility relocation as required by the Client. Underground utilities are to be indicated on the plans and profiles in accordance with information submitted by the respective utility.
5. The preparation and submission of preliminary drawings, investigations, and the recommendations to the Client, on such alternatives or modifications to the Project that the Consultant in his professional judgement deems advantageous to the Client.
6. The preparation of appropriate plans showing any lands or interests in land required for the Project.
7. Advising the Client of the need to seek permission to enter private lands for investigation purposes.
8. Participation in a reasonable number of meetings for informative, negotiative or presentative purposes with the Client in connection with the Services provided under this Agreement, after the establishment of the design criteria and functional alignment.
9. The preparation of contract documents for the Project including the detailed construction drawings, tender quantity forms, general conditions, specifications, information to bidders, and special provisions.
10. The preparation of detailed quantity and cost estimates, sundry engineering and materials.
11. The provision of complete sets of tendering documents and one complete set of reproducible drawings for the Project. In addition, the Consultant shall provide a digital copy of the drawings in Auto Cad format to the Client.
12. Incorporation into the contract document package of design drawings and specifications of work designed by others, when required.
13. The submission of plans, specifications, schedules, and applications for approval to the client and to appropriate authorities, as required. Attend meetings at the offices of these public authorities to discuss designs and to provide explanations for the purpose of furthering the applications toward approval.
14. The preparation of special applications or reports to assist the client in obtaining subsidy payments, grants and special financing from senior levels of government.
15. Advice, consultation and assistance to the Client in the advertising, receiving and evaluation of bids, and awarding of a contract for construction.
16. Completion of a Constructability Review of the project prior to finalizing the design to ensure the design is complete, cost effective and constructable.

### **2.4 Client's Service for Detailed Design**

The client shall provide the Consultant with the following services, notwithstanding that, should the Client be unable to provide any of the services hereunder, services may be assigned to the Consultant under Section 1.08.

1. Access to and, where necessary, copies of existing plan, profiles or other topographic information showing or pertaining to existing conditions within the Project area.
2. Registered land plans, legal documents and surveys, where necessary, defining the property limits of existing rights-of-way and other parcels of land affected by the Project, and as required in the acquisition of property and lands for the Project.
3. Specimen contract documents for the guidance of the Consultant in the design of the Project to the standards required by the Client.
4. General direction of the Consultant in the provision of the services.
5. Any information regarding utilities necessary for the preparation of the plans in the possession of the Client.
6. Arrange and make provision for the Consultant's entry and ready access to property (public and private) as well as to the site of the Project, as necessary to enable him to perform his services.

7. Designate in writing individual to act as his Representative who will transmit instructions to and receive information from the Consultant.

The Consultant shall be entitled to rely upon the information, direction and approvals provided by the Client pursuant to Clauses 1 through 7 hereof, inclusive, as being accurate in the performance of the Consultant's services under 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 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 Consultant 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 Consultant, 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**

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

The Client shall pay the Consultant 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 in accordance with Schedule A, attached.

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

##### **3.2.1.1    Time Expended**

All time expended on the assignment, whether in the Consultant's office, at the Client's premises, or elsewhere, and including travel time, shall be chargeable. This also includes, but is not limited to, stenographic and clerical staff engaged in the preparation of documents such as reports and specifications.

**3.2.2      Reimbursable Expenses**

In addition to the fee, the Consultant shall be reimbursed at cost plus an administrative charge of 5%, plus the cost of additional insurance incurred by the Consultant, for all expenses properly incurred by him in connection with the project, including but not limited to: vehicle use charges, travelling and living expenses, long distance telephone charges, facsimile transmission charges, printing and reproductions, progress photography, advertising for tenders, special delivery and express charges, overtime premium costs, and the cost of providing and maintaining site offices, supplies and equipment, chemical and physical tests.

**3.3      Payment**

**3.3.1    Fees Calculated on a Time Basis**

The Consultant 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 Consultant's invoice.

**SIGNED, SEALED AND DELIVERED**

) \_\_\_\_\_  
)  
)  
)  
in the presence of:  
) \_\_\_\_\_  
)  
)  
)  
)  
) \_\_\_\_\_

**TULLOCH ENGINEERING INC.**

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

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
Larry Jackson  
(Name)

\_\_\_\_\_  
General Manager  
(Title)

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

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

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**CLERK**

## **SCHEDULE A**

### **1. Fee Estimate**

The estimated total fees for the assignment, including all expenses and disbursements are shown in the following table. The total fee is an estimate based on experience on similar projects. The Total Fee for the assignment is an Upset Limit for the specified Scope of Work and will not be exceeded without the approval of the Corporation of the City of Sault Ste. Marie.

Description of Services	Scope of Work	Estimated Fee
Class Environmental Assessment Planning and Preliminary Design of the Project	Agreement Section 2.1	\$376,994.00
Detailed Design of the Project	Agreement Section 2.3	\$255,678.00
<b>Total Upset Limit</b>		<b>\$632,672.00</b>

Fees do not include H.S.T.

### **2. Billing Rates**

Billing rates for personnel assigned to this project, based on their job description / classification are provided in the following table.

Job Description / Classification	Billing Rate
General Manager / Principal	\$160/hour
Project Manager / Senior Engineer	\$120 - \$140/hour
Intermediate Engineer	\$100 - \$120/hour
Engineering Intern/ Junior Engineer	\$70 - \$90/hour
Senior Technician / Designer	\$80 - \$100/hour
Intermediate Technician / Designer	\$70 - \$80/hour
Junior Technician / Designer	\$60 - \$70/hour
Senior Inspector	\$80 - \$100/hour
Junior Inspector	\$60 - \$80/hour
CAD Operator	\$60 - \$80/hour
Administrative	\$50 - \$65/hour

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**  
**BY-LAW NO. 2016-6**

**STREET ASSUMPTION:** (Map 15) A by-law to assume for public use and establish as a public street Sinclair Street as described in PIN 31578-0173 (LT).

**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. STREET ESTABLISHED AND ASSUMED**

The Corporation of the City of Sault Ste. Marie hereby assumes for public use and establishes as a public street, the street more particularly described on Schedule "A" to this by-law.

