



Committee of the Whole Meeting Minutes

Monday, September 18, 2023

Committee of the Whole – Closed Session in the McNaughton Room at 4:31 p.m.

Present:

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

Officials:

- Krista Power, City Clerk
- Norm Gale, City Manager
- Patty Robinet, City Solicitor
- Cynthia Cline, Deputy City Solicitor

1. Committee of the Whole - Closed Session

Chair: Councillor Andrew Foulds

1.1 Disclosures of Interest

1.2 Reports of Municipal Officers

1.2.1 Committee Appointments - Council Composition

Tina Larocque, Coordinator - Boards, Committees & Special Projects entered the meeting room.

Confidential Memorandum from Krista Power, City Clerk dated September 11, 2023 relative to the above noted was distributed to Members of Council, City Manager and City Solicitor only.

Krista Power, City Clerk responded to questions.

It was the consensus of Committee to 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.

Tina Larocque left the meeting room.

1.2.2 Availability of Lands for Potential Surplus & Sale

Joel DePeuter, Director - Development Services, Cory Halvorsen, Manager - Parks & Open Spaces, Werner Schwar, Supervisor - Parks & Open Space Planning, Jonathan Paske, Supervisor - Parking Authority, Deanna Walker, Manager - Realty Services, Keri Greaves, City Treasurer, Kerri Marshall, General Manager - Infrastructure, Development & Operations and Karen Lewis, General Manager - Corporate Services entered the meeting room.

Report 2023CLS.030 (Infrastructure, Development & Operations – Development Services) relative to the above noted was distributed to Members of Council, City Manager, City Solicitor and General Manager – Infrastructure, Development & Operations only.

Joel DePeuter and Deanna Walker provided an overview and responded to questions.

Werner Schwar responded to questions.

Norm Gale responded to questions.

During discussion of the above noted item, Councillor Andrew Foulds left the Chair. Councillor Hamilton assumed the Chair.

Councillor Andrew Foulds re-assumed the Chair.

Cory Halvorsen responded to questions.

It was the consensus of Committee to 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.

Joel DePeuter, Cory Halvorsen, Werner Schwar, Jonathan Paske, Deanna Walker, Keri Greaves, Kerri Marshall and Karen Lewis left the meeting room.

1.2.3 Capital Funding Awarded

Kelly Robertson, General Manager - Community Services entered the meeting room.

Report 2023CLS.031 (Community Services – Central Support Services) relative to the above noted was distributed to Members of Council, City Manager, City Solicitor and General Manager – Community Services only.

It was the consensus of Committee to 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.

1.2.4 Legal Update – Tennis Centre Project

Joel DePeuter, Director - Development Services, Werner Schwar, Supervisor - Parks & Open Space Planning, Deanna Walker, Manager - Realty Services, Keri Greaves, City Treasurer and Kerri Marshall, General Manager - Infrastructure, Development & Operations entered the meeting room.

Cynthia Cline provided an overview and responded to questions.

Norm Gale, City Manager responded to questions.

Werner Schwar responded to questions.

Kelly Robertson, General Manager - Community Services responded to questions.

A brief recess was held from 6:18 p.m. to 6:24 p.m.

Joel DePeuter responded to questions.

Patty Robinet responded to questions.

Deanna Walker responded to questions.

Committee of the Whole – Open Session in the S.H. Blake Memorial Auditorium at 6:55 p.m.

Present:

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

Officials:

- Krista Power, City Clerk
- Norm Gale, City Manager
- Keri Greaves, City Treasurer
- Patty Robinet, City Solicitor
- Karen Lewis, General Manager – Corporate Services
- Kerri Marshall, General Manager – Infrastructure, Development & Operations
- Kelly Robertson, General Manager - Community Services
- Karie Ortgiese, Director - Human Resources & Corporate Safety
- Doug Vincent, Manager – Licensing & Enforcement
- Joel DePeuter, Director – Development Services
- Gordon Stover, Committee & Meeting Management System Coordinator

2. Open Session - Planning Services

Chair: Councillor Andrew Foulds

3. Disclosures of Interest

4. Confirmation of Agenda

MOVED BY: Councillor Dominic Pasqualino

SECONDED BY: Councillor Albert Aiello

WITH RESPECT to the September 18, 2023 Committee of the Whole meeting, we recommend that the agenda as printed, including any additional information and new business, be confirmed.

