



MEETING: Committee of the Whole

DATE: Monday, June 20, 2022

Reference No. 29/53

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

Committee of the Whole - Special Session

Chair: Councillor Aldo Ruberto

PRESENT:

Councillor Albert Aiello
Councillor Shelby Ch'ng
Councillor Andrew Foulds
Councillor Aldo Ruberto
Councillor Peng You

OFFICIALS:

Krista Power, City Clerk
Karie Ortgiese, Director – Human Resources &
Corporate Safety

**ELECTRONIC
PARTICIPATION:**

Councillor Mark Bentz
Councillor Trevor Giertuga
Councillor Rebecca Johnson
Councillor Brian McKinnon
Councillor Kristen Oliver

Original Resolution - Establishment of Closed Session - June 27, 2022

At the June 6, 2022 Committee of the Whole meeting, the following resolution was passed to establish the Committee of the Whole – Closed Session for June 20, 2022:

MOVED BY: Councillor Rebecca Johnson

SECONDED BY: Mayor Bill Mauro

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, June 20, 2022 at 4:30 p.m. in order to receive information pursuant to the Municipal Act (Section 239 (2)) relative to:

(c) a proposed or pending acquisition or disposition of land by the municipality or local board;

(j) 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

(k) 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.

Amendment - Establishment of Closed Session - June 27, 2022

MOVED BY: Councillor Albert Aiello

SECONDED BY: Councillor Andrew Foulds

WITH RESPECT to the resolution to establish the Monday, June 20, 2022 Committee of the Whole – Closed Session, we recommend that the following reasons be added:

“(b) personal matters about an identifiable individual, including municipal or local board employees;

(i) 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.”

CARRIED

Amended Resolution - Establishment of Closed Session - June 27, 2022

MOVED BY: Councillor Rebecca Johnson

SECONDED BY: Councillor Albert Aiello

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, June 20, 2022 at 4:30 p.m. in order to receive information pursuant to the Municipal Act (Section 239 (2)) relative to:

(b) personal matters about an identifiable individual, including municipal or local board employees;

(c) a proposed or pending acquisition or disposition of land by the municipality or local board;

(i) 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;

(j) 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

(k) 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

CLOSED SESSION in the McNaughton Room at 4:32 p.m.

Committee of the Whole - Closed Session

Chair: Councillor Aldo Ruberto

PRESENT:

Councillor Albert Aiello
Councillor Shelby Ch'ng
Councillor Andrew Foulds
Councillor Brian Hamilton
Councillor Aldo Ruberto
Councillor Peng You

OFFICIALS:

Krista Power, City Clerk
Dana Earle, Deputy City Clerk

**ELECTRONIC
PARTICIPATION:**

Councillor Mark Bentz
Councillor Trevor Giertuga
Councillor Rebecca Johnson
Councillor Brian McKinnon
Councillor Kristen Oliver

DISCLOSURES OF INTEREST

REPORTS OF MUNICIPAL OFFICERS

City Manager Performance Review

City Clerk Krista Power and Director - Human Resources & Corporate Safety Karie Ortgiese entered the meeting.

Confidential Memorandum from Director – Human Resources & Corporate Safety Karie Ortgiese, dated June 10, 2022 relative to the above noted was distributed separately to Members of Council and Director – Human Resources & Corporate Safety only on Thursday, June 16, 2022.

Karie Ortgiese provided an overview relative to the above noted and responded to questions.

It was consensus of Committee that Administration proceed as directed.

The City Clerk advised that the recommendation relative to the Confidential Memorandum would be presented at the Committee of the Whole meeting to be held later in the evening.

Krista Power and Karie Ortgiese left the meeting.

Deputy City Clerk Dana Earle and Acting General Manager - Development & Emergency Services Joel DePeuter entered the meeting.

LTMS Waterfront Trail

City Manager Norm Gale, General Manager - Infrastructure & Operations Kerri Marshall, Manager - Parks & Open Spaces Cory Halvorsen and Law Clerk/Land Development Specialist Deanna Walker entered the meeting via MS Teams.

Confidential Memorandum from Director – Engineering & Operations Kayla Dixon dated June 7, 2022 relative to the above noted was distributed separately to Members of Council, City Manager, City Solicitor, General Manager – Infrastructure & Operations and General Manager – Development & Emergency Services only on Thursday, June 16, 2022.

