



Committee of the Whole Meeting Minutes

**Monday, June 26, 2023, 4:30 p.m.
McNaughton Room**

Present: Mayor Ken Boshcoff
Councillor Rajni Agarwal
Councillor Albert Aiello
Councillor Mark Bentz
Councillor Shelby Ch'ng
Councillor Kasey Etreni
Councillor Trevor Giertuga
Councillor Brian Hamilton
Councillor Greg Johnsen
Councillor Kristen Oliver
Councillor Dominic Pasqualino
Councillor Michael Zussino

Officials: Krista Power, City Clerk
Dana Earle, Deputy City Clerk
Norm Gale, City Manager
Patty Robinet, City Solicitor
Kerri Marshall, General Manager - Infrastructure & Operations

1. Committee of the Whole - Closed Session

Vice-Chair: Councillor Brian Hamilton

2. Disclosures of Interest

3. Reports of Municipal Officers

3.1 Flood Class Action Lawsuit

General Manager - Infrastructure & Operations Kerri Marshall, Director - Environment Division Michelle Warywoda and Chris Blom, Miller Thomson LLP entered the meeting room.

City Solicitor Patty Robinet provided an overview relative to the above noted.

Chris Blom provided a PowerPoint presentation relative to the above noted and responded to questions.

Patty Robinet responded to questions.

Michelle Warywoda responded to questions.

Michelle Warywoda and Chris Blom left the meeting room.

3.2 Labour Relations Impacts associated with Report 196-2023 Report Back - 2024 Budget Amendments

Director - Human Resources & Corporate Safety Karie Ortgiese, Acting General Manager - Development & Emergency Services Joel DePeuter, Director - Strategic Initiatives & Engagement Tracie Smith and General Manager - Community Services Kelly Robertson and Acting General Manager – Corporate Services & Long Term Care Emma Westover entered the meeting room.

Karie Ortgiese provided a PowerPoint presentation and responded to questions.

Kelly Robertson responded to questions.

City Manager Norm Gale responded to questions.

City Solicitor Patty Robinet responded to questions.

Acting General Manager - Corporate Services & Long-Term Care Emma Westover responded to questions.

3.3 City Manager Organizational Review

Report 2023CLS.023 (City Manager's Office) relative to the above noted was distributed to Members of Council, EMT and City Solicitor only.

Director - Human Resources & Corporate Safety Karie Ortgiese provided a PowerPoint presentation and responded to questions.

City Manager Norm Gale responded to questions.

General Manager - Community Services Kelly Robertson responded to questions.

It was consensus of Committee that Administration proceed as directed in Closed Session.

The Deputy 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.

4. Open Session (Administrative Services)

Chair: Councillor Mark Bentz

Present:

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

Officials:

- Krista Power, City Clerk
- Dana Earle, Deputy City Clerk
- Norm Gale, City Manager
- Patty Robinet, City Solicitor

Joel DePeuter, Acting General Manager - Development & Emergency Services
Kerri Marshall, General Manager - Infrastructure & Operations
Kelly Robertson, General Manager - Community Services
Emma Westover, Acting General Manager – Corporate Services & Long Term Care
Karie Ortgiese, Director - Human Resources & Corporate Safety
Tracie Smith, Director - Corporate Strategic Services
Kayla Dixon, Director – Engineering & Operations
Ian Spoljarich, Manager – Roads
Gordon Stover, Committee & Meeting Management Coordinator

5. Disclosures of Interest

6. Confirmation of Agenda

MOVED BY: Councillor Kasey Etreni
SECONDED BY: Councillor Michael Zussino

WITH RESPECT to the June 26, 2023 Committee of the Whole meeting, we recommend that the agenda as printed, including any additional information and new business, be confirmed.

CARRIED

6.1 Withdrawal of Committee of the Whole Agenda Items

Memorandum from City Clerk Krista Power dated June 26, 2023 relative to the above noted, for information was distributed separately on Monday, June 26, 2023.

