THE CORPORATION OF THE CITY OF ELLIOT LAKE

Minutes of a regular meeting of the Council of The Corporation of The City of Elliot Lake

Monday, April 12, 2021
7:00 PM
Virtual Meeting

Present	D. Marchisella, Mayor
	L. Cyr, Councillor
	E. Pearce, Councillor
	N Mann, Councillor
	S. Finamore, Councillor
	C. Patrie, Councillor
	T. Turner, Councillor
Present	D. Gagnon, Chief Administrative Officer
	D. Halloch, Director of Public Works
	A. Sonnenburg, Director of Finance/Treasurer
	J. Thomas, Director of Emergency Management
	S. Robb, Community Emergency Management Coordinator
	S. Antunes, Special Projects Manager
	D. Hennessey, Manager of Recreation and Culture
	N. Bray, Director of Clerks and Planning

1. CALL TO ORDER

2. ROLL CALL

3. DECLARATIONS OF CONFLICT OF INTEREST

4. ADOPTION OF PREVIOUS MINUTES

4.1 March 22, 2021 - Regular.

Res. 110/20
Moved By: S. Finamore
Seconded By: C. Patrie

That the following minutes be adopted:

March 22, 2021 - Regular.

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

4.2 Reading of resolutions passed following the closed session of the March 22, 2021 Council meeting

5. PUBLIC PRESENTATIONS

6. INTRODUCTION AND CONSIDERATION OF CORPORATE REPORTS

6.1 Report of the Director of Emergency Services

re: Fire Safety Grant Program

Res. 111/21
Moved By: N. Mann
Seconded By: L. Cyr

That the report of the Director of Emergency Services dated March 25, 2021 be received;

And that the City of Elliot Lake enter into an agreement with the Office of the Fire Marshal to receive the Fire Safety Grant in the amount of $7,200;

And that Council approve the itemized list for the grant allocation.

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

6.2 Report of Director of Emergency Services

re: Forrest Fire Management Agreement with MNR

Res. 112/21
Moved By: L. Cyr
Seconded By: S. Finamore

That the report of the Director of Emergency Services dated March 23, 2021 be received;

And that the City of Elliot Lake enter into a three-year agreement with the Ministry of Natural Resources and Forestry for the Province of Ontario with respect to the prevention and control of forest fires within the Corporation of the City of Elliot Lake.

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

6.3 Memo from the Director of Clerks and Planning Services

re: request for extension on covenant for a waterfront lot on Dunlop Shores Road

As this matter deals with personal information about identifiable individuals and potential acquisition of property by the municipality it may be discussed in closed session under Section 239(2)(b) and (c) of the Municipal Act

Res. 113/21
Moved By: N. Mann
Seconded By: S. Finamore

That this matter be discussed in closed session

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

6.4 Report of the Director of Public Works

re: Purchase and Supply of one (1) 3/4 Ton 4x4 Crew Cab Service Truck

Res. 114/21
Moved By: E. Pearce
Seconded By: C. Patrie

That Staff Report FLT-2021-03 dated April 6, 2021 of the Director of Public Works be received;

and that Contract No. FLT-2021-03, for the purchase and supply of one (1) ¾ Ton 4X4 crew cab service truck in the amount of $48,606.^{00} plus applicable taxes be awarded to North Shore Ford Inc.

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

6.5 Report of the Director of Public Works

re: Purchase and Supply of five (5) 1/2 ton 4x4 Crew Cab Service Trucks

Res. 115/21
Moved By: E. Pearce
Seconded By: S. Finamore

That Staff Report FLT-2021-01 dated April 6, 2021 of the Director of Public Works be received;

and that Contract No. FLT-2021-01, for the purchase and delivery of five (5) ½ Ton 4X4 crew cab service trucks in the amount of $220,245.^{00} plus applicable taxes be awarded to North Shore Ford Incorporated.

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

6.6 Report of the Director of Public Works

re: 3 Year Supply of Sludge Haulage Services

Res. 116/21
Moved By: T. Turner
Seconded By: S. Finamore

That Staff Report ENV-2021-01 dated April 6, 2021 of the Director of Public Works be received;

And that contract ENV-2021-01 for the 3 year supply of Sludge Haulage Services in the amount of $106,142.^{00} plus applicable taxes be awarded to GFL Environmental Inc.

