



MEETING: Committee of the Whole

DATE: Monday, November 15, 2021 *Reference No. COW 44/52*

OPEN SESSION via MS Teams at 5:30 p.m.

Committee of the Whole - Special Session
Chair: Councillor Andrew Foulds

PRESENT:

Mayor Bill Mauro
Councillor Albert Aiello
Councillor Peng You

OFFICIALS:

Dana Earle, Deputy City Clerk

OFFICIALS - ELECTRONIC PARTICIPATION:

ELECTRONIC PARTICIPATION:

Councillor Shelby Ch'ng
Councillor Andrew Foulds
Councillor Trevor Giertuga
Councillor Rebecca Johnson
Councillor Brian McKinnon

Norm Gale, City Manager
Patty Robinet, City Solicitor
Kathleen Cannon, Acting General Manager –
Corporate Services & Long Term Care & City
Treasurer

Establishment of Committee of the Whole - Closed Session

At the November 8, 2021 Committee of the Whole meeting the following resolution was passed to establish the Committee of the Whole - Closed Session for November 18, 2021.

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

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

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belongs to the municipality or local board and has monetary value or potential monetary value.

Amendment - Establishment of Committee of the Whole - Closed Session

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

WITH RESPECT to the resolution to establish the Monday, November 15, 2021 Committee of the Whole – Closed Session, we recommend that the following reasons be deleted: “ 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 THAT the meeting start time be changed to 5:30 p.m.”

CARRIED

Amended - Establishment of Committee of the Whole - Closed Session

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

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, November 15, 2021 at 5:30 p.m. in order to receive information relative to 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.

CARRIED

CLOSED SESSION via MS Teams at 5:32 p.m.

Committee of the Whole - Closed Session
Chair: Councillor Andrew Foulds

PRESENT:

Mayor Bill Mauro
Councillor Albert Aiello
Councillor Brian Hamilton
Councillor Peng You

OFFICIALS:

Dana Earle, Deputy City Clerk

OFFICIALS - ELECTRONIC PARTICIPATION:

Norm Gale, City Manager

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ELECTRONIC PARTICIPATION: Patty Robinet, City Solicitor
Kathleen Cannon, Acting General Manager –
Councillor Andrew Foulds Corporate Services & Long Term Care & City
Councillor Trevor Giertuga Treasurer
Councillor Rebecca Johnson
Councillor Brian McKinnon

DISCLOSURES OF INTEREST

Deputy City Clerk Dana Earle advised that a conflict of interest was declared by Councillor Cody Fraser relative to Tbaytel Shareholder Update as their employer is retained by Tbaytel, and would not be attending the meeting.

Councillor Shelby Ch'ng declared a conflict relative to Tbaytel Shareholder Update, as their close friend works for Tbaytel, and left the meeting.

REPORTS OF MUNICIPAL OFFICERS

Tbaytel Shareholder Update

Confidential Tbaytel 3rd Quarter 2021 Operations Report, for information was distributed with agenda to Members of Council, City Manager, City Solicitor and Acting General Manager - Corporate Services & Long-Term Care, only on Friday, November 12, 2021.

Dan Topatigh, CEO, Jack Jamieson, Chair and Scott Potts, Vice Chair - Tbaytel Municipal Service entered the meeting room via MS Teams.

Jack Jamieson and Dan Topatigh provided an overview relative to the above noted.

City Manager Norm Gale responded to questions.

Dan Topatigh responded to questions.

Jack Jamieson responded to questions.

OPEN SESSION in S.H. Blake Memorial Auditorium 6:30 pm

Committee of the Whole - Planning Session

Chair: Councillor Andrew Foulds

PRESENT:

Mayor Bill Mauro
Councillor Albert Aiello
Councillor Brian Hamilton

OFFICIALS:

Dana Earle, Deputy City Clerk
Flo-Ann Track, Council & Committee Clerk

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Councillor Aldo Ruberto
Councillor Peng You

OFFICIALS - ELECTRONIC PARTICIPATION:

ELECTRONIC PARTICIPATION:

Councillor Mark Bentz
Councillor Shelby Ch'ng
Councillor Andrew Foulds
Councillor Cody Fraser
Councillor Trevor Giertuga
Councillor Rebecca Johnson
Councillor Brian McKinnon

