

Minutes

Owen Sound City Council

September 25, 2023
City Hall - 808 2nd Avenue East - Council Chambers
5:30 p.m. - Open Session - Council Chambers
No Closed Session

MEMBERS

PRESENT: Mayor lan Boddy

Deputy Mayor Scott Greig Councillor Jon Farmer Councillor Marion Koepke Councillor Suneet Kukreja Councillor Carol Merton

Councillor Melanie Middlebro'

MEMBERS

ABSENT/REGRETS: Councillor Travis Dodd

Councillor Brock Hamley

STAFF PRESENT: Tim Simmonds, City Manager

Kate Allan, Director of Corporate Services Pam Coulter, Director of Community Services

Lara Widdifield, Director of Public Works and Engineering

Bradey Carbert, Manager of Corporate Services

Briana Bloomfield, City Clerk Staci Landry, Deputy Clerk

1. CALL TO ORDER

Mayor Boddy called the meeting to order at 5:30 p.m.

Mayor Boddy provided a land acknowledgement in recognition of the upcoming National Day for Truth and Reconciliation on September 30.

2. CALL FOR ADDITIONAL BUSINESS

- 2.a Councillor Farmer Re: Affirmation of Support for the 2SLGBTQI+ Community
- 2.b Mayor Boddy Re: Mayor's Update

3. DECLARATIONS OF INTEREST

There were no declarations of interest.

4. CONFIRMATION OF THE COUNCIL MINUTES

- 4.a Minutes of the Closed Session of the Special Council meeting held on July 24, 2023
- 4.b Minutes of the Regular Council meeting held on September 11, 2023

R-230925-001
Moved by Councillor Kukreja
Seconded by Councillor Merton

"THAT the minutes of the following meetings be adopted as printed:

- Closed Session of the Special Council meeting held on July 24, 2023;
 and
- 2. Regular Council meeting held on September 11, 2023."

Carried.

5. MOTION TO MOVE COUNCIL INTO COMMITTEE OF THE WHOLE

R-230925-002 Moved by Councillor Kukreja Seconded by Councillor Merton

"THAT City Council now move into Committee of the Whole to consider public meetings, deputations and presentations, public question period, matters arising from correspondence, reports of City staff, consent agenda, committee minutes, matters postponed, motions for which notice was previously given and additional business."

Carried.

COMMITTEE OF THE WHOLE

6. PUBLIC MEETINGS

There were no public meetings.

7. DEPUTATIONS AND PRESENTATIONS

7.a Presentation from the City Manager Re: Monthly Update

The City Manager provided an overview of the key highlights since his last update.

Mr. Simmonds noted that:

- The new accessible entrance at the Tom Thomson Art Gallery has been completed;
- The road resurfacing project began on September 18 and will be completed by October 27;
- Celebrating Girl's Hockey two-day event will be held on November 17 and 18;
- Owen Sound Attack are back and preparing for a big season;
- The Firefighter 9/11 Memorial Stair Climb was held at the Bayshore Community Centre;
- 16 staff members were recognized by the City who have dedicated their careers to public service;
- Coffee and Cars and Concours d'Lemons drew thousands of people to the River District;
- Four applications have received staff delegated site plan approval light industrial buildings in East Ridge Business Park, residential development for SkyDev at 3195 East Bayshore Road, and residential development for SmartCentres at 1555 18th Avenue East;

- Hydrogen Optimized has received \$3.5 million in funding to continue to expand its operations in the former Tenneco building; and
- Early stages have begun for the City's website redevelopment and a survey is available at <u>ourcity.owensound.ca</u>.

Lastly, Mr. Simmonds noted the reports that will be presented to the Corporate Services Committee, Operations Committee, and Community Services Committee in the coming months.

8. PUBLIC QUESTION PERIOD

8.a Faith Leitch, Owen Sound resident asked the following questions respecting the historic Courthouse and Jail property:

Why are you allowing a large commercial activity in the middle of our homes? If the property owner changes their mind, what can they put there instead?

Mayor Boddy advised that a staff report is coming forward on this development and if the property owner changed the use and an amendment to the Zoning Bylaw was required, then the same process would have to be followed again as per the *Planning Act*.

