



REGULAR MEETING OF CITY COUNCIL MINUTES

Tuesday, October 10, 2023

5:00 pm

Council Chambers and Video Conference

Present: Mayor M. Shoemaker, Councillor S. Hollingsworth, Councillor S. Spina, Councillor L. Dufour, Councillor L. Vezeau-Allen, Councillor A. Caputo, Councillor R. Zagordo, Councillor M. Bruni, Councillor S. Kinach, Councillor C. Gardi, Councillor M. Scott

Officials: M. White, R. Tyczinski, L. Girardi, T. Vair, K. Fields, S. Schell, P. Johnson, S. Hamilton Beach, F. Coccimiglio, T. Vecchio, M. Zuppa, M. Borowicz-Sibenik, P. Tonazzo, C. Rumiell, S. Facey, L. Petrocco, R. Van Staveren, J. Rogers, E. Cormier

1. Land Acknowledgement

Mayor Shoemaker read the land acknowledgement.

Mayor Shoemaker also noted the City's denunciation of last weekend's unprovoked act of war against Israel by Hamas.

Jeff Arbus was also in attendance to make remarks.

2. Adoption of Minutes

Moved by: Councillor S. Kinach

Seconded by: Councillor A. Caputo

Resolved that the Minutes of the Regular Council Meeting of September 18, 2023 be approved.

Carried

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

4. Declaration of Pecuniary Interest

4.1 Councillor S. Spina – RFP Special Event Security Services – GFL Memorial Gardens

Former employer was one of the proponents; currently a partner in an Ontario security company (not a proponent).

4.2 Mayor M. Shoemaker – Gateway Property Development – Sale

Purchaser is a client of law firm.

4.3 Mayor M. Shoemaker – By-law 2023-163 (Property Sale) 1188004 Ontario Inc. (Part 31 Bay Street – Gateway)

Purchaser is a client of law firm.

5. Approve Agenda as Presented

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that the Agenda and Addendum #1 for October 10, 2023 City Council Meeting as presented be approved.

Carried

6. Presentations

6.1 Economic Development Fund Request – Algoma University, Makwa Waakaa'igan Project

Asima Vezina, President and Vice Chancellor Algoma University; Joel Syrette, Director of Makwa Waakaa'igan; Shirley Horn, Children of Shingwauk Alumni Association; Jackie Fletcher, Children of Shingwauk Alumni Association were in attendance regarding Agenda Item 8.3.1.

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

Moved by: Councillor S. Kinach

Seconded by: Councillor R. Zagordo

Resolved that all the items listed under date October 10, 2023 – Agenda item 7 – Consent Agenda save and except Agenda items 7.4, 7.8 and 7.16 be approved as recommended.

Carried

7.1 CAO Selection Committee Update

The report of Mayor Shoemaker was received by Council.

Moved by: Councillor M. Bruni
Seconded by: Councillor A. Caputo

Resolved that the report of Mayor Shoemaker dated October 10, 2023 concerning CAO Selection Committee Update be received as information.

Carried

7.2 AMO Advocacy Update

The report of Councillor L. Dufour was received by Council.

Moved by: Councillor S. Kinach
Seconded by: Councillor R. Zagordo

Resolved that the report of Councillor L. Dufour dated October 10, 2023 concerning AMO Advocacy be received as information.

Carried

7.3 2024 City Council Meeting Schedule

The report of the City Clerk was received by Council.

Moved by: Councillor M. Bruni
Seconded by: Councillor R. Zagordo

Resolved that the report of the City Clerk dated October 10, 2023 concerning 2024 Council meeting schedule be received and that the proposed schedule be approved.

Carried

7.5 Borrowing By-law Amendments for Change in City Banker

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

The relevant By-laws 2023-166 and 2023-169 are listed under item 12 of the Minutes.

7.6 Tax Collection Policy Update

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

Moved by: Councillor M. Bruni
Seconded by: Councillor R. Zagordo

Resolved that the report of the Chief Financial Officer and Treasurer dated September 18, 2023 concerning the Tax Policy Update be received and that:

- By-law 2007-212 Tax Collection Policies and Procedures be repealed; and

- Effective January 1, 2025 tax arrears certificate will be registered in the second year of arrears instead of the current third year of arrears.

Carried

7.7 RFP Deep Energy Retrofit Feasibility Studies

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

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that the report of the Manager of Purchasing dated October 10, 2023 concerning Deep Energy Retrofit Feasibility Studies be received and that WalterFedy be selected for provision of the services at the proposed fee of \$180,500 plus HST.