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce

N. Mann
T. Turner
D. Marchisella

Carried

6.7 Report of the Community Emergency Management Coordinator

re: Vulnerable Persons Registry for the City of Elliot Lake

Res. 117/21
Moved By: N .Mann
Seconded By: S. Finamore

That the report of the CEMC dated April 7, 2021 be received;

And that Council sign the attached agreements with the Sault Ste. Marie Innovation Centre to provide a Vulnerable Persons Registry for the City of Elliot Lake;

And that the necessary By-Law be prepared for execution at the next regular Council meeting.

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

6.8 Report of the Manager of Recreation and Culture

re: Addition of Names to the Miners' Memorial Wall - 2021

Res. 118/21
Moved By: S. Finamore
Seconded By: T. Turner

That the Report of the Manager of Recreation and Culture, dated March 26, 2021, concerning the addition of five names to the Miners' Memorial Wall for 2021 be received;

And that the following names be added to the Miners' Memorial Wall to be unveiled during the Day of Mourning Ceremony on May 14, 2021, at 11:00 a.m.

- James (Jim) Hobbs;
- Aimo (Moe) Salo;
- Oswald Hajek;
- Lenard Alexander McKay; and
- Wayne Drysdale

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

6.9 Report of the Manager of Recreation and Culture

re: Additional Member to the Miners' Memorial Name Selection Committee

Res. 119/21
Moved By: E. Pearce
Seconded By: S. Finamore

That Council approve advertisement to the public for an additional member to be added to the Miners' Memorial Name Selection Committee;

And that this new member will meet the following criteria: a person representing an inductee of a worker enshrined on the memorial.

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie

S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

6.10 Memo from the Director of Clerks and Planning Services

re: Residential Land Updates

As this matter deals with potential disposition of land owned by the municipality is may be discussed in closed session as per Section 239(2)(c) of the Municipal Act

Res. 120/21
Moved By: E. Pearce
Seconded By: N. Mann

That this matter be discussed in closed session

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

Councillor cyr left his seat

7. PRESENTATION OF COMMITTEE REPORTS

7.1 Referral from the Bylaw and Planning Committee

re: Revised Property Standards By-law

Res. 121/21
Moved By: E. Pearce
Seconded By: S. Finamore

That the report from the Director of Clerks and Planning Services concerning a new Property Standards By-law be received;

And That By-Law 21-23 being a by-law to establish standards for the maintenance and occupancy of property in the Corporation of the City of Elliot Lake and to repeal By-Law 03-29 be passed;

At the request of the Mayor the following roll call vote was recorded:

In Favour
S. Finamore
E. Pearce
N. Mann
T. Turner
D. Marchisella
Opposed
C. Patrie

Carried

Councillor Cyr returned to his seat

7.2 Referral from the Bylaw and Planning Committee

re: Proposed Nuisance By-law

Res. 122/21
Moved By: E. Pearce
Seconded By: N. Mann

That the report from the Director of Clerks and Planning Services concerning a proposed Nuisance By-Law be received;

And That By-Law 21-24 being a by-law to prohibit or regulate public nuisances within the Corporation of the City of Elliot Lake be passed

At the request of the Mayor the following roll call vote was recorded:

In Favour
S. Finamore
L. Cyr
E. Pearce

N. Mann
T. Turner
D. Marchisella
Opposed
C. Patrie

Carried

7.3 Referral from the Bylaw and Planning Committee

re: Proposed Changes to the Garbage By-Law

Res. 123/21
Moved By: E. Pearce
Seconded By: N. Mann

That the report of the Director of Public works be received;

And That Garbage By-law be forwarded to Council for approval and adoption;

And that By-law 05-74 be repealed

At the request of the Mayor the following roll call vote was recorded:

In Favour
S. Finamore
E. Pearce
N. Mann
T. Turner
D. Marchisella
Opposed
C. Patrie
L. Cyr

Carried

7.4 Referral from the Police Services Board

re: 2020 Year End Police Services Report

Res. 124/21
Moved By: N. Mann
Seconded By: T. Turner

That the 2020 Year End Police Services Report be received

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

7.5 Referral from the Police Services Board

re: Required OPP Detachment Board Composition Change

Res. 125/21
Moved By: T. Turner
Seconded By: E. Pearce

That the report of the Special Projects Manager dated April 7, 2021 be received;

And that Council direct staff to reach out to the 17 communities in the East Algoma OPP catchment area to obtain a consensus on a 3 police board model

And that Council direct staff to submit the proposal on behalf of the 17 communities to form 3 police boards in the East Algoma OPP Catchment area.

