



MEETING: Committee of the Whole

DATE: Monday, November 16, 2020 *Reference No. COW 42/51*

CLOSED SESSION in the McNaughton Room at 4:30 p.m.

Committee of the Whole - Closed Session
Chair: Councillor Trevor Giertuga

Closed Session Agenda items were distributed separately to Members of Council and EMT only.

PRESENT:

Mayor B. Mauro
Councillor A. Aiello
Councillor A. Foulds
Councillor C. Fraser
Councillor A. Ruberto
Councillor Peng You

ELECTRONIC PARTICIPATION:

Councillor M. Bentz
Councillor T. Giertuga
Councillor R. Johnson
Councillor B. McKinnon
Councillor K. Oliver

OFFICIALS:

Ms. D. Earle, Deputy City Clerk

OFFICIALS - ELECTRONIC PARTICIPATION:

Mr. N. Gale, City Manager
Ms. D. Latta, Acting City Solicitor
Ms. C. Cline, Deputy City Solicitor
Ms. D. Walker, Law Clerk
Ms. L. Evans, General Manager – Corporate Services & Long Term Care
Mr. M. Smith, General Manager – Development & Emergency Services
Mr. J. DePeuter, Manager – Development & Emergency Services – Realty Services

DISCLOSURES OF INTEREST

None.

REPORTS OF MUNICIPAL OFFICERS

Legal Matter

Report No. 2020CLS.048 (Legal Services) relative to the above noted.

Mr. A. McKitricks, McKitricks Law entered the meeting room via MS Teams.

Mr. A. McKitricks, McKitricks Law provided an overview and responded to questions.

Ms. C. Cline, Deputy City Solicitor provided an overview and responded to questions.

Mr. J. DePeuter, Manager - Development & Emergency Services - Realty provided an overview and responded to questions.

The Deputy City Clerk advised that the motion relative to the above noted would be presented at Committee of the Whole to be held later in the evening.

Mr. A. McKitricks, McKitricks Law and Ms. D. Walker, Law Clerk left the meeting.

Potential Land Sale

Report No. 2020CLS.053 (Realty Services) relative to the above noted.

Mr. J. DePeuter, Manager - Development & Emergency Services - Realty provided an overview and responded to questions.

The Deputy City Clerk advised that the motion relative to the above noted would be presented at Committee of the Whole to be held later in the evening.

Mr. J. DePeuter, Manager - Realty Services left the meeting.

Human Resources Matter

Report No. 2020CLS.046 (Thunder Bay Fire Rescue) relative to the above noted.

The Deputy City Clerk advised that the resolution relative to the above noted would be presented at Committee of the Whole to be held later in the evening.

Mr. M. Smith, General Manager - Development & Emergency Services left the meeting.

Board Appointments

Memorandum from Councillor B. McKinnon, Chair – Tbaytel/Synergy North Recruitment Committee dated November 5, 2020, relative to the above noted.

The Deputy City Clerk advised that the resolution relative to the above noted would be presented at Committee of the Whole to be held later in the evening.

Administrative Update

Memorandum from Ms. K. Power, City Clerk relative to the above noted.

Ms. K. Power, City Clerk entered the meeting room via MS Teams.

Ms. K. Power, City Clerk provided an overview relative to the above noted and responded to questions.

At 5:26 pm the Closed Session concluded. It was the consensus of Committee that Open Session reconvene at 6:30 pm.

OPEN SESSION in S.H. Blake Memorial Auditorium 6:41 pm

Committee of the Whole - Planning Session

Vice Chair: Councillor Aldo Ruberto

PRESENT:

Mayor B. Mauro
Councillor A. Aiello
Councillor A. Foulds
Councillor C. Fraser
Councillor A. Ruberto
Councillor Peng You

ELECTRONIC PARTICIPATION:

Councillor M. Bentz
Councillor S. Ch'ng
Councillor T. Giertuga
Councillor R. Johnson
Councillor B. McKinnon
Councillor K. Oliver

OFFICIALS:

Ms. D. Earle, Deputy City Clerk
Ms. F. Track, Committee Coordinator

OFFICIALS - ELECTRONIC PARTICIPATION:

