

Memorandum

Office of the City Clerk
Fax: 623-5468
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TO: Members of Council
FROM: Krista Power, City Clerk
DATE: Thursday, November 4, 2021
SUBJECT: **Additional Information/New Business**
Committee of the Whole/City Council – November 8, 2021

COMMITTEE OF THE WHOLE

New Business

1. Memorandum from Doug Vincent, Manager – Licensing & Enforcement, dated November 4, 2021 relative to Outstanding Item – New Draft Shopping Cart By-law.
2. Establishment of November 15, 2021 Committee of the Whole – Closed Session

The following resolution will be presented to Committee of the Whole for consideration:

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, November 15, 2021 at 5:00 p.m. in order to receive information relative to 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; a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization; and a trade secret or scientific, technical, commercial or financial information that belongs to the municipality or local board and has monetary value or potential monetary value.

CITY COUNCIL

Additional Information

1. BL 81/2021 - A By-law to amend By-law BL 76/2021, being a by-law to establish an Emergency Management Program and Emergency Plan.

MEMORANDUM

TO: Krista Power, City Clerk **FILE NO.:**

FROM: Doug Vincent
Manager – Licensing & Enforcement

DATE: November 4, 2021

RE: Outstanding Item – New Draft Shopping Cart By-law

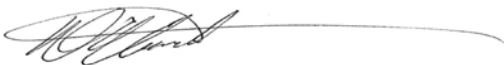
This memorandum's purpose is to request Council's approval for a deferral until November 22, 2021, on the submission of the new Shopping Cart draft by-law for Councils' review. Administration inadvertently set the return date to November 15, a date without a Council meeting; this by-law requires a Council meeting for ratification. The November 22, 2021 meeting would be the next scheduled date for Council.

BACKGROUND

At the March 29, 2021 Committee of the Whole, a resolution was passed directing Administration to review options available to manage the abandoned shopping carts in the City and provide Council with their recommendation on or before September 30, 2021.

At the September 20, 2021 Committee of The Whole meeting, administration brought forward Corporate Report 121/2021 which proposed; a by-law be created to address the issue of abandoned shopping carts with an automatic review after three years, establish an associated fee schedule to address cost recovery, and present the new by-law to Council for ratification on or before November 15, 2021.

WITH RESPECT to the Memorandum from Manager – Licensing & Enforcement Doug Vincent, dated November 4, 2021, we recommend that the report back date relating to Outstanding Item 2021-101-DEV – Abandoned Shopping Carts By-law, be changed from November 15, 2021 to November 22, 2021.



Doug Vincent,
Manager, Licensing and Enforcement

cc. Krista Power, City Clerk
Karen Lewis, GM Development & Emergency Services



Memorandum

Corporate By-law Number BL 81/2021

TO: Office of the City Clerk **FILE:**

FROM: Patty Robinet, City Solicitor
City Solicitor & Corporate Counsel

DATE: 10/21/2021

SUBJECT: BL 81/2021 - A By-law to amend By-law BL 76/2021, being a by-law to establish an Emergency Management Program and Emergency Plan.

MEETING DATE: City Council - 11/08/2021 (mm/dd/yyyy)

By-law Description: A By-law to amend By-law BL 76/2021 being a by-law to establish an Emergency Management Program and Emergency Plan for the protection of public safety, health, environment, critical infrastructure and to promote economic stability and a disaster resilient community in the City of Thunder Bay, in the District of Thunder Bay (the “Emergency Plan By-law”).

Authorization: Report R 150/2021 (Development & Emergency Services - Thunder Bay Fire Rescue) - Committee of the Whole - November 1, 2021.

By-law Explanation: The purpose of this by-law is to amend By-law BL 76/2021 (Emergency Plan By-law) to designate the Director, Strategic Initiatives & Engagement as the Emergency Information Officer and to designate and authorize any Acting Mayor to exercise the powers and perform the duties of the Mayor under the Emergency Management and Civil Protection Act or the Emergency Plan By-law, where the Mayor is absent or unable to act.

Schedules and Attachments:

Amended/Repealed By-law Number(s):



THE CORPORATION OF THE CITY OF THUNDER BAY
BY-LAW NUMBER BL 81/2021

A By-law to amend By-law BL 76/2021 being a by-law to establish an Emergency Management Program and Emergency Plan for the protection of public safety, health, environment, critical infrastructure and to promote economic stability and a disaster resilient community in the City of Thunder Bay, in the District of Thunder Bay (the “Emergency Plan By-law”).

Recitals

1. The Province of Ontario enacted the *Emergency Management and Civil Protection Act*, R.S.O. 1990, c. E.9 (the “Act”), which requires every municipality to develop and implement an Emergency Management Program and Emergency Plan to help protect public safety, public health, the environment, critical infrastructure, and property during an emergency and to promote economic stability and a disaster resilient community;
2. The Corporation of the City of Thunder Bay enacted a specific and all-encompassing by-law that further adopted an Emergency Response Program and Plan, being By-law 76/2021 (the “Emergency Plan By-law”), in accordance with the sections 2(1) and 3(1) of the Act;
3. Section 14 of the Act requires a municipality to designate a municipal employee as its emergency information officer; and
4. Subsection (c) of the Act further requires a municipality to designate and authorize one or more Members of Council to exercise the powers and perform the duties of the Mayor under the *Emergency Management and Civil Protection Act* or the Emergency Plan By-law, where the Mayor is absent or unable to act.

ACCORDINGLY, THE COUNCIL OF THE CORPORATION OF THE CITY OF THUNDER BAY ENACTS AS FOLLOWS:

1. THAT section 2 of Schedule B to the Emergency Plan By-law, under the heading “Composition, Responsibilities and Powers of the Municipal Emergency Control Group”, at page 1, is hereby amended by inserting, directly after paragraph 9, the following:

The City of Thunder Bay’s Director, Strategic Initiatives & Engagement is appointed as the Emergency Information Officer, who shall act as the primary media and public contact for the municipality in an emergency.

2. THAT section 13 of Schedule B to the Emergency Plan By-law, under the heading “The Mayor Shall:”, at page 8, is hereby amended by inserting, directly after paragraph J, the following:

Where the Mayor is absent or is otherwise unable to act, the Member of Council designated as the Acting Mayor, in accordance with the by-law respecting the Appointment of Acting Mayors, as may be amended or replaced from time to time, may exercise the powers and perform the duties of the Mayor under the *Emergency Management and Civil Protection Act* or this Emergency Plan By-law (including the Emergency Response Program and Plan).

3. This By-law shall come into force and take effect on the date it is passed.

Enacted and passed this 8th day of November, A.D. 2021 as witnessed by the Seal of the Corporation and the hands of its proper Officers.

Bill Mauro

Mayor

Krista Power

City Clerk