8.b Kaitlyn Dickinson, Owen Sound resident asked the following questions respecting the Accessibility Advisory Committee:

Is it adequate to push accessibility on to Grey County when we already have a functioning committee with dedicated volunteers with lived disabilities, and who do not wish this committee to be dissolved? Are you considering those committee volunteers who live with disabilities who have already voted that they think the Accessibility Advisory Committee should continue?

Mayor Boddy advised that this would be discussed during Item 10.a on the agenda.

8.c Wanda Fitzgerald, Owen Sound resident asked the following questions respecting the Accessibility Advisory Committee:

Why have you had no public consultation about this? Are you effectively telling the community of people with disabilities in Owen Sound that you do not care?

Mayor Boddy noted that Council is not saying they do not care about people with disabilities in Owen Sound in considering joining the Grey County Joint Accessibility Advisory Committee and advised that committee structure is a Council decision.

8.d Tyler Stoddart, Owen Sound resident asked the following question respecting human rights:

Are you considering human rights before profit for the City of Owen Sound?

Mayor Boddy advised that City Council is required to consider human rights as part of all their decisions and that the Corporation of the City of Owen Sound is a not-for-profit corporation and has been incorporated under the *Municipal Act*.

9. CORRESPONDENCE RECEIVED FOR WHICH DIRECTION OF COUNCIL IS REQUIRED

There were no correspondence items presented for consideration.

10. REPORTS OF CITY STAFF

10.a Report CR-23-077 from the Deputy Clerk Re: Accessibility Advisory Committee Follow Up and 2024 Council and Committee Meeting Calendar

The Deputy Clerk provided an overview of the report.

In response to a question from Council, the Deputy Clerk advised that it is not uncommon for other City committees to reschedule or cancel meetings due to lack of quorum or agenda items.

R-230925-003

Moved by Deputy Mayor Greig

"THAT in consideration of Staff Report CR-23-077 respecting Accessibility Advisory Committee Follow Up and 2024 Council and Committee Meeting Calendar, City Council:

- 1. Directs staff to dissolve the Accessibility Advisory Committee as part of the 2024 Board and Committee By-law;
- 2. Directs staff to send an opt-in letter to Grey County for the Grey County Joint Accessibility Advisory Committee; and
- 3. Approves the 2024 Council and Committee meeting calendar as attached to the report, with the inclusion of any changes to the Accessibility Advisory Committee."

Amendment:

R-230925-004

Moved by Councillor Koepke

"THAT City Council request Grey County Council consider adding one (1) public member to the Grey County Joint Accessibility Advisory Committee that must reside within the City of Owen Sound."

Carried.

Main Motion as Amended:

R-230925-003a

Moved by Deputy Mayor Greig

"THAT in consideration of Staff Report CR-23-077 respecting Accessibility Advisory Committee Follow Up and 2024 Council and Committee Meeting Calendar, City Council:

- 1. Directs staff to dissolve the Accessibility Advisory Committee as part of the 2024 Board and Committee By-law;
- 2. Directs staff to send an opt-in letter to Grey County for the Grey County Joint Accessibility Advisory Committee, together with a request for Grey County Council to consider adding one (1) public member to the Grey County Joint Accessibility Advisory Committee that must reside within the City of Owen Sound; and
- 3. Approves the 2024 Council and Committee meeting calendar as attached to the report, with the inclusion of any changes to the Accessibility Advisory Committee."

Prior to a vote on the motion, Councillor Merton requested a recorded vote:

	In Favour	Opposed
Councillor Farmer		X
Councillor Koepke	Χ	
Councillor Kukreja		X
Councillor Merton		X
Councillor Middlebro'	X	
Deputy Mayor Greig	X	
Mayor Boddy	X	

The resolution was carried with four (4) votes in favour and three (3) opposed.

10.b Report CR-23-080 from the Manager of Corporate Services Re: Multi-Year Capital Plan Update (2024-2028)

The Manager of Corporate Services provided an overview of the report.

In response to a question from Council, the Manager of Corporate Services advised that staff will provide suggestions to Council at its multi-year capital plan update meeting in June 2024 for allocating the \$200,000 that was originally intended to be spent on the Harrison Park Pool Entrance Road.

