



**Committee of the Whole Meeting Minutes**

**Monday, March 6, 2023**

**Committee of the Whole – Special Session in the McNaughton Room at 6:01 p.m.**

Present: Councillor Rajni Agarwal  
Councillor Albert Aiello  
Councillor Mark Bentz  
Councillor Kasey Etrene  
Councillor Andrew Foulds  
Councillor Brian Hamilton  
Councillor Greg Johnsen  
Councillor Dominic Pasqualino  
Councillor Michael Zussino  
Councillor Shelby Ch'ng

Officials: Krista Power, City Clerk  
Norm Gale, City Manager  
Patty Robinet, City Solicitor

**1. Committee of the Whole - Special Session**

Chair: Councillor Andrew Foulds

**1.1 Disclosures of Interest**

**1.2 Establishment of Committee of the Whole - Closed Session - March 6, 2023**

The following resolution will be presented at Committee of the Whole - Special Session to establish the Monday, March 6, 2023 Committee of the Whole Closed Session meeting at 6:00 p.m.

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

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, March 6, 2023 at 6:00 p.m. in order to receive information pursuant to the Municipal Act (Section 239 (2)) relative to:

(d) labour relations or employee negotiations.

CARRIED

### **Committee of the Whole – Closed Session in the McNaughton Room at 6:01 p.m.**

Present: Councillor Rajni Agarwal  
Councillor Albert Aiello  
Councillor Mark Bentz  
Councillor Kasey Etrene  
Councillor Andrew Foulds  
Councillor Trevor Giertuga  
Councillor Brian Hamilton  
Councillor Greg Johnsen  
Councillor Dominic Pasqualino  
Councillor Michael Zussino  
Councillor Shelby Ch'ng

Officials: Krista Power, City Clerk  
Norm Gale, City Manager  
Emma Westover, Acting General Manager – Corporate Service  
& Long-Term Care, City Treasurer  
Patty Robinet, City Solicitor  
Karie Ortgiese, Director - Human Resources & Corporate Safety

## **2. Committee of the Whole - Closed Session**

Chair: Councillor Andrew Foulds

### **2.1 Disclosures of Interest**

## **2.2 Reports of Municipal Officers**

### **2.2.1 Labour Relations Matter**

Erin Anderson, Manager - Labour Relations and Lianne MacIntosh, Senior Labour Relations Consultant entered the meeting room.

Report 2023CLS.009 (Human Resources & Corporate Safety) relative to the above noted was distributed to Members of Council, City Manager, City Solicitor, Director - Human Resources & Corporate Safety and Acting General Manager - Corporate Services & Long-Term Care only.

Erin Anderson provided an overview and responded to questions.

It was consensus of Committee that Administration proceed as directed.

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

### **Committee of the Whole – Open Session in the S.H. Blake Auditorium at 6:32 p.m.**

Present:

- Mayor Ken Boshcoff
- Councillor Rajni Agarwal
- Councillor Albert Aiello
- Councillor Mark Bentz
- Councillor Kasey Etrene
- Councillor Andrew Foulds
- Councillor Trevor Giertuga
- Councillor Brian Hamilton
- Councillor Greg Johnsen
- Councillor Kristen Oliver
- Councillor Dominic Pasqualino
- Councillor Michael Zussino
- Councillor Shelby Ch'ng

Officials: Krista Power, City Clerk  
Norm Gale, City Manager  
Emma Westover, Acting General Manager – Corporate Service  
& Long-Term Care, City Treasurer  
Patty Robinet, City Solicitor  
Karen Lewis, General Manager - Development & Emergency  
Services  
Kerri Marshall, General Manager - Infrastructure & Operations  
Kelly Robertson, General Manager - Community Services  
Kayla Dixon, Director – Engineering & Operations  
Cory Halvorsen, Manager – Parks & Open Spaces  
Kelvin Jankowski, Construction Services Supervisor  
Gordon Stover, Committee & Meeting Management System  
Coordinator

**3. Open Session - Operations**

Chair: Councillor Trevor Giertuga

**4. Disclosures of Interest**

Councillor Kasey Etreni declared a conflict relative to Report 72-2023 (Community Services - Facilities, Fleet & Energy Management) Canada Games Complex – Mechanical and Accessibility Improvements – Tender Award as a family member's business is involved in this work.