Carried

7.9 Window Replacement – Sault Ste. Marie Museum

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

Moved by: Councillor M. Bruni

Seconded by: Councillor R. Zagordo

Resolved that the report of the Manager of Purchasing dated October 10, 2023 concerning Window Replacement, Sault Ste. Marie Museum be received and that the \$60,000 available funding allocated to prioritize additional window replacements on the second floor be approved.

The relevant By-Law 2023-162 is listed under item 12 of the Agenda and will be read with all by-laws under that item.

Carried

7.10 Equipment Purchase 1-Ton Dump Truck

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

Moved by: Councillor S. Kinach

Seconded by: Councillor A. Caputo

Resolved that the report of the Manager of Purchasing dated October 10, 2023 concerning equipment purchase of one 4-door 1-ton dump truck be received and that the purchase from Commercial Truck Equipment Corp., at the quoted amount of \$133,544 plus HST be approved.

Carried

7.11 Equipment Purchase Aerial Apparatus

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

Moved by: Councillor S. Kinach

Seconded by: Councillor A. Caputo

Resolved that the report of the Manager of Purchasing dated October 10, 2023 concerning equipment purchase of one aerial apparatus unit as required by Fire Services be received and that the purchase from Safetek Emergency Vehicles Ltd. at the quoted amount of \$2,526,172 plus HST be approved;

Further, that utilization of \$470,633 from the Asset Management Reserve to support the procurement be approved.

Carried

7.12 Rosedale Park – Kiwanis Club of Lakeshore Foundation Additional Donation

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

7.13 Economic Development Fund – Tales from The Void

The report of the Film, TV and Digital Media Coordinator was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that the report of the Film, TV and Digital Media Coordinator dated October 10, 2023 concerning Tales From The Void Ltd.'s Economic Development Program application be received and that the recommendation to grant the sum of \$3,500 be approved.

Carried

7.14 2023 Connecting Link Funding

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

The relevant By-law 2023-167 is listed under item 12 of the Minutes.

7.15 General Insurance Services Contract Extension

The report of the Risk Manager was received by Council.

The relevant By-law 2023-165 is listed under item 12 of the Minutes.

7.4 Short-Term Rental Licensing Update

The report of the Deputy City Clerk was received by Council.

October 10, 2023 Council Minutes

Moved by: Councillor S. Kinach

Seconded by: Councillor M. Bruni

Resolved that the report of the Deputy City Clerk dated October 10, 2023 concerning Short-Term Rental Update be received and that the matter be postponed and referred back to staff for further review and consultation on ensuring a cost effective, streamlined process that promotes the ability to use the licensing of short-term rentals as a tool to generate additional revenue as opposed to a process that uses enforcement to penalize non-compliance.

	For	Against	Conflict	Absent
Mayor M. Shoemaker		X		
Councillor S. Hollingsworth		X		
Councillor S. Spina		X		
Councillor L. Dufour		X		
Councillor L. Vezeau-Allen		X		
Councillor A. Caputo		X		
Councillor R. Zagordo		X		
Councillor M. Bruni	X			
Councillor S. Kinach	X			
Councillor C. Gardi				X
Councillor M. Scott	X			
Results	3	7	0	1
				Defeated

Moved by: Councillor S. Spina

Seconded by: Councillor A. Caputo

Resolved that the report of the Deputy City Clerk dated October 10, 2023 concerning Short-Term Rental Update be received and that the Short-Term Rental By-law be amended to:

- Require hosts to include their municipal licence or licence number in all advertising;
- Change the requirement for commercial insurance to “adequate” insurance, which shall include \$2 million liability, adding short-term rental as a property use, and having the City named as an additional insured for commercial properties;

Further that the 2024 User Fee By-law include a three-year licence fee of \$500 plus inspection fees.

The relevant by-laws will appear on a future Council Agenda.

	For	Against	Conflict	Absent
Mayor M. Shoemaker	X			
Councillor S. Hollingsworth	X			
Councillor S. Spina	X			
Councillor L. Dufour	X			
Councillor L. Vezeau-Allen	X			
Councillor A. Caputo	X			
Councillor R. Zagordo	X			
Councillor M. Bruni	X			
Councillor S. Kinach		X		
Councillor C. Gardi				X
Councillor M. Scott	X			
Results	9	1	0	1
				Carried

7.8 RFP Special Event Security Services – GFL Memorial Gardens

Councillor S. Spina declared a conflict on this item. (Former employer was one of the proponents; currently a partner in an Ontario security company (not a proponent)).

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

Moved by: Councillor S. Kinach

Seconded by: Councillor R. Zagordo

Resolved that the report of the Manager of Purchasing dated October 10, 2023 concerning Special Event Security Services be received and that North East Regional Security Services be selected for provision of services commencing November 1, 2023 for a period of three (3) years with renewal option up to two (2) additional years.

