



REGULAR MEETING OF CITY COUNCIL

MINUTES

Monday, May 31, 2021

3:30 pm

Video Conference

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, K. Fields, S. Schell, P. Johnson, P. Niro, D. Elliott, S. Hamilton Beach, D. McConnell, B. Lamming, T. Anderson, F. Coccimiglio, T. Vecchio, M. Zuppa, M. Borowicz-Sibenik, J. Bruzas; S. Cole; F. Couture; V. McLeod; K. Fisher

13. Closed Session

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that this Council move into closed session to discuss one item concerning solicitor-client privilege and three items concerning the disposition of land;

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 (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose and section 239 2 (c) a proposed or pending acquisition or disposition of land by the municipality.

Carried

1. Adoption of Minutes

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that the Minutes of the Regular Council meeting of May 10, 2021 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 – By-law 2021-99 (Street Assumptions)

Party is a client of law firm.

3.2 Councillor M. Shoemaker – By-law 2021-114 (OP) 249 Old Garden River Road and 260 Millcreek Drive (1544158 Ontario – Carlo China)

Client of law firm.

3.3 Councillor M. Shoemaker – By-law 2021-115 (Zoning) 249 Old Garden River Road and 260 Millcreek Drive (1544158 Ontario Inc. – Carlo China)

Client of law firm

4. Approve Agenda as Presented

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the Agenda for May 31, 2021 and Addenda #1 and #2 City Council meeting as presented be approved.

Carried

5. Proclamations/Delegations

5.1 Spina Bifida and Hydrocephalus Awareness Month

5.2 Parks and Recreation Month

5.3 Memorial Wall

Connie Raynor Elliott and Stephanie Poitras were in attendance by video concerning Agenda item 7.1.1.

5.4 Northern Community Centre Twin Pad Funding Announcement

Hon. Laurie Scott, Minister of Infrastructure and Hon. Ross Romano, Minister of Training, Colleges and Universities were in attendance by video.

5.5 2021 Resurfacing Program

Simone Baj was in attendance by video concerning Agenda item 6.20.

5.6 A-10-21-Z.OP 1306 Peoples Road

Mark Lepore, counsel for the applicant, and Wayne Chorney, Cathy Connor and Josh Lelievre, on behalf of the applicant, were in attendance by video concerning Agenda item 7.7.1.

5.7 A-11-21-Z 177 Brock Street

Jeff Barban, Liza Chikoski and Dave Ellis were in attendance by video concerning Agenda item 7.7.2.

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 May 31, 2021 – Agenda item 6 – Consent Agenda save and except agenda item 6.5 and 6.21 be approved as recommended.

Carried

6.1 Year End Financial Report – December 31, 2020

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

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Chief Financial Officer and Treasurer dated May 31, 2021 concerning 2020 year end financial reports be received and that Council approve:

- The 2020 year end reserve transfers
- The new Community Development Fund – Cultural Vitality reserve with an upset limit of \$500,000

Carried

6.2 RFP for One Tanker/Pumper Vehicle – Fire

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

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Manager of Purchasing dated May 31, 2021 concerning RFP for One Tanker/Pumper Vehicle – Fire be received and that acceptance of the proposal submitted by Dependable Emergency Vehicles for the supply and delivery of a Tanker/Pumper Vehicle for \$828,000 plus HST as outlined in their proposal as submitted, as required by SSM Fire Services be approved.

Carried

6.3 Uniform Acquisitions – Fire Services

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

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Manager of Purchasing dated May 31, 2021 concerning Uniform Acquisitions – Fire Services be received and that the supply and delivery of uniform services as required by Fire Services be continued through Kitchener Fire Services arrangement with KLE through to December 2022 on an as required basis. Pricing will be as posted through piggy-back agreement.

Carried

6.4 Tender for Civic Centre Blinds Phase I

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

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Manager of Purchasing dated May 31, 2021 concerning Tender for Civic Centre Blinds Phase I be received and that the tender for the supply and installation of Phase I Window Blinds as required by Building Services – Public Works be awarded to Floormaster Inc, Brampton at their low tendered price of \$79,999 plus HST.

Carried

6.6 Tender for One Vacuum Truck – Public Works

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

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Manager of Purchasing dated May 31, 2021 concerning Tender for One Vacuum Truck – Public Works be received and that the tender for the supply and delivery of one (1) vacuum body tandem truck as required by Public Works and Engineering Services be awarded to TMS Truck Centre at their low tendered price of \$521,834 plus HST.

