



REGULAR MEETING OF CITY COUNCIL MINUTES

Monday, September 24, 2018

4:30 pm

Council Chambers

Civic Centre

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

Officials: A. Horsman, R. Tyczinski, L. Girardi, S. Schell, T. Vair, M. Borowicz-Sibenik, P. Milosevich, D. Elliott, D. McConnell, B. Lamming, V. McLeod, A. Gravelle, R. Madonna

1. Adoption of Minutes

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the Minutes of the Regular Council Meeting of 2018 09 10 be approved.

Carried

2. Questions and Information Arising Out of the Minutes and not Otherwise on the Agenda

3. Declaration of Pecuniary Interest

3.1 Councillor L. Turco – Municipal By-Law Enforcement Officers

Spouse employed by Police Service

3.2 Councillor L. Turco – By-law 2018-192 (Parking) Municipal By-law Enforcement Officers

Spouse employed by Police Service

**3.3 Councillor J. Krmpotich – Port of Algoma Agreements –
 Amendments**

Employed by company (Algoma)

**3.4 Councillor O. Grandinetti – Port of Algoma Agreements –
 Amendments**

Employed by company (Algoma)

3.5 Councillor J. Krmpotich – By-law 2018-195 (Agreement) Amend Conditional Contribution Agreement NOHFC

Employed by company (Algoma)

3.6 Councillor O. Grandinetti – By-law 2018-195 (Agreement) Amend Conditional Contribution Agreement NOHFC

Employed by company (Algoma)

4. Approve Agenda as Presented

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that the Agenda for 2018 09 24 City Council Meeting as presented be approved.

Carried

5. Proclamations/Delegations

5.1 Mayor for the Day

Perzan Umrigar was in attendance.

5.2 Access to Justice Week

Mary Pascuzzi , lawyer and member of Algoma District Law Association Board of Directors and Co-Chair of the Access to Justice Committee and Gwen MacDonald, Director of Child Protection Mediation and Access to Justice Committee member were in attendance.

5.3 Hispanic Latin Heritage Month

Sandra Mongui was in attendance.

5.4 Franco-Ontarian Day

Jessica Torrance, President of the Centre Francophone de Sault Sainte Marie was in attendance.

5.5 Fire Prevention Week

Aaron Gravelle, Public Educator, Fire Services was in attendance.

5.6 Culture Days

Kathy Fisher, Curator, Ermatinger Clergue National Historic Site and Helena Huopalainen, Manager of Community Engagement, Sault Ste. Marie Public Library were in attendance.

5.7 PLATO Testing

Denis Carignan, President and COO, PLATO Testing was in attendance regarding Agenda item 7.3.1.

5.8 M. S. Norgoma

Julia Piskiewicz, member, St. Mary's River Marine Heritage Committee was in attendance regarding Agenda item 7.3.2.

6. Communications and Routine Reports of City Departments, Boards and Committees – Consent Agenda

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that all the items listed under date 2018 09 24 – Agenda item 6 – Consent Agenda save and except Agenda item 6.11 be approved as recommended.

Carried

6.1 Council Travel

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that Mayor C. Provenzano be authorized to travel to Sterling Heights, Michigan for 2 days in October for the Tariff Public Policy Forum at an estimated cost to the City of \$665.

Carried

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that Councillor L. Turco be authorized to travel to Toronto for 2 days in September for an AMO Board Meeting at an estimated cost to the City of \$300.

Carried

6.2 Port of Algoma Agreements – Amendments

Councillor J. Krmpotich declared a conflict on this item. (Employed by company (Algoma))

Councillor O. Grandinetti declared a conflict on this item. (Employed by company (Algoma))

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

The relevant By-law 2018-195 is listed under item 11 of the Minutes.

6.3 Tender for Roofing Replacement – Transit Garage

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

The relevant By-law 2018-191 is listed under item 11 of the Minutes.

6.4 Tender for Supply and Delivery of Petroleum Fuel Products

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that the report of the Manager of Purchasing dated 2018 09 24 be received and that the tender submitted by 4Refuel for the supply and delivery of Petroleum Fuel Products for the three (3) year period commencing January 7, 2019 with the option for two (2) additional one (1) year extensions by mutual agreement be approved.

Carried

6.5 Tender for Two 64,000 GVW Trucks w/Garbage Packer Body and Automated Arm

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the report of the Manager of Purchasing dated 2018 09 24 be received and that the tender for the supply and delivery of Two (2) 64,000 GVW Trucks with Garbage Packer Body and Automated Arm, as required by Public Works and Engineering Services be awarded to SHU-PAK Equipment Inc. at their total tendered price for Option 1 of \$619,200.00 plus HST for two (2) vehicles be approved.

