



## REGULAR MEETING OF CITY COUNCIL

### MINUTES

Monday, May 11, 2020

4:30 pm

Council Chambers

Civic Centre

by videoconference

Present: Mayor C. Provenzano, Councillor P. Christian, Councillor S. Hollingsworth, Councillor L. Dufour, Councillor L. Vezeau-Allen, Councillor D. Hilsinger, Councillor M. Shoemaker, Councillor M. Bruni, Councillor R. Niro, Councillor C. Gardi, Councillor M. Scott

Officials: M. White, R. Tyczinski, L. Girardi, T. Vair, S. Schell, K. Fields, P. Johnson, S. Hamilton Beach, D. Elliott, D. McConnell, B. Lamming, F. Pozzebon, K. Fisher, F. Coccimiglio, B. Lamming, T. Vecchio, M. Zuppa, T. Anderson

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#### 1. Adoption of Minutes

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that the Minutes of the Regular Council Meeting of 2020 04 27 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 M. Shoemaker – East Balfour Development – Acquisition of One-Foot Reserve

Property owner is client of law firm.

**3.2 Councillor M. Shoemaker – By-law 2020-92 (Property Acquisition) 227, 231, 235, 239, and 243 East Balfour Street**

Property owner is client of law firm.

**3.3 Councillor M. Shoemaker – Farwell Terrace Aqueduct Repairs**

Contractor is a client of law firm.

**3.4 Councillor M. Shoemaker – By-law 2020-102 (Agreement) Farwell Terrace Contract 2020-3E**

Contractor is a client of law firm.

**4. Approve Agenda as Presented**

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that the Agenda for 2020 05 11 City Council Meeting as presented be approved.

**Carried**

**5. Proclamations/Delegations**

**5.1 Museum Month**

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

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that all the items listed under date 2020 05 11 – Agenda item 6 – Consent Agenda be approved as recommended.

**Carried**

**6.1 2020 Capital Projects**

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

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Chief Administrative Officer dated 2020 05 11 concerning 2020 Capital Projects be received as information.

**Carried**

**6.2 MGM Media Licencing Agreement – “Vikings Season 4”**

The report of the Director of Tourism and Community Development was received by Council.

The relevant By-law 2020-93 is listed under item 11 of the Agenda and will be read with all by-laws under that item.

**6.3 2019 Building Division Annual Fee Report**

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

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Chief Building Official dated 2020 05 11 regarding 2019 Annual Fee Report be received as information.

**Carried**

**6.4 Kinsmen Centre Development Project – FutureSSM Fund Allocation Request**

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

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Deputy CAO, Community Development and Enterprise Services dated 2020 05 11 concerning Kinsmen Centre Development Project be received and that the request for funding of \$60,000 from FutureSSM allocation be approved for use in the development of a feasibility study for the Kinsmen Centre.

**Carried**

**6.5 MOU with Parks Canada**

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

The relevant By-law 2020-99 is listed under item 11 of the Minutes.

**6.6 Bay Street – CN Property Purchase**

The report of the City Solicitor was received by Council.

The relevant By-law 2020-101 is listed under item 11 of the Minutes.

**6.7 East Balfour Development – Acquisition of One-Foot Reserve**

Councillor M. Shoemaker declared a conflict on this item. (Property owner is client of law firm.)

The report of the Assistant City Solicitor/Senior Litigation Counsel was received by Council.

The relevant By-law 2020-92 is listed under item 11 of the Minutes.

**6.8 Licencing Bylaws – Update for Consistency – Housekeeping**

The report of the Solicitor/Prosecutor was received by Council.

The relevant By-laws 2020-105, 2020-106, 2020-107, 2020-108, and 2020-109 are listed under item 11 of the Minutes.

**6.9 Farwell Terrace Aqueduct Repairs**

Councillor M. Shoemaker declared a conflict on this item. (Contractor is a client of law firm.)

The report of the Manager of Design and Transportation Engineering dated 2020 05 11 concerning the reconstruction of Farwell Terrace Aqueduct Repairs was received by Council.