Carried

6.7 Tender for Two Motor Graders

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

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Manager of Purchasing dated May 31, 2021 concerning Tender for Two Motor Graders be received and that the tender for the supply and delivery of two (2) graders as required by Public Works and Engineering Services be awarded to Brandt Tractor Ltd. at their low tendered price, including maintenance agreement, of \$455,579.24 per unit plus HST;

Further that the purchase be funded from an annual repayment from PWES Operations Hired Equipment Operating account of \$130,000 for the next 7.5 years.

Carried

6.8 Municipal App

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

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Deputy CAO, Community Development and Enterprise Services dated May 31, 2021 concerning the development of a municipal app be received as information.

Carried

6.9 Annual Report – Operations 2020 ECNHS Historic Sites Board

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

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

That the report of the Curator of the Ermatinger Clergue National Historic Site dated May 31, 2021 concerning the Annual Report – Operations 2020 Ermatinger Clergue National Historic Site Historic Sites Board be received.

Carried

6.10 Ownership Change – Soo Thunderbirds Hockey Club Inc.

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

The relevant By-law 2021-107 is listed under item 11 of the Minutes.

6.11 GFL Memorial Gardens Agreements

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

The relevant By-laws 2021-111, 2021-112, and 2021-113 are listed under item 11 of the Minutes.

6.12 Sail Superior Zodiac Tours – Fee Waiver

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

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Director of Community Services dated May 31, 2021 concerning Sail Superior Zodiac Tours – Fee Waiver be received and that Council approve the waiving of users fees to facilitate the Sail Superior pilot from August 7 to August 15, 2021.

Carried

6.13 CommunityPass Pilot

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

The relevant By-law 2021-108 is listed under item 11 of the Minutes.

6.14 Tourism Development Fund

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

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Director of Tourism and Community Development dated May 31, 2021 concerning the establishment of the Tourism Development Fund be received and that Council approve the workflow and criteria as presented in attachments A and B for the Tourism Development Fund;

And, that Council permit a delegation of authority to enable the Deputy CAO, Community Development and Enterprise Services or his/her designate to sign Tourism Development Fund agreements for contributions approved by City Council.

A by-law will appear on a future Council Agenda.

Carried

6.15 Tourism Sault Ste. Marie – Management Agreement and Designated Entity to Receive MAT Proceeds

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

The relevant By-laws 2021-109 and 2021-118 are listed under item 11 of the Minutes.

6.16 Designated Heritage Property Grant – 143 McGregor Avenue

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 May 31, 2021 concerning Designated Heritage Property Grant – 143 McGregor Avenue for a grant in the amount of \$3,000 to support the replacement of the cedar shingle roof at 143 McGregor Avenue be approved; and further that payment be rendered upon submission of the paid contractor's invoices and final approval of the of the project by the Sault Ste. Marie Municipal Heritage Committee.

Carried

6.17 Designated Heritage Property Grant – 36 Herrick Street

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 May 31, 2021 concerning Designated Heritage Property Grant – 36 Herrick Street for a grant in the amount of \$3,000 to support the repair and replacement front stairs at 34-36 Herrick Street be approved; further that payment be rendered upon submission of the paid contractor's invoices and final approval of the of the project by the Sault Ste. Marie Municipal Heritage Committee.

Carried

6.18 Municipal Law Enforcement Officers

The report of the Manager of Transit and Parking is attached for the consideration of Council.

The relevant By-law 2021-98 is listed under item 11 of the Minutes.

6.19 DCIP – Financial Incentive Grant Applications – May 2021

The report of the Senior Planner was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Senior Planner dated May 31, 2021 concerning Downtown Community Improvement Plan Financial Incentive applications be received and that the following grant applications be approved:

1. 551-553 Queen Street East, Missanabie Cree Business Corporation – Façade Improvement Grant of \$20,000
2. 557-559 Queen Street East, Missanabie First Nation – Façade Improvement Grant of \$20,000
3. 117 Spring Street, FC Team (Michael Flammia) – Building Activation Grant of \$20,000
4. 636 Queen Street East, Case's Music (Carrie Suriano/Jake Rendell) – Façade Improvement Grant of \$20,000

Carried

6.20 2021 Resurfacing Program

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

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Director of Engineering dated May 31, 2021 concerning 2021 Resurfacing Program be received and that the 2021 road resurfacing program be approved.