CARRIED

5. Items Arising from Closed Session

5.1 Committee Appointments - Council Composition

Confidential Memorandum from Krista Power, City Clerk dated September 11, 2023 relative to the above noted was previously presented in Closed Session held earlier in the evening.

MOVED BY: Councillor Kasey Etreni

SECONDED BY: Councillor Dominic Pasqualino

WITH RESPECT to the confidential memorandum from City Clerk, Krista Power dated September 11, 2023, we recommend that the following individuals be appointed for a term expiring November 14, 2026, or as soon as a replacement has been appointed:

- RILEY BURTON,
- CARLOS SANTANDER-MATURANA
- CODY FRASER
- HEATHER MCLEOD
- WAYNE BAHLIEDA
- REBECCA JOHNSON

CARRIED

5.2 Availability of Lands for Potential Surplus & Sale

Report 2023CLS.030 (Infrastructure, Development & Operations – Development Services) relative to the above noted was previously presented in Closed Session held earlier in the evening.

MOVED BY: Councillor Michael Zussino

SECONDED BY: Councillor Rajni Agarwal

WITH RESPECT to Report 2023CLS.030 (Infrastructure, Development & Operations - Development Services) we recommend Administration proceed as directed in Closed Session;

AND THAT O/S Item 2023-002-DEV be removed from the outstanding list;

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

CARRIED

5.3 Capital Funding Award

Report 2023CLS.031 (Community Services – Central Support Services) relative to the above noted was previously presented in Closed Session held earlier in the evening.

MOVED BY: Councillor Kasey Etrene

SECONDED BY: Councillor Albert Aiello

WITH RESPECT to Report 2023CLS.031 (Community Services - Central Support Services), we recommend that Administration proceed as directed in Closed Session.

CARRIED

6. Reports of Municipal Officers

6.1 Amendment to Animal Control By-law 22-1995

At the September 20, 2021 Committee of the Whole meeting, a resolution was passed recommending that Council approve the work plan and priorities for the review of enforcement bylaws as outlined in Report R 120/2021 (Development & Emergency Services - Licensing & Enforcement).

Report 287-2023 (Corporate Services - Licensing & Enforcement) recommending that Council approve the report and the draft amendment to By-law 22-1995, being a by-law respecting the owners of animals by adding Nuisance Animal under Definitions and adding a new section with respect to Nuisance Animal Behaviour.

Updated Draft By-law 289-2023 (formatting changes only, no material changes) relative to the above noted was distributed separately on Friday, September 15, 2023.

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

WITH RESPECT to Report 287-2023-Corporate Services-Licensing & Enforcement, we recommend that the draft amendment to By-law 22-1995 being a by-law respecting the owners of animals, as appended to this report as Draft By-law 289-2023, be approved for presentation to City Council on September 25, 2023;

AND THAT that Outstanding Item 2021-116-DEV Animal By-law Amendment be removed from the Planning Outstanding List.

6.1.1 Amendment to Amendment - Animal Control By-law 22-1995

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

WITH RESPECT to Report 287-2023 (Corporate Services-Licensing & Enforcement), we recommend that the attached draft by-law 289-2023 be amended to include the following:

"By virtue of only that activity alone, where the owner immediately collects any such defecated material from said lands and disposes of it properly in accordance with existing laws."

LOST

6.1.2 Amendment to Animal Control By-law 22-1995

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

WITH RESPECT to Report 287-2023-Corporate Services-Licensing & Enforcement, we recommend that the draft amendment to By-law 22-1995 being a by-law respecting the owners of animals, as appended to this report as Draft By-law 289-2023, be approved for presentation to City Council on September 25, 2023;

AND THAT that Outstanding Item 2021-116-DEV Animal By-law Amendment be removed from the Planning Outstanding List.

CARRIED

6.2 Update to Municipal Act, 2001 – Strong Mayor Powers

Report 285-2023 (City Manager's Office - Office of the City Clerk) providing an overview of the amendments made to the *Municipal Act, 2001* (Part VI.1) ("strong mayor powers") that grant new powers and duties to some designated mayors, in addition to their role as head of council and chief executive officer, for information only.

Memorandum from Mayor Ken Boshcoff dated September 1, 2023 containing a motion requesting City Council's support relative to the above noted.