Mr. N. Gale, City Manager
Ms. D. Latta, Acting City Solicitor
Ms. C. Cline, Deputy City Solicitor
Ms. L. Evans, General Manager – Corporate Services
& Long Term Care
Mr. C. Campbell, Acting General Manager –
Infrastructure & Operations
Mr. M. Smith, General Manager – Development &
Emergency Services
Ms. L. McEachern, Director – Development &
Emergency Services – Planning
Mr. J. DePeuter, Manager – Development &
Emergency Services – Realty Services

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Ms. K. Robertson, General Manager – Community
Services
Mr. D. Vincent, Manager - Development &
Emergency Services – Licensing & Enforcement

DISCLOSURES OF INTEREST

None.

CONFIRMATION OF AGENDA

Confirmation of Agenda – November 16, 2020 – Committee of the Whole

MOVED BY: Councillor Rebecca Johnson
SECONDED BY: Councillor Kristen Oliver

With respect to the November 16, 2020 Committee of the Whole meeting, we recommend that the agenda as printed, including any additional information and new business, be confirmed.

CARRIED

PRESENTATIONS

Employment Land Study Presentation

Memorandum dated October 27, 2020 from Mr. E. Zakrewski, CEO - Thunder Bay Community Economic Development Commission requesting an opportunity to provide a presentation relative to the above noted.

Document entitled “Employment Land Strategy” relative to the Community Economic Developments Employment Land Strategy Presentation for information, was distributed separately on Friday, November 13, 2020.

Mr. A. Browning, Consultant - Cushman & Wakefield appeared before Committee via MS Teams, provided a PowerPoint presentation and responded to questions.

Mr. R. Palmer, Consultant - Cushman & Wakefield appeared before Committee via MS Teams and responded to questions.

DEPUTATIONS

Animal Services - Responsible Pet Ownership

Correspondence from Ms. N. Burns, dated October 25, 2020 requesting to appear before Committee to provide a deputation relative to the above noted.

Document entitled “Building a Responsible Pet Ownership Community” relative to the above noted for information, was distributed separately on Friday, November 13, 2020.

Ms. N. Burns, Ms. N. Ferguson and Ms. K. Dahl appeared before Committee via MS Teams (City Hall kiosk) and responded to questions.

Animal Services - Program Services Review

Correspondence from Mr. K. Taylor, dated November 3, 2020 requesting to appear before Committee to provide a deputation relative to the above noted.

Document entitled “A Case in the Privatization of Animal Services” relative to the above noted, for information, was distributed separately on Friday, November 13, 2020.

Mr. K. Taylor appeared before Committee via MS Teams (City Hall kiosk) and responded to questions.

Referral Motion – Animal Services

Memorandum from Councillor R. Jonson dated November 16, 2020 containing a motion relative to the two (2) Animal Services deputations was distributed separately on Monday, November 16, 2020.

MOVED BY: Councillor Rebecca Johnson
SECONDED BY: Councillor Andrew Foulds

With respect to the November 16, 2020 deputations by Mr. K. Taylor and Ms. N. Burns relating to Animal Services, we recommend that the information be referred to Administration for review;

AND THAT Administration report back on the feasibility of implementing the concepts presented by the deputants;

AND THAT Administration report back to Council on or before June 30, 2021;

AND THAT any necessary bylaws be presented to Council for ratification.

CARRIED

Shopping Cart Safety

Correspondence from Mr. K. Wabinski, dated November 7, 2020 requesting to appear before Committee to provide a deputation relative to the above noted.

Document entitled “Deputation City of Thunder Bay Nov 16th 2020” relative to the Shopping Cart Safety Deputation, for information was distributed separately to City Council, EMT and City Solicitor only on Monday, November 16, 2020.

Mr. K. Wabinski appeared before Committee via MS Teams and responded to questions.

REPORTS OF COMMITTEES

Heritage Advisory Committee Minutes

Minutes of Meeting No. 05-2020 of the Heritage Advisory Committee held on September 23, 2020, for information.