7. Deputations

7.1 Thunder Bay Port Authority

This item was withdrawn from the agenda and will be re-scheduled to a future meeting date.

7.2 Thunder Bay Public Library - Master Facilities Plan

Correspondence from Dr. Richard Togman, dated May 16, 2023 and June 15 2023, respectively, requesting to provide deputations relative to Thunder Bay Public

Library's master facilities plan and a review of options for Council's consideration.

Copy of Thunder Bay Public Library Master Facilities Plan, for information.

CEO - Thunder Bay Public Library Dr. Richard Togman and Director of Resources - Thunder Bay Public Library Cherri Braye appeared before Committee, provided a PowerPoint presentation and responded to questions.

Kim Couch - Communities Together for Children (earlyON), Albert Brule - United Way and Colleen Peters - John Howard Society provided a deputation relative to the above noted and responded to questions.

Stacey Ball - Intercity Shopping Centre responded to questions.

Referral - Thunder Bay Public Library Master Facilities Plan

MOVED BY: Councillor Michael Zussino

SECONDED BY: Councillor Kasey Etreni

WITH RESPECT to the deputation from the Thunder Bay Public Library on June 26, 2023, we endorse in principle the central library concept as outlined in the Library's Facilities Plan and refer scenario 2 and 3 to Administration for review and provide capital and operating financial implications relating to the scenarios;

AND THAT Administration work in consort, as necessary, with Library Administration;

AND THAT Administration report back back on or before June 24, 2024;

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

Amendment - Referral - Thunder Bay Public Library Master Facilities Plan

MOVED BY: Councillor Brian Hamilton

SECONDED BY: Councillor Shelby Ch'ng

WITH RESPECT to the Referral resolution on the Thunder Bay Public Library Master Facilities Plan, we recommend that scenario 3 be deleted.

LOST

Referral - Thunder Bay Public Library Master Facilities Plan

MOVED BY: Councillor Michael Zussino

SECONDED BY: Councillor Kasey Etrene

WITH RESPECT to the deputation from the Thunder Bay Public Library on June 26, 2023, we endorse in principle the central library concept as outlined in the Library's Facilities Plan and refer scenario 2 and 3 to Administration for review and provide capital and operating financial implications relating to the scenarios;

AND THAT Administration work in consort, as necessary, with Library Administration;

AND THAT Administration report back back on or before June 24, 2024;

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

CARRIED

8. Items Arising from Closed Session

8.1 Human Resources Matter – City Manager Organizational Review

Report 2023CLS.023 (City Manager's Office) relative to the above noted was previously presented in 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 Dominic Pasqualino

SECONDED BY: Mayor Ken Boshcoff

WITH RESPECT to Report 2023CLS.023 (City Manager's Office) we recommend that Administration proceed as directed in Closed Session.

CARRIED

9. Reports of Committees, Boards and Outside Agencies

9.1 Accessibility Advisory Committee Minutes

Minutes of Meetings 03-2023 and 04-2023 held on March 8, 2023 and April 12, 2023, respectively, for information.

9.2 Clean, Green & Beautiful Committee Minutes

The Minutes of Meeting 02-2023 of Clean, Green & Beautiful Committee held on March 15, 2023, for information.

9.3 Coordinating Committee Minutes

The Minutes of Meeting 01-2023 of the Coordinating Committee held on March 21, 2023, for information.

9.4 Heritage Advisory Committee Minutes

The Minutes of Meeting 03-2023 of the Heritage Advisory Committee held on April 27, 2023, for information.

9.5 Sister Cities Advisory Committee Minutes

Minutes of Meeting 04-2023 of the Sister Cities Advisory Committee held on May 3, 2023, for information.

9.6 Thunder Bay Police Services Board Minutes

The Minutes of Meeting 08-2023 of the Thunder Bay Police Services Board held on April 18, 2023, for information.