Norm Gale, City Manager
Karen Lewis, General Manager – Development & Emergency Services
Kerri Marshall, General Manager – Infrastructure & Operations
Karie Ortgiese, Director – Human Resources & Corporate Safety
Kelly Robertson, General Manager – Community Services
Kayla Dixon, Director – Engineering & Operations
Chief Greg Hankkio – Thunder Bay Fire Rescue
Deputy Chief Eric Nordlund – Thunder Bay Fire Rescue
Devon McCloskey, Supervisor – Planning Services
Deanna Walker, Law Clerk
Decio Lopes, Senior Planner – Planning Services

DISCLOSURES OF INTEREST

Councillor Andrew Foulds declared a conflict relative to Annual Poverty Reduction Report – Thunder Bay Living Wage Campaign as they have a family member employed by the City of Thunder Bay that would benefit from the City's adoption of requested policy.

CONFIRMATION OF AGENDA

Confirmation of Agenda - November 15, 2021 - Committee of the Whole

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

WITH RESPECT to the November 15, 2021 Committee of the Whole meeting, we recommend that the agenda as printed, including any additional information and new business, be confirmed.

CARRIED

PRESENTATIONS

Annual Poverty Reduction Report

At the March 29, 2021 Committee of the Whole meeting a motion was passed in support of a funding contribution to the Poverty Reduction Strategy, a community based strategy, coordinated through the Lakehead Social Planning Council, and that representatives of the strategies continue to

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report back annually on progress in implementing their strategy.

Memorandum from Manager - Community Strategies Cynthia Olsen dated November 4, 2021 requesting an opportunity to make a presentation relative to the above noted.

Correspondence from Executive Director - Lakehead Social Planning Council Marie Klassen dated October 26, 2021 requesting to provide a presentation relative to the 2020 Annual Poverty Reduction Report.

Marie Klassen, Executive Director and Bonnie Kryswaty, Coordinator Poverty Reduction Strategy - Lakehead Social Planning Council appeared before Committee via MS Teams, provided a PowerPoint Presentation and responded to questions.

Councillor Andrew Foulds declared a conflict and refrained from discussing or voting on the following resolution.

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

Memorandum from Councillor Aldo Ruberto dated November 15, 2021 containing a motion relative to the above noted was distributed separately on Monday, November 15, 2021.

MOVED BY: Councillor Aldo Ruberto

SECONDED BY: Councillor Peng You

WITH RESPECT to the Presentation from Lakehead Social Planning Council – Poverty Reduction Strategy on November 15, 2021, we recommend that the request for the City of Thunder Bay to join the Thunder Bay Living Wage Campaign be referred to Administration;

AND THAT Administration report back on or before January 24, 2022;

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

CARRIED

DEPUTATIONS

Official Plan - Partial Servicing and Advanced Wastewater Treatment for Subdivisions

Councillor Aldo Ruberto assumed the Chair.

Correspondence from Manager, Environmental Health Programs – Thunder Bay District Health Unit Lee Sieswerda received November 2, 2021 requesting to appear before Committee to provide a deputation relative to the above noted was distributed separately on Friday, November 12, 2021.

Manager, Environmental Health Programs – Thunder Bay District Health Unit Lee Sieswerda appeared before Committee via MS Teams, provided a PowerPoint Presentation and responded to questions.

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Referral – Official Plan - Partial Servicing and Advanced Wastewater Treatment for Subdivisions

MOVED BY: Councillor Andrew Foulds
SECONDED BY: Councillor Brian Hamilton

WITH RESPECT to the Deputation from Manager, Environmental Health Programs – Thunder Bay District Health Unit Lee Sieswerda on November 15, 2021, we recommend that the contents of the deputation be referred to Administration to review the planned development of partially-serviced subdivisions;

AND THAT Administration, in consultation with the Thunder Bay District Health Unit and Lakehead Region Conservation Authority, review implications to and other options which may be available including advanced treatment systems;

AND THAT Administration report back on or before February 14, 2022;

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

CARRIED

REPORTS OF COMMITTEES, BOARDS AND OUTSIDE AGENCIES

Heritage Advisory Committee Minutes

Minutes of Meeting 08-2021 of the Heritage Advisory Committee held on September 23, 2021, for information.