Lakehead Region Conservation Authority Committee

Minutes of Meeting No. 7-2020 of the Lakehead Region Conservation Authority Committee held on September 30, 2020, for information.

Committee of Adjustment

Minutes of Meetings No. 5-2020, Meeting No. 06-2020 and Meeting No. 07-2020 of the Committee of Adjustment held on July 29, 2020, August 26, 2020 and September 30, 2020 respectively, for information.

REPORTS OF MUNICIPAL OFFICERS

Human Resources Matter

Report No. 2020CLS.046 (Thunder Bay Fire Rescue) relative to the above noted was previously presented in Closed Session held earlier in the evening.

MOVED BY: Councillor Andrew Foulds
SECONDED BY: Councillor Cody Fraser

With respect to Report No. 2020CLS.046 (Thunder Bay Fire Rescue) we recommend that Administration proceed as directed in Closed Session.

CARRIED

Board Appointment

Memorandum from Councillor B. McKinnon, Chair – Tbaytel/Synergy North Recruitment Committee dated November 5, 2020, relative to the above noted was previously presented in Closed Session held earlier in the evening.

MOVED BY: Councillor Brian McKinnon
SECONDED BY: Councillor Rebecca Johnson

With respect to the recruitment of two (2) individuals to serve as Directors on the Tbaytel Municipal Services Board, we recommend that the following be re-appointed:

Carol Darling be appointed for a 3 year term, expiring on June 30, 2023 or as soon thereafter that a replacement can be found;

David Reid be appointed for a 3 year term, expiring on June 30, 2023 or as soon thereafter that a replacement can be found.

CARRIED

Legal Matter

Report No. 2020CLS.048 (Legal Services) relative to the above noted was previously presented in Closed Session held earlier in the evening.

MOVED BY: Councillor Cody Fraser
SECONDED BY: Mayor Bill Mauro

With respect to Report No. 2020CLS.048 (Legal Services) we recommend that Administration proceed as directed in Closed Session.

CARRIED

Potential Land Sale

Report No. 2020CLS.053 (Realty Services) relative to the above noted was previously presented in Closed Session held earlier in the evening.

MOVED BY: Mayor Bill Mauro
SECONDED BY: Councillor Albert Aiello

WITH respect to Report No. 2020CLS.053 (Development & Emergency Services - Realty Services), we recommend that the City-owned surplus property municipally known as 576 Dunlop Street, being Lots 132 to 136 and Part of closed Brandon Avenue (closed by By-law Number 28-1978 and registered as Instrument Number LT136601), Registered Plan M-52, and Part 3 on Reference Plan 55R-12547, be sold to 1648822 Ontario Ltd. for the sum of \$151,000.00, subject to the terms and conditions recommended in this report;

THAT the City-owned surplus property being Part of the Pin 62079-0414, Part of the Lane, Registered Plan M-52 (closed by By-law Number 241-96 and registered as Instrument Number F068030), City of Thunder Bay, being the section of the closed laneway adjacent to 1075 Carrick Street be sold to Gerald Jorgenson, being the owner of 1075 Carrick Street, for \$2.54 per square foot, for the sum of \$1,788.90;

THAT the City-owned surplus property being Part of the Pin 62079-0414, Part of the Lane, Registered Plan M-52 (closed by By-law Number 241-96 and registered as Instrument Number F068030), City of Thunder Bay, being the section of the closed laneway adjacent to 1085 Carrick Street, be sold to Roger Quirion Life Insurance Agency Ltd., being the owner of 1085 Carrick Street, for \$2.54 per square foot, for the sum of \$3,570.86;

THAT the City-owned surplus property being Part of the Pin 62079-0414, Part of the Lane, Registered Plan M-52 (closed by By-law Number 241-96 and registered as Instrument Number F068030), City of Thunder Bay, being the section of the closed laneway adjacent to 1115 Carrick Street be sold to A. M. Ludwig Saw Shop Limited, being the owner of 1115 Carrick Street, for \$2.54 per square foot, for the sum of \$3,539.03;

THAT the Purchasers be responsible for certain costs as set out in the Agreement of Purchase and Sale to facilitate these transactions;

THAT the General Manager of Development and Emergency Services be authorized to execute all documentation required to finalize the transaction, in a content and form satisfactory to Administration;

AND THAT any and all necessary by-laws be presented to City Council for ratification.