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

8. OUTSIDE BOARD AND COMMITTEE REPORTING

9. UNFINISHED BUSINESS

9.1 Community Recreation Hub Update - standing item

9.2 Arts and Culture Hub Update - standing item

9.3 Residential Waterfront Development Options - standing item

As this matter deals with the potential acquisition or disposition of property owned by the municipality it may be discussed in closed session under Section 239(2)(c) of the Municipal Act

Res. 126/21
Moved by: N. Mann
Seconded by: S. Finamore

That this matter be discussed in closed session

At the request of the Mayor the following roll call vote was recorded:

In Favour
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella
Opposed
C. Patrie

Carried

9.4 Covid-19 Update - standing item

9.5 Memo from Mayor Marchisella

re: Reappointment of Councillor Patrie to Standing Committee

Res. 127/21
Moved By: N. Mann
Seconded By: S. Finamore

Whereas; on November 25th, 2019 Special Council Meeting, Council received I.C. report on Councillor Patrie CoC investigation,

And Whereas; Council passed the following: Res. 432/19 - That the Integrity Commissioner recommendations (Part 2) concerning Councillor Patrie Subverting Council re: purchase of 151 Ontario Avenue and related conduct contrary to Section 6.2 of the Code of Conduct be received And that Council endorse the recommended sanctions by imposing that Councillor Patrie be removed from any and all municipal committees, boards or commissions, except those that consist of all members of council,

And Whereas; Council has indicated a desire to reinstate Councillor Patrie to standing committees,

Be it resolved that council waive the restriction of Councillor Patrie being removed from all municipal committees to allow re-appointment to municipal standing committees only.

At the request of the Mayor the following roll call vote was recorded:

In Favour
C. Patrie
S. Finamore
L. Cyr
N. Mann
Opposed
T. Turner
E. Pearce
D. Marchisella

Carried

Res. 128/21
Moved by: N. Mann
Seconded by: L. Cyr

That this meeting proceed past the hour of 11:00 PM

At the request of the Mayor the following roll call vote was recorded:

In Favour
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Opposed
C. Patrie

Carried

9.6 Memo from Mayor Marchisella

re: Updated Standing Committee Membership

Res. 129/21
Moved By: N. Mann
Seconded By: L. Cyr

That the memo from Mayor Marchisella concerning the appointment of Councillor's to standing committees be received

At the request of the Mayor the following roll call vote was recorded:

In Favour
S. Finamore
L. Cyr
N. Mann
Opposed
C. Patrie
T. Turner
E. Pearce
D. Marchisella

Defeated

10. PETITIONS

11. CORRESPONDENCE

12. NOTICES OF MOTION

13. COUNCIL REPORTS AND ANNOUNCEMENTS

14. ADDENDUM

Councillor Patrie left his seat

15. INTRODUCTION AND CONSIDERATION OF BY-LAWS

15.1 By-Law 21-23

Being a by-law to establish standards for the maintenance and occupancy of property in The Corporation of the City of Elliot Lake and to repeal by-law 03-29

Res. 130/21
Moved By: N . Mann
Seconded By: S. Finamore

That by-law 21-23 be passed

At the request of the Mayor the following roll call vote was recorded:
In Favour
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella

Carried

15.2 By-Law 21-24

Being a by-law to prohibit or regulate public nuisance within the City of Elliot Lake

Res. 131/21
Moved By: T. Turner
Seconded By: E. Pearce

That by-law 21-24 be passed

Carried

15.3 By-Law 21-25

Being a by-law to authorize an agreement with respect to the purchase of one (1) 3/4 ton 4x4 service truck

Res. 132/21
Moved By: S. Finamore
Seconded By: N. Mann
That by-law 21-25 be passed

