



The Corporation of the City of Temiskaming Shores
Regular Meeting of Council
Tuesday, June 7, 2022 – 6:00 p.m.
City Hall – Council Chambers – 325 Farr Drive

Minutes

Land Acknowledgement

Mayor Kidd began the meeting by observing the following Land Acknowledgement:

We acknowledge that we live, work and gather on the traditional and unceded Territory of the Algonquin People, specifically the Timiskaming First Nation.

We recognize the presence of the Timiskaming First Nation in our community since time immemorial and honour their long history of welcoming many Nations to this beautiful territory and uphold and uplift their voice and values.

1. Call to Order

The meeting was called to order by Mayor Kidd at 6:00 p.m.

2. Roll Call

3. Review of Revisions or Deletions to Agenda

Council: Mayor Carman Kidd; Councillors Jesse Foley, Patricia Hewitt, Doug Jelly, Jeff Laferriere, and Mike McArthur

Present: Logan Belanger, Clerk
Christopher Oslund, City Manager
Kelly Conlin, Deputy Clerk
Shelly Zubyck, Director of Corporate Services
Mathew Bahm, Director of Recreation
Brad Hearn, IT Administrator

Steve Burnett, Manager of Environmental Services
Mitchell McCrank, Manager of Transportation Services
Stephanie Leveille, Treasurer

Regrets: Councillor Danny Whalen

Media: N/A

Members of the Public: 2

4. Approval of Agenda

Resolution No. 2022-216

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that City Council approves the agenda as printed.

Carried

5. Disclosure of Pecuniary Interest and General Nature

None

6. Review and adoption of Council Minutes

Resolution No. 2022-217

Moved by: Councillor Hewitt

Seconded by: Councillor Jelly

Be it resolved that City Council approves the following minutes as printed:

a) Regular Meeting of Council – May 17, 2022.

Carried

7. Public Meetings pursuant to the Planning Act, Municipal Act and other Statutes

None

8. Question and Answer Period

None

9. Presentations / Delegations

None

10. Communications

- a) Klaus Walther and Nicole Walther, Ratepayers

Re: Application to Purchase Municipal Land (PLAN M13NB BLK N PT LOTS 11 12 PCLS 1161NND 3353SST), 2022-05-18

Reference: Referred to the Municipal Clerk to process in accordance with Disposition of Land By-law No. 2015-160

- b) Kaila Zamojski, Deputy Clerk – Town of Arnprior

Re: Support for Humanitarian Efforts in Ukraine

Reference: Received for information

- c) Danielle Manton, City Clerk – City of Cambridge

Re: Free Public Transportation on Election Days, 2022-05-18

Reference: Received for information

- d) District of Timiskaming Social Services Administration Board

Re: 2022 Quarterly Report – Quarter 1

Reference: Received for information

- e) District of Timiskaming Social Services Administration Board
Re: Paramedic Services Week 2022 Media Release, 2022-05-20
Reference: Received for information

- f) Melanie Ducharme, Amanda Mongeon, Paul Cobb, Mary Anne Bardawill, Nadia Pelletier-Lavigne - Residents
Re: Road Safety and Data Sharing, 2022-05-30
Reference: Referred to the Public Works Committee and the Recreation Committee

- g) Robert Ritchie, Resident
Re: Open Letter to the Temiskaming Shores Mayor and Council, 2022-06-01
Reference: Received for information

- h) Danielle Manton, City Clerk – City of Cambridge
Re: Ontario Must Build it Right the First Time, 2022-06-01
Reference: Received for information

Resolution No. 2022-218

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that City Council agrees to deal with Communication Items 10. a) to 10. h) according to the Agenda references.

Carried

11. Committees of Council – Community and Regional

Resolution No. 2022-219

Moved by: Councillor Jelly

Seconded by: Councillor McArthur

Be it resolved that the following minutes be accepted for information:

- a) Minutes of the Committee of Adjustment meeting held on February 23, 2022;
- b) Minutes of the District of Timiskaming Social Services Administration Board held on April 27, 2022; and
- c) Minutes of the Temiskaming Shores Public Library Board meeting held on April 27, 2022.