Carried

6.6 Tender for Screened Street Sand

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that the report of the Manager of Purchasing dated 2018 09 24 be received and that the tender submitted by Pioneer Construction Inc. for the supply of Screened Street Sand at the tendered pricing of \$6.18 per tonne, HST extra, for the 2018-2019 winter season; and \$6.33 per tonne, HST extra, for the 2019-2020 winter season be approved.

Carried

6.7 2018 City of Sault Ste Marie Credit Rating

The report of the Chief Financial Officer/Treasurer was received by Council.

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that the report of the Chief Financial Officer/Treasurer dated 2018 09 24 concerning 2018 City of Sault Ste. Marie Credit Rating be received as information.

Carried

6.8 FCM Asset Management Program – Grant Application

The report of the Manager of Audits and Capital Planning was received by Council.

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

That the report of the Manager of Audits and Capital Planning be received and that staff be authorized to apply for a grant opportunity from the Federation of

Canadian Municipalities' Municipal Asset Management Program for the update of the City's Building Condition Assessments.

Be it therefore resolved that the municipality commits to conducting the following activities in its proposed project submitted to the Federation of Canadian Municipalities' Municipal Asset Management Program to advance our asset management program: Perform a 5 year update of the City's Building Condition Assessments as per the City of Sault Ste. Marie's Asset Management Plan dated February 23, 2018.

Be it further resolved that the municipality commits \$65,000 from its 2019 capital allocation for buildings through the City's Asset Management Reserve toward the costs of this initiative.

Carried

6.9 Compliance Audit Committee 2018-2022

The report of the Deputy City Clerk is attached for the consideration of Council.

The relevant By-law 2018-196 is listed under item 11 of the Minutes.

6.10 2019 Council Meeting Schedule

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy City Clerk dated 2018 09 24 regarding 2019 Council meeting schedule be received and that the proposed schedule be approved.

Carried

6.12 RFP – Development of a Wayfinding Strategy

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

The relevant By-law 2018-203 is listed under item 11 of the Minutes.

6.13 Community Bike Sharing Program

The report of the Director of Community Services, Community Development and Enterprise Services was received by Council.

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the report of the Director, Community Services, Community Development and Enterprise Services dated 2018 09 24 concerning Community Bike Sharing Program be received and that staff be authorized to issue a request for proposals as outlined in the report.

Carried

6.14 John Rhodes Community Centre Restaurant

The report of the Director of Community Services, Community Development and Enterprise Services was received by Council.

The relevant By-law 2018-193 is listed under item 11 of the Minutes.

6.15 On-Demand Transit Service

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that the report of the Director, Community Services, Community Development and Enterprise Services dated 2018 09 24 concerning On-Demand Transit Service be approved and that staff be authorized to issue an Expression of Interest to explore on-demand transit options.

Carried

6.16 Seniors Active Living Centre Grant Agreement

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

The relevant By-laws 2018-204 and 2018-205 are listed under item 11 of the Minutes.

6.17 Skating Trails and Other Winter Activities

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that the report of the Manager of Recreation and Culture dated 2018 09 24 concerning Skating Trails and Other Winter Activities be received and referred to the 2019 budget deliberations. Further, that City Council approve the skating trails pilot project in principle so that City Staff and the Parks and Recreation Advisory Committee can explore opportunities for partnerships to assist with development costs.

Carried

6.18 Heritage Property Agreement (Algonquin Hotel) – Amendment

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

The relevant By-law 2018-185 is listed under item 11 of the Minutes.

6.19 Municipal By-Law Enforcement Officers

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

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

The relevant By-law 2018-192 is listed under item 11 of the Minutes.

6.20 Engineering Fees – Downtown Traffic Study

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor L. Turco

Resolved that the report of the Director of Engineering dated 2018 09 24 be received and that the engineering fee limit for the Downtown Traffic Study be increased by \$20,000 to \$121,000 with funds from the unallocated 2017 miscellaneous construction budget.

Carried

6.21 Licence Extension on Provincial Lands

The report of the Solicitor was received by Council.

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that the report of the Solicitor dated 2018 09 24 concerning the extension of a Licence Agreement between the City and the Ministry of Transportation regarding use of property at Black Road be received as information.

Carried

6.22 Repeal By-law 70-342 – Trailer Parks and Mobile Home Parks

The report of the Solicitor was received by Council.

The relevant By-law 2018-201 is listed under item 11 of the Minutes.

