



REGULAR MEETING OF CITY COUNCIL
MINUTES

Tuesday, October 13, 2020
4:30 pm
Council Chambers
Civic Centre
by videoconference

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

Absent: Councillor S. Hollingsworth, Councillor R. Niro

Officials: M. White, R. Tyczinski, L. Girardi, T. Vair, K. Fields, S. Schell, P. Johnson, D. Elliott, D. McConnell, B. Lamming, M. Zuppa, R. Clayton

1. Adoption of Minutes

Moved by: Councillor M. Bruni
Seconded by: Councillor D. Hilsinger

Resolved that the Minutes of the Regular Council Meeting of 2020 09 28 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 – Sewage Infrastructure Electrical Upgrades Contract Award

Successful contractor is a client of law firm.

3.2 Councillor M. Shoemaker – By-law 2020-149 (Agreement) Sewage Infrastructure Electrical Upgrades (2020-6E)

Successful contractor is a client of law firm.

3.3 Councillor M. Shoemaker – By-law 2020-192 (Property Surplus) 206 Cathcart Street

Purchaser is a client of law firm.

3.4 Councillor M. Shoemaker – By-law 2020-195 (Zoning) 1102 Fourth Line Extension W Holding Provision

Applicant is a client of law firm.

4. Approve Agenda as Presented

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that the Agenda for 2020 10 13 City Council Meeting as presented be approved.

Carried

5. Proclamations/Delegations

5.1 20th Annual Child Care Worker and Early Childhood Educator Appreciation Day

5.2 Rett Syndrome Awareness Month

5.3 Application A-12-20-Z 312 Langdon Road

Angelo Maione, Applicant was in attendance by telephone.

Leo Bertolo was in attendance by telephone.

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 10 13 – Agenda item 6 – Consent Agenda save and except Agenda item 6.1 be approved as recommended.

Carried

6.2 Celebrate Canada Program Funding Application 2021

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

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Manager of Recreation and Culture dated 2020 10 13 concerning Celebrate Canada Program funding application 2021 be received and that staff be authorized to apply to the Department of Canadian Heritage for the 2021 Celebrate Canada Program.

Carried

6.3 New Horizons Seniors Program Grant Application

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

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Manager of Recreation and Culture dated 2020 10 13 concerning New Horizons Seniors Program grant application be received and that staff be authorized to apply to Employment and Social Development Canada for funding to support active healthy lifestyle programming.

Carried

6.4 Municipal Law Enforcement Officers

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

The relevant By-law 2020-191 is listed under item 11 of the Minutes.

6.5 Grader Repair

The report of the Deputy CAO, Public Works and Engineering Services was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Deputy CAO, Public Works and Engineering Services dated 2020 10 13 concerning grader repairs be received and the repairs totalling \$111,816.13 (sole-sourced to Toromont CAT) be approved with funding from the Public Works Winter Control 2020 budget.

Carried

6.6 Landfill Operations and Monitoring 2019 – Environmental Monitoring Committee

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

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Land Development and Environmental Engineer dated 2020 10 13 concerning annual operations and monitoring reports for the municipal landfill be received as information.

Carried

6.7 Sewage Infrastructure Electrical Upgrades Contract Award

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

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

The relevant By-law 2020-149 is listed under item 11 of the Minutes.

6.8 Licence Agreement and Noise By-law Exemption – Remembrance Day Ceremony

The report of the City Solicitor was received by Council.

The relevant By-laws 2020-197 and 2020-198 are listed under item 11 of the Minutes.

6.1 Best for Kids Transit Pilot Update

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

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Director of Community Services dated 2020 10 13 be received and that in order to collect more data the Best for Kids Transit program be extended for one year with the program to commence the last weekend in June 2021 to the day after Labour Day in September 2021 and report back to Council.

Amendment:

Moved by: Councillor M. Shoemaker

Seconded by: Councillor C. Gardi

Resolved that the words "and again commencing the last weekend of June 2022 to the day after Labour Day in September 2022" be added after the words "September 2021".