10. Reports of Municipal Officers

10.1 Council 2024 Budget Review Calendar and Strategic Budget Development

At the April 24, 2023 Committee of the Whole meeting, a resolution was passed recommending that Administration report back on or before June 26, 2023 with a revised Council budget review process.

Report 197-2023 (Corporate Services & Long-Term Care - Financial Services) recommending that the Council 2024 Budget Review Calendar, as appended to this report as Attachment A, be approved.

MOVED BY: Councillor Greg Johnsen

SECONDED BY: Councillor Kasey Etreni

WITH RESPECT to Report 197-2023-Corporate Services & Long-Term Care-Financial Services, we recommend that the Council 2024 Budget Review Calendar, as appended to this report as Attachment A, be approved;

AND THAT the Committee of the Whole/City Council 2024 Calendar of Meetings, as appended to this report as Attachment B, be approved;

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

CARRIED

10.2 Report Back – 2024 Budget Amendments

At the January 31, 2023 Committee of the Whole - Council Budget Review meeting, a resolution was passed directing Administration to report back on 2023 Budget Service Level Reductions on or before June 30, 2023.

Report 196-2023 (Corporate Services & Long-Term Care - Financial Services) was distributed separately on Thursday, June 22, 2023.

MOVED BY: Councillor Brian Hamilton
SECONDED BY: Councillor Michael Zussino

WITH RESPECT to Report 196-2023-Corporate Services & Long-Term Care-Financial Services, we recommend that Schedule A 2024 Budget Amendments, with a net impact of \$1,475,000 be approved;

AND THAT any difference between the 2024 Budget Amendments and \$1,500,000 be factored into 2024 Budget Direction rather than a separate report back by December 18, 2023.

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

Deferral - Report Back - 2024 Budget Amendments

Memorandum from Councillor Greg Johnsen dated June 26, 2023 containing a deferral motion relative to the above noted was distributed separately on Monday, June 26, 2023.

MOVED BY: Councillor Greg Johnsen
SECONDED BY: Councillor Kasey Etreni

WITH RESPECT to the Memorandum from Councillor Greg Johnsen dated June 26, 2023, we recommend that Report 196-2023 (Corporate Services & Long-Term Care - Financial Services) be deferred to July 17, 2023;

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

CARRIED

A revote was requested on the following resolution:

MOVED BY: Councillor Greg Johnsen

SECONDED BY: Councillor Kasey Etrene

WITH RESPECT to the Memorandum from Councillor Greg Johnsen dated June 26, 2023, we recommend that Report 196-2023 (Corporate Services & Long-Term Care - Financial Services) be deferred to July 17, 2023;

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

LOST

Report Back - 2024 Budget Amendments

MOVED BY: Councillor Brian Hamilton

SECONDED BY: Councillor Michael Zussino

WITH RESPECT to Report 196-2023-Corporate Services & Long-Term Care-Financial Services, we recommend that Schedule A 2024 Budget Amendments, with a net impact of \$1,475,000 be approved;

AND THAT any difference between the 2024 Budget Amendments and \$1,500,000 be factored into 2024 Budget Direction rather than a separate report back by December 18, 2023.

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

Referral - Report Back - 2024 Budget Amendments

MOVED BY: Councillor Trevor Giertuga

SECONDED BY: Councillor Kasey Etrene

WITH RESPECT to Report 196-2023 (Corporate Services & Long Term Care - Financial Services) we recommend that Items 2 (Sister Cities Program), 7 (Transit Routes), 20 (Neebing Arena) and 24 (Outdoor Rinks) from Schedule A be referred back to Administration for stakeholder consultation;

AND THAT Administration report back on or before August 28, 2023.

Amendment 1 - Referral - Report Back - 2024 Budget Amendments

MOVED BY: Councillor Rajni Agarwal

SECONDED BY: Councillor Shelby Ch'ng

WITH RESPECT to the referral resolution relative to Report 196-2023 (Corporate Services & Long Term Care - Financial Services) Report Back - 2024 Budget Amendments, we recommend that Items 23 (Parkettes) and 25-28 (Roadside Mowing, Non-emergency driveway culvert replacements, Downtown core litter/debris pick up and Large waste/debris litter pick up program) be added to Paragraph 1.