	For	Against	Conflict	Absent
Mayor M. Shoemaker	X			
Councillor S. Hollingsworth	X			
Councillor S. Spina			X	
Councillor L. Dufour	X			
Councillor L. Vezeau-Allen	X			
Councillor A. Caputo	X			
Councillor R. Zagordo	X			
Councillor M. Bruni	X			
Councillor S. Kinach	X			
Councillor C. Gardi				X
Councillor M. Scott	X			
Results	9	0	1	1
				Carried

7.16 Site-Specific Planning Act Notice Practices

The report of the Administrative Clerk was received by Council.

Moved by: Councillor S. Kinach

Seconded by: Councillor A. Caputo

Resolved that the report of the Administrative Clerk dated October 10, 2023 concerning Site-Specific *Planning Act* Notice Practices be received and that Planning's public notice procedure be altered to include posting of a public notice sign on the subject lands for site-specific *Planning Act* applications, mailing notice to land owners within 120 metres of the subject land(s) and posting to the City's website. This alteration will take effect for site-specific *Planning Act* applications in the spring of 2024.

Amendment:

Moved by: Councillor S. Hollingsworth

Seconded by: Councillor S. Spina

Resolved that the motion be amended by deleting the following words:

"and that Planning's public notice procedure be altered to include posting of a public notice sign on the subject lands for site-specific *Planning Act* applications, mailing notice to land owners within 120 metres of the subject land(s) and posting to the City's website. This alteration will take effect for site-specific *Planning Act* applications in the spring of 2024."

and replacing them with the following:

"and that the matter be referred to staff to report back to Council regarding potential methods of online media advertising by the end of January 2024."

	For	Against	Conflict	Absent
Mayor M. Shoemaker	X			
Councillor S. Hollingsworth	X			
Councillor S. Spina	X			
Councillor L. Dufour		X		
Councillor L. Vezeau-Allen	X			
Councillor A. Caputo	X			
Councillor R. Zagordo		X		
Councillor M. Bruni		X		
Councillor S. Kinach	X			
Councillor C. Gardi				X
Councillor M. Scott	X			
Results	7	3	0	1
				Carried

Motion as Amended

Moved by: Councillor S. Hollingsworth

Seconded by: Councillor S. Spina

Resolved that the report of the Administrative Clerk dated October 10, 2023 concerning Site-Specific *Planning Act* Notice Practices be received and that the matter be referred to staff to report back to Council regarding potential methods of online media advertising by the end of January 2024.

Carried

8. Reports of City Departments, Boards and Committees

8.1 Administration

8.2 Corporate Services

8.3 Community Development and Enterprise Services

8.3.1 Economic Development Fund Request – Algoma University, Makwa Waakaa’igan Project

The report of the Director of Economic Development was received by Council.

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that the report of the Director of Economic Development dated October 10, 2023 concerning Economic Development Fund Request – Algoma University Makwa Waakaa’igan Project be received and that funding for the project be provided from the Economic Development Fund in the amount of \$600,000 to be paid out over a three-year period in payments of \$200,000 per year.

	For	Against	Conflict	Absent
Mayor M. Shoemaker	X			
Councillor S. Hollingsworth	X			
Councillor S. Spina	X			
Councillor L. Dufour	X			
Councillor L. Vezeau-Allen	X			
Councillor A. Caputo	X			
Councillor R. Zagordo	X			
Councillor M. Bruni	X			
Councillor S. Kinach	X			
Councillor C. Gardi	X			
Councillor M. Scott	X			
Results	11	0	0	0

8.3.2 Gateway Property Development – Sale

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

Acting Mayor R. Zagordo assumed the Chair.

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

Moved by: Councillor S. Kinach

Seconded by: Councillor S. Spina

Resolved that the report of the Deputy CAO, Community Development and Enterprise Services and the Assistant City Solicitor/Senior Litigation Counsel dated October 10, 2023 concerning the sale of a portion of the Gateway property be received and that the City owned property described as being Area One of the Gateway property which is PIN 31577-0024, Part of Pin 31577-0044 and Part of PIN 31577-0019 for a total 2.49 hectares shown in Attachment “B” to this report, be declared surplus to the City’s needs and authorize the disposition of the said property in accordance with the City’s policy for the disposition of land to 1188004 Ontario Inc. for the amount of \$200,000;

Further that Council authorize the survey costs for the easements required by the City;

Further that the proceeds from the sale be placed in a Gateway Property Reserve and committed for any future costs related to the development of the remaining Gateway property.