Cory Halvorsen provided an overview and responded to questions.

Norm Gale, Kerri Marshall and Joel DePeuter responded to questions.

It was consensus of Committee that Administration proceed as directed.

The Deputy City Clerk advised that the recommendation relative to the Confidential Memorandum would be presented at the Committee of the Whole meeting to be held later in the evening.

Kerri Marshall and Cory Halvorsen left the meeting.

Potential Land Sale & Surplus Real Property Declaration

Report 2022CLS.018 (Realty Services) relative to the above noted was distributed separately to Members of Council, City Manager, City Solicitor, General Manager – Corporate Services & Long Term Care and General Manager – Development & Emergency Services only on Thursday, June 16, 2022.

Joel DePeuter provided an overview relative to the above noted and responded to questions.

It was consensus of Committee that Administration proceed as directed.

The Deputy City Clerk advised that the recommendation relative to Report 2022CLS.018 (Realty Services) would be presented at the Committee of the Whole meeting to be held later in the evening.

OPEN SESSION in S.H. Blake Memorial Auditorium at 6:46 p.m.

Committee of the Whole - Planning Session

Chair: Councillor Aldo Ruberto

PRESENT:

Councillor Albert Aiello
Councillor Shelby Ch'ng
Councillor Andrew Foulds
Councillor Brian Hamilton
Councillor Aldo Ruberto
Councillor Peng You

OFFICIALS:

Dana Earle, Deputy City Clerk
Joel DePeuter, Acting General Manager –
Development & Emergency Services
Leslie McEachern, Director – Planning Services
Fire Chief Greg Hankkio
Decio Lopes, Senior Planner – Planning Services
Katie Piché, Council & Committee Clerk

**ELECTRONIC
PARTICIPATION:**

Councillor Mark Bentz
Councillor Trevor Giertuga
Councillor Rebecca Johnson
Councillor Brian McKinnon
Councillor Kristen Oliver

OFFICIALS - ELECTRONIC PARTICIPATION:

Norm Gale, City Manager
Patty Robinet, City Solicitor
Linda Evans, General Manager – Corporate
Services & Long Term Care & City Treasurer
Kerri Marshall, General Manager – Infrastructure &
Operations
Andrea Morrison, Acting General Manager –
Community Services
Doug Vincent, Manager – Licensing &
Enforcement
Jamie Kirychuk, Planner II

DISCLOSURES OF INTEREST

CONFIRMATION OF AGENDA

Confirmation of Agenda - June 20, 2022 - Committee of the Whole

MOVED BY: Councillor Rebecca Johnson

SECONDED BY: Councillor Andrew Foulds

WITH RESPECT to the June 20, 2022 Committee of the Whole meeting, we recommend that the agenda as printed, including any additional information and new business, be confirmed.

CARRIED

ITEMS ARISING FROM CLOSED SESSION

Potential Land Sale & Surplus Real Property Declaration

Report 2022CLS.018 (Realty Services) relative to the above noted was previously presented at Committee of the Whole - Closed Session held earlier in the evening.

MOVED BY: Councillor Andrew Foulds
SECONDED BY: Councillor Albert Aiello

WITH RESPECT to Report 2022CLS.018 (Development & Emergency Services - Realty Services), we recommend that part of the vacant City owned lands municipally known as 869 Golf Links Road being Part of the S.E. 1/4 Section 54, being a portion of Parts 5, 6 and 7 on Reference Plan 55R10380 be declared surplus to the City's requirements pursuant to the City's policies, and be disposed of in accordance with the methods set out in this report;

AND THAT a portion of the 869 Golf Links Road property, once declared surplus, be combined with a portion of the vacant surplus City owned lands described as part of Part 5 on Plan PAR 103. Together the two City properties described as Part of the N.E. 1/4 Section 54, being Part 5 on Plan PAR 103, and Part of the S.E. 1/4 Section 54, being part of Parts 5 & 6 on Reference Plan 55R10380 be sold to Jennum Acquisitions Corp. (or a permitted assignee) at the appraised market value of \$261,598, subject to the terms and conditions recommended in this report;

AND THAT the sale of the surplus property be made conditional upon the Purchaser's successful application for required amendments to the Zoning By-law and Official Plan;

AND THAT the Purchaser be advised that planning approvals are subject to public processes and the conditional sale approval in no way influences the outcome of the public process;

AND THAT public notice of the proposed surplus and disposals be given in the manner set out in this report;

AND 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

LTMS Waterfront Trail

Confidential Memorandum from Director - Engineering & Operations Kayla Dixon, dated June 7, 2022 was previously presented at Closed session held earlier in the evening.