LOST

Amendment 2 - Referral - Report Back - 2024 Budget Amendments

MOVED BY: Councillor Greg Johnsen

SECONDED BY: Councillor Kasey Etreni

WITH RESPECT to the referral resolution relative to Report 196-2023 (Corporate Services & Long Term Care - Financial Services) Report Back - 2024 Budget Amendments, we recommend that Item 19 (Heritage Program) be added to Paragraph 1.

CARRIED

Amended Referral - Report Back - 2024 Budget Amendments

Councillor Michael Zussino assumed the chair.

WITH RESPECT to Report 196-2023 (Corporate Services & Long Term Care - Financial Services) we recommend that Items 2 (Sister Cities Program), 7 (Transit Routes), 20 (Neebing Arena), 24 (Outdoor Rinks) and 19 (Heritage Program) from Schedule A at a cost of \$902,100 be referred back to Administration for stakeholder consultation;

AND THAT Administration report back on or before August 28, 2023.

CARRIED

Report Back - 2024 Budget Amendments

MOVED BY: Councillor Brian Hamilton

SECONDED BY: Councillor Kasey Etreni

WITH RESPECT to Report 196-2023-Corporate Services & Long-Term Care-Financial Services, we recommend that Schedule A 2024 Budget Amendments, with a net impact of \$572,900 be approved;

AND THAT any difference between the 2024 Budget Amendments and \$1,500,000 be factored into 2024 Budget Direction rather than a separate report back by December 18, 2023;

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

Amendment - Report Back - 2024 Budget Amendments

MOVED BY: Councillor Albert Aiello

SECONDED BY: Councillor Greg Johnsen

WITH RESPECT to Report 196-2023 (Corporate Services & Long Term Care - Financial Services) Report Back - 2024 Budget Amendments, we recommend that the following paragraph be added:

"AND THAT Item 26 - Non-Emergency Driveway Culvert Replacements on Schedule A be excluded from the list at a cost of \$60,000."

CARRIED

Amended - Report Back - 2024 Budget Amendments

MOVED BY: Councillor Brian Hamilton

SECONDED BY: Councillor Kasey Etreni

WITH RESPECT to Report 196-2023-Corporate Services & Long-Term Care-Financial Services, we recommend that Schedule A 2024 Budget Amendments, with a net impact of \$512,900 be approved;

AND THAT any difference between the 2024 Budget Amendments and \$1,500,000 be factored into 2024 Budget Direction rather than a separate report back by December 18, 2023;

AND THAT Item 26 (Non-emergency driveway culvert replacements) on Schedule A be excluded from the list at a cost of \$60,000;

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

CARRIED

10.3 Employee Benefits

This item was withdrawn from the agenda and will be re-scheduled to a future meeting date.

10.4 Contract 9, 2023 – Multi-Use Trails & Parks

Report 198-2023 (Infrastructure & Operations - Engineering & Operations) recommending that Contract 9, 2023 – Multi-Use Trails & Parks be awarded to P.N.I. Contracting Ltd. who submitted the lowest tender in the amount of \$997,893.40 [inclusive of HST].

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 Brian Hamilton

SECONDED BY: Councillor Greg Johnsen

WITH RESPECT to Report 198-2023 - Infrastructure & Operations - Engineering & Operations, we recommend that Contract 9, 2023 – Multi-Use Trails & Parks be awarded to P.N.I. Contracting Ltd. who submitted the lowest tender in the amount of \$997,893.40 [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 significant variation in the contract quantities occur;

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

10.5 Design, Supply and Install New Playground at Vickers Park- Request for Proposals Award

Report 217-2023 (Infrastructure & Operations - Engineering & Operations) recommending that RFP 2023-38, for the Design, Supply and Install New Playground at Vickers Park be awarded to M3 Contracting Ltd. (Playgrounds-R-Us) up to the amount of \$1,079,536.31 (inclusive of all taxes).