**2. SCHEDULE "A"**

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

**3. EFFECTIVE DATE**

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

**PASSED** in open Council this 11<sup>th</sup> day of January, 2016.

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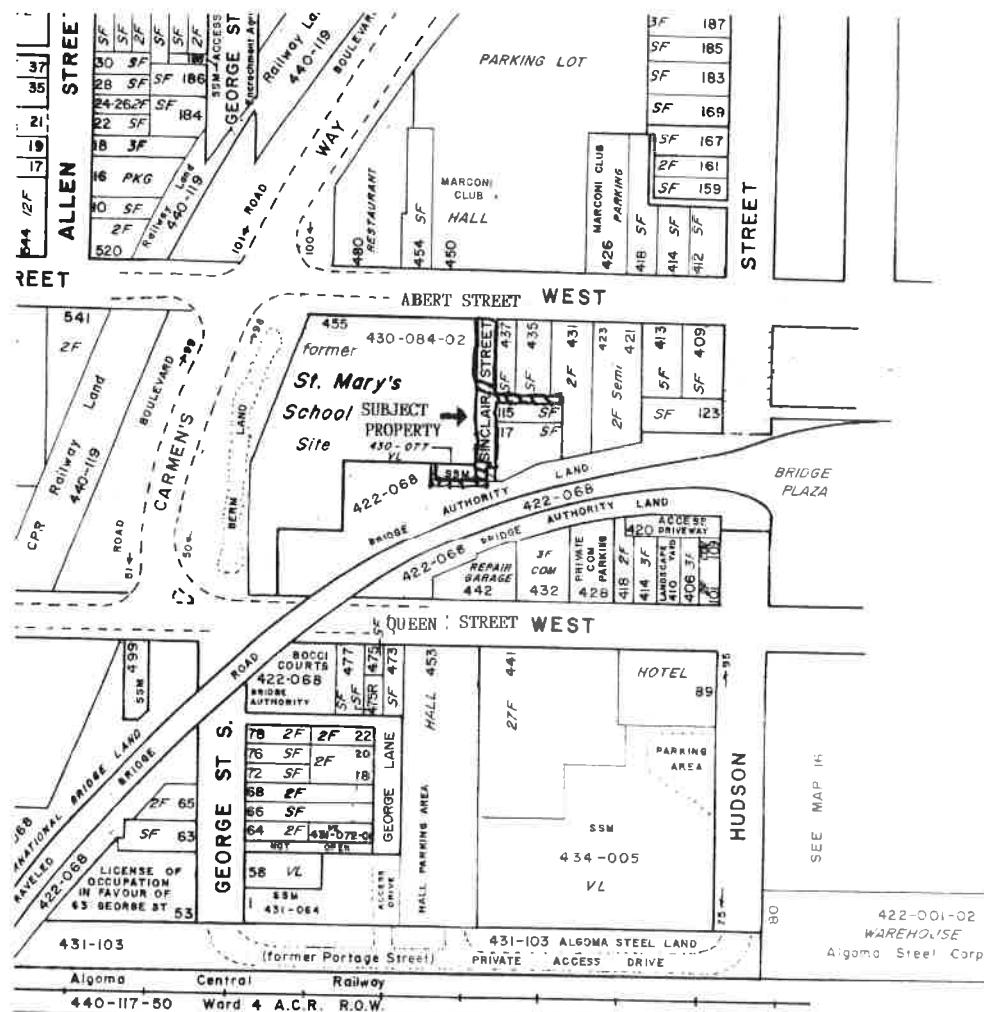
**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

SCHEDULE "A"

PIN 31578-0173 (LT) PT LT 15 S/S MURRAY ST, 16 S/S MURRAY ST, 15 N/S SUPERIOR ST, 16 N/S SUPERIOR ST PL TOWN PLOT OF ST. MARY'S AS IN RY22821 (SECONDLY, THIRDLY AND FOURTHLY) AND AS IN T113494 EXCEPT T149152, T339457 AND PT 7 1R2137; S/T RY48557, T360047, T361971, T84473, T386646 AND T113565, T129342; SAULT STE. MARIE



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

**BY-LAW NO 2016-7**

**STREET CLOSING:** (PR5.1) A by-law to stop up and close Sinclair Street as described in PIN 31578-0173 (LT).

**WHEREAS** Sinclair Street, more particularly hereinafter described, was established as a public street and assumed for public use by By-law 2016-6;

**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. STREET CLOSED**

The street more particularly described in Schedule "A" to this by-law, having been assumed by the Corporation for public use, is hereby stopped up and closed.

**2. SCHEDULE "A"**

Schedule "A" forms a 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 11<sup>th</sup> day of January, 2016.

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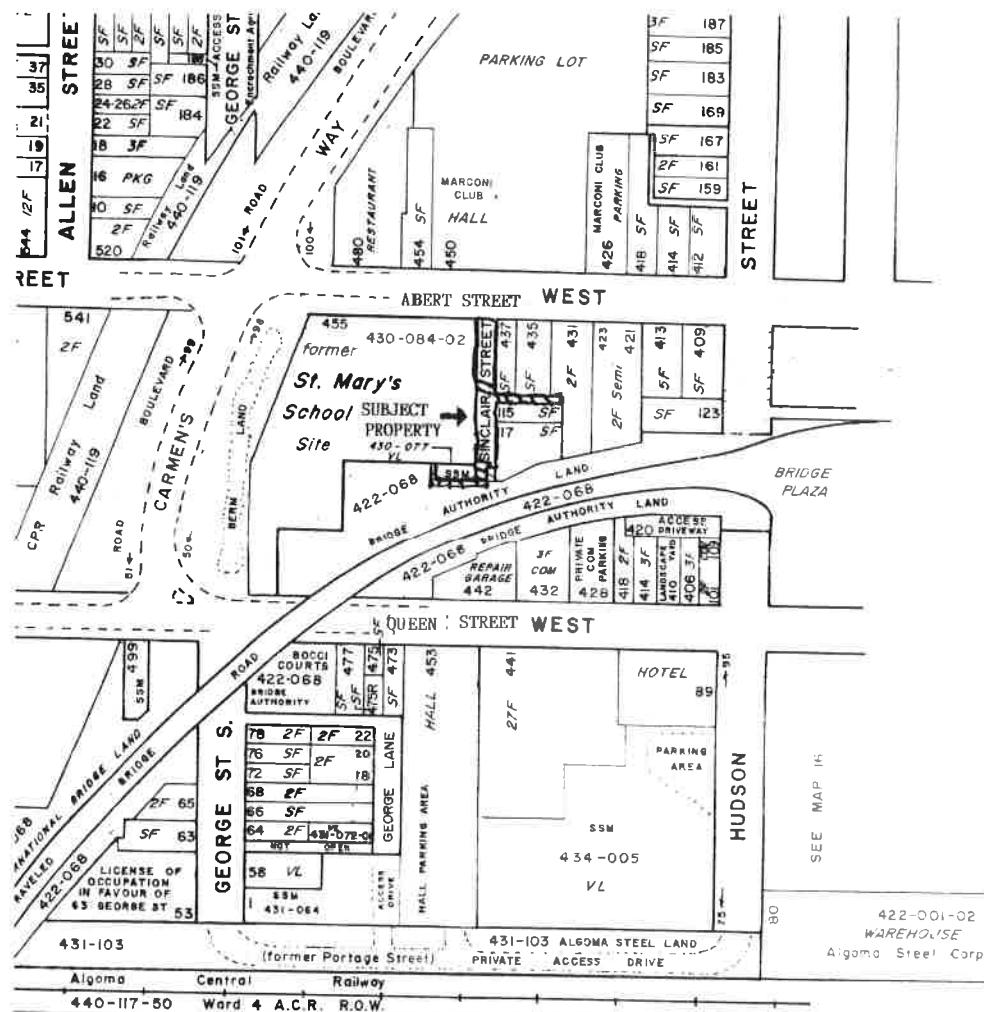
**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK - MALCOLM WHITE**

SCHEDULE "A"

PIN 31578-0173 (LT) PT LT 15 S/S MURRAY ST, 16 S/S MURRAY ST, 15 N/S SUPERIOR ST, 16 N/S SUPERIOR ST PL TOWN PLOT OF ST. MARY'S AS IN RY22821 (SECONDLY, THIRDLY AND FOURTHLY) AND AS IN T113494 EXCEPT T149152, T339457 AND PT 7 1R2137; S/T RY48557, T360047, T361971, T84473, T386646 AND T113565, T129342; SAULT STE. MARIE



**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**  
**BY-LAW NO. 2016-8**

**STREET ASSUMPTION:** (PR5.1) A by-law to assume for public use and establish as a public street a portion of Byrne Avenue in the Byrne Subdivision, Plan 1489.

**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. STREET ESTABLISHED AND ASSUMED**

The Corporation of the City of Sault Ste. Marie hereby assumes for public use and establishes as a public street, the street more particularly described on Schedule "A" to this by-law.