MOVED BY: Councillor Kristen Oliver
SECONDED BY: Councillor Brian Hamilton

WITH RESPECT to the Confidential Memorandum from Director K. Dixon (Engineering & Operations) June 7, 2022, we recommend the planned Waterfront Trail alignment at Pool 6, as it relates to the lands currently licenced by Lakehead Transportation Museum Society (“LTMS”) (the “Licenced Lands”), be aligned to the north of the Licenced Lands as opposed to along the shoreline, for the length of the Licenced Lands in order to facilitate efficiencies and functionality of the LTMS operations;

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

CARRIED

City Manager Performance Review

Confidential Memorandum from Director - Human Resources & Corporate Safety Karie Ortgiese, dated June 10, 2022 relative to the above noted was previously presented at Committee of the Whole - Closed Session held earlier in the evening.

MOVED BY: Councillor Shelby Ch'ng
SECONDED BY: Councillor Peng You

WITH RESPECT to the Confidential Memorandum from Director - Human Resources & Corporate Safety Karie Ortgiese, dated June 10, 2022 we recommend that Administration proceed as directed in Closed Session.

CARRIED

REPORTS OF COMMITTEES, BOARDS AND OUTSIDE AGENCIES

Anti-Racism & Respect Advisory Committee Minutes

Minutes of Meeting 04-2022 of the Anti-Racism & Respect Advisory Committee held on April 28, 2022, for information.

Committee of Adjustment Minutes

Minutes of Meetings 04-2022 of Committee of Adjustment held on April 28, 2022, for information.

Heritage Advisory Committee Minutes

Minutes of Meeting 05-2022 of the Heritage Advisory Committee held on April 28, 2022, for information.

Parking Authority Board Minutes

Minutes of Meetings 03-2022 and 04-2022 of the Parking Authority Board held on March 8, 2022 and April 12, 2022, respectively, for information.

REPORTS OF MUNICIPAL OFFICERS

Fire Services Strategic Plan – Implementation Plan Administrative Update

At the December 14, 2020 Committee of the Whole meeting, Report R 146/2020 was presented. A resolution was passed approving the plan and directing Administration to report back to Committee of the Whole with a comprehensive fire station location recommendation in Q2 of 2022 and that until such time as Administration can report back to Committee of the Whole with a comprehensive fire station location recommendation, Thunder Bay Fire Rescue (TBFR) will continue to deploy resources consistent with Option #17(1) as recommended in the Strategic Master Fire Plan.

Report R 105/2022 (Development & Emergency Services - Thunder Bay Fire Rescue) recommending that the status quo fire station location option as contained in the Thunder Bay Fire Rescue (TBFR) Strategic Master Fire Plan, be approved.

MOVED BY: Councillor Brian Hamilton
SECONDED BY: Councillor Brian McKinnon

WITH RESPECT to Report R 105/2022 (Development & Emergency Services – Thunder Bay Fire Rescue), we recommended that the status quo fire station location option as contained in the Thunder Bay Fire Rescue (TBFR) Strategic Master Fire Plan that was received by City Council in Report No. R 102/2020, be approved;

AND THAT the 2032 replacement for Station #1 be identified in the City of Thunder Bay long range capital forecast;

AND THAT an additional annual \$65K for facility capital renewal be included in the proposed 2023 Capital budget for Council consideration;

AND THAT the associated lease costs for the medium term accommodation of Fire Services administrative staff be included in the 2023 budget for Council consideration;

AND THAT consistent with the requirements of O. Reg. 378/18 Community Risk Assessment, under the Fire Protection and Prevention Act, 1997, City Council accept the Community Risk Assessment included as Attachment “A” to this report;

AND THAT the Outstanding List for Planning Services be updated to remove item #2020-052-DEV as this Report provides the Implementation Plan update;

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

CARRIED

Heritage Property Incentives Program

At the October 25, 2021 Committee of the Whole meeting, a Memorandum from Chair – Heritage Advisory Committee Andrew Cotter was presented. A resolution was passed relative to a Heritage Tax Incentive Program recommending that Administration be directed to complete a report outlining the options available and costs associated with developing and implementing a Heritage Tax Incentive Program for heritage property owners and that Administration report back on or before April 25, 2022. At the January 10, 2022 Committee of the Whole meeting, a resolution was passed as contained in the memorandum from City Manager Norm Gale directing Administration to defer items on the Outstanding List for all Departments by up to two (2) months.