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 Kristen Oliver

SECONDED BY: Councillor Kasey Etreni

WITH RESPECT to Report 217-2023 (Infrastructure & Operations – Parks & Open Spaces Section), we recommend that RFP 2023-38, for the Design, Supply and Install New Playground at Vickers Park be awarded to M3 Contracting Ltd. (Playgrounds-R-Us) up to the amount of \$1,079,536.31 (inclusive of all taxes);

AND THAT the General Manager –Infrastructure & Operations report any circumstances to City Council should significant variations in contract values occur;

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

11. First Reports

11.1 Reserve and Reserve Fund Policy and Consolidated Reserve Fund By-Law

This item was withdrawn from the agenda and will be re-scheduled to a future meeting date.

12. Petitions and Communications

12.1 Outstanding Item 2022-004 Enterprise Risk Management Report

At the December 19, 2022 Committee of the Whole meeting, Report 220/2022 - Enterprise Risk Management, was presented and referred back to Administration for further review.

Memorandum from City Manager Norm Gale dated May 26, 2023 containing a recommendation to remove the Outstanding Item relative to the above noted.

MOVED BY: Councillor Kasey Etreni

SECONDED BY: Councillor Kristen Oliver

WITH RESPECT to the Memorandum from Norm Gale, City Manager, dated May 26, 2023, we recommend that Outstanding Item 2022-004-ADM - Enterprise Risk

Management (City Manager's Office - Strategic Initiatives & Engagement) be removed from the Outstanding List for Administration.

CARRIED

12.2 Amendment of Authority to Execute Ontario Health Agreements and Declarations for Long Term Care

Memorandum from Manager - Central Support Andrea Morrison dated June 26, 2023 containing a recommendation relative to the above noted.

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 Kasey Etreni

SECONDED BY: Councillor Albert Aiello

WITH RESPECT to the Memorandum from Andrea Morrison, Manager Central Support Services, dated June 26, 2023, we recommend that the General Manager, Community Services be authorized to execute the Ontario Health agreements, compliance declarations and other required documents as required by the terms of applicable LSAAs and MSAAs;

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

CARRIED

13. Outstanding Items

13.1 Outstanding List for Administrative Services as of June 13, 2023

Memorandum from City Clerk Krista Power dated June 13, 2023 containing the Administrative Services outstanding list as of June 13, 2023.

14. New Business

14.1 Appointment of Acting City Treasurer

Memorandum from General Manager - Development & Emergency Services Karen Lewis dated June 26, 2023 containing a recommendation relative to the above noted was distributed separately on Monday, June 26, 2023.

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 Brian Hamilton

SECONDED BY: Councillor Kristen Oliver

WITH RESPECT to the Memorandum from Karen Lewis, General Manager Development & Emergency Services, dated June 26, 2023, we recommend that Andrea Morrison be appointed Acting City Treasurer the Corporation of the City of Thunder Bay to meet all statutory obligations under the Municipal Act during the ongoing recruitment process for a permanent City Treasurer;

AND THAT By-Law 229-2023 being a By-Law to appoint an Acting City Treasurer for the Corporation of the City of Thunder Bay be presented to City Council for ratification at the City Council meeting following Committee of the Whole on June 26, 2023.

CARRIED

14.2 Establishment of Committee of the Whole - Closed Session - July 17, 2023

MOVED BY: Councillor Kasey Etreni

SECONDED BY: Councillor Greg Johnsen

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, July 17, 2023 at 5:00 p.m. in order to receive information pursuant to the Municipal Act (Section 239 (2)) relative to:

(d) labour relations or employee negotiations;

(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;

k) a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by on be half of the municipality or local board.

CARRIED

15. Adjournment

The meeting adjourned at 10:44 p.m.