**2. SCHEDULE "A"**

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

**3. EFFECTIVE DATE**

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

**PASSED** in open Council this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

SCHEDULE "A"

PART PIN 31571-0474 (LT) PT BYRNE AV PL 1489 KORAH BTN LOTS 20 & 21; BEING PT 1 1R13155; SAULT STE. MARIE

October 29th

DATE

D.S. URSO - ONTARIO LAND

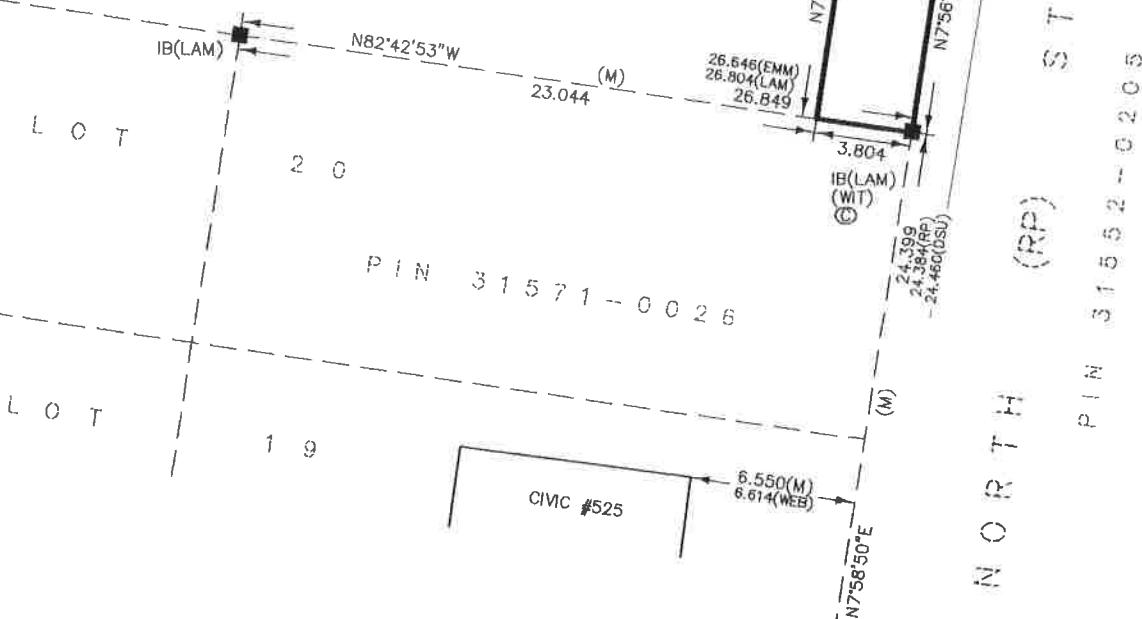
PART	AVENUE
1	PART OF BYRNE

PART 1 COMPRISSES PART

PA  
REC



Part  
1R13155



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

**BY-LAW NO 2016-9**

**STREET CLOSING:** (PR5.1) A by-law to stop up and close a part of Byrne Avenue in the Byrne Subdivision, Plan 1489.

**WHEREAS** a portion of Byrne Avenue, more particularly hereinafter described, was established as a public street and assumed for public use by By-law 2016-8;

**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. STREET CLOSED**

The street more particularly described in Schedule "A" to this by-law, having been assumed by the Corporation for public use, is hereby stopped up and closed.

**2. SCHEDULE "A"**

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

**3. BY-LAW 2013-70 REPEALED**

By-law 2013-70 is hereby repealed.

**4. EFFECTIVE DATE**

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

**PASSED** in open Council this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

---

**CITY CLERK - MALCOLM WHITE**

SCHEDULE "A"

PART PIN 31571-0474 (LT) PT BYRNE AV PL 1489 KORAH BTN LOTS 20 & 21; BEING PT 1 1R13155; SAULT STE. MARIE

October 29th

DATE

D.S. URSO - ONTARIO LAND :

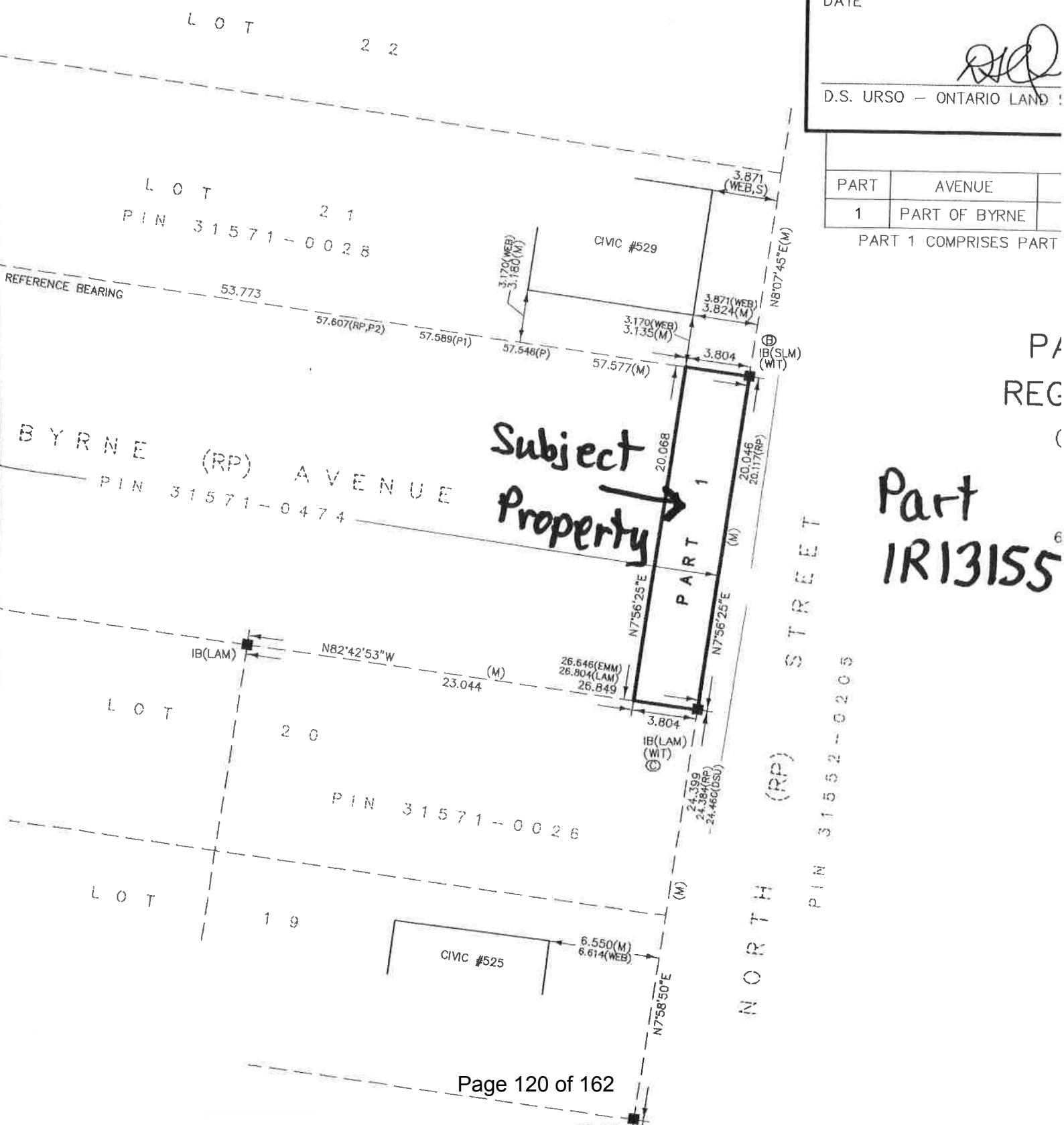
PART	AVENUE
1	PART OF BYRNE

PART 1 COMPRISSES PART

PA  
REC

Part  
1R13155<sup>6</sup>

Subject  
Property →



# THE CORPORATION OF THE CITY OF SAULT STE. MARIE

## BY-LAW NO. 2016-10

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

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

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

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

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

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

“Minister” shall mean the Minister of Finance;

“MPAC” shall mean the Municipal Property Assessment Corporation;

“Treasurer” means the treasurer of the Corporation of the City of Sault Ste. Marie or a person delegated the Treasurer’s powers and duties under s.286(5) of the Act and By-law 2006-199, being the City Tax Collector.