MOVED BY: Mayor Ken Boshcoff
SECONDED BY: Councillor Trevor Giertuga

WITH RESPECT to the memorandum from Mayor Ken Boshcoff relative to Strong Mayor Powers dated September 1, 2023, we recommend in support of the Mayor's letter to Minister of Municipal Affairs and Housing Paul Calandra confirming the City of Thunder Bay's housing target.

LOST

7. Petitions and Communications

7.1 Consultation Results on Proposed Sign By-law Amendments from Corporate Report 173-2023

At the June 5, 2023 City Council meeting, By-law 186-2023 was referred back to Administration for further consultation with stakeholders re: mobile signs.

Memorandum from Doug Vincent, Manager - Licensing & Enforcement, dated September 5, 2023 providing an overview of the consultation results and containing a recommendation to present the Sign By-law at the September 25, 2023 City Council meeting.

Updated Draft By-law 288-2023 (formatting changes only, no material changes) relative to the above noted was distributed separately on Friday, September 15, 2023.

During discussion of the above noted item, Councillor Andrew Foulds left the Chair. Councillor Hamilton assumed the Chair.

Councillor Andrew Foulds re-assumed the Chair.

MOVED BY: Councillor Greg Johnsen
SECONDED BY: Councillor Dominic Pasqualino

WITH RESPECT to the Memorandum from Doug Vincent, Manager – Licensing & Enforcement, dated September 05, 2023, we recommend Outstanding Item 2023-008DEV be removed from the Outstanding List;

AND THAT that draft By-law 288-2023 as attached, be presented to City Council for ratification at the September 25, 2023.

7.1.1 Amendment - Consultation Results on Proposed Sign By-law Amendments from Corporate Report 173-2023

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

WITH RESPECT to the memorandum from Doug Vincent, Manager – Licensing & Enforcement, we recommend that the first paragraph of the resolution be amended by changing “be removed from the Outstanding List;” to “remains on the Outstanding List;”

AND THAT the second paragraph be deleted and replaced with the following:

“AND THAT Administration report back on or before December 11, 2023 following consultation at a meeting with mobile sign companies.”

CARRIED

7.1.2 Amended - Consultation Results on Proposed Sign By-law Amendments from Corporate Report 173-2023

MOVED BY: Councillor Greg Johnsen

SECONDED BY: Councillor Dominic Pasqualino

WITH RESPECT to the Memorandum from Doug Vincent, Manager, Licensing & Enforcement, dated September 05, 2023, we recommend Outstanding Item 2023-008DEV remains on the Outstanding List;

AND THAT Administration report back on or before December 11, 2023 following consultation at a meeting with mobile sign companies.

CARRIED

7.2 Outstanding Item - Request for Deferral - Downtown Fort William Strategic Renewal Plan - Implementation Plan

At the April 17, 2023 Committee of the Whole meeting, Report 124-2023 (Development & Emergency Services - Realty Services) was presented and a resolution was passed directing Administration to report back by September 18, 2023, with recommendations and options regarding potential operating models, resourcing and implementation plans relative to the Downtown Fort William Strategic Renewal Plan.

Memorandum from Peder Olsen, Property Agent dated August 30, 2023 containing a motion recommending a revised report back date for Item 2023-004-DEV-Downtown Fort William Strategic Renewal Plan from September 18, 2023 to February 12, 2024.

MOVED BY: Councillor Kasey Etreni

SECONDED BY: Councillor Rajni Agarwal

WITH RESPECT to the Memorandum from Peder Olsen, Property Agent, Infrastructure, Development & Operations – Realty Services, dated August 30, 2023, we recommend that the Outstanding Item 2023-004-Dev-Downtown Fort William Strategic Renewal Plan – Implementation Plan be deferred from September 18, 2023 to February 12, 2024;

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

CARRIED

8. Outstanding Items

Memorandum from City Clerk Krista Power, dated September 5, 2023 providing the Planning Services Session Outstanding Items List, for information.

9. New Business

9.1 Establishment of Closed Session - September 25, 2023

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

MOVED BY: Councillor Trevor Giertuga

SECONDED BY: Councillor Brian Hamilton

THAT a Committee of the Whole – Closed Session meeting be scheduled for Monday, September 25, 2023 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; and

(d) labour relations or employee negotiations.

CARRIED

10. Adjournment

The meeting adjourned at 10:06 p.m.