The relevant By-law 2023-163 is listed under item 12 of the Agenda and will be read with all by-laws under that item.

	For	Against	Conflict	Absent
Mayor M. Shoemaker			X	
Councillor S. Hollingsworth	X			
Councillor S. Spina	X			
Councillor L. Dufour	X			
Councillor L. Vezeau-Allen	X			
Councillor A. Caputo	X			
Councillor R. Zagordo	X			
Councillor M. Bruni	X			
Councillor S. Kinach	X			
Councillor C. Gardi				X
Councillor M. Scott	X			
Results	9	0	1	1
				Carried

8.3.2.1 By-law 2023-163 (Property Sale) 1188004 Ontario Inc. (Part 31 Bay Street – Gateway)

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

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that By-law 2023-163 being a by-law to declare the City owned property legally described as PIN 31577-0024, Part of PIN 31577-0044 and Part of PIN 31577-0019 being a total of 2.49 hectares, shown as Area One on Schedule “A” attached, as surplus to the City’s needs and to authorize the disposition of the said property to 1188004 Ontario Inc. (Tony Porco) or as otherwise directed be passed in open Council this 10th day of October, 2023.

	For	Against	Conflict	Absent
Mayor M. Shoemaker			X	
Councillor S. Hollingsworth	X			
Councillor S. Spina	X			
Councillor L. Dufour	X			
Councillor L. Vezeau-Allen	X			
Councillor A. Caputo	X			
Councillor R. Zagordo	X			
Councillor M. Bruni	X			
Councillor S. Kinach	X			
Councillor C. Gardi				X
Councillor M. Scott	X			
Results	9	0	1	1
				Carried

Mayor Shoemaker resumed the Chair.

8.4 Public Works and Engineering Services

8.5 Fire Services

8.6 Legal

8.7 Planning

8.7.1 Building Faster Fund – Assigned Housing Target and Provincial Task Force Recommendations

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

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that the Report of the Director of Planning, dated October 10, 2023 concerning the Building Faster Fund, assigned Local Housing Target and Ontario Housing Affordability Task Force recommendations be received and that Council of the City of Sault Ste. Marie:

- Commit to the Province’s assigned local housing target of constructing 1,500 new homes between 2022 and 2031; and
- Submit the attached chart, which outlines staff’s recommended positions on the 74 recommendations of the Ontario Housing Affordability Task Force (HATF) and ranks the top five HATF recommendations.

	For	Against	Conflict	Absent
Mayor M. Shoemaker	X			
Councillor S. Hollingsworth	X			
Councillor S. Spina	X			
Councillor L. Dufour	X			
Councillor L. Vezeau-Allen	X			
Councillor A. Caputo	X			
Councillor R. Zagordo	X			
Councillor M. Bruni	X			
Councillor S. Kinach	X			
Councillor C. Gardi				X
Councillor M. Scott		X		
Results	9	1	0	1
				Carried

8.8 Boards and Committees

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

9.1 Hope's Cradle

Moved by: Councillor A. Caputo

Seconded by: Councillor L. Vezeau-Allen

Whereas a person may choose to bring their pregnancy to term, but may not be willing or able to care for the child due to extenuating circumstances that may include, but are not limited to: poverty or financial hardship; gender-based violence; involvement in human trafficking; struggles with mental health and/or addiction; religious and/or social stigma; sexual violence such as rape or incest; and

Whereas these factors could also contribute to individuals being unable to access services within the system such as abortion or adoption; and

Whereas stigmatizing the need for a person to surrender a baby without question or penalty has led to babies being left in unsafe situations, resulting in the otherwise preventable death of some infants; and

Whereas while the preservation of birth parent information, relationships and cultural backgrounds are all very important, saving the life of the infant in these dire situations must be the first priority; and

Whereas Hope's Cradle is a safe alternative to an unsafe abandonment, serving as a last resort for birth parents and infants who need it; and

Whereas alternatives that encourage prevention of unsafe abandonment will save the lives of these infants;

Now Therefore Be It Resolved that staff be requested to work with appropriate agencies and report back to Council with recommendations for the implementation of Hope's Cradle in a central location in Sault Ste. Marie.