6.23 Municipal Capital Facilities Agreement – 137 East Street

A report of the Acting City Solicitor was received by Council.

The relevant By-law 2018-194 is listed under item 11 of the Minutes.

6.11 RFP – Development of Visual Identity and Branding for Sault Ste. Marie

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

The relevant By-law 2018-202 is listed under item 11 of the Minutes.

7. Reports of City Departments, Boards and Committees

7.1 Administration

7.2 Corporate Services

7.3 Community Development and Enterprise Services

7.3.1 PLATO Testing Economic Development Fund Request

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy CAO, Community Development and Enterprise Services dated 2018 09 10 concerning the EDF application from PLATO Testing (Professional Aboriginal Testing Organization Inc.) be approved in the amount of \$125,000 for 2018 and \$125,000 for 2019 for a total of \$250,000.

Carried

7.3.2 M.S. Norgoma – Update

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

Moved by: Councillor M. Shoemaker

Seconded by: Councillor S. Butland

Resolved that the report of the Deputy CAO of Community Development and Enterprise Services dated 2018 09 24 concerning the M.S. Norgoma be received and that notice be served to the St. Mary's River Marine Centre that an extension has been provided to have a new location for the M.S. Norgoma finalized by February 1, 2019; and

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Further, notwithstanding the berthing rights that were terminated as of August 31, 2018, that the M.S. Norgoma be permitted to remain at its current location until April 15, 2019 (or as soon as weather/ice conditions permit) when it shall be removed to a new location; and

Further, that staff work with the St. Mary's River Marine Centre Board to assist in finding a new location for the vessel, whether that be a permanent or temporary location, so as not to interfere with marina operations in Spring 2019.

Recorded	For	Against	Absent
Mayor C. Provenzano	X		
Councillor S. Butland	X		
Councillor P. Christian	X		
Councillor S. Myers		X	
Councillor S. Hollingsworth		X	
Councillor J. Hupponen	X		
Councillor L. Turco		X	
Councillor M. Shoemaker	X		
Councillor R. Niro	X		
Councillor M. Bruni	X		
Councillor F. Fata		X	
Councillor J. Krmpotich		X	
Councillor O. Grandinetti		X	
Results	7	6	0

Carried

- 7.4 Public Works and Engineering Services**
- 7.5 Fire Services**
- 7.6 Legal**

7.7 Planning

7.8 Boards and Committees

8. Unfinished Business, Notice of Motions and Resolutions Placed on Agenda by Members of Council

9. Committee of the Whole for the Purpose of Such Matters as are Referred to it by the Council by Resolution

10. Adoption of Report of the Committee of the Whole

11. Consideration and Passing of By-laws

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that all By-laws under item 11 of the Agenda under date 2018 09 24 save and except By-law 2018-202 (Agenda item 11.1.12) 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 2018-185 (Agreement) Algonquin Hotel Heritage 1584866 Ontario Inc.

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-185 being a by-law to authorize the execution of the Agreement between the City and 1584866 Ontario Inc. for the removal of the north vacant parking area known as PIN 31541-0249 be passed in open Council this 24th day of September, 2018.

Carried

11.1.2 By-law 2018-191 (Agreement) Roofing Replacement Transit Garage

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-191 being a by-law to authorize the execution of the Agreement between the City and 1372055 Ontario Limited O/A Pro North Roofing for Roofing Replacement at the Transit Garage be passed in open Council this 24th day of September, 2018.

Carried

11.1.3 By-law 2018-192 (Parking) Municipal By-law Enforcement Officers

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

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-192 being a by-law to appoint by-law enforcement officers to enforce the by-laws of The Corporation of the City of Sault Ste. Marie be passed in open Council this 24th day of September, 2018.

Carried

11.1.4 By-law 2018-193 (Agreement) Icebreakers Amending Lease

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-193 being a by-law to authorize the execution of the Agreement between the City and Jody Wilson, Carrying on business as Icebreakers Sports Bar and Grill for rent abatement until the successful proponent obtains a new liquor licence and the restaurant is opened be passed in open Council this 24th day of September, 2018.

Carried

11.1.5 By-law 2018-194 (Agreement) Municipal Capital Facility 137 East Street

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-194 being a by-law to designate 137 East Street as a Municipal Capital Facility for the purpose of providing affordable housing be passed in open Council this 24th day of September, 2018.