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

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

50% of the total taxes for municipal and school purposes levied in the year 2015 in accordance with Section 317(3) paragraph 2 of the Act.

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

50% of the total taxes for municipal and school purposes levied in the year 2015, in accordance with Section 317(3) paragraph 2 of the Act.

3. For the purposes of calculating the total amount of taxes for the year 2015 under paragraph 2, if any taxes for municipal and school purposes were levied on a property for only part of 2015 because assessment was added to the Tax Roll during 2015, an amount shall be added equal to the additional taxes that would have been levied on the property if taxes for municipal and school purposes had been levied for the entire year.

4. The provisions of this by-law apply in the event that assessment is added for the year 2016 to the Tax Roll after the date this by-law is passed and the tax levy shall be imposed and collected.
5. All taxes levied under this by-law shall be payable into the hands of the Treasurer in accordance with the provisions of this by-law.
6. There shall be imposed on all taxes a penalty for non-payment or late payment of taxes in default of the installment dates set out below. The penalty shall be one percent (11/4%) of the amount on the first day of default and on the first day of each calendar month during which the default continues, but not after the end of 2016.
7. Following December 31, 2016, interest charges of one percent (11/4%) shall be imposed upon the amount in default on the first calendar day of each month during which the default continues.
8. The final tax levy imposed by this by-law shall be paid in two installments due on the following dates:
  - 8.1 One-half (1/2) thereof on the 7<sup>th</sup> day of March, 2016;
  - 8.2 One-half (1/2) thereof on the 5<sup>th</sup> day of May, 2016.
9. A notice specifying the amount of taxes payable, may be mailed or cause to be mailed to the address of the residence or place of business of each person taxed under this by-law by the Treasurer.
10. The notice to be mailed under this by-law shall contain the particulars provided for in this by-law and the information required to be entered in the Tax roll under Section 340 of the *Act*.
11. The Treasurer may adjust the interim levy of a property if the taxes imposed by this by-law are in excess of 50% of the taxes levied on that property in 2015, adjusted to annualize any assessment changes that occurred during 2015, adjusted to annualize any assessment changes that occurred during 2015. No adjustment shall reduce the 2016 interim levy below 50% of the adjusted tax amount.
12. The subsequent levy for the year 2016 to be made under the *Act* shall be reduced by the amount to be raised by the levy imposed by this by-law.
13. The provisions of Section 317 of the *Act*, apply to this by-law with necessary modifications.
14. The Treasurer shall be authorized to accept part payment from time to time on account of any taxes due, and to give a receipt of such part payment, provided that acceptance of any such part payment shall not affect the collection of any percentage charge imposed and collectable under section 7 of this by-law in respect of non-payment or late payment of any taxes or any installment of taxes.
15. Nothing in this by-law shall prevent the Treasurer from proceeding at any time with the collection of any tax, or any part thereof, in accordance with the provisions of the statutes and by-laws governing the collection of taxes.

16. By-law 2015-10 is hereby repealed
17. In the event of any conflict between the provisions of this by-law and any other by-law, the provisions of this by-law shall prevail.

18. **EFFECTIVE DATE**

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

**PASSED** in open Council this 11<sup>h</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

md LEGAL\STAFF\BYLAWS\2016\2016-10 INTERIM TAX LEVIES.DOC

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**  
**BY-LAW 2016-11**

**SEWERS:** (S2) A by-law to require the Public Utilities Commission to collect a part of the sewer rates and sewage service rates and to repeal By-law 2000-42

**THE COUNCIL** of The Corporation of the City of Sault Ste. Marie, pursuant to section 221 (26) of the *Municipal Act, R.S.O 1990*, chapter M.45 **ENACTS** as follows:

**1. PUBLIC UTILITIES COMMISSION – SEWER RATE OR SEWAGE SERVICE RATE**

On all bills rendered on or after the first day of January 1, 2016 the Public Utilities Commission of the Corporation of the City of Sault Ste. Marie shall collect for the Corporation of Sault Ste. Marie a sewer rate and a sewage service rate and shall pay to the Corporation the amount as billed, subject to adjustments as follows:

- i) Residential water customers: 62% of water rates charged by the Commission;
- ii) General water customers: 82% of water rates charged by the Commission.

**2. MAXIMUM RESIDENTIAL CHARGE PER MONTH**

Despite the provisions of Section 1 of this by-law, the maximum amount collectable by the Public Utilities Commission shall be based on consumption of 90 cubic metres per month.

**3. SPECIFIC CHARGE RELATING TO TRAILER PARK UNITS AT 664 FRONTENAC STREET (NORTHLAND TRAILER PARK)**

The Sault Ste. Marie Public Utilities Commission shall collect for the Corporation of the City of Sault Ste. Marie a sewer rate and a sewage service rate in the amount of \$8.99 per month from each of the trailer park units located at 664 Frontenac Street (Northland Trailer Park) and shall pay to the Corporation the amount as billed, subject to adjustments.

4. **SUCCESSOR ORGANIZATION**

The provisions of this by-law shall apply to the Public Utilities Commission and any successor organization to the Commission.

5. **BY-LAW 2000-42 REPEALED**

By-law 2000-42, is hereby repealed.

6. **EFFECTIVE DATE**

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

**PASSED** in open Council this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

sp\Legal\Staff\BYLAWS\1. 2016\2016-11 Sewer and Sewage Service Rates

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**  
**BY-LAW 2016-12**

**AGREEMENT:** (H4.4) A by-law to amend Schedule “A” of By-law 2002-18 (F.J. Davey Home).

**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. SCHEDULE “A” OF BY-LAW 2002-18 AMENDED**

Schedule “A” of By-law 2002-18 is amended by:

- (a) deleting Paragraph 9;

and

Schedule “A” of By-law 2002-18 is amended by:

- (b) adding the following Paragraph 9

“The number of members of the Corporation shall be limited to nine members. The members shall consist of those individuals that are admitted by the Board of Directors and who have been approved by the Municipal Council for the Corporation of the City of Sault Ste. Marie. Membership in the Corporations shall be conditional upon the applicants subscribing to and supporting the purposes and objects of the Corporation and the by-laws thereof.”

**2. EFFECTIVE DATE**

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

**PASSED** in open Council this 11<sup>th</sup> day of January, 2016.

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**MAYOR - CHRISTIAN PROVENZANO**

---

**CITY CLERK – MALCOLM WHITE**

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

**BY-LAW NO. 2015-200**

**LOCAL IMPROVEMENT:** (L2.1) A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Second Avenue from Wallace Terrace to Second Line West under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06.