	For	Against	Conflict	Absent
Mayor M. Shoemaker	X			
Councillor S. Hollingsworth	X			
Councillor S. Spina	X			
Councillor L. Dufour	X			
Councillor L. Vezeau-Allen	X			
Councillor A. Caputo	X			
Councillor R. Zagordo	X			
Councillor M. Bruni	X			
Councillor S. Kinach	X			
Councillor C. Gardi				X
Councillor M. Scott	X			
Results	10	0	0	1
				Carried

9.2 Salvation Army King Street Parking

Moved by: Councillor L. Dufour
 Seconded by: Councillor L. Vezeau-Allen

Whereas the City of Sault Ste. Marie has recognized the problem of food insecurity in our community; and

Whereas the City of Sault Ste. Marie has taken action to show and rally support to Harvest Algoma; and

Whereas the Salvation Army is one of the significant food distribution partners within the community, in addition to Harvest Algoma, distributing approximately half a million pounds of food each year to the most in need in our community; and

Whereas the Salvation Army has a dedicated team of volunteers to ensure food is distributed, and their Elgin Street location does not have enough parking for their team

Now Therefore Be It Resolved that the City of Sault Ste. Marie create a Volunteer Parking Pass for Salvation Army to use at the King Street lot during the hours they are volunteering.

	For	Against	Conflict	Absent
Mayor M. Shoemaker	X			
Councillor S. Hollingsworth	X			
Councillor S. Spina	X			
Councillor L. Dufour	X			
Councillor L. Vezeau-Allen	X			
Councillor A. Caputo	X			
Councillor R. Zagordo	X			
Councillor M. Bruni	X			
Councillor S. Kinach	X			
Councillor C. Gardi				X
Councillor M. Scott	X			
Results	10	0	0	1
				Carried

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

11. Adoption of Report of the Committee of the Whole

12. Consideration and Passing of By-laws

Moved by: Councillor M. Bruni

Seconded by: Councillor R. Zagordo

Resolved that all By-laws under item 12 of the Agenda under date October 10, 2023, save and except By-law 2023-163 be approved.

Carried

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

12.1.1 By-law 2023-161 (Fire Services Agreement) Intermunicipal Civil Defense and Emergency/Disaster Compact

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that By-law 2023-161 being a by-law to authorize the execution of the Agreement between the City and the municipality of Sault Ste. Marie, Michigan, United States of America for an intermunicipal civil defense and emergency/disaster compact for fire services be passed in open Council this 10th day of October, 2023.

Carried

12.1.2 By-law 2023-162 (Agreement) Sault Ste. Marie Museum Window Replacement (Jobst Brothers Construction)

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that By-law 2023-162 being a by-law to authorize the execution of the Agreement between the City and Jobst Brothers Construction for Window Replacement at the Sault Ste. Marie Museum be passed in open Council this 10th day of October, 2023.

Carried

12.1.3 By-law 2023-164 (Agreement) Rosedale Park Playground Equipment Additional Funding

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that By-Law 2023-164 being a by-law to authorize the execution of the additional Donation Agreement between the City and The Kiwanis Club of Lakeshore Foundation to support the purchase of playground equipment and/or park amenities at Rosedale Park be passed in open Council this 10th day of October, 2023.

Carried

12.1.4 By-law 2023-165 (Agreement) General Insurance Services Renewal Extension (Intact Public Entities Inc.)

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that By-law 2023-165 being a by-law to authorize the execution of the Extension Agreement between the City and Intact Public Entities Inc. to extend the General Insurance Services Renewal Agreement for an additional year be passed in open Council this 10th day of October, 2023.

Carried

12.1.5 By-law 2023-166 (Financing) Amend By-law 2022-184

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that By-law 2023-166 being a by-law to amend By-law 2022-184 (being a by-law to authorize the temporary borrowing from time to time to meet current expenditures during the fiscal year ending December 31, 2023) be passed in open Council this 10th day of October, 2023.

Carried

12.1.6 By-law 2023-167 (Agreement) Connecting Links Carmen's Way Resurfacing

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that By-Law 2023-167 being a by-law to authorize the execution of the Agreement between the City and His Majesty the King in Right of Ontario as represented by the Minister of Transportation for the Connecting Links Program to provide funding for the resurfacing of Carmen's Way from Queen Street to Second Line be passed in open Council this 10th day of October, 2023.

Carried

12.1.7 By-law 2023-169 (Financing) A by-law to approve the borrowing of money by the PUC Commission for a \$6,200,000 operating line with Royal Bank of Canada

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that By-law 2023-169 being a by-law to approve the borrowing of money by the PUC Commission for a \$6,200,000 operating line with Royal Bank of Canada be passed in open Council this 10th day of October, 2023.

Carried

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

12.3 By-laws before Council for THIRD reading which do not require more than a simple majority

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

14. Closed Session

15. Adjournment

Moved by: Councillor M. Bruni

Seconded by: Councillor A. Caputo

Resolved that this Council now adjourn.

Carried

Mayor

City Clerk