R-230925-005

Moved by Councillor Middlebro'

"THAT in consideration of Staff Report CR-23-080 respecting Multi-Year Capital Plan (2024-2028), City Council:

- 1. Approves the projects funded within the Multi-Year Capital Plan (2024-2028); and
- 2. Directs staff to bring forward a further update to the Multi-Year Capital Plan (2024-2028) for subsequent approval in December 2023."

Carried.

10.c Report CR-23-078 from the Manager of Corporate Services Re: Award of RFP-23-027 - Pre-selection of New Mechanical Fine Screenings Removal Equipment for the Owen Sound Wastewater Treatment Plant

The Manager of Corporate Services provided an overview of the report.

In response to a question from Council, the Manager of Corporate Services advised that the anticipated completion date for the project is late Fall 2024.

In response to a question from Council, the Director of Public Works and Engineering advised that if a temporary shutdown were required during the construction phase, there is storage capacity in the Wastewater Treatment Plant to accommodate this.

R-230925-006

Moved by Deputy Mayor Greig

"THAT in consideration of Staff Report CR-23-078 respecting Award of RFP-23-027 – Pre-selection of New Mechanical Fine Screenings Removal Equipment for the Owen Sound Wastewater Treatment Plant, City Council:

- Awards the above-noted Request for Proposal to the highest scoring proponent, Claro Environmental Technologies & Equipment, at an upset limit of \$710,488.32, including the non-refundable allocation of HST; and
- 2. Directs staff to bring forward a by-law to authorize the Mayor and Clerk to execute the Agreement."

Carried.

10.d Report CR-23-079 from the Manager of Corporate Services Re: Award of RFT-23-004 - Filter Upgrade, Water Treatment Plant (Construction)

The Manager of Corporate Services provided an overview of the report.

In response to a question from Council, the Director of Corporate Services advised that this project has always been intended to be funded by debt and that any amount over and above the original budget will increase the principal and interest payment at the time that the project is completed. The principal and

interest payments will be taken into account when staff review future water rates to ensure that the rates are sustainable over time to cover the costs for the life of the instrument.

In response to a question from Council, the Director of Public Works and Engineering noted that staff will work on preparing public outreach videos over the next few months on the Water Treatment Plant, Wastewater Treatment Plant, and the Leaf and Yard Waste Composting Site.

R-230925-007

Moved by Councillor Koepke

"THAT in consideration of Staff Report CR-23-079 respecting the Award of RFT-23-004 – Filter Upgrade, Water Treatment Plant (Construction), City Council:

- 1. Awards the above-noted tender to North America Construction (1993) Ltd., the lowest compliant bid received, for \$4,785,436.99, including the non-refundable allocation of HST;
- 2. Approves the addition of \$416,500 in provisional and construction contingency allowances; and
- 3. Directs staff to bring forward by-laws to authorize the Mayor and Clerk to:
 - i. execute the construction agreement with North America Construction (1993) Ltd. (Contractor); and
 - ii. execute the novation agreement with North America Construction (1993) Ltd. (Contractor) and Xylem Canada LP (Equipment Supplier)."

Carried.

10.e Report CR-23-082 from the Manager of Corporate Services Re: Award of RFT-23-028 - McQuay Tannery and Owen Sound Police Service Building Flat Roof Replacements

The Manager of Corporate Services provided an overview of the report.

In response to a question from Council, the Manager of Corporate Services advised that the City has a roofing consultant who completes inspections of the roofs for City-owned buildings. The consultant inspects for warranty work, deterioration year over year, and provides staff with costs to rehabilitate, replace, or repair some of these roof sections. This inspection work was recently completed by the contractor, and they are working on updating budget prices for staff to use as part of the multi-year capital plan update in December 2023. Mr. Carbert noted that the price increases are not exclusive to the City and that the consultant is seeing these price increases across the province.

R-230925-008

Moved by Councillor Farmer

"THAT in consideration of Staff Report CR-23-082 respecting the Award of RFT-23-028 – McQuay Tannery and Owen Sound Police Service Building Flat Roof Replacements, City Council:

- 1. Awards the above-noted tender to D.J. Peat Roofing & Sheet Metal Ltd., the lowest compliant bid received, for \$198,616.19, including the non-refundable allocation of HST;
- 2. Approves the addition of \$10,000 in provisional and construction contingency allowances; and

3. Directs staff to bring forward a by-law to authorize the Mayor and Clerk to execute the Agreement."

Carried.