Carried

6.22 Frank Cowan Insurance – Claim Handling Agreement

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

The relevant By-law 2021-116 is listed under item 11 of the Minutes.

6.23 Lane Assumption, Closing and Conveyance – Harris and Buckley Subdivision Abutting 298 Fifth Avenue

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

The relevant By-laws 2021-100 and 2021-101 are listed under item 11 of the Minutes.

6.24 Long-Term Care Homes

The report of the Director of Planning and Enterprise Services was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Director of Planning and Enterprise Services dated May 31, 2021 concerning the feasibility of creating a Community Improvement Plan which provides an incentive to encourage the development of additional nursing home facilities be received as information and that Council take no further action at this time.

Carried

6.25 Affordable Housing Information Report

The report of the Senior Planner was received by Council.

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Senior Planner dated May 31, 2021 concerning Affordable Housing Information Report be received and that Council authorize staff to proceed with public outreach and formal public notice upon the intent to repeal Housing Policy 6 and replace with the policies described therein.

Carried

6.5 RFQ Annual Maintenance and Subscription Fees Dynamics GP

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

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Manager of Purchasing dated May 31, 2021 concerning RFQ Annual Maintenance and Subscription Fees Dynamics GP be received and that the quotation submitted by CentralSquare Canada Software Inc. for Dynamics GP maintenance and subscription fees for the one-year period commencing May 31, 2021, at the quoted cost of \$93,517.74 plus HST, be approved on a sole-source basis.

	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	10	1	0

Carried

6.21 Shopping Carts

The report of the Assistant City Solicitor / Senior Litigation Counsel, Chief Building Official, and Director of Public Works was received by Council.

The relevant By-law 2021-92 is listed under item 11 of the Minutes.

7. Reports of City Departments, Boards and Committees

7.1 Administration

7.1.1 Memorial Wall

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

Moved by: Councillor R. Niro

Seconded by: Councillor M. Shoemaker

Resolved that the report of the CAO, dated May 31, 2021 concerning Memorial Wall be received and that Council approve the fabrication of the wall in the landscaped area north of the Ronald A. Irwin Civic Centre at an estimated cost of \$4,000 to be funded from the Mayor's Office operating budget.

	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	11	0	0

Carried

7.2 Corporate Services

7.3 Community Development and Enterprise Services

7.3.1 Northern Community Centre – Twin Pad Expansion

The report of the Manager of Purchasing, Chief Financial Officer and 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 Manager of Purchasing, Chief Financial Officer and Deputy CAO, Community Development and Enterprise Services dated May 31, 2021 concerning Northern Community Centre Twin Pad Expansion be received and that the tender for NCC – Twin Pad Expansion be awarded to Ellis Don Corporation, at their low tendered base price, meeting specifications of \$27,900,000 plus HST and that the City's consultant be authorized to issue the needed letter of intent for the project be approved;

Further that City Council approve that the Architecture and Design fees budget be increased by \$338,420 to an upset limit of \$1,648,430;

Further that City Council approve utilizing \$2,610,000 of the announced 2021 increase to the Canada-Community Building fund for the project.

A by-law authorizing signature of the contract for this project will appear on a future Council Agenda.

Amendment:

Moved by: Councillor R. Niro

Seconded by: Councillor P. Christian

Resolved that the words: "Further that City Council approve utilizing \$2,610,000 of the announced 2021 increase to the Canada-Community Building fund for the project" be deleted.

	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	11	0	0

Carried

Motion as Amended:

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Manager of Purchasing, Chief Financial Officer and Deputy CAO, Community Development and Enterprise Services dated May 31, 2021 concerning Northern Community Centre Twin Pad Expansion be received and that the tender for NCC – Twin Pad Expansion be awarded to Ellis Don Corporation, at their low tendered base price, meeting specifications of \$27,900,000 plus HST and that the City’s consultant be authorized to issue the needed letter of intent for the project be approved;

Further that City Council approve that the Architecture and Design fees budget be increased by \$338,420 to an upset limit of \$1,648,430;

A by-law authorizing signature of the contract for this project will appear on a future Council Agenda.