**5. Confirmation of Agenda**

MOVED BY: Councillor Kristen Oliver

SECONDED BY: Councillor Kasey Etreni

WITH RESPECT to the March 6, 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 Presentation**

Memorandum from City Clerk Krista Power dated February 6, 2023 advising that St. Patrick High School Senior Football Team and coaches will be awarded a certificate for their accomplishments at the Ontario Federation of School Athletic Associations (OFSAA) Championship held on November 30, 2022, in Guelph, Ontario.

Anthony Foglia, Member - Official Recognition Advisory Committee appeared before Committee provided an overview of the recipient's accomplishments. Acting Mayor Brian Hamilton presented the students and coaches with the Citizens of Outstanding Achievement Monthly Award.

### **6.2 Strong Towns: A Bottom-up Revolution to Rebuild Prosperity**

Memorandum from Summer Stevenson, Sustainability Coordinator, dated January 25, 2023 requesting that Norm Van Eeden Petersman, Member Advocate – Strong Towns appear before Committee and provide a virtual PowerPoint presentation relative to the above noted.

Letter of support provided by Councillor Andrew Foulds, Chair – EarthCare Advisory Committee, dated February 24, 2023, for information.

Wayne Fletcher, Chair – Thunder Bay Ventures provided an introduction relative to the above noted.

Norm Van Eeden Petersman appeared before Committee via MS Teams, provided a PowerPoint presentation and responded to questions.

## **7. Items Arising from Closed Session**

### **7.1 Labour Relations Matter**

Report 2023CLS.009 (Human Resources & Corporate Safety) relative to the above noted was previously presented at Committee of the Whole - Closed Session held earlier in the evening.

The 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 Kasey Etreni  
SECONDED BY: Councillor Andrew Foulds

WITH RESPECT to Report 2023CLS.009 (Human Resources & Corporate Safety), we recommend that the Memorandums of Settlement between the Corporation of the City of Thunder Bay and Unifor Local 229 for Pioneer Ridge and Jasper Place be approved;

AND THAT the Mayor and Clerk be authorized to execute all necessary agreements;

AND THAT the necessary by-law be presented to City Council for ratification.

CARRIED

## **8. Reports of Committees, Boards and Outside Agencies**

### **8.1 EarthCare Advisory Committee Minutes**

Minutes of Meeting 06-2022 of the EarthCare Advisory Committee, held on June 7, 2022, for information.

## **9. Reports of Municipal Officers**

### **9.1 Contract 8, 2023 – Cement Mortar Lining**

Report 61-2023 (Infrastructure & Operations - Engineering & Operations) recommending that Contract 8, 2023 for the Cleaning and Cement Mortar Lining of Cast Iron Watermains be awarded to Main Rehabilitation (2011) Incorporated, which submitted the lowest tender in the amount of \$2,589,734.00 (inclusive of HST).

The 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 Albert Aiello  
SECONDED BY: Councillor Michael Zussino

WITH RESPECT to Report 61-2023 (Infrastructure & Operation – Engineering & Operations), we recommend that Contract 8, 2023 for the Cleaning and Cement Mortar Lining of Cast Iron Watermains be awarded to Main Rehabilitation (2011) Incorporated, which submitted the lowest tender in the amount of \$2,589,734.00 (inclusive of HST); it being noted that the amount shown is based on estimated quantities; final payment for this contract will be based on measured quantities for the completed work;

AND THAT the General Manager of Infrastructure and Operations report any circumstances to City Council should serious variations in the Contract quantities occur;

AND THAT the Mayor and City Clerk be authorized to sign all documentation related to these matters;

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

CARRIED

## **9.2 Contract 10, 2023 – Hot-In-Place Asphalt Paving**

Report 62-2023 (Infrastructure & Operations - Engineering & Operations) recommending that Contract 10, 2023 for Hot-In-Place Asphalt Paving be awarded to Pioneer Construction Inc., which submitted a tender in the amount of \$999,986.82 (inclusive of HST).

MOVED BY: Councillor Kristen Oliver  
SECONDED BY: Councillor Kasey Etrene

WITH RESPECT to Report 062/2023 (Infrastructure & Operations – Engineering & Operations), we recommend that Contract 10, 2023 for Hot-In-Place Asphalt Paving be awarded to Pioneer Construction Inc., which submitted a tender in the amount of \$999,986.82 (inclusive of HST); it being noted that the amount shown is based on estimated quantities; final payment for this Contract will be based on measured quantities for the completed work;

AND THAT the General Manager of Infrastructure and Operations report any significant variations in the Contract quantities to City Council;

AND THAT the Mayor and Clerk be authorized to sign all documentation related to this matter;

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

CARRIED

### **9.3 Policy Development Considerations – Donations of Monuments**

Report 69-2023 (Infrastructure & Operations - Engineering & Operations) providing information on potential policy considerations relative to donations to house monuments, art installations and statues on municipal lands, for information only.