10.f Report CS-23-097 from the Director of Community Services Re: Disposition of Municipal Property - Portion of Unopen 7th Avenue West Road Allowance -Holland, 697 24th Street West

The Director of Community Services provided an overview of the report.

R-230925-009

Moved by Deputy Mayor Greig

"THAT in consideration of Staff Report CS-23-097 respecting the Intention to Declare Surplus and Dispose of Municipal Property - Portion of Unopen Road Allowance - 7th Avenue West between 23rd and 24th Streets West, City Council directs staff to bring forward a by-law to authorize the Mayor and Clerk to execute any and all documents necessary to complete the sale of an 8 m parcel to the adjacent property (Holland, 697 24th Street West)."

Carried.

10.g Verbal Report from the Deputy Mayor Re: Grey County Council

Deputy Mayor Greig advised that on September 14, 2023, County Council considered moving the Inaugural Meeting for the Election of the Warden to 5:00 p.m. as it has been held throughout the day the past few years in December and this does not provide the formal, ceremonious setting which the event should acknowledge. County Council received the contents of a pay equity review and initiated the process of beginning to phase-in the adjustments within the grid structure.

Deputy Mayor Greig noted that County Council received further information responding to emergency housing options in Grey County. From June to August 2023, demand for shelter services continued to grow, despite the time of year which traditionally sees less demand. The program was capped at 15 rooms per night, except for emergencies, to save resources for the winter season. The current motel system uses four motels and has an average room cost of \$120 per night. The total yearly cost is approximately \$1.686 million. Grey County could consider operating through a building acquisition, which after staffing costs, would cost approximately \$1.16 million, an estimated difference of approximately \$526,000 per year. Additional options explored included a congregate shelter, modular builds, and small temporary outdoor shelters. The outcomes that can be measured are operational cost savings, reduction of being turned away from the homelessness system, movement from the motel program into permanent housing, the percentage of people who re-access the motel program after receiving housing, as well as increased capacity of the program to support the total number of households year over year.

R-230925-010 Moved by Deputy Mayor Greig

"THAT in consideration of the Verbal Report provided September 25, 2023 from Deputy Mayor Greig respecting Grey County Council, City Council receives the Verbal Report for information purposes."

Carried.

11. CONSENT AGENDA

- 11.a Report CR-23-081 from the Manager of Corporate Services Re: Tom Thomson Art Gallery Accessibility Renovations Project Update #2
- 11.b Minutes of Boards and Committees for Receipt Re: River District Board of Management meeting held on July 12, 2023
- 11.c Final approvals issued for the following Business Licences:
 - Moggie Fabrics, a retail store located at 845 10th Street West
- 11.d Correspondence received which is presented for the information of Council

R-230925-011

Moved by Councillor Kukreja

"THAT City Council receives Items 11.a to 11.d on the Consent Agenda dated September 25, 2023, and further

THAT the recommendation contained in Item 11.a be approved."

Carried.

12. COMMITTEE MINUTES WITH RECOMMENDATIONS FOR APPROVAL

12.a Minutes of the Community Development, Tourism and Culture Advisory Committee meeting held on September 8, 2023

R-230925-012

Moved by Councillor Middlebro'

"THAT the minutes of the Community Development, Tourism and Culture Advisory Committee meeting held on September 8, 2023 be received and the recommendations contained therein be approved."

Carried.

12.b Minutes of the Community Services Committee meeting held on September 20, 2023

R-230925-013

Moved by Councillor Kukreja

"THAT the minutes of the Community Services Committee meeting held on September 20, 2023 be received and the recommendations contained therein be approved."

Carried.

12.c Minutes of the Corporate Services Committee meeting held on September 14, 2023

R-230925-014

Moved by Councillor Middlebro'

"THAT the minutes of the Corporate Services Committee meeting held on September 14, 2023 be received and the recommendations contained therein be approved, save and except Item 8.a.1."

Carried.

