



Committee of the Whole Meeting Minutes

Monday, January 23, 2023, 4:31 p.m.

Open Special Session

Present: Councillor Rajni Agarwal
Councillor Albert Aiello
Councillor Kasey Etrene
Councillor Andrew Foulds
Councillor Greg Johnsen
Councillor Dominic Pasqualino
Councillor Michael Zussino

Officials: Dana Earle, Deputy City Clerk
Linda Evans, Acting City Manager
Patty Robinet, City Solicitor

1. Open Special Session

1.1 Establishment of Committee of the Whole - Closed Session

At the January 16, 2023, Committee of the Whole meeting, the following resolution was passed to establish the Committee of the Whole - Closed Session for January 23, 2023:

MOVED BY: Councillor Albert Aiello
SECONDED BY: Councillor Kasey Etrene

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, January 23, 2023 at 4:30 p.m. in order to receive information pursuant to the Municipal Act (Section 239 (2)) relative to:

- (a) the security of the property of the municipality or local board;
- (b) personal matters about an identifiable individual, including municipal or local board employees;
- (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;
- (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

1.1.1 Amendment - Establishment of Committee of the Whole - Closed Session

The following resolution will be presented to Committee of the Whole in order to amend the purpose of Closed Session on January 23, 2023:

MOVED BY: Councillor Albert Aiello
SECONDED BY: Councillor Dominic Pasqualino

WITH RESPECT to the establishment of Committee of the Whole - Closed Session scheduled for January 23, 2023, we recommend that the following reason(s) be added:

- (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.

CARRIED

1.1.2 Amended - Establishment of Committee of the Whole - Closed Session

MOVED BY: Councillor Albert Aiello
SECONDED BY: Councillor Kasey Etrene

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, January 23, 2023 at 4:30 p.m. in order to receive information pursuant to the Municipal Act (Section 239 (2)) relative to:

- (a) the security of the property of the municipality or local board;
- (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;
- (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

2. Closed Session in the McNaughton Room at 4:33 p.m.

Closed Session Agendas distributed separately to Members of Council and EMT only.

Present: Councillor Rajni Agarwal
Councillor Albert Aiello
Councillor Mark Bentz
Councillor Kasey Etreni
Councillor Andrew Foulds
Councillor Trevor Giertuga
Councillor Brian Hamilton
Councillor Greg Johnsen
Councillor Dominic Pasqualino
Councillor Michael Zussino

Officials: Dana Earle, Deputy City Clerk
Linda Evans, Acting City Manager
Patty Robinet, City Solicitor
Cynthia Cline, Deputy City Solicitor

2.1 Board Appointment

Confidential Memorandum from City Clerk Krista Power, dated January 16, 2023, relative to the above noted distributed to Members of Council, City Manager and City Solicitor only.

Confidential Memorandum from Linda Evans, General Manager - Corporate Services & Long Term Care & City Treasurer, dated January 17, 2023, relative to the above noted distributed to Members of Council, City Manager and City Solicitor only.

Deputy City Clerk Dana Earle responded to questions.

Linda Evans responded to questions.

It was consensus of Committee that Administration to proceed as directed in closed session.

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

2.2 Property Related Matter

Report 2023CLS.005 (Realty Services) relative to the above noted distributed separately to Members of Council, City Manager, City Solicitor, General Manager - Corporate Services & Long Term Care & Treasurer and General Manager - Development & Emergency Services only.

Karen Lewis, General Manager - Development & Emergency Services, Joel DePeuter, Director - Planning Services, Deanna Walker, Manager - Realty Services and Maria Pepe, Property Agent - Realty Services, entered the meeting room.

Karen Lewis provided an overview and responded to questions.

Joel DePeuter provided an overview and a PowerPoint presentation and responded to questions.

It was consensus of Committee that Administration to proceed as directed in closed session.

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

Karen Lewis, Joel DePeuter, Deanna Walker and Maria Pepe left the meeting room.

2.3 Legal Matter - Insurance Renewal

Report 2023CLS.004 (Legal Services) relative to the above noted distributed to Members of Council, City Manager, City Solicitor and General Manager - Corporate Services & Long Term Care & Treasurer only.

Dawne Latta, Deputy City Solicitor, Kerri Marshall, General Manager - Infrastructure & Operations and Brendan Hardick - Solicitor, entered the meeting room.

City Solicitor Patty Robinet provided an overview.

Brendan Hardick provided an overview

Patty Robinet and Dawne Latta responded to questions.

Susan Saksida, Risk Management & Insurance Consultant - Cameron & Associates, entered the meeting room and responded to questions.

Linda Evans, General Manager - Corporate Services & Long Term Care & Treasurer, responded to questions.

It was consensus of Committee that Administration to proceed as directed in closed session.