### **9.4 Fort William Gardens Condenser Upgrade – Tender Award**

Report 043-2023 (Community Services - Facilities, Fleet & Energy Management) recommending that Project No. 21-078, for the Fort William Gardens Condenser Upgrade, be awarded to EKT 90 Inc., up to the amount of \$ 749,921.00 (inclusive of all taxes and a contingency allowance).

The 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 Brian Hamilton

WITH RESPECT to Report 043-2023-Community Services-Facilities, Fleet & Energy Management, we recommend that Project No. 21-078, for the Fort William Gardens Condenser Upgrade, be awarded to EKT 90 Inc., up to the amount of \$ 749,921.00 (inclusive of all taxes and a contingency allowance);

AND THAT the Manager – Supply Management be authorized to issue any purchase orders related to this project;

AND THAT the Director, Facilities, Fleet and Energy Management report any circumstances to City Council should significant variations in contract values occur as the work proceeds;

AND THAT the Mayor and Clerk be authorized to sign all documentation related to these matters;

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

CARRIED

**9.5 Canada Games Complex – Mechanical and Accessibility Improvements – Tender Award**

Councillor Kasey Etrene declared a conflict and refrained from discussing or voting on the following resolution.

Report 72-2023 (Community Services - Facilities, Fleet & Energy Management) recommending that Project No. 22-0023-011, for the Canada Games Complex – Mechanical and Accessibility Improvement be awarded to Aurora Construction (Thunder Bay) Limited, up to the amount of \$ 3,019,730.00 (inclusive of all taxes and a contingency allowance).

Correspondence received on Friday, March 3, 2023 from Dr. Paul Berger requesting to appear before Committee to provide a deputation relative to the above noted.

Dr. Paul Berger appeared before Committee and responded to questions.

The 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 Rajni Agarwal

SECONDED BY: Councillor Albert Aiello

WITH RESPECT to Report 72-2023-Community Services–Facilities, Fleet and Energy Management, we recommend that Project No. 22-0023-011, for the Canada Games Complex – Mechanical and Accessibility Improvement be awarded to Aurora Construction (Thunder Bay) Limited, up to the amount of \$ 3,019,730.00 (inclusive of all taxes and a contingency allowance);

AND THAT the Manager – Supply Management be authorized to issue any purchase orders related to this project;

AND THAT the Director, Facilities, Fleet and Energy Management report any circumstances to City Council should significant variations in contract values occur as the work proceeds;

AND THAT the Mayor and Clerk be authorized to sign all documentation related to these matters;

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

CARRIED

## **10. Petitions and Communications**

### **10.1 Infrastructure Funding Priority List - Request for Update**

Councillor Trevor Giertuga left the Chair. Vice-Chair Councillor Albert Aiello assumed the Chair.

Memorandum from Councillor Trevor Giertuga dated February 1, 2023 containing a motion recommending that Administration provide an updated Infrastructure Funding Priority List for Council's information that includes the City's top 25 infrastructure priorities, estimated costs, potential funding sources and anticipated timeline for completion and that Administration report back on or before May 15, 2023.

MOVED BY: Councillor Trevor Giertuga

SECONDED BY: Councillor Rajni Agarwal

WITH RESPECT to the Memorandum from Councillor Trevor Giertuga dated February 1, 2023, we recommend that Administration provide an

updated Infrastructure Funding Priority List for Council's information that includes the City's top 25 infrastructure priorities, estimated costs, potential funding sources and anticipated timeline for completion;

AND THAT Administration report back on or before May 15, 2023;

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

CARRIED

## **10.2 Soccer Northwest Ontario (SNO) – Turf Facility Concept – Review Update**

Councillor Trevor Giertuga re-assumed the Chair.

Memorandum from Director - Facilities, Fleet & Energy Management Gerry Broere, dated February 21, 2023 providing Council with an update of work completed to date and preliminary findings of Administration's review of an indoor turf facility concept presented by Soccer Northwest Ontario (SNO) presented December 12, 2022.

Letter received from Jon Powers on March 1, 2023 requesting to appear before Committee relative to the above noted was distributed separately on Friday, March 3, 2023.

Letter received from Suzanne DeRusha on March 4, 2023 requesting to appear before Committee relative to the above noted was distributed separately on Friday, March 3, 2023.

Written deputation from Ray Smith, received Thursday, March 2, 2023 relative to the above noted, for information.