Report R 102/2022 (Development & Emergency Services – Planning) recommending that the Planning Services Division work in consultation with the Heritage Advisory Committee towards the development of a Heritage Grant Program for Council’s approval.

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

WITH RESPECT to Report R 102/2022 (Development & Emergency Services – Planning Services), we recommend that Planning Services work in consultation with the Heritage Advisory Committee to develop a Heritage Grant Program;

AND THAT \$50,000 be included in the proposed 2023 Budget to fund a Heritage Grant Program;

AND THAT Planning Services report back to Council with a Heritage Grant Program for its approval in December 2022;

ALL as contained in Report R 102/2022 (Development & Emergency Services - Planning Services), as submitted by the Development & Emergency Services Department.

CARRIED

At the request of the Chair, Councillor Andrew Foulds assumed the Chair for the duration of the meeting.

Older Adults Centres – 2022 Capital Budget Amendment for Ministry Funding Awarded

Report R 93/2022 (Recreation & Culture - Community Services) recommending that Appropriation 20 to increase the existing 2022 capital budget in the amount of grants awarded by the Government of Ontario through the Ministry of Seniors and Accessibility’s Seniors Active Living Centre Special Grant Program be approved.

MOVED BY: Councillor Rebecca Johnson
SECONDED BY: Councillor Peng You

Committee of the Whole – Monday, June 20, 2022

WITH RESPECT to Report R 93/2022 (Community Services - Recreation & Culture), we recommend that Appropriation 20 to increase the existing 2022 capital budget in the amount of grants awarded by the Government of Ontario through the Ministry of Seniors and Accessibility's Seniors Active Living Centre Special Grant Program be approved;

AND THAT the 2022 capital budget be amended through the necessary appropriation to reflect the \$20,000 of received funding;

AND THAT the 2020 capital budget be amended through the necessary appropriation to reflect the \$20,000 of received funding;

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

CARRIED

Report R 65/2022 Contract 2, 2022 - Sidewalk & Pedestrian Crossover

At May 16, 2022 Committee of the Whole meeting the City Clerk advised that this item was withdrawn from the agenda and will be re-presented at a later date.

At June 6, 2022 Committee of the Whole meeting the Deputy City Clerk advised that this item was withdrawn from the agenda and will be re-presented at a later date.

Report R 65/2022 (Infrastructure & Operations - Engineering & Operations) containing a recommendation relative to the above noted, re-presented.

This item has been withdrawn from the agenda and will presented at a later date.

Report R 56/2022 Contract 4, 2022 - Sewer & Watermain II

At May 16, 2022 Committee of the Whole meeting the City Clerk advised that this item was withdrawn from the agenda and will be re-presented at a later date.

At June 6, 2022 Committee of the Whole meeting the Deputy City Clerk advised that this item was withdrawn from the agenda and will be re-presented at a later date.

Report R 56/2022 (Infrastructure & Operations - Engineering & Operations) containing a recommendation relative to the above noted, re-presented.

This item has been withdrawn from the agenda and will presented at a later date.

FIRST REPORTS

New Municipal Standards For Property, Clean & Clear Yards, Vacant Buildings Security and Minimum Heat By-laws

At the September 20, 2021 Committee of the Whole meeting, a resolution was passed recommending that Committee of the Whole approve the work plan and priorities for the review of enforcement bylaws as outlined in Report R 120/2021 (Development & Emergency Services/Licensing & Enforcement). At the December 13, 2021 Committee of the Whole meeting, a memorandum was presented by Administration requesting that the presentation date be rescheduled to April 11, 2022. At the January 10, 2022 Committee of the Whole meeting a resolution was passed as contained in a memorandum from City Manager Norm Gale directing Administration to defer items on the Outstanding List for all Departments by up to two (2) months.