	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	11	0	0

Carried

Moved by: Councillor M. Shoemaker
Seconded by: Councillor M. Bruni

Resolved that "Option 2 – Walking Track with Bowl Windows" be added into the construction project for a total tender cost of \$29,319,000.

	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	10	1	0

Carried

7.3.1.1 Revised Financing-NCC Twin Pad Expansion

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

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Chief Financial Officer and Treasurer dated May 31, 2021 regarding the revised financing plan for the NCC Twin Pad Expansion be received as information.

	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	11	0	0

Carried

7.4 Public Works and Engineering Services

7.5 Fire Services

7.6 Legal

7.7 Planning

7.7.1 A-10-21-Z.OP 1306 Peoples Road (Ontario Aboriginal Housing)

The report of the Senior Planner was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor M. Shoemaker

Resolved that the report of the Senior Planner dated May 31, 2021 concerning Application A-10-21-Z.OP be received and that Council approve Official Plan Amendment 233 and redesignate the subject property from Rural Area to Residential on Land Use Schedule 'C' of the Official Plan and that Council rezone the subject property from Rural Area Zone (RA) to Low Density Residential Zone (R3.S) with a special exception to reduce the required frontage from 20m to 16m;

And that Council deems the property subject to site plan control;

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	11	0	0

Carried

7.7.2 A-11-21-Z 177 Brock Street (Sault Ste. Marie Housing Corporation)

The report of the Planner was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor D. Hilsinger

Resolved that the report of the Planner dated May 31, 2021 concerning rezoning application A-11-21-Z be received and that Council rezone 177 Brock Street from Commercial Transitional Zone (CT2) to Central Commercial Zone (C2);

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	11	0	0

Carried

7.8 Boards and Committees

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

8.1 Interest and Penalties on Taxes

Moved by: Councillor M. Shoemaker
 Seconded by: Councillor R. Niro

Whereas in 2020 the Council of the City of Sault Ste. Marie waived interest and penalties on late payment of the tax installments that came due after the March 2020 lockdown measures; and

Whereas in February 2021 the Council of the City of Sault Ste. Marie waived interest and penalties on late payment of the tax installments that came due from January 1, 2021 to June 30, 2021 due to further lockdowns being imposed; and

Whereas the province and the global economy remain gripped by the coronavirus pandemic, with expected vaccines providing hope that we may be able to emerge from the ongoing lockdowns that businesses and residents have faced in 2020 and into 2021; and

Whereas continued stay-at-home orders and emergency orders have affected the ability of local businesses to stay afloat through these challenging times; and

Whereas the Council of the City of Sault Ste. Marie must assist businesses to the extent possible;

Now Therefore Be It Resolved that Council waive interest and penalties on late payment of taxes for the balance of the 2021 calendar year, with the waiver of interest and penalties expiring on December 31, 2021.

	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	11	0	0	Carried

8.2 Adventure Bus

Moved by: Councillor S. Hollingsworth

Seconded by: Councillor P. Christian

Whereas on March 29, 2021 Sault Ste. Marie City Council approved a pilot project to provide transit services to Pointe des Chenes beach during summer weekends in 2021; and

Whereas Sault Ste. Marie has many outdoor attractions and activities that are not currently accessible by public transit, including Hiawatha Highlands;

Now Therefore Be It Resolved that staff be requested to report to Council on options for an additional bus route that would run on weekends after Labour Day to bring residents from one or both of the transit transfer hubs to Hiawatha Highlands.

	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	11	0	0	Carried

8.3 Railway Crossings

Moved by: Councillor C. Gardi
 Seconded by: Councillor L. Vezeau-Allen

Whereas there are many railway crossing within the boundaries of the City of Sault Ste. Marie; and

Whereas there are many different arrangements for each crossing through agreements between the City and the different rail entities that own the respective lines and/or Transport Canada order; and

Whereas there are different causes for degradation in the structural condition of these crossings, not the least of which being our harsh climate and the extreme conditions these crossing are exposed to; and

Whereas it is very important that these railway crossings are maintained for the safety of the people and cargo being transported on the rails, as well as for the safety and protection of those crossing them with their vehicles; and

Whereas when these crossings are not regularly and properly maintained they could lead to significant damage to a crossing motor vehicle(s) that could result in a serious expense to the family or business who own/operate the vehicle;

Now Therefore Be It Resolved that City staff be requested to prepare a report to City Council that includes the most up to date schedule for maintenance of each of the crossings within the boundaries of the City of Sault Ste. Marie, along with which parties are involved in the maintenance plan for each crossing, and the City's share and/or responsibilities at each of these crossings.