Jon Powers appeared before Committee.

Suzanne DeRusha appeared before Committee and responded to questions.

MOVED BY: Councillor Kristen Oliver  
SECONDED BY: Councillor Kasey Etrene

WITH RESPECT to the Memorandum from Director - Facilities, Fleet & Energy Management Gerry Broere, dated February 21, 2023 relative to the Soccer Northwest Ontario Indoor Turf Option, we recommend that Administration continue to proceed with the review of a location adjacent to the Canada Games Complex as set out in the memorandum;

AND THAT the final cost estimate include the initiatives required to have the turf facility concept meet the requirements of the City of Thunder Bay Facility Design Standards Policy;

AND THAT the final cost estimate include the cost of reconstructing the displaced Canada Games Complex ball diamond.

Councillor Trevor Giertuga left the Chair. Councillor Albert Aiello assumed the Chair for the remainder of the meeting.

**Amendment 1: Soccer Northwest Ontario (SNO) – Turf Facility Concept – Review Update**

MOVED BY: Councillor Rajni Agarwal  
SECONDED BY: Councillor Brian Hamilton

AND THAT Administration complete a Phase 2 Environmental Analysis and Geotechnical investigation on or before June 26, 2023.

The above noted amendment was ruled out of order by the Chair as per By-law 51/2021 - A By-law to govern the proceedings of meetings of City Council and its Committees.

**Amendment 2: Soccer Northwest Ontario (SNO) – Turf Facility Concept – Review Update**

MOVED BY: Councillor Mark Bentz  
SECONDED BY: Councillor Trevor Giertuga

We recommend that the second paragraph of the resolution be replaced with the following:

AND THAT the final cost estimates include 2 options:

1. turf facility concept not be required to meet the requirements of the City of Thunder Bay Facility Design Standards Policy and the City's Net Zero Strategy notwithstanding that the direction is in contravention of council's policy;
2. turf facility concept be required to meet the requirements of the City of Thunder Bay Facility Design Standards Policy;

CARRIED

**Amended: Soccer Northwest Ontario (SNO) – Turf Facility Concept – Review Update**

MOVED BY: Councillor Kristen Oliver

SECONDED BY: Councillor Kasey Etreni

WITH RESPECT to the Memorandum from Director - Facilities, Fleet & Energy Management Gerry Broere, dated February 21, 2023 relative to the Soccer Northwest Ontario Indoor Turf Option, we recommend that Administration continue to proceed with the review of a location adjacent to the Canada Games Complex as set out in the memorandum;

AND THAT the final cost estimates include 2 options:

1. turf facility concept not be required to meet the requirements of the City of Thunder Bay Facility Design Standards Policy and the City's Net Zero Strategy notwithstanding that the direction is in contravention of council's policy;
2. turf facility concept be required to meet the requirements of the City of Thunder Bay Facility Design Standards Policy;

AND THAT the final cost estimate include the cost of reconstructing the displaced Canada Games Complex ball diamond.

CARRIED

**10.3 By-law 64-2023 - A By-law to Repeal By-law 25 2017 Authorizing Memorandum**

Memorandum from City Clerk Krista Power, dated February 24, 2023 containing a motion recommending that By-law 25/2017, Appointment of City Treasurer be repealed.

The 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 Kristen Oliver  
SECONDED BY: Councillor Brian Hamilton

WITH RESPECT to the Memorandum from Krista Power, City Clerk, dated February 24, 2023, we recommend that By-law 25/2017 be repealed;

AND THAT By-law 64-2023 be presented to City Council for consideration.

CARRIED

**10.4 Establishment of Closed Session - Thursday, March 9, 2023**

The following resolution will be presented to Committee of the Whole in order to establish a Committee of the Whole – Closed Session meeting on Thursday, March 9, 2023 at 5:00 p.m.

MOVED BY: Councillor Michael Zussino  
SECONDED BY: Councillor Trevor Giertuga

THAT a Committee of the Whole – Closed Session meeting be scheduled for Thursday, March 9, 2023 at 5:00 p.m. in order to receive information pursuant to the Municipal Act (Section 239 (2)) relative to:

(3.1) the purpose of educating or training the members relative to City Council orientation.

AND THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, March 20, 2023 at 5:00 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;

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

## **11. Outstanding Items**

### **11.1 Outstanding List for Operations as of Tuesday, February 21, 2023**

Memorandum from City Clerk Krista Power, dated February 21, 2023 providing the Operations Outstanding Items List, for information.

## **13. Adjournment**

The meeting adjourned at 10:00 p.m.