Also, at the September 20, 2021 Committee of the Whole meeting, a referral resolution was passed recommending that the contents of the deputation by Kyla Moore entitled "Reimagining the Yard Maintenance Bylaw: An Opportunity to Contribute Towards Sustainability Goals" be referred to Administration as part of the Property Standards and Yard Maintenance By-law review, referenced in Report R 120/2021 - Review of Enforcement Bylaws. At the December 13, 2021 Committee of the Whole meeting, a memorandum was presented from Administration requesting that the presentation date be rescheduled to April 11, 2022. At the January 10, 2022 Committee of the Whole meeting, a resolution was passed as contained in a memorandum from City Manager Norm Gale directing Administration to defer items on the Outstanding List for all Departments by up to two (2) months.

This report is being introduced as a 'first report' to allow Committee of the Whole and the general public time to consider the implications of the report before the following recommendations are considered by Committee of the Whole on July 25, 2022.

Report R 106/2022 (Development & Emergency Services - Licencing & Enforcement) recommending that the draft Municipal Standards for Property By-law, as appended as Attachment D to this report, be approved.

Correspondence from Dr. John Hodson – McKellar Ward Association requesting to appear before Committee to provide a deputation relative to the above noted.

Letter of Support from Councillor Andrew Foulds, Chair - EarthCare Advisory Committee, dated June 14, 2022 relative to the above noted, for information was distributed separately on Thursday, June 16, 2022.

Dr. John Hodson, Policy Analyst - McKellar Ward Association appeared before Committee, provided a deputation relative to the above noted and responded to questions.

Receive Report R 106/2022 as a First Report

Recommendation to receive R 106/2022 as a First Report:

Committee of the Whole – Monday, June 20, 2022

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

WITH RESPECT to Report R 106/2022 (Development & Emergency Services – Licensing & Enforcement) we recommend that the Report be received;

AND THAT Report R 106/2022 (Development & Emergency Services – Licensing & Enforcement) be presented at the July 25, 2022 Committee of the Whole meeting for consideration.

CARRIED

PETITIONS AND COMMUNICATIONS

Outstanding Item - Amendment to Animal Control By-law 22-1995

At the September 20, 2021 Committee of the Whole meeting, a resolution was passed recommending that Committee of the Whole approve the work plan and priorities for the review of enforcement bylaws as outlined in Report R 120/2021 (Development & Emergency Services/Licensing & Enforcement). At the December 13, 2021 Committee of the Whole meeting, a memorandum was presented by Administration requesting that the presentation date be moved to April 11, 2022. At the January 10, 2022 Committee of the Whole meeting, a resolution was passed as contained in the memorandum from City Manager Norm Gale dated Friday, January 7, 2022 directing Administration to defer items on the Outstanding List for all Departments by up to two (2) months.

Memorandum from Manager - Licensing & Enforcement Doug Vincent relative to the above noted was distributed separately on Thursday, June 16, 2022.

MOVED BY: Councillor Albert Aiello
SECONDED BY: Councillor Kristen Oliver

WITH RESPECT to the Memorandum from Doug Vincent, Manager, Licensing and Enforcement dated June 20, 2022, we recommend that the report back date relating to (Outstanding Item 2021-116 DEV) be changed from June 20, 2022 to February 27, 2023.

CARRIED

City's Delegation at the 2022 Ontario Good Roads Association AGM and Conference

Memorandum from Chair - Inter-Governmental Affairs Committee Brian McKinnon, dated June 3, 2022 relative to the above noted, for information.

OUTSTANDING ITEMS

Outstanding List for Planning Services as of June 7, 2022

Memorandum from City Clerk Krista Power, dated June 7, 2022 providing the Planning Services Outstanding Items List, for information.

NEW BUSINESS

Establishment of Closed Session Meeting – June 27, 2022

The following resolution will be presented to Committee of the Whole in order to establish Committee of the Whole – Closed Session on June 27, 2022:

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

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, June 27, 2022 at 4:30 p.m. in order to receive information pursuant to the Municipal Act (Section 239 (2)) relative to:

- (b) personal matters about an identifiable individual, including municipal or local board employees;
- (c) a proposed or pending acquisition or disposition of land by the municipality or local board;
- (e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
- (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- (j) 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
- (k) 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 9:34 p.m.