WHEREAS notice of the intention of the Council to undertake the works hereinafter described was duly published and served more than one month prior to the passing of this by-law; and

WHEREAS the Council has received the reports, estimates and statements required for undertaking the said works;

THEREFORE the Council of The Corporation of the City of Sault Ste. Marie **ENACTS** as follows:

1. The Corporation shall construct the work described in Schedule "A" and Schedule "B" hereto as a local improvement under the said Act and in accordance with plans and specifications furnished by the Commissioner of Engineering/Planning.
2. The Commissioner of Engineering/Planning shall forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the construction and completion of the said work.
3. The construction and completion of the said work shall be performed under the superintendence and in accordance with the directions and orders of the Commissioner of Engineering/Planning.
4. The Commissioner of Finance/Treasurer may agree with any bank or person for temporary borrowing of money to meet the cost of the works pending completion thereof.
5. The sum of \$30.50 per metre frontage shall be specially assessed upon the lots abutting directly on the said sanitary sewers, according to the extent of their respective frontages thereon, and the sum of \$304.00 shall be specially assessed upon each of such lots served by a private drain connection from any of such sanitary sewers to the street line and the remainder of the cost of the work shall be borne by the Corporation.
6. The sum of \$79.50 per metre frontage shall be specially assessed upon the lots abutting directly on the Class "A" pavement according to the extent of their respective frontages thereon and the remainder of the cost of the works shall be borne by the City.
7. The special assessments shall be paid in one payment by December 31<sup>st</sup> of the current year or in the alternative by ten equal annual installments.
8. The debentures to be issued for the loan to be effected to pay the cost of the work when completed shall bear interest at such rate as the Council may determine and be made payable within ten years on the installment plan.
9. Any person whose lot is specially assessed may commute for a payment in cash in accordance with By-law 69-436 the special rates imposed on such lot.

10. The said Schedule "A" and Schedule "B" form a part of this by-law.
11. This by-law comes into force on the day of its final passing.

Read the **FIRST** and **SECOND** time in open Council this 9th day of November, 2015.



~~MAYOR - CHRISTIAN PROVENZANO~~  
ACTING MAYOR - JOE KRMPOTICH



~~CITY CLERK - MALCOLM WHITE~~

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading:

LEGAL\STAFF\BYLAWS\1. 2015\2015-200 LOCAL IMPROVEMENT SANITARY SEWER SECOND AVE WALLACE TERR TO 2ND W.DOC

Read the **THIRD** time in open Council and finally passed this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

---

**CITY CLERK – MALCOLM WHITE**

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading: January 11, 2016

LEGAL\STAFF\BYLAWS\2\_2015-1969\2015\2015-200 LOCAL IMPROVEMENT SANITARY SEWER SECOND AVE WALLACE TERR TO 2ND W  
THIRD READING.DOC



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

Civic Centre  
99 Foster Drive  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

**LOCAL IMPROVEMENT CONSTRUCTION BY-LAW 2015-200, SECTION 3  
REGULATION 586/06 MUNICIPAL ACT**

**ENGINEER'S REPORT**

2015 11 09

Nature of Work	Construction of: On: From: To:	Construction of sanitary sewer, private drain connection and Class "A" pavement Second Avenue Wallace Terrace Second Line West
Estimated Cost of Work		\$3,956,580.00
Estimated Assessable Abutting Frontage		1,160.3m (Sanitary sewer) 1,221.9m (Class "A" pavement)
Estimated Cost to be borne by Assessable Abutting Property		\$58,190.72 (Sanitary sewer) \$97,142.13 (Class "A" pavement)
Estimated Cost to be borne by The Corporation		\$3,801,247.15
Special Rate per metre Frontage		\$30.50 (Sanitary sewer) \$79.50 (Class "A" pavement)
Special Rate per Private Drain Connection		\$304.00
Estimated Interest Rate Term		3% 10 years
Estimated Annual Rate per metre Frontage		\$3.58 (Sanitary sewer) \$9.32 (Class "A" pavement)
Estimated Annual Rate per Private Drain Connection		\$35.64
Estimated Lifetime of the Work		20 years
Respectfully submitted,		Recommended for approval,

  
Carl Rumiel, P. Eng.  
Design & Construction Engineer

  
Jerry D. Dolcetti, RPP  
Commissioner of Engineering & Planning

Attach.

**CORPORATION OF THE CITY OF SAULT STE. MARIE  
SANITARY SEWER AND PRIVATE DRAIN CONNECTIONS - SECTION 3**

**SCHEDULE "A"**

**BY-LAW 2015-200**

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>SIZE</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-1980-5-05	Second Ave	Wallace Terrace	Second Line West	790m	250mm	85	1,160.3m	\$58,190.72

CR/Jan  
2015 10 28

**CORPORATION OF THE CITY OF SAULT STE. MARIE  
CLASS "A" PAVEMENT - SECTION 3**

**SCHEDULE "B"**

**BY-LAW 2015-200**

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>WIDTH</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-1977-7-07	Second Ave	Wallace Terrace	Second Line West	790m	10.0m	n/a	1,221.9m	\$97,142.13

CR/Jan  
2015 10 28

# THE CORPORATION OF THE CITY OF SAULT STE. MARIE

## BY-LAW NO. 2015-201

**LOCAL IMPROVEMENT:** (L2.1) A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Francis Street from Wellington Street East to Railroad Avenue under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06.

WHEREAS notice of the intention of the Council to undertake the works hereinafter described was duly published and served more than one month prior to the passing of this by-law; and

WHEREAS the Council has received the reports, estimates and statements required for undertaking the said works;

THEREFORE the Council of The Corporation of the City of Sault Ste. Marie **ENACTS** as follows:

1. The Corporation shall construct the work described in Schedule "A" and Schedule "B" hereto as a local improvement under the said Act and in accordance with plans and specifications furnished by the Commissioner of Engineering/Planning.
2. The Commissioner of Engineering/Planning shall forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the construction and completion of the said work.
3. The construction and completion of the said work shall be performed under the superintendence and in accordance with the directions and orders of the Commissioner of Engineering/Planning.
4. The Commissioner of Finance/Treasurer may agree with any bank or person for temporary borrowing of money to meet the cost of the works pending completion thereof.
5. The sum of \$30.50 per metre frontage shall be specially assessed upon the lots abutting directly on the said sanitary sewers, according to the extent of their respective frontages thereon, and the sum of \$304.00 shall be specially assessed upon each of such lots served by a private drain connection from any of such sanitary sewers to the street line and the remainder of the cost of the work shall be borne by the Corporation.
6. The sum of \$79.50 per metre frontage shall be specially assessed upon the lots abutting directly on the Class "A" pavement according to the extent of their respective frontages thereon and the remainder of the cost of the works shall be borne by the City.
7. The special assessments shall be paid in one payment by December 31<sup>st</sup> of the current year or in the alternative by ten equal annual installments.
8. The debentures to be issued for the loan to be effected to pay the cost of the work when completed shall bear interest at such rate as the Council may determine and be made payable within ten years on the installment plan.
9. Any person whose lot is specially assessed may commute for a payment in cash in accordance with By-law 69-436 the special rates imposed on such lot.

10. The said Schedule "A" and Schedule "B" form a part of this by-law.
11. This by-law comes into force on the day of its final passing.

Read the **FIRST** and **SECOND** time in open Council this 9th day of November, 2015.



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**MAYOR - CHRISTIAN PROVENZANO**

ACTING MAYOR - JOE KRMPOTICH



---

**CITY CLERK - MALCOLM WHITE**

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading:

LEGAL\STAFF\BYLAWS\1. 2015\2015-201 LOCAL IMPROVEMENT SANITARY SEWER FRANCIS ST WELLINGTON ST E TO RAILROAD AVE.DOC

Read the THIRD time in open Council and finally passed this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

---

**CITY CLERK – MALCOLM WHITE**

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading: January 11, 2016

LEGAL\STAFF\BYLAWS\2. 2015-1969\2015\2015-201 LOCAL IMPROVEMENT SANITARY SEWER FRANCIS ST WELLINGTON ST E TO RAILROAD AVE THIRD READING.DOC



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

Civic Centre  
99 Foster Drive  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

**LOCAL IMPROVEMENT CONSTRUCTION BY-LAW 2015-201, SECTION 3  
REGULATION 586/06 MUNICIPAL ACT**

**ENGINEER'S REPORT**

2015 11 09

Nature of Work	Construction of: On: From: To:	Construction of sanitary sewer, private drain connection and Class "A" pavement Francis Street Wellington Street East Railroad Avenue
Estimated Cost of Work		\$1,033,260.00
Estimated Assessable Abutting Frontage		118.6m (Sanitary sewer) 115.0m (Class "A" pavement)
Estimated Cost to be borne by Assessable Abutting Property		\$6,352.29 (Sanitary sewer) \$9,145.94 (Class "A" pavement)
Estimated Cost to be borne by The Corporation		\$1,017,761.77
Special Rate per metre Frontage		\$30.50 (Sanitary sewer) \$79.50 (Class "A" pavement)
Special Rate per Private Drain Connection		\$304.00
Estimated Interest Rate Term		3% 10 years
Estimated Annual Rate per metre Frontage		\$3.58 (Sanitary sewer) \$9.32 (Class "A" pavement)
Estimated Annual Rate per Private Drain Connection		\$35.64
Estimated Lifetime of the Work		20 years
Respectfully submitted,		Recommended for approval,

Carl Rumiel, P. Eng.  
Design & Construction Engineer

Attach.