October 13, 2020 Council Minutes

	For	Against	Absent
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		
Results	9	0	2

Carried

Motion as Amended:

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Director of Community Services dated 2020 10 13 be received and that in order to collect more data the Best for Kids Transit program be extended for two years with the program to commence the last weekend in June 2021 to the day after Labour Day in September 2021 and again commencing the last weekend of June 2022 to the day after Labour Day in September 2022 and report back to Council.

	For	Against	Absent
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		
Results	9	0	2

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

7.7.1 A-12-20-Z 312 Langdon Road (Maione)

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Planner dated 2020 10 13 concerning Rezoning Application A-12-20-Z be received and that Council rezone the subject property from Single-Detached Residential Zone (R2) to Single-Detached Residential Zone (R2.S) with a special exception, subject to the following provisions:

1. Permit the existing triplex, in addition to the uses permitted in a Single-Detached Residential Zone (R2);
2. Reduce the rear yard setback (west) from 10 metres to 5 metres for the existing triplex only;
3. Permit the existing swimming pool, accessory buildings and structures to be located in an interior side yard;

4. Permit an existing shed to be located in the required front yard;
5. Permit an existing shed to be located within 0 metres of the main building, where 1 metre would otherwise be required;
6. Permit parking to be located in the required exterior side yard and in the required front yard;
7. That the property be deemed subject to site plan control pursuant to section 41 of the *Planning Act*

And that the Legal Department be requested to prepare the necessary by-law(s) to effect the same.

	For	Against	Absent
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		
Results	9	0	2

Carried

7.8 Boards and Committees

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

8.1 Blake Avenue

Moved by: Councillor M. Shoemaker
 Seconded by: Councillor L. Dufour

Whereas for many years businesses in Great Northern Road have been acquiring properties on Blake Avenue to widen their lots and provide access to their customers or visitors to an alternate exit onto a less congested street; and

Whereas neighbours on Blake Avenue have been concerned that if businesses from Great Northern Road gain access to Blake Avenue, it will cause safety concerns for pedestrians as Blake Avenue is a Class B road with ditches and without sidewalks; and

Whereas in 2019, when discussing the request of a local business owner that fronts on Great Northern Road for access onto Blake Avenue, Council rejected the request of the business owner, believing that providing access onto Blake Avenue would be better to do when Blake Avenue was upgraded to Class A services; and

Whereas Council has deferred the Sackville Road extension project and staff is currently undertaking a prioritization process for remaining deferred projects from the current Capital Transportation Plan;

Now Therefore Be It Resolved that staff bring forward a plan for the upgrade of Blake Avenue to Class A services to be considered in the Capital Transportation Plan.

	For	Against	Absent
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		
Results	9	0	2

Carried

8.2 Walmart Laneway – Great Northern Road

Moved by: Councillor M. Shoemaker

Seconded by: Councillor D. Hilsinger

Whereas in February 2018 Council approved a rezoning for a new Pino's grocery store on Great Northern Road; and

Whereas as part of that rezoning approval, Council approved a traffic light to be installed at a to-be constructed entrance to Pino's adjacent to the Walmart laneway just north of Superior Home Bakery; and

Whereas businesses in the immediate vicinity of the proposed intersection were concerned about the ability of their clients and customers to get in and out of their premises; and

Whereas a potential solution to the access issue for those businesses would be for Walmart to grant them access to their laneway that will be controlled by a traffic signal; and

Whereas construction has begun on the installation of the traffic signals but agreements have not yet been reached between businesses that abut Walmart's laneway, and Walmart, for access to the Walmart laneway, and Walmart has been difficult to communicate with on the issue, ignoring various outreaches and correspondence;

Now Therefore Be It Resolved that Council direct that installation of traffic signals at the new intersection be paused until such time as agreements are reached or progress has been made on negotiations of such agreements between neighbouring businesses and Walmart for access to their laneway;

Further Be It Resolved that staff continue to make efforts to reach out to Walmart to facilitate the negotiations for said access, as they've been attempting to do for quite some time.