R-230925-015 Moved by Councillor Middlebro'

"THAT in consideration of Item 8.a.1 - Staff Report CR-23-070 presented to the Corporate Services Committee on September 14, 2023 respecting the Short Term Rentals (STRs) Draft By-law and Short Form Wording, City Council directs staff to:

- Bring forward the Short-Term Rental Licensing By-law for approval, as attached to the report, save and except the rental cap changing from 180 days to 90 days;
- 2. Bring forward a by-law to amend Committee of Adjustment By-law No. 2022-074 to include a Short-Term Rental Appeal Committee as part of the terms of reference;
- 3. Include a Short-Term Rental Appeal Committee for the Committee of Adjustment terms of reference as part of the 2024 Board and Committee By-law;
- 4. Bring forward a by-law to amend the Business Licensing By-law to:
 - a. Include reference to the Short-Term Rental Licensing By-law in scope;
 - b. Remove references to bed and breakfast establishments;
 - c. Remove Schedule 'C,' bed and breakfast regulations; and
 - d. Undertake housekeeping amendments required to keep the bylaw current;
- 5. Apply to the Ministry of the Attorney General for approval of the set fines for the Short-Term Rental Licensing By-law as outlined in Attachment 3 of the report, save and except the rental cap changing from 180 days to 90 days;
- 6. Provide notice of an amendment to the Fees and Charges By-law for the addition of the Short-Term Rental application, renewal, appeal, and replacement licence fees as outlined in the report; and
- 7. Bring forward a by-law to amend the Fees and Charges By-law to add the Short-Term Rental application, renewal, appeal, and replacement licence fees."

Carried.

12.d Minutes of the Tom Thomson Art Gallery Advisory Committee meeting held on September 6, 2023

R-230925-016
Moved by Councillor Farmer

"THAT the minutes of the Tom Thomson Art Gallery Advisory Committee meeting held on September 6, 2023 be received and the recommendations contained therein be approved."

Carried.

13. MATTERS POSTPONED

There were no postponed matters.

14. MOTIONS FOR WHICH NOTICE WAS PREVIOUSLY GIVEN

There were no motions for which notice was previously given.

15. DISCUSSION OF ADDITIONAL BUSINESS

15.a Affirmation of Support for the 2SLGBTQI+ Community

Councillor Farmer highlighted that there have been issues this past year with members of marginalized communities experiencing various acts of intimidation. Councillor Farmer noted that it is important for Council to affirm, yet again, that all people are welcome in Owen Sound and that the City is working to build a community where, regardless of your gender expression, sexual identity, race, religion, income, quality of mental health, that you are safe, welcomed, and can flourish in Owen Sound. With the rising instances of hatred and aggression specifically targeting the 2SLGBTQI+ community, it is important for Council to affirm that they stand on the side of that community belonging and well-being.

15.b Mayor's Update

Mayor Boddy noted recent events, including Cars and Coffee, Concours d'Lemons, Concours d'Elegance, a meeting with Police Chiefs from small and mid-sized police services, and the City's Employee Service Recognition.

Mayor Boddy advised that he attended the Inaugural Meeting of the Grey Bruce Hydrogen Hub, hosted by Hydrogen Optimized, to support and promote the hydrogen sector across Grey and Bruce and help promote the area.

Mayor Boddy noted that a meeting of the Southern Ontario Isotope Coalition will be hosted in Owen Sound to start and build the coalition to take advantage of isotopes. There are nuclear isotopes coming out of Bruce Power and there could be hydrogen-based isotopes coming out of Hydrogen Optimized.

Mayor Boddy highlighted that this Saturday, September 30 is the National Day for Truth and Reconciliation. There will be an official sign unveiling at Kelso Beach at Nawash Park at 9:30 a.m., and then the Remember the Children fire at the Giche-Name Wiikwedong Reconciliation Garden from 10:00 a.m. to 12:00 p.m. Mayor Boddy encouraged staff and community members to attend this event as it is a great opportunity to listen, learn, and understand.

At the request of Council, the Deputy Clerk noted that there are Committee amd Board vacancies, including the Strategic Planning Ad Hoc Committee and the River District Board of Management. More information can be found on the City's website at www.owensound.ca/committeevacancies.

16. MOTION THAT COMMITTEE OF THE WHOLE RISE AND REPORT

R-230925-017 Moved by Councillor Kukreja

"THAT the Committee of the Whole rise and report."

Carried.