	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	11	0	0

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 R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that all By-laws under item 11 of the Agenda under date May 31, 2021 save and except By-laws 2021-92, 2021-99, 2021-114 and 2021-115 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 2021-98 (Parking) By-law Enforcement Officers Amend By-law 93-165

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-98 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 31st day of May, 2021.

Carried

11.1.4 By-law 2021-100 (Lane Assumption) Abutting 298 Fifth Avenue

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-100 being a by-law to assume for public use and establish as a public lane, the lane more particularly described as PT PIN 31590-0276 (LT) 12 FT LANE PL M30 KORAH ALONG LT 203 ONLY; CITY OF SAULT STE. MARIE, Harris and Buckley Subdivision be passed in open Council this 31st day of May, 2021.

Carried

11.1.5 By-law 2021-102 (Zoning) 2176 Queen Street East (Ruscio Masonry and Construction Limited c/o Dave Ruscio)

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-21 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 2176 Queen Street East (Ruscio Masonry and Construction Limited c/o Dave Ruscio) passed in open Council this 31st day of May, 2021.

Carried

11.1.6 By-law 2021-103 (Official Plan Amendment) 885 Second Line East (Ruscio Developments Inc. c/o Joe Ruscio)

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-103 being a by-law to adopt Amendment No. 233 to the Official Plan for the City of Sault Ste. Marie (Ruscio Developments Inc. 885 Second Line East) be passed in open Council this 31st day of May, 2021.

Carried

11.1.7 By-law 2021-104 (Zoning) 885 Second Line East (Ruscio Developments Inc. c/o Joe Ruscio)

Moved by: Councillor R. Niro
Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-104 being a by-law to amend Sault Ste. Marie Zoning By-law 2005-150 concerning lands located at 885 Second Line East (Ruscio Developments Inc. c/o Joe Ruscio) be passed in open Council this 31st day of May, 2021.

Carried

11.1.8 By-law 2021-105 (Development Control) 885 Second Line East (Ruscio Developments Inc. c/o Joe Ruscio)

Moved by: Councillor R. Niro
Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-105 being a by-law to designate the lands located at 885 Second Line East an area of site plan control (Ruscio Developments Inc. c/o Dave Ruscio) be passed in open Council this 31st day of May, 2021.

Carried

11.1.9 By-law 2021-106 (Zoning) Amendment to Outdoor Patios

Moved by: Councillor R. Niro
Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-106 being a by-law to amend The Corporation of the City of Sault Ste. Marie Zoning By-law 2005-150 by adding exemptions for outdoor patio parking be passed in open Council this 31st day of May, 2021.

Carried

11.1.10 By-law 2021-107 (Agreement) Soo Thunderbirds Hockey Club Incorporated

Moved by: Councillor R. Niro
Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-107 being a by-law to authorize the execution of the Agreement between the City and Soo Thunderbirds Hockey Club Incorporated for the use of the John Rhodes Community Centre be passed in open Council this 31st day of May, 2021.

Carried

11.1.11 By-law 2021-108 (Agreement) My Community Health Inc. Community Pass App

Moved by: Councillor R. Niro
Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-108 being a by-law to authorize the execution of the Agreement and the Memorandum of Understanding between the City and My Community Health Inc. for a six month pilot project for the CommunityPass app be passed in open Council this 31st day of May, 2021.

Carried

11.1.12 By-law 2021-109 (Agreement) Tourism Sault Ste. Marie MAT

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-109 being a by-law to authorize the execution of the Memorandum of Understanding between the City and Tourism Sault Ste. Marie for the Municipal Transient Accommodation Tax (MAT) be passed in open Council this 31st day of May, 2021.

Carried

11.1.13 By-law 2021-118 (Agreement) Tourism SSM Management Agreement

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-118 being a by-law to authorize the execution of a Management Agreement between the City and Tourism Sault Ste. Marie be passed in open Council this 31st day of May, 2021.

Carried

11.1.14 By-law 2021-110 (Engineering) WSP Canada Inc. – Elizabeth Street Sanitary Sewer Replacement

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-110 being a by-law to authorize the execution of the Agreement between the City and WSP Canada Inc. for professional consulting services for the Elizabeth Street sanitary sewer replacement be passed in open Council this 31st day of May, 2021.