Lakehead Region Conservation Authority Minutes

Minutes of Meetings 7/2021 and 8/2021 of the Lakehead Region Conservation Authority Committee held on August 25, and September 29, 2021 respectively, for information.

Parking Authority Board Minutes

Minutes of Meeting 09-2021 of the Parking Authority Board held on September 14, 2021 for information.

Committee of Adjustment Minutes

Minutes of Meetings 05-2021 and 09-2021 Committee of Adjustment held on May 19, 2021 and September 29, 2021 respectively, for information.

REPORTS OF MUNICIPAL OFFICERS

Appointment of Acting Mayors - 2021-2022

Report R 155/2021 (City Manager's Office - Office of the City Clerk) providing for the appointment of Acting Mayors for the period commencing December 1, 2021 up to and including November 14, 2022.

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

WITH RESPECT to Report R 155/2021 (City Manager's Office - Office of the City Clerk), and pursuant to Section 242 of the Municipal Act, 2001, we recommend that the following Members of Council be appointed Acting Mayor, in the Mayor's absence, for the month indicated opposite their name:

December 2021 Councillor Kristen Oliver

January 2022 Councillor Brian McKinnon

February 2022 Councillor Aldo Ruberto

March 2022 Councillor Cody Fraser

April 2022 Councillor Andrew Foulds

May 2022 Councillor Rebecca Johnson

June 2022 Councillor Mark Bentz

July 2022 Councillor Peng You

August 2022 Councillor Trevor Giertuga

September 2022 Councillor Shelby Ch'ng

October 2022 Councillor Brian Hamilton

November 2022 Councillor Albert Aiello

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

CARRIED

Bill 13 - Supporting People and Businesses Act

Report R 156/2021 (Development & Emergency Services - Planning Services) providing a summary of the proposed changes to the Planning Act through the Supporting People and Businesses Act, which provides for new discretionary authority for Planning decisions to be delegated to a committee and/or employee of a municipality, for information.

Options for Managing Fair and Balanced Open Air Burning

Report R 158/2021 (Development & Emergency Services – Thunder Bay Fire Rescue) recommending that open air burning continue to be regulated and managed using the Ontario Fire Code, O. Reg. 213/07, as amended, and the Authority provided by the Fire Code to the Fire Chief.

MOVED BY: Councillor Brian Hamilton
SECONDED BY: Councillor Albert Aiello

WITH RESPECT to Report R 158/2021 (Development & Emergency Services – Thunder Bay Fire Rescue), we recommend that open air burning continue to be regulated and managed using the Ontario Fire Code, O. Reg. 213/07, as amended, and the Authority provided by the Fire Code to the Fire Chief;

AND THAT the Fire Chief be directed to review the Open Air Burning Policy in an effort to reduce smoke complaints by improving the location of fire pits relative to neighbouring properties, and to improve guidance to responding officers to identify and extinguish those fires that are creating bothersome smoke;

AND THAT the Thunder Bay Fire Rescue Public Education Officer be directed to work with the Director of Strategic Initiatives and Engagement to create and publicize relevant public information regarding safe open air burning in a manner which minimizes smoke and smoke complaints from neighbouring properties;

AND THAT the Division Chief of Fire Prevention be directed to work with the Manager of Indigenous Relations to develop a formal Sacred and Ceremonial Burning Policy for the City of Thunder Bay;

AND THAT Administration report back relating to the policy review and development on or before August 22, 2022;

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

CARRIED

PETITIONS AND COMMUNICATIONS

Victoriaville Centre Demolition and Victoria Avenue Reconstruction Project - Grant Applications

Memorandum from Property Agent – Realty Services Peder Olsen dated October 26, 2021 containing a recommendation relative to grant applications to FedNor Northern Ontario Development Program and NOHFC Community Enhancement Program in support of the Victoriaville Centre Demolition and Victoria Avenue Reconstruction Project.