FORMAL SESSION

17. MOTION TO ADOPT PROCEEDINGS IN COMMITTEE OF THE WHOLE

R-230925-018 Moved by Councillor Kukreja Seconded by Councillor Merton

"THAT the action taken in Committee of the Whole in considering public meetings, deputations and presentations, public question period, matters arising from correspondence, reports of City staff, consent agenda, committee minutes, matters postponed, motions for which notice was previously given and additional business be confirmed by this Council."

Carried.

18. NOTICES OF MOTION

18.a Councillor Merton Re: Public Member City Committee Meeting Attendance Remuneration

Councillor Merton presented the following Notice of Motion that was supported by Councillor Kukreja:

"City Council direct staff to bring forward a report outlining the options of implementing a public member City Committee meeting attendance remuneration program as part of the 2024 budget review process."

18.b Deputy Mayor Greig Re: Formation of Community Safety and Well-Being Planning Action Table

Deputy Mayor Greig presented a Notice of Motion that was supported by Councillor Koepke respecting the formation of a Community Safety and Well-Being Planning Action Table.

R-230925-019 Moved by Deputy Mayor Greig Seconded by Councillor Merton

"THAT City Council waives the notice provision in the Procedural By-law in order to deal with a time-sensitive matter relating to the formation of a Community Safety and Well-Being Planning Action Table."

Carried.

R-230925-020 Moved by Deputy Mayor Greig Seconded by Councillor Koepke

"WHEREAS the majority of the municipalities of Bruce and Grey, including the City of Owen Sound, and the organizations who serve them have come together to create one regional, collaborative Community Safety and Well-Being Plan;

AND WHEREAS cross-sector Community Safety and Well-Being Planning leads to numerous benefits for individuals, the broader community, and participating partner agencies and organizations;

AND WHEREAS Community Safety and Well-Being Planning needs to occur in all four areas of the framework, which includes social development, prevention, intervention, and incident response;

NOW THEREFORE BE IT RESOLVED THAT City Council directs the Mayor to immediately send a letter to request that an Action Table be formed by the Bruce-Grey Community Safety and Well-Being Planning Steering Committee (as per the Community Safety and Well-Being Plan) that will identify specific actions that one or more of the 70 members of the Advisory Committee can contribute to a positive outcome around crime prevention, homelessness, and addictions in Grey County's urban centre – Owen Sound, where a majority of social services exist and various incidents of violence over recent months has occurred that have impacted the sense of safety and well-being of Owen Sound residents and those who visit and work in the City."

Carried.

19. MOTION TO MOVE INTO CLOSED SESSION

There was no Closed Session.

20. REPORTING OUT OF CLOSED SESSION

There was no Closed Session.

21. BY-LAWS

21.a By-law No. 2023-100

"A By-law to confirm the proceedings of the Regular Meeting of the Council of The Corporation of the City of Owen Sound held on the 25th day of September, 2023"

21.b By-law No. 2023-101

"A By-law to authorize the Mayor and Clerk to execute an agreement with the Ontario Restaurant Hotel & Motel Association respecting the collection of Municipal Accommodation Tax"

21.c By-law No. 2023-102

"A By-law to Authorize the Mayor and Clerk to execute all documents necessary to complete the sale of a portion of the unopened 7th Avenue West Road Allowance to Carol Holland"

21.d By-law No. 2023-103

"A By-law to authorize the Mayor and Clerk to execute a second amending agreement with His Majesty the King in Right of Canada, as represented by the Minister responsible for the Federal Economic Development Agency for Southern Ontario, respecting the Canada Community Revitalization Fund (Tom Thomson Art Gallery renovation)"

21.e By-law No. 2023-104

"A By-law to authorize the Mayor and Clerk to execute an agreement with D.J. Peat Roofing & Sheet Metal Ltd., respecting flat roof replacements at McQuay Tannery and Owen Sound Police Services, in accordance with RFT-23-028"

R-230925-021 Moved by Councillor Kukreja Seconded by Councillor Merton

"THAT By-law Numbers 2023-100, 2023-101, 2023-102, 2023-103, and 2023-104 be passed and enacted."

Carried.

22. ADJOURNMENT

The business contained on the agenda having been completed, Mayor Boddy adjourned the meeting at 8:17 p.m.

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Ма	yor lan C. Bod