Jerry D. Dolcetti, RPP  
Commissioner of Engineering & Planning

**CORPORATION OF THE CITY OF SAULT STE. MARIE  
SANITARY SEWER AND PRIVATE DRAIN CONNECTIONS - SECTION 3**

**SCHEDULE "A"**

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>SIZE</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2015-5-01	Francis Street	Wellington St East	Railroad Avenue	200m	300mm	9	118.6m	\$6,352.29

BY-LAW 2015-201

CORPORATION OF THE CITY OF SAULT STE. MARIE  
CLASS "A" PAVEMENT - SECTION 3

SCHEDULE "B"

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>WIDTH</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2015-7-01	Francis Street	Wellington St East	Railroad Avenue	200m	10.0m	n/a	115.0m	\$9,145.94

BY-LAW 2015-201

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2015-202

**LOCAL IMPROVEMENT:** (L2.1) A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Coulson Avenue from Queen Street East to Manor Road under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06.

WHEREAS notice of the intention of the Council to undertake the works hereinafter described was duly published and served more than one month prior to the passing of this by-law; and

WHEREAS the Council has received the reports, estimates and statements required for undertaking the said works;

THEREFORE the Council of The Corporation of the City of Sault Ste. Marie **ENACTS** as follows:

1. The Corporation shall construct the work described in Schedule "A" and Schedule "B" hereto as a local improvement under the said Act and in accordance with plans and specifications furnished by the Commissioner of Engineering/Planning.
2. The Commissioner of Engineering/Planning shall forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the construction and completion of the said work.
3. The construction and completion of the said work shall be performed under the superintendence and in accordance with the directions and orders of the Commissioner of Engineering/Planning.
4. The Commissioner of Finance/Treasurer may agree with any bank or person for temporary borrowing of money to meet the cost of the works pending completion thereof.
5. The sum of \$30.50 per metre frontage shall be specially assessed upon the lots abutting directly on the said sanitary sewers, according to the extent of their respective frontages thereon, and the sum of \$304.00 shall be specially assessed upon each of such lots served by a private drain connection from any of such sanitary sewers to the street line and the remainder of the cost of the work shall be borne by the Corporation.
6. The sum of \$79.50 per metre frontage shall be specially assessed upon the lots abutting directly on the Class "A" pavement according to the extent of their respective frontages thereon and the remainder of the cost of the works shall be borne by the City.
7. The special assessments shall be paid in one payment by December 31<sup>st</sup> of the current year or in the alternative by ten equal annual installments.
8. The debentures to be issued for the loan to be effected to pay the cost of the work when completed shall bear interest at such rate as the Council may determine and be made payable within ten years on the installment plan.
9. Any person whose lot is specially assessed may commute for a payment in cash in accordance with By-law 69-436 the special rates imposed on such lot.

10. The said Schedule "A" and Schedule "B" form a part of this by-law.
11. This by-law comes into force on the day of its final passing.

Read the **FIRST** and **SECOND** time in open Council this 9th day of November, 2015.

  
~~MAYOR - CHRISTIAN PROVENZANO~~  
ACTING MAYOR - JOE KRMPOTICH

  
**CITY CLERK – MALCOLM WHITE**

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading:

LEGAL\STAFF\BYLAWS\1. 2015\2015-202 LOCAL IMPROVEMENT SANITARY SEWER COULSON AVE QUEEN TO MANOR RD.DOC

Read the **THIRD** time in open Council and finally passed this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading: January 11, 2016

LEGAL\STAFF\BYLAWS\2. 2015-1969\2015\2015-202 LOCAL IMPROVEMENT SANITARY SEWER COULSON AVE QUEEN TO MANOR RD  
THIRD READING.DOC



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

Civic Centre  
99 Foster Drive  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

**LOCAL IMPROVEMENT CONSTRUCTION BY-LAW 2015-202, SECTION 3  
REGULATION 586/06 MUNICIPAL ACT**

**ENGINEER'S REPORT**

2015 11 09

Nature of Work	Construction of:	Construction of sanitary sewer, private drain connection and Class "A" pavement
	On:	Coulson Avenue
	From:	Queen Street East
	To:	Manor Road
Estimated Cost of Work		\$1,980,840.00
Estimated Assessable Abutting Frontage		713.1m (Sanitary sewer) 684.3m (Class "A" pavement)
Estimated Cost to be borne by Assessable Abutting Property		\$35,732.51 (Sanitary sewer) \$54,398.81 (Class "A" pavement)
Estimated Cost to be borne by The Corporation		\$1,890,708.68
Special Rate per metre Frontage		\$30.50 (Sanitary sewer) \$79.50 (Class "A" pavement)
Special Rate per Private Drain Connection		\$304.00
Estimated Interest Rate Term		3% 10 years
Estimated Annual Rate per metre Frontage		\$3.58 (Sanitary sewer) \$9.32 (Class "A" pavement)
Estimated Annual Rate per Private Drain Connection		\$35.64
Estimated Lifetime of the Work		20 years
Respectfully submitted,		Recommended for approval,

  
Carl Rumiel, P. Eng.  
Design & Construction Engineer

  
Jerry D. Dolcetti, RPP  
Commissioner of Engineering & Planning

Attach

**CORPORATION OF THE CITY OF SAULT STE. MARIE  
SANITARY SEWER AND PRIVATE DRAIN CONNECTIONS - SECTION 3**

**SCHEDULE "A"**

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>SIZE</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2015-5-02	Coulson Avenue	Queen St East	Manor Road	385m	250mm	47	713.1m	\$35,732.51

**BY-LAW 2015-202**

**CORPORATION OF THE CITY OF SAULT STE. MARIE  
CLASS "A" PAVEMENT - SECTION 3**

**SCHEDULE "B"**

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>WIDTH</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2015-7-01	Francis Street	Wellington St East	Railroad Avenue	200m	10.0m	n/a	115.0m	\$9,145.94

**BY-LAW 2015-201**

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2015-203

**LOCAL IMPROVEMENT:** (L2.1) A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Manor Road from McGregor Avenue to Pine Street under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06.