Postponed

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 M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that all By-laws under item 11 of the Agenda under date 2020 10 13 save and except By-laws 2020-149, 2020-192 and 2020-195 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 2020-190 (Street Assumptions)

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-190 being a by-law to assume for public use and establish as public streets various parcels of land conveyed to the City be passed in open Council this 13th day of October, 2020.

Carried

11.1.3 By-law 2020-191 (Parking) Municipal Law Officers

Moved by: Councillor M. Bruni

Seconded by: Councillor C. Gardi

Resolved that By-law 2020-191 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 13th day of October, 2020.

Carried

11.1.5 By-law 2020-193 (Property Sale) 88 Goulais Avenue

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-193 being a by-law to authorize the sale of surplus property being civic 88 Goulais Avenue, legally described in PIN 31592-0211 (LT) to Carmen Muto Plumbing and Heating Inc. be passed in open Council this 13th day of October, 2020.

Carried

11.1.6 By-law 2020-194 (Zoning) 62 Sherbrook Drive (R&J Holdings Inc. c/o Ronald Champagne)

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-194 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located at 62 Sherbrook Drive (R&J Holdings Inc. c/o Ronald Champagne) be passed in open Council this 13th day of October, 2020.

Carried

11.1.8 By-law 2020-196 (Traffic) Amend Traffic By-law 77-200

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-196 being a by-law to amend Schedule "F" and Schedule "H" of Traffic Bylaw 77-200 be passed in open Council this 13th day of October, 2020.

Carried

11.1.9 By-law 2020-197 (Regulations) Royal Canadian Legion Remembrance Day Agreement

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-197 being a by-law to authorize the execution of the Agreement between the City and her Majesty the Queen in Right of Canada, as represented by the Minister of National Defence for the purpose of a Remembrance Day Ceremony Gun Salute, in support of the annual Remembrance Day commemoration scheduled for November 11, 2020 be passed in open Council this 13th day of October, 2020.

Carried

11.1.10 By-law 2020-198 (Regulations) 49th Field Regiment Noise By-law Exemption

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-198 being a by-law to exempt Her Majesty the Queen in Right of Canada, as represented by the Minister of National Defence (49th Field Regiment), while using the Hub Trail Boardwalk, from By-law 2008-168 being a firearms by-law to prohibit the discharge of firearms in the municipality and from By-law 80-200 being a by-law respecting noises in the City of Sault Ste. Marie be passed in open Council this 13th day of October, 2020.

Carried

11.1.1 By-law 2020-149 (Agreement) Sewage Infrastructure Electrical Upgrades (2020-6E)

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

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-149 being a by-law to authorize the execution of the Agreement between the City and S&T Electrical Contractors Limited for Sewage Infrastructure Electrical Upgrades (Contract 2020-6E) be passed in open Council this 13th day of October, 2020.

	For	Against	Absent
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		
Results	8	0	2

Carried

11.1.4 By-law 2020-192 (Property Surplus) 206 Cathcart Street

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

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-192 being a by-law to declare the City owned property legally described as PIN 31575-0160 (LT) PT LT 159 PL 727 KORAH AS IN T436131; SAULT STE. MARIE being civic 206 Cathcart Street, as surplus to the City's needs and to authorize the disposition of the said property be passed in open Council this 13th day of October, 2020.

	For	Against	Absent
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		
Results	8	0	2

Carried

11.1.7 By-law 2020-195 (Zoning) 1102 Fourth Line Extension W Holding Provision

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

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2020-195 being a by-law to remove the Holding (H) Provision from Zoning 2005-150 and 2005-151 for a part of the lands known municipally as 1102 Fourth Line West (Avery Construction c/o Amanda Williams) be passed in open Council this 13th day of October, 2020.

	For	Against	Absent
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		
Results	8	0	2

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

14. Adjournment

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that this Council now adjourn.

Carried

Mayor

City Clerk