The relevant By-law 2020-102 authorizing execution of Contract 2020-3E with Avery Construction Limited is listed under item 11 of the Minutes.

The relevant By-law 2020-103 authorizing the road closure of Farwell Terrace between Wallace Terrace and Devon Road from May 15, 2020 until October 31, 2020 is listed under item 11 of the Minutes.

**6.10 Ditching Program 2020**

The report of the Director of Public Works was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Director of Public Works dated 2020 05 11 concerning the Public Works 2020 ditching program be received as information.

**Carried**

**7. Reports of City Departments, Boards and Committees**

**7.1 Administration**

**7.2 Corporate Services**

**7.3 Community Development and Enterprise Services**

**7.4 Public Works and Engineering Services**

**7.5 Fire Services**

**7.6 Legal**

**7.7 Planning**

**7.8 Boards and Committees**

**7.8.1 Historic Sites Board: Annual Report 2019 Ermatinger Clergue National Historic Site**

The report of the Curator, Ermatinger Clergue National Historic Site was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Curator, Ermatinger Clergue National Historic Site dated 2020 05 11 concerning Historic Sites Board Annual Report 2019 for the operations of the Ermatinger Clergue National Historic Site be received as information.

<b>Majority</b>	<b>For</b>	<b>Against</b>	<b>Absent</b>	
Mayor C. Provenzano	X			
Councillor P. Christian	X			
Councillor S. Hollingsworth	X			
Councillor L. Dufour	X			
Councillor L. Vezeau-Allen	X			
Councillor D. Hilsinger	X			
Councillor M. Shoemaker	X			
Councillor M. Bruni	X			
Councillor R. Niro	X			
Councillor C. Gardi	X			
Councillor M. Scott	X			
<b>Results</b>	<b>11</b>	<b>0</b>	<b>0</b>	<b>Carried</b>

**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 R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that all By-laws under item 11 of the Agenda under date 2020 05 11 save and except By-laws 2020-92 and 2020-102 be approved.

**Carried**

**11.1 By-laws before Council to be passed which do not require more than a simple majority**

**11.1.2 By-law 2020-93 (Agreement) MGM Media Licencing**

The report of the Director of Tourism and Community Development was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-93 being a by-law to authorize the execution of the Agreement between the City and MGM Media Licensing, a division of MGM Home Entertainment Distribution Corp. for the use of a film clip for the Corporation of the City of Sault Ste. Marie's "Sault Ste. Marie Film/Television Marketing Video" be passed in open Council this 11th day of May, 2020.

**Carried**

**11.1.3 By-law 2020-99 (Agreement) MOU Parks Canada Agency**

The report from the Director of Community Services was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-99 being a by-law to authorize the execution of the Memorandum of Understanding between the City and Parks Canada Agency to work cooperatively within and consistent with their respective mandates to explore the co-creation of must-see visitor experiences featuring nationally significant people and places relevant to Sault Ste. Marie region be passed in open Council this 11th day of May, 2020.

**Carried**

**11.1.4 By-law 2020-101 (Property Acquisition) Bay Street CN Property**

The report of the City Solicitor was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-101 being a by-law to authorize the acquisition of property currently owned by Canadian National Railway Company that is needed on the Bay Street reconstruction project be passed in open Council this 11th day of May, 2020.

**Carried**

**11.1.6 By-law 2020-103 (Temporary Street Closing) Farwell Terrace**

The report of the Manager of Design and Transportation Engineering was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-103 being a by-law to permit the temporary closing of Farwell Terrace between Wallace Terrace and Devon Road from May 15, 2020 until October 31, 2020 be passed in open Council this 11th day of May, 2020.

**Carried**

**11.1.7 By-law 2020-104 (Agreement) TULLOCH Engineering Inc. Biennial Bridge Aqueduct**

Council report was passed by Council resolution on April 27, 2020.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-104 being a by-law to authorize the execution of the Agreement between the City and TULLOCH Engineering Inc. to provide professional services for the 2020 biennial bridge and aqueduct inspections for the fee of \$68,210 plus HST be passed in open Council this 11th day of May, 2020.