Carried

11.1.6 By-law 2018-195 (Agreement) Amend Conditional Contribution Agreement NOHFC

Councillor J. Krmpotich declared a conflict on this item. (Employed by company (Algoma))

Councillor O. Grandinetti declared a conflict on this item. (Employed by company (Algoma))

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-195 being a by-law to authorize the execution of the Amendment to Conditional Contribution Agreement, dated September 6, 2018 between the City and Northern Ontario Heritage Fund Corporation (NOHFC) for the Sault Ste. Marie Harbour Improvement Project be passed in open Council this 24th day of September, 2018.

Carried

11.1.7 By-law 2018-196 (Appointment) Compliance Audit Committee 2018-2022

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-196 being a by-law to appoint members of a Compliance Audit Committee under the *Municipal Elections Act* be passed in open Council this 24th day of September, 2018.

Carried

11.1.8 By-law 2018-197 (Agreement) Leo Avenue Reconstruction

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-197 being a by-law to authorize the execution of the Agreement between the City and WSP Canada Inc. for engineering services for the design and contract administration of the Leo Avenue project which is planned for 2019 is passed in open Council this 24th day of September, 2018.

Carried

11.1.9 By-law 2018-198 (Agreement) Fort Creek Aqueduct Repairs - John Street Laneway

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-198 being a by-law to authorize the execution of the Agreement between the City and Tulloch Engineering Inc. for engineering services for the Fort Creek Aqueduct reconstruction planned for construction in 2019 be passed in open Council this 24th day of September, 2018.

Carried

11.1.10 By-law 2018-199 (Agreement) 2019 Aqueduct Repairs

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-199 being a by-law to authorize the execution of the Agreement between the City and STEM Engineering Group Incorporated for professional engineering services for design and contract administration for aqueduct repairs be passed in open Council this 24th day of September, 2018.

Carried

11.1.11 By-law 2018-201 (Regulations) Repeal By-laws 70-342 and 71-217 Trailer Parks and Mobile Home Parks

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-201 being a by-law to repeal by-laws 70-342 and 71-217 (being by-laws to licence and regulate Trailer Parks and Mobile Home Parks within the City) be passed in open Council this 24th day of September, 2018.

Carried

11.1.13 By-law 2018-203 (Agreement) Wayfinding Strategy

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-203 being a by-law to authorize the execution of the Agreement between the City and Corbin Design, Inc. to provide wayfinding strategy and signage design services be passed in open Council this 24th day of September, 2018.

Carried

11.1.14 By-law 2018-204 (Agreement) Northern Community Active Living Centre Funding

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-204 being a by-law to authorize the execution of the Agreement between the City and Her Majesty the Queen in right of Ontario as represented by the Minister for Seniors and Accessibility for funding to support the Northern Community Active Living Centre be passed in open Council this 24th day of September, 2018.

Carried

11.1.15 By-law 2018-205 (Agreement) Senior Services Drop-in Centre Funding

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-205 being a by-law to authorize the execution of the Agreement between the City and Her Majesty the Queen in right of Ontario as represented by the Minister for Seniors and Accessibility for funding to support the Seniors Drop-In active Living Centre be passed in open Council this 24th day of September, 2018.

Carried

11.1.12 By-law 2018-202 (Agreement) Visual Identity and Branding

Moved by: Councillor J. Hupponen

Seconded by: Councillor R. Niro

Resolved that By-law 2018-202 being a by-law to authorize the execution of the Summary of Engagement Agreement between the City and Scott Thornley + Company Inc. for the Project of Development of Visual Identity and Branding be passed in open Council this 24th day of September, 2018.

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Recorded	For	Against	Absent
Mayor C. Provenzano	X		
Councillor S. Butland		X	
Councillor P. Christian	X		
Councillor S. Myers		X	
Councillor S. Hollingsworth	X		
Councillor J. Hupponen	X		
Councillor L. Turco	X		
Councillor M. Shoemaker			X
Councillor R. Niro	X		
Councillor M. Bruni	X		
Councillor F. Fata		X	
Councillor J. Krmpotich	X		
Councillor O. Grandinetti	X		
Results	9	3	1

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. Hupponen
 Seconded by: Councillor L. Turco

Resolved that this Council proceed into closed session regarding a potential disposition of property and potential litigation;

Further Be It Resolved that should the said closed session be adjourned, the Council may reconvene in closed session to continue to discuss the same matter without the need for a further authorizing resolution.

(Municipal Act R.S.O. 2002 – section 239 (2) (c), a proposed or pending acquisition or disposition of land by the municipality) and section 239(2)(f), solicitor client privilege

Carried

14. Adjournment

Moved by: Councillor M. Shoemaker

Seconded by: Councillor L. Turco

Resolved that this Council now adjourn.

Carried

“Christian Provenzano”

Mayor

“Rachel Tyczinski”

Deputy City Clerk