WHEREAS notice of the intention of the Council to undertake the works hereinafter described was duly published and served more than one month prior to the passing of this by-law; and

WHEREAS the Council has received the reports, estimates and statements required for undertaking the said works;

THEREFORE the Council of The Corporation of the City of Sault Ste. Marie **ENACTS** as follows:

1. The Corporation shall construct the work described in Schedule "A" and Schedule "B" hereto as a local improvement under the said Act and in accordance with plans and specifications furnished by the Commissioner of Engineering/Planning.
2. The Commissioner of Engineering/Planning shall forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the construction and completion of the said work.
3. The construction and completion of the said work shall be performed under the superintendence and in accordance with the directions and orders of the Commissioner of Engineering/Planning.
4. The Commissioner of Finance/Treasurer may agree with any bank or person for temporary borrowing of money to meet the cost of the works pending completion thereof.
5. The sum of \$30.50 per metre frontage shall be specially assessed upon the lots abutting directly on the said sanitary sewers, according to the extent of their respective frontages thereon, and the sum of \$304.00 shall be specially assessed upon each of such lots served by a private drain connection from any of such sanitary sewers to the street line and the remainder of the cost of the work shall be borne by the Corporation.
6. The sum of \$79.50 per metre frontage shall be specially assessed upon the lots abutting directly on the Class "A" pavement according to the extent of their respective frontages thereon and the remainder of the cost of the works shall be borne by the City.
7. The special assessments shall be paid in one payment by December 31<sup>st</sup> of the current year or in the alternative by ten equal annual installments.
8. The debentures to be issued for the loan to be effected to pay the cost of the work when completed shall bear interest at such rate as the Council may determine and be made payable within ten years on the installment plan.
9. Any person whose lot is specially assessed may commute for a payment in cash in accordance with By-law 69-436 the special rates imposed on such lot.

10. The said Schedule "A" and Schedule "B" form a part of this by-law.
11. This by-law comes into force on the day of its final passing.

Read the **FIRST** and **SECOND** time in open Council this 9th day of November, 2015.

  
**MAYOR CHRISTIAN PROVENZANO**

ACTING MAYOR - JOE KRMPOTICH

  
**CITY CLERK – MALCOLM WHITE**

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading:

LEGAL\STAFF\BYLAWS\1. 2015\2015-203 LOCAL IMPROVEMENT SANITARY SEWER MANOR RD MCGREGOR AVE TO PINE ST.DOC

Read the **THIRD** time in open Council and finally passed this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading: January 11, 2016

LEGAL\STAFF\BYLAWS\2. 2015-1969\2015\2015-203 LOCAL IMPROVEMENT SANITARY SEWER MANOR RD MCGREGOR AVE TO PINE ST  
THIRD READING.DOC



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

Civic Centre  
99 Foster Drive  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

**LOCAL IMPROVEMENT CONSTRUCTION BY-LAW 2015-203, SECTION 3  
REGULATION 586/06 MUNICIPAL ACT**

**ENGINEER'S REPORT**

2015 11 09

Nature of Work	Construction of:	Construction of sanitary sewer, private drain connection and Class "A" pavement
	On:	Manor Road
	From:	McGregor Avenue
	To:	Pine Street
Estimated Cost of Work		\$755,820.00
Estimated Assessable Abutting Frontage		50.3m (Sanitary sewer) 110.2m (Class "A" pavement)
Estimated Cost to be borne by Assessable Abutting Property		\$2,142.15 (Sanitary sewer) \$8,760.91 (Class "A" pavement)
Estimated Cost to be borne by The Corporation		\$744,916.94
Special Rate per metre Frontage		\$30.50 (Sanitary sewer) \$79.50 (Class "A" pavement)
Special Rate per Private Drain Connection		\$304.00
Estimated Interest Rate Term		3% 10 years
Estimated Annual Rate per metre Frontage		\$3.58 (Sanitary sewer) \$9.32 (Class "A" pavement)
Estimated Annual Rate per Private Drain Connection		\$35.64
Estimated Lifetime of the Work		20 years
Respectfully submitted,		Recommended for approval,

Carl Rumiel, P. Eng.  
Design & Construction Engineer

Jerry D. Dolcetti, RPP  
Commissioner of Engineering & Planning

Attach.

**CORPORATION OF THE CITY OF SAULT STE. MARIE  
SANITARY SEWER AND PRIVATE DRAIN CONNECTIONS - SECTION 3**

**SCHEDULE "A"**

**BY-LAW 2015-203**

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>SIZE</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2015-5-03	Manor Road	McGregor Avenue	Pine Street	160m	250mm	3	50.3m	\$2,142.15

**CORPORATION OF THE CITY OF SAULT STE. MARIE  
CLASS "A" PAVEMENT - SECTION 3**

**SCHEDULE "B"**

**BY-LAW 2015-203**

<b>JOB <u>NUMBER</u></b>	<b>STREET</b>	<b>FROM</b>	<b>TO</b>	<b>LENGTH</b>	<b>WIDTH</b>	<b>#OF <u>P.D.C.</u></b>	<b>ASSESSABLE <u>FRONTAGE</u></b>	<b>ESTIMATED <u>COST</u></b>
A-2015-7-03	Manor Road	McGregor Avenue	Pine Street	160m	10.0m	n/a	110.2m	\$8,760.91

CR/an  
2015 10 28

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2015-204

**LOCAL IMPROVEMENT:** (L2.1) A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on Gore Street from Queen Street East to Wellington Street East under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06.

WHEREAS notice of the intention of the Council to undertake the works hereinafter described was duly published and served more than one month prior to the passing of this by-law; and

WHEREAS the Council has received the reports, estimates and statements required for undertaking the said works;

THEREFORE the Council of The Corporation of the City of Sault Ste. Marie **ENACTS** as follows:

1. The Corporation shall construct the work described in Schedule "A" and Schedule "B" hereto as a local improvement under the said Act and in accordance with plans and specifications furnished by the Commissioner of Engineering/Planning.
2. The Commissioner of Engineering/Planning shall forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the construction and completion of the said work.
3. The construction and completion of the said work shall be performed under the superintendence and in accordance with the directions and orders of the Commissioner of Engineering/Planning.
4. The Commissioner of Finance/Treasurer may agree with any bank or person for temporary borrowing of money to meet the cost of the works pending completion thereof.
5. The sum of \$30.50 per metre frontage shall be specially assessed upon the lots abutting directly on the said sanitary sewers, according to the extent of their respective frontages thereon, and the sum of \$304.00 shall be specially assessed upon each of such lots served by a private drain connection from any of such sanitary sewers to the street line and the remainder of the cost of the work shall be borne by the Corporation.
6. The sum of \$79.50 per metre frontage shall be specially assessed upon the lots abutting directly on the Class "A" pavement according to the extent of their respective frontages thereon and the remainder of the cost of the works shall be borne by the City.
7. The special assessments shall be paid in one payment by December 31<sup>st</sup> of the current year or in the alternative by ten equal annual installments.
8. The debentures to be issued for the loan to be effected to pay the cost of the work when completed shall bear interest at such rate as the Council may determine and be made payable within ten years on the installment plan.
9. Any person whose lot is specially assessed may commute for a payment in cash in accordance with By-law 69-436 the special rates imposed on such lot.

10. The said Schedule "A" and Schedule "B" form a part of this by-law.
11. This by-law comes into force on the day of its final passing.

Read the **FIRST** and **SECOND** time in open Council this 9th day of November, 2015.