Carried

15.4 By-Law 21-26

Being a by-law to authorize an agreement with respect to the purchase of five (5) 1/2 ton 4x4 service trucks

Res. 133/21
Moved By: L. Cyr
Seconded By: T. Turner

That by-law 21-26 be passed

Carried

15.5 By-Law 21-27

Being a by-law to authorize the entering into of an agreement for sludge haulage

Res. 134/21
Moved By: L. Cyr
Seconded By: T. Turner

That by-law 21-27 be passed

Carried

Counicllor Patrie returned to his seat

15.6 By-law 21-28

Being a by-law to regulate the collection, removal and disposal of garbage, recycling and other refuse within the City of Elliot Lake and to repeal By-law 05-74

Res. 135/21
Moved By: E. Pearce
Seconded By: T. Turner

That by-law 21-28 be passed

At the request of the Mayor the following roll call vote was recorded:

<u>In Favour</u>
S. Finamore
L. Cyr
E. Pearce
N. Mann

T. Turner
D. Marchisella
Opposed
L. Cyr
C. Patrie

Carried

15.7 By-Law 21-29

Being a by-law to authorizes a transfer payment agreement with the Office of the Fire Marshal with respect to the Fire Safety Grant

Res. 136/21
Moved By: S. Finamore
Seconded By: E. Pearce

That by-law 21-29 be passed

Carried

15.8 By-law 21-30

Being a by-law to authorize an Agreement with respect to the prevention and control of forest fires

Res. 137/21
Moved By: N. Mann
Seconded By: C. Patrie

That by-law 21-30 be passed

Carried

16. PUBLIC QUESTION PERIOD

1) Nicole Cook - Agenda Item 6.8:

Q1) With the addition of these 5 names, I believe there will only be room for one more name. Is there a plan to buy and erect another wall and if so, will that occur in time for the next Day of Mourning (in 2022)? –
A: The city has been in communication with the artist on this matter.

Agenda Item 6.9:

The report states the Committee composition requirements are based on guidelines established in 2015:

Q1) Can the Committee and/or Council provide a copy of the resolution which changed the original composition (2007) requirement - representatives appointed by 1) United Steelworkers Workers of America, 2) Algoma Manitoulin & District Labour Council, 3) City of Elliot Lake, 4) a person representing an inductee of the worker enshrined on the memorial and 5) a non-voting City staff person appointed by the City?

A: You may request a copy of any resolution through the Clerk's office

Q2) Can the Committee and/or Council explain why it has taken this long to comply with both the 2007 and 2015 requirement and speak to how any decisions/recommendations during periods of non-compliance are deemed fair and transparent?

A: The committee has been following the criteria. We have not advertised for new members since the new criteria has been implemented.

2) Louise McLean - Who are the selected members filling these positions?

The Miner's Memorial committee is comprised of the following membership:
> a) A person appointed by the United Steelworkers Union - Doug Souliere
> b) Two persons appointed by the City of Elliot Lake - Blair Boilard and Ken Pierce
> c) A person representing an inductee of the worker enshrined on the memorial - to be advertised
> d) A non-voting City Staff person appointed by the City of Elliot Lake - Darla Hennessey

These members were appointed at a council meeting, their names are available in the minutes and on our city website under committee members.

17. CLOSED SESSION (if applicable)

Res. 138/21
Moved By: N. Mann
Seconded By: E. Pearce

That the closed session items be deferred to Monday April 19, 2021

At the request of the Mayor the following roll call vote was recorded:
In Favour
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
C. Patrie
D. Marchisella

Carried

18. CONFIRMATORY BY-LAW

18.1 By-Law 21-31

Being a by-law to confirm the proceedings of Council at its meeting held April 12, 2021

Res. 139/21
Moved By: N. Mann
Seconded By: E. Pearce

That by-law 21-31 be passed

At the request of the Mayor the following roll call vote was recorded:
In Favour
S. Finamore
L. Cyr
E. Pearce
N. Mann
T. Turner
D. Marchisella
Opposed
C. Patrie

Carried

19. ADJOURNMENT

Res. 140/21
Moved By: N . Mann
Seconded By: T. Turner

That this meeting adjourn at the hour of 11:16 PM

Carried

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Mayor

_____

City Clerk