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

Committee of the Whole - Open Session in the S.H. Blake Auditorium at 6:40 p.m.

Present: Councillor Rajni Agarwal
Councillor Albert Aiello
Councillor Mark Bentz
Councillor Kasey Etreni
Councillor Andrew Foulds
Councillor Trevor Giertuga
Councillor Brian Hamilton
Councillor Greg Johnsen
Councillor Dominic Pasqualino
Councillor Michael Zussino

Officials: Dana Earle, Deputy City Clerk
Krista Power, City Clerk
Linda Evans, Acting City Manager
Patty Robinet, City Solicitor
Kerri Marshall, General Manager - Infrastructure & Operations
Karen Lewis, General Manager – Development & Emergency Services
Kelly Robertson, General Manager - Community Services
Lori Wiitala, Council & Committee Clerk

3. Open Session - Administrative Services

Chair: Councillor Mark Bentz

4. Disclosures of Interest

None.

5. Confirmation of Agenda

MOVED BY: Councillor Albert Aiello

SECONDED BY: Councillor Trevor Giertuga

WITH RESPECT to the January 23, 2023 Committee of the Whole meeting, we recommend that the agenda as printed, including any additional information and new business, be confirmed.

CARRIED

6. Presentations

6.1 Citizens of Outstanding Achievement - Monthly Award Presentations

Memorandum from City Clerk Krista Power, dated January 16, 2023, relative to presentation of Monthly Achievement Awards.

Official Recognition Committee Chair, Allison Hill, appeared before Committee via MS Teams to provide an overview of award.

Acting Mayor Trevor Giertuga presented the Exceptional Achievement - Outstanding Acts of Bravery award to recipient, Celine Lariviere, and a photo was taken.

7. Items Arising from Closed Session

7.1 Board Appointment

Confidential Memorandum from City Clerk Krista Power, dated January 16, 2023, relative to the above noted was previously presented at Committee of the Whole - Closed Session held earlier in the evening.

The Deputy City Clerk advised that the resolution relative to the above noted would be presented for ratification at the City Council meeting to be held later in the evening and would require a two-thirds vote.

MOVED BY: Councillor Andrew Foulds

SECONDED BY: Councillor Kasey Etreni

WITH RESPECT to the confidential memorandum from Krista Power, City Clerk, dated January 16, 2023, we recommend that the following persons be appointed to the following Authorities, Boards, Commissions and Committees:

1. Accessibility Advisory Committee

One (1) Citizen to serve as the Developmental Disability representative, for a four (4) year term, expiring November 14, 2026, or as soon as a replacement has been appointed:

John Gobeil

2. Animal Services Committee

One (1) Citizen representative for a two (2) year term expiring November 14, 2024, or as soon as a replacement has been appointed:

Julie Hutka

3. Audit Committee

Two (2) Citizens to serve for a Four (4) year term expiring November 14, 2026, or as soon as a replacement has been appointed:

John Friday

Andrew Garro

4. City of Thunder Bay Appeals Tribunal

Three (3) Citizens to serve for four year terms expiring November 14, 2026, or as soon as a replacement has been appointed:

Andrew Garro

Shaun Kennedy

5. City of Thunder Bay Clean, Green and Beautiful Committee

One (1) Citizen to serve as a Professional Local Artist representative for a Three (3) year term expiring November 14, 2025, or as soon as a replacement has been appointed:

Biljana Baker

One (1) Citizen to serve as a Medium Business representative for a Two (2) year term expiring November 14, 2024, or as soon as a replacement has been appointed:

Kyle Jessiman

One (1) Citizen to serve as a Small Business representative (10 employees or less) for a Two (2) year term expiring November 14, 2024, or as soon as a replacement has been appointed:

Morgan Staal

One (1) Citizen to serve as a Landscape Designer representative for a Three (3) year term expiring November 14, 2025, or as soon as a replacement has been appointed:

Peter Mersch

One (1) Citizen to serve as an Architectural representative for a Three (3) year term expiring November 14, 2025, or as soon as a replacement has been appointed:

Andy Puiatti

One (1) Citizen to serve as an Environmental- Eco Superior representative for a Four (4) year term expiring November 14, 2026, or as soon as a replacement has been appointed:

Denise Smith

6. Heritage Advisory Committee

One (1) Citizen to serve as a Business Community representative for the remainder of a Four (4) year term expiring November 14, 2024, or as soon as a replacement has been appointed:

Shaun Kennedy

7. Official Recognition Committee

One (1) Citizen to serve as a representative from the Thunder Bay Arts & Heritage community:

Elaine Lynch

One (1) Citizen to serve as a representative from the Black, Indigenous & People of Colour (BIPOC) community for a Four (4) year term expiring November 14, 2026, or as soon as a replacement has been appointed:

Tiffany Gervasi

One (1) Citizen to serve as a representative from the Not-for-Profit or Volunteer Sector for a Four (4) year term expiring November 14, 2026, or as soon as a replacement has been appointed:

Anthony Foglia

8. Sister Cities Advisory Committee

One (1) Citizen to serve for a Three (3) year term expiring November 14, 2025, or as soon as a replacement has been appointed:

Peng You

CARRIED

7.2 Property Related Matter

Report 2023CLS.005 (Realty Services) relative to the above noted, relative to the above noted was previously presented at Committee of the Whole - Closed Session held earlier in the evening.