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**MAYOR CHRISTIAN PROVENZANO**  
ACTING MAYOR - JOE KRMPOTICH



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**CITY CLERK – MALCOLM WHITE**

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading:

LEGAL\STAFF\BYLAWS\1. 2015\2015-204 LOCAL IMPROVEMENT SANITARY SEWER MANOR RD MCGREGOR AVE TO PINE ST.DOC

Read the THIRD time in open Council and finally passed this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

---

**CITY CLERK – MALCOLM WHITE**

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading: January 11, 2016

LEGAL\STAFF\BYLAWS\2. 2015-1969\2015\2015-204 LOCAL IMPROVEMENT SANITARY SEWER MANOR RD MCGREGOR AVE TO PINE ST  
THIRD READING.DOC



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

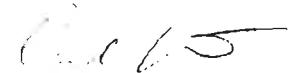
Civic Centre  
99 Foster Drive  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

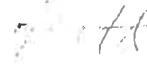
**LOCAL IMPROVEMENT CONSTRUCTION BY-LAW 2015-204, SECTION 3  
REGULATION 586/06 MUNICIPAL ACT**

**ENGINEER'S REPORT**

2015 11 09

Nature of Work	Construction of: On: From: To:	Construction of sanitary sewer, private drain connection and Class "A" pavement Gore Street Queen Street East Wellington Street East
Estimated Cost of Work		\$1,859,667.00
Estimated Assessable Abutting Frontage		441.2m (Sanitary sewer) 447.6m (Class "A" pavement)
Estimated Cost to be borne by Assessable Abutting Property		\$25,615.77 (Sanitary sewer) \$35,586.27 (Class "A" pavement)
Estimated Cost to be borne by The Corporation		\$1,798,464.96
Special Rate per metre Frontage		\$30.50 (Sanitary sewer) \$79.50 (Class "A" pavement)
Special Rate per Private Drain Connection		\$304.00
Estimated Interest Rate Term		3% 10 years
Estimated Annual Rate per metre Frontage		\$3.58 (Sanitary sewer) \$9.32 (Class "A" pavement)
Estimated Annual Rate per Private Drain Connection		\$35.64
Estimated Lifetime of the Work		20 years
Respectfully submitted,		Recommended for approval,

  
Carl Rumiel, P. Eng.  
Design & Construction Engineer

  
Jerry D. Dolcetti, RPP  
Commissioner of Engineering & Planning

Attach.

CORPORATION OF THE CITY OF SAULT STE. MARIE  
SANITARY SEWER AND PRIVATE DRAIN CONNECTIONS - SECTION 3

SCHEDULE "A"

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>SIZE</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2015-5-04	Gore Street	Queen St East	Wellington St East	300m	300mm-450mm	42	441.2m	\$25,615.77

BY-LAW 2015-204

CORPORATION OF THE CITY OF SAULT STE. MARIE  
CLASS "A" PAVEMENT - SECTION 3

SCHEDULE "B"

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>WIDTH</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2015-7-06	Gore Street	Queen St East	Wellington St East	300m	10.0m	n/a	447.6m	\$35,586.27

BY-LAW 2015-204

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2015-205

**LOCAL IMPROVEMENT:** (L2.1) A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" pavement on John Street from Albert Street to Edinburgh Street under Section 3 of the *Municipal Act, 2001*, Ontario Regulation 586/06.

WHEREAS notice of the intention of the Council to undertake the works hereinafter described was duly published and served more than one month prior to the passing of this by-law; and

WHEREAS the Council has received the reports, estimates and statements required for undertaking the said works;

THEREFORE the Council of The Corporation of the City of Sault Ste. Marie **ENACTS** as follows:

1. The Corporation shall construct the work described in Schedule "A" and Schedule "B" hereto as a local improvement under the said Act and in accordance with plans and specifications furnished by the Commissioner of Engineering/Planning.
2. The Commissioner of Engineering/Planning shall forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the construction and completion of the said work.
3. The construction and completion of the said work shall be performed under the superintendence and in accordance with the directions and orders of the Commissioner of Engineering/Planning.
4. The Commissioner of Finance/Treasurer may agree with any bank or person for temporary borrowing of money to meet the cost of the works pending completion thereof.
5. The sum of \$30.50 per metre frontage shall be specially assessed upon the lots abutting directly on the said sanitary sewers, according to the extent of their respective frontages thereon, and the sum of \$304.00 shall be specially assessed upon each of such lots served by a private drain connection from any of such sanitary sewers to the street line and the remainder of the cost of the work shall be borne by the Corporation.
6. The sum of \$79.50 per metre frontage shall be specially assessed upon the lots abutting directly on the Class "A" pavement according to the extent of their respective frontages thereon and the remainder of the cost of the works shall be borne by the City.
7. The special assessments shall be paid in one payment by December 31<sup>st</sup> of the current year or in the alternative by ten equal annual installments.
8. The debentures to be issued for the loan to be effected to pay the cost of the work when completed shall bear interest at such rate as the Council may determine and be made payable within ten years on the installment plan.
9. Any person whose lot is specially assessed may commute for a payment in cash in accordance with By-law 69-436 the special rates imposed on such lot.

10. The said Schedule "A" and Schedule "B" form a part of this by-law.
11. This by-law comes into force on the day of its final passing.

Read the **FIRST** and **SECOND** time in open Council this 9th day of November, 2015.

  
MAYOR CHRISTIAN PROVENZANO  
ACTING MAYOR - JOE KRMPOTICH

  
CITY CLERK – MALCOLM WHITE

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading:

LEGAL\STAFF\BYLAWS\1. 2015\2015-205 LOCAL IMPROVEMENT SANITARY SEWER JOHN ST ALBERT ST TO EDINBURGH ST.DOC

Read the **THIRD** time in open Council and finally passed this 11<sup>th</sup> day of January, 2016.

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**MAYOR – CHRISTIAN PROVENZANO**

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**CITY CLERK – MALCOLM WHITE**

**FIRST** reading: November 9, 2015

**SECOND** reading: November 9, 2015

**THIRD** reading: January 11, 2016



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

Civic Centre  
99 Foster Drive  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

**LOCAL IMPROVEMENT CONSTRUCTION BY-LAW 2015-205, SECTION 3  
REGULATION 586/06 MUNICIPAL ACT**

**ENGINEER'S REPORT**

2015 11 09

Nature of Work	Construction of: On: From: To:	Construction of sanitary sewer, private drain connection and Class "A" pavement John Street Albert Street Edinburgh Street
Estimated Cost of Work		\$10,560,000
Estimated Assessable Abutting Frontage		502.2m (Sanitary sewer) 532.8m (Class "A" pavement)
Estimated Cost to be borne by Assessable Abutting Property		\$26,867.58 (Sanitary sewer) \$42,360.14 (Class "A" pavement)
Estimated Cost to be borne by The Corporation		\$10,490,772.28
Special Rate per metre Frontage		\$30.50 (Sanitary sewer) \$79.50 (Class "A" pavement)
Special Rate per Private Drain Connection		\$304.00
Estimated Interest Rate Term		3% 10 years
Estimated Annual Rate per metre Frontage		\$3.58 (Sanitary sewer) \$9.32 (Class "A" pavement)
Estimated Annual Rate per Private Drain Connection		\$35.64
Estimated Lifetime of the Work		20 years
Respectfully submitted,		Recommended for approval,

Carl Rumiel,

Carl Rumiel, P. Eng.  
Design & Construction Engineer

Jerry D. Dolcetti, RPP  
Commissioner of Engineering & Planning

Attach.

**CORPORATION OF THE CITY OF SAULT STE. MARIE  
SANITARY SEWER AND PRIVATE DRAIN CONNECTIONS - SECTION 3**

**SCHEDULE "A"**

**BY-LAW 2015-205**

<b>JOB <u>NUMBER</u></b>	<b>STREET</b>	<b>FROM</b>	<b>TO</b>	<b>LENGTH</b>	<b>SIZE</b>	<b>#OF P.D.C.</b>	<b>ASSESSABLE <u>FRONTAGE</u></b>	<b>ESTIMATED <u>COST</u></b>
A-2015-5-06	John Street	Albert Street	Edinburgh Street	380m	750mm- 1050mm	39	502.2m	\$26,867.58

**CORPORATION OF THE CITY OF SAULT STE. MARIE  
CLASS "A" PAVEMENT - SECTION 3**

**SCHEDULE "B"**

**BY-LAW 2015-205**

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>WIDTH</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2015-7-05	John Street	Albert Street	Edinburgh Street	380m	10.0m	n/a	532.8m	\$42,360.14

CR/an  
2015 10 28