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

WITH RESPECT to the Memorandum from Property Agent P. Olsen, Realty Services, dated October 26, 2021, we recommend that Administration submit grant applications to FedNor - Northern Ontario Development Program and to the Northern Ontario Heritage Fund Corporation - Community Enhancement Program in support of the Victoriaville Centre Demolition and Victoria Avenue Reconstruction Project;

AND THAT the General Manager, Development & Emergency Services be the authorized signing authority for the applications;

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

CARRIED

Designated Truck Route By-law - Request for Update

At the June 22, 2020 City Council meeting, the most recent iteration of the Designated Truck Route (DTR) By-law (By-law 73/2020) was presented and defeated by Council. Subsequently, Council passed a resolution requesting information relating to procedure. This information was received on September 28, 2020 in closed session from Legal Services.

Memorandum from Councillor Trevor Giertuga dated October 26, 2021 containing a motion relative to the above noted.

MOVED BY: Councillor Trevor Giertuga
SECONDED BY: Councillor Albert Aiello

WITH RESPECT to the Memorandum from Councillor Trevor Giertuga dated October 26, 2021, we recommend that Administration provide an update relating to the presentation of a Designated Truck Route by-law including the associated timelines for re-presentation;

AND THAT Administration report to Council on or before January 24, 2022;

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

Amendment - Designated Truck Route By-law - Request for Update

MOVED BY: Councillor Trevor Giertuga
SECONDED BY: Councillor Albert Aiello

WITH RESPECT to the Memorandum from Councillor Trevor Giertuga dated October 26, 2021, we recommend that the motion be amended by deleting the first paragraph and replace with:

WITH RESPECT to the Memorandum from Councillor Trevor Giertuga dated October 26, 2021, we recommend that Administration provide an update to Council relating to the current status of the Designated Truck Route by-law;”

AND THAT the following be added after paragraph 1:

AND THAT the report contain options for Council’s consideration relating to how this matter can be finalized including a Notice of Motion to Rescind and/or Amend previous decisions of Council;”

CARRIED

Amended - Designated Truck Route By-law - Request for Update

MOVED BY: Councillor Trevor Giertuga
SECONDED BY: Councillor Albert Aiello

WITH RESPECT to the Memorandum from Councillor Trevor Giertuga dated October 26, 2021, we recommend that Administration provide an update to Council relating to the current status of the Designated Truck Route by-law;

AND THAT the report contain options for Council’s consideration relating to how this matter can be finalized including a Notice of Motion to Rescind and/or Amend previous decisions of Council;

AND THAT Administration report back on or before January 24, 2022;

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

CARRIED

11:00 p.m. Resolution

During discussion of the above noted item, the following resolution was passed:

MOVED BY: Councillor Albert Aiello
SECONDED BY: Councillor Brian Hamilton

THAT the hour being 11:00 p.m., we continue with the business at hand.

CARRIED

Proposed Mental Health & Addictions Crisis Centre

Memorandum from Mayor Bill Mauro dated October 29, 2021 relative to correspondence to The Honourable Christine Elliot, Minister of Health dated October 29, 2021 expressing united support of a Proposed Mental Health & Addictions Crisis Centre to meet the immediate and urgent need in Thunder Bay and Region, for information

Outstanding Item- Temporary Street Closures for Special Events

Memorandum from Manager - Central Support Matthew Pearson dated November 4, 2021 requesting that the report back date relating to Outstanding Item No. 2009-015-INO-Temporary Street Closures for Special Events be changed from December 6, 2021 to March 7, 2022.

MOVED BY: Councillor Peng You
SECONDED BY: Councillor Brian Hamilton

WITH RESPECT to the Memorandum from Matthew Pearson, Manager-Central Support dated November 4, 2021, we recommend that the report back date relating to Outstanding Item No. 2009-015-INO-Temporary Street Closures for Special Events be changed from December 6, 2021 to March 7, 2022.

CARRIED

OUTSTANDING ITEMS

Outstanding List for Planning Services as of November 2, 2021

Memorandum from City Clerk Krista Power dated November 2, 2021 providing the Planning Services Outstanding Items List, for information.

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NEW BUSINESS

Establishment of Closed Session – November 22, 2021

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

MOVED BY: Councillor Rebecca Johnson
SECONDED BY: Councillor Albert Aiello

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, November 22, 2021 at 5:00 p.m. in order to receive information relative to labour relations or employee negotiations; 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; 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; 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 11:29 pm