The Deputy City Clerk advised that the resolution relative to the above noted would be presented for ratification at the City Council meeting to be held later in the evening and would require a two-thirds vote.

MOVED BY: Councillor Michael Zussino

SECONDED BY: Councillor Rajni Agarwal

WITH RESPECT to Report 2023CLS.005 (Realty Services), we recommend that Administration proceed as directed in Closed Session.

CARRIED

7.3 Insurance Renewal

Report 2023CLS.005 (Legal Services) relative to the above noted was presented at Committee of the Whole - Closed Session earlier in the evening.

MOVED BY: Councillor Albert Aiello

SECONDED BY: Councillor Dominic Pasqualino

WITH RESPECT to Report 2023CLS.004 (Legal Services), we recommend that Administration proceed as directed in Closed Session.

CARRIED

8. Reports of Committees, Boards and Outside Agencies

8.1 Inter-Governmental Affairs Committee

Minutes of Meeting(s) 05-2022, 06-2022, 07-2022 and 08-2022 of Inter-Governmental Affairs Committee, held on June 6, 2022, September 12, 2022, October 31, 2022 and December 12, 2022, for information.

8.2 Official Recognition Committee

Minutes of Meeting 05-2022 of the Official Recognition Committee, held on June 7, 2022, for information.

9. Reports of Municipal Officers

9.1 Appointment of Integrity Commissioner and Closed Session Meeting Investigator

Report 008-2023 (City Manager's Office - Office of the City Clerk) recommending that Principles Integrity Inc. be appointed as the Integrity Commissioner and Closed Session Meeting Investigator until April 2027.

MOVED BY: Councillor Andrew Foulds

SECONDED BY: Councillor Brian Hamilton

WITH RESPECT to Report 008-2023-City Manager's Office – Office of the City Clerk, we recommend that Principles Integrity Inc. be appointed as the Integrity Commissioner and Closed Session Meeting Investigator until April 2027 via single source procurement;

AND THAT the City Clerk continue to monitor the process of appointment for Integrity Commissioners in other municipalities in addition to any legislative changes that may occur before the end of the 2022-2026 term of City Council and report relevant information to City Council;

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

ratification.

CARRIED

9.2 Election 2022 - Municipal and School Board Elections Accessibility Review

Report 024-2023 (City Manager's Office - Office of the City Clerk) providing highlighted measures taken to achieve the goals outlined in the City of Thunder Bay Accessibility Plan to make the 2022 Municipal and School Board Elections barrier-free for everyone, for information.

10. Petitions and Communications

10.1 Outstanding Item Request for Deferral Sign By-law Amendments

Memorandum from Doug Vincent, Manager - Licensing & Enforcement recommending a revised report back date for Item 2018-010-DEV Sign By-law #135-1992 Amendments on the outstanding list.

MOVED BY: Councillor Trevor Giertuga

SECONDED BY: Councillor Kasey Etrene

WITH RESPECT to the Memorandum from Doug Vincent, Manager Licensing & Enforcement, dated January 12, 2023, we recommend that Outstanding Item No 2018-010-DEV Sign By-law #135-1992 Amendments be deferred from February 13, 2023 to end of May 15, 2023.

CARRIED

10.2 2023 Ward and Town Hall Meeting Update

Memorandum from City Clerk Krista Power, dated January 5, 2023, providing an update on Ward and Town Hall Meetings for the 2023 calendar year, for information.

11. Outstanding Items

11.1 Outstanding List for Administrative Services

Memorandum from City Clerk Krista Power dated January 10, 2023, providing the Administrative Services Outstanding List, for information.

12. New Business

12.1 Establishment of Committee of the Whole - Closed Session

Resolution to establish Committee of the Whole - Closed Session meeting(s) Thursday, February 2, 2023, and Monday, February 6, 2023:

MOVED BY: Councillor Dominic Pasqualino

SECONDED BY: Councillor Kasey Etreni

THAT a Committee of the Whole – Closed Session meeting be scheduled for Thursday, February 2, 2023 at 5:00 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; and

(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

AND THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, February 6, 2023 at 5:30 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;

(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

13. Adjournment

The meeting adjourned at 7:04 p.m.