CARRIED

PETITIONS AND COMMUNICATIONS

Micro Transit – On Demand Pilot: Transit Service Update

At the September 14, 2020 Committee of the Whole meeting a resolution was passed that Administration report back on or before November 30, 2020 with a plan to commence testing of a micro transit/on-demand service pilot project by January 31, 2021 for transit route 4 Neebing.

Memorandum from Mr. B. Loroff, Manager – Transit Services Division dated November 2, 2020 relative to the above noted.

At the request of the Chair, Mayor B. Mauro assumed the Chair during the discussion of this item.

Fireworks By-law Proposed Amendment

At the July 20, 2020 Committee of the Whole meeting, a resolution was passed directing Administration to report back before November 23, 2020 with information and options on potential changes that may include decreased dates established for the setting off of fireworks; the potential of increased support from By-law Enforcement to respond to noise complaints relating to fireworks and the ability for the City to enforce a decibel level for the sale of fireworks and accompanying displays.

Memorandum from Mr. D. Vincent, Manager - Licensing & Enforcement dated November 16, 2020, relative to the above noted.

Memorandum from Councillor A. Ruberto dated November 16, 2020, relative to the above noted was distributed separately on Monday, November 16, 2020.

MOVED BY: Councillor Aldo Ruberto
SECONDED BY: Councillor Albert Aiello

With respect to the memorandum dated November 16, 2020 from Mr. D. Vincent, Manager – Licensing and Enforcement, we recommend that Administration amend Firework By-law 45-1993, as amended, as follows:

- Remove New Year’s Day, Civic Holiday and Labour Day as permitted named-days;
- Permit discharge on only the named-day until 12:30 am of the next day, removing the previously allowed three (3) days prior;
- Include a weather delay exemption; and
- Request that the set-fine be the maximum out-of-court permitted amount;

AND THAT the by-law amendment be presented to Council on or before May 31, 2021.

Amending Motion Fireworks By-law Proposed Amendment

MOVED BY: Councillor Cody Fraser
SECONDED BY: Councillor Andrew Foulds

With respect to the motion relative to proposed amendments to Fireworks By-law 45-1993, we recommend that paragraph one be amended by removing Labour Day from the first bullet point;

LOST

Referral Motion – Fireworks by-law Proposed Amendment

MOVED BY: Councillor Mark Bentz
SECONDED BY: Councillor Andrew Foulds

With respect to the Memorandums from Councillor A. Ruberto and Mr. D. Vincent, Manager - Development & Emergency Services – Licensing & Enforcement relative to Fireworks By-law 45-1993, we recommend that they be referred back to Administration for further review & consultation;

AND THAT Administration report back with recommendations to amend Fireworks By-law 45-1993 on or before May 31, 2021.

CARRIED

Request for a Report - Funding Tracking & Status

Memorandum from Mayor B. Mauro dated November 9, 2020 relative to the above noted.

Councillor A. Ruberto resumed the Chair.

MOVED BY: Mayor Bill Mauro
SECONDED BY: Councillor Rebecca Johnson

With respect to the memorandum from Mayor Mauro dated November 9, 2020 relative to a request for a report from Administration that outlines the current processes used for tracking funding opportunities, applications and outcomes;

AND THAT Administration provide for a recommendation on the implementation of a central repository of this information going forward;

AND THAT a report be received on or before March 22, 2021;

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AND THAT any necessary by-laws be presented to City Council for consideration.

CARRIED

NEW BUSINESS

Establishment of Closed Session – November 23, 2020

MOVED BY: Councillor Albert Aiello

SECONDED BY: Councillor Peng You

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, November 23, 2020 at 4:30 p.m. in order to receive information relative to the security of the property of the municipality or local board; litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

CARRIED

ADJOURNMENT

The meeting adjourned at 9:39 pm