Carried

11.1.15 By-law 2021-111 (Agreement) Naming Rights GFL Memorial Gardens

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-111 being a by-law to authorize the execution of the Amending Agreement between the City and GFL Environmental Inc. for the Naming Rights of the GFL Memorial Gardens be passed in open Council this 31st day of May, 2021.

Carried

11.1.16 By-law 2021-112 (Agreement) Molson Canada 2005 Pouring Rights GFL Memorial Gardens

Moved by: Councillor R. Niro
Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-112 being a by-law to authorize the execution of the Amending Agreement between the City and Molson Canada 2005 for the Pouring Rights of the GFL Memorial Gardens be passed in open Council this 31st day of May, 2021.

Carried

11.1.17 By-law 2021-113 (Agreement) Pepsico Beverage Canada GFL Memorial Gardens

Moved by: Councillor R. Niro
Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-113 being a by-law to authorize the execution of the Amending Agreement between the City and Pepsico Beverages Canada, a Business Unit of Pepsico Canada ULC for the Beverage Rights of the GFL Memorial Gardens be passed in open Council this 31st day of May, 2021.

Carried

11.1.20 By-law 2021-116 (Agreement) Claims Handling

Moved by: Councillor R. Niro
Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-116 being a by-law to to authorize the execution of the Agreement between the City and Intact Public Entities Inc. for claim handling be passed in open Council this 31st day of May, 2021.

Carried

11.1.1 By-law 2021-92 (Shopping Carts)

Moved by: Councillor R. Niro
Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-92 being a by-law to prevent and control the abandonment of shopping carts on City Property, highways or any land within the City of Sault Ste. Marie outside of an owner's premises and to authorize the disposal by the City of abandoned shopping carts be passed in open Council this 31st day of May, 2021.

Moved by: Councillor R. Niro
Seconded by: Councillor S. Hollingsworth

Resolved that By-law 2021-92 and accompanying report be referred to staff for report back by July 12, 2021.

	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	10	1	0

Carried

11.1.3 By-law 2021-99 (Street Assumptions)

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

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-99 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 31st day of May, 2021.

	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		X
Councillor M. Bruni	X		
Councillor R. Niro	X		
Councillor C. Gardi	X		
Councillor M. Scott	X		
Results	10	0	1
			Carried

11.1.18 By-law 2021-114 (OP) 249 Old Garden River Road and 260 Millcreek Drive (1544158 Ontario – Carlo China)

Councillor M. Shoemaker declared a conflict on this item. (Client of law firm.)

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-114 being a by-law to adopt Amendment No. 232 to the Official Plan for the City of Sault Ste. Marie (1544158 Ontario Inc. c/o Carlo China – 249 Old Garden River Road and 260 Millcreek Drive) be passed in open Council this 31st day of May, 2021.

	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		X
Councillor M. Bruni	X		
Councillor R. Niro	X		
Councillor C. Gardi	X		
Councillor M. Scott	X		
Results	10	0	1
			Carried

11.1.19 By-law 2021-115 (Zoning) 249 Old Garden River Road and 260 Millcreek Drive (1544158 Ontario Inc. – Carlo China)

Councillor M. Shoemaker declared a conflict on this item. (Client of law firm)

Moved by: Councillor R. Niro

Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-115 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 concerning lands located at 249 Old Garden River Road and 260 Millcreek Drive (1544158 Ontario Inc. c/o Carlo China) be passed in open Council this 31st day of May, 2021.

	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		X
Councillor M. Bruni	X		
Councillor R. Niro	X		
Councillor C. Gardi	X		
Councillor M. Scott	X		
Results	10	0	1

Carried

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

11.2.1 By-law 2021-101 (Lane Closing and Conveyance) Abutting 298 Fifth Avenue

Moved by: Councillor R. Niro
 Seconded by: Councillor D. Hilsinger

Resolved that By-law 2021-101 being a by-law to stop up, close and authorize the conveyance of a lane in the Harris and Buckley Subdivision, Plan M30 be read a FIRST and SECOND time in open Council this 31st day of May, 2021.

Carried

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

14. Adjournment

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

Resolved that this Council now adjourn.

Carried

“Christian Provenzano”

Mayor

“Rachel Tyczinski”

City Clerk