**Carried**

**11.1.8 By-law 2020-105 (Licencing) Plumbers**

The report of the Solicitor/Prosecutor was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-105 being a by-law to amend By-law 2003-54 to licence plumbers be passed in open Council this 11th day of May, 2020.

**Carried**

**11.1.9 By-law 2020-106 (Licencing) Adult Entertainment Parlours**

The report of the Solicitor/Prosecutor was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-106 being a by-law to amend By-law 2002-165 to regulate adult entertainment parlors be passed in open Council this 11th day of May, 2020.

**Carried**

**11.1.10 By-law 2020-107 (Licencing) Pawnbrokers**

The report of the Solicitor/Prosecutor was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-107 being a by-law to amend By-law 2003-52 to licence pawnbrokers be passed in open Council this 11th day of May, 2020.

**Carried**

**11.1.11 By-law 2020-108 (Licencing) Amusement Arcades**

The report of the Solicitor/Prosecutor was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-108 being a by-law to amend By-law 2003-50 being a by-law to licence Amusement Arcades be passed in open Council this 11th day of May, 2020.

**Carried**

**11.1.12 By-law 2020-109 (Licencing) Payday Loan Businesses**

The report of the Solicitor/Prosecutor was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-109 being a by-law to amend By-law 2019-164 to licence, govern and regulate payday loan businesses within the City of Sault Ste. Marie be passed in open Council this 11th day of May, 2020.

**Carried**

**11.1.1 By-law 2020-92 (Property Acquisition) 227, 231, 235, 239, and 243 East Balfour Street**

Councillor M. Shoemaker declared a conflict on this item. (Property owner is client of law firm.)

The report of the Assistant City Solicitor/Senior Litigation Counsel was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-92 being a by-law to authorize the acquisition of a portion of property located at civics 227, 231, 235, 239, and 243 East Balfour Street (2729365 Ontario Inc. c/o Richard Hurley) be passed in open Council this 11th day of May, 2020.

<b>Majority</b>	<b>For</b>	<b>Against</b>	<b>Absent</b>
Mayor C. Provenzano	X		
Councillor P. Christian	X		
Councillor S. Hollingsworth	X		
Councillor L. Dufour	X		
Councillor L. Vezeau-Allen	X		



Councillor D. Hilsinger	X		
Councillor M. Shoemaker	conflict		
Councillor M. Bruni	X		
Councillor R. Niro	X		
Councillor C. Gardi	X		
Councillor M. Scott	X		
<b>Results</b>	<b>10</b>	<b>0</b>	<b>0</b>

**Carried**

**11.1.5 By-law 2020-102 (Agreement) Farwell Terrace Contract 2020-3E**

Councillor M. Shoemaker declared a conflict on this item. (Contractor is a client of law firm.)

The report of the Manager of Design and Transportation Engineering was on the Agenda.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-102 being a by-law to authorize the execution of the Contract between the City and Avery Construction Limited for the reconstruction of Farwell Terrace Aqueduct Repairs (Contract 2020-3E) be passed in open Council this 11th day of May, 2020.

<b>Majority</b>	<b>For</b>	<b>Against</b>	<b>Absent</b>
Mayor C. Provenzano	X		
Councillor P. Christian	X		
Councillor S. Hollingsworth	X		
Councillor L. Dufour	X		
Councillor L. Vezeau-Allen	X		
Councillor D. Hilsinger	X		
Councillor M. Shoemaker	conflict		
Councillor M. Bruni	X		
Councillor R. Niro	X		
Councillor C. Gardi	X		
Councillor M. Scott	X		
<b>Results</b>	<b>10</b>	<b>0</b>	<b>0</b>

**Carried**

**12. Questions By, New Business From, or Addresses by Members of Council Concerning Matters Not Otherwise on the Agenda**

**13. Closed Session**

**14. Adjournment**

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that this Council now adjourn.

**Carried**

“Christian Provenzano”

Mayor

“Rachel Tyczinski”

City Clerk