Carried

12. Committees of Council – Internal Departments

None

13. Reports by Members of Council

None

14. Notice of Motions

None

15. New Business

a) Municipal Proclamation - June is Recreation and Parks Month

Resolution No. 2022-220

Moved by: Councillor Foley

Seconded by: Councillor McArthur

Whereas Temiskaming Shores is fortunate to have a variety of recreation and parks systems providing countless recreational opportunities for residents and visitors from around the world; and

Whereas recreation enhances quality of life, balanced living and lifelong learning; helps people live happier and longer; develops skills and positive self image in children and youth; develops creativity; and builds healthy bodies and positive lifestyles; and

Whereas recreational participation builds family unity and social capital; strengthens volunteer and community development; enhances social interaction; creates community pride and vitality; and promotes sensitivity and understanding to cultural diversity; and

Whereas parks, open space and trails provide active and passive outdoor recreation opportunities, help maintain clean air and water; and promotes stewardship of the natural environment; and

Whereas recreation, therapeutic recreation and leisure education are essential to the rehabilitation of individuals who have become ill or disabled, or disadvantaged, or who have demonstrated anti-social behavior; and

Whereas the benefits provided by recreation programs, services and parks, and open space, reduce healthcare and social service costs; serve to boost the economy, economic renewal and sustainability; enhance property values; attract new business; increase tourism; and curb employee absenteeism; and

Whereas all levels of government, the voluntary sector and private enterprise throughout the Province participate in the planning, development and operation of recreation and parks programs, services and facilities.

Now therefore be it resolved that Council for the City of Temiskaming Shores, in recognition of the benefits and values of Recreation and Parks, hereby proclaims the month of June as Recreation and Parks Month.

Carried

b) Municipal Proclamation - June is Bike Month

Resolution No. 2022-221

Moved by: Councillor Jelly

Seconded by: Councillor Hewitt

Whereas the bicycle is a healthy, convenient, financially, and environmentally sound form of transportation and an excellent tool for recreation and enjoyment of Temiskaming Shores' scenic beauty, local attractions, and friendly neighbourhoods; and

Whereas throughout the month of June, the residents of Temiskaming Shores and its visitors will experience the joys of bicycling through educational programs, Bike to School Day, helmet promotions, charity events, or by simply getting out and going for a ride; and

Whereas Temiskaming Shores' road and trail system attracts cyclists each year, providing economic, health, transportation, tourism, and scenic benefits; and

Whereas creating a bicycle-friendly community has been shown to improve citizen's health, well-being, and quality of life, growing the economy of Temiskaming Shores, attracting tourism dollars, improving traffic safety,

supporting student health and learning, and reducing pollution, congestion, and wear and tear on our streets and roads; and

Whereas many of our local groups are also promoting bicycle tourism year round to attract more visitors to enjoy our local restaurants, hotels, retail establishments, locally produced foods and beverages, and cultural and scenic attractions; and

Whereas these groups are also promoting greater public awareness of bicycle operation and safety education in an effort to reduce collisions, injuries, and fatalities and improve health and safety for everyone on the road;

Now therefore be it resolved that Council for the City of Temiskaming Shores, in recognition of the benefits and values of cycling, hereby proclaims the month of June as Bike Month.

Carried

c) Memo No. 025-2022-CS – Request for Delegation – Civil Marriage Solemnizations

Resolution No. 2022-222

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Memo No. 025-2022-CS; and

That Council hereby approves the Clerk's delegation of authority to Kenneth Ashick; Melissa LaPorte; Jennifer Moorlag; and Tara Simmons for the provision of civil marriage solemnization services in the Province of Ontario.

Carried

d) Memo No. 026-2022-CS – Deeming By-law for Stevens - 160 Niven Street South

Resolution No. 2022-223

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

Whereas the owners of 160 Niven Street South in Haileybury would like to merge lots on title through the adoption of a deeming by-law in compliance with the Planning Act in order to create one property with one Roll number; and

Whereas the owners have acknowledged that registration of the pending deeming by-law on title will be at their expense.

Now therefore be it resolved that Council for the City of Temiskaming Shores hereby directs staff to prepare the necessary by-law to deem PLAN M143NB LOT 244 TO LOT 246 PCL 13023SST and BUCKE CON 3 S PT LOT 11 PCL 12354SST to no longer be Lots on a Plan of Subdivision; and

Further that Council hereby directs staff to prepare the necessary deeming by-law for consideration at the June 7, 2022 Regular Council meeting.

Carried

e) Administrative Report No. CS-021-2022 – Encroachment Agreement for 29 Whitewood Avenue

Resolution No. 2022-224

Moved by: Councillor Foley

Seconded by: Councillor McArthur

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CS-021-2022; and

That Council directs staff to prepare the necessary by-law and encroachment agreement with 29 Whitewood Inc. for the property at 29 Whitewood Avenue to allow the construction of a 1.1 metre wide fixed stairway on the west side of the existing building for consideration at the June 21, 2022 regular Council meeting; and

That Council requires that the Owner shall pay the legal and land titles fees to register the agreement on title.

Carried

f) Administrative Report No. CS-022-2022 – Delegation of Authority during “Lame-Duck” Period

Resolution No. 2022-225

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CS-022-2022;

That Council directs staff to prepare the necessary by-law delegating the following authority to the City Manager from August 19, 2022 to November 15, 2022, if required:

- (a) Financial signing authority for expenditures outside the current budget exceeding \$50,000;
- (b) Disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal;
- (c) Authority to hire or remove any officer from/to employment with the City of Temiskaming Shores;
- (d) Authority to apply for funding applications that may become available during the “lame duck period” which have not been included in the current budget; and

That Council directs the City Manager to submit an information report to Council if the delegation of authority has been exercised.

Carried

g) Administrative Report No. PW-020-2022 – Tender Award – Asphalt Markings & Symbols Services

Resolution No. 2022-226

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-020-2022; and

That Council directs staff to prepare the necessary by-law to enter into an agreement with Miller Maintenance, A Division of Miller Paving, for Asphalt Marking and Symbol Services in the amount of \$24,465 plus applicable taxes, for consideration at the June 7, 2022 Regular Council meeting.

Carried

h) Administrative Report No. PW-021-2022 – Tender Award – Grant Drive Extension

Resolution No. 2022-227

Moved by: Councillor Foley

Seconded by: Councillor Jelly

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-021-2022; and

That Council directs staff to prepare the necessary By-law to enter into an agreement with Pedersen Construction (2013) Inc. for the construction of the

Grant Drive Extension in the amount of \$ 781,028.01 plus applicable taxes for consideration at the June 7, 2022 Regular Council Meeting.

Carried

i) Administrative Report No. PW-022-2022 – Enterprise Fleet Management Services

Resolution No. 2022-228

Moved by: Councillor Jelly

Seconded by: Councillor Laferriere

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-022-2022; and

That Council directs staff to prepare the necessary by-law to enter into an agreement with Enterprise Fleet Management for light-duty fleet management services, maintenance services, and strategic planning for all of the existing light-duty fleet (24 vehicles) and agrees that only nine (9) light-duty vehicles will be replaced under the program on a pilot project basis for consideration at the June 21, 2022 Regular Council meeting.

Carried

j) Administrative Report No. RS-012-2022 – Whites Drive No Parking

Resolution No. 2022-229

Moved by: Councillor Jelly

Seconded by: Councillor Foley

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-012-2022; and

That Council directs staff to amend by-law 2012-101 being a By-law to regulate traffic and parking of vehicles in the City of Temiskaming Shores to prohibit parking along a 60-meter section of Whites Drive beginning from Melville Street, for consideration at the June 7, 2022, Regular Council meeting.

Carried

k) Administrative Report No. RS-013-2022 – Climate Change Committee Terms of Reference

Resolution No. 2022-230

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-013-2022;

That Council directs staff to prepare the necessary by-law to repeal By-Law No. 2021-111 for the Temiskaming Shores (Ad Hoc) Climate Change Committee; and

That Council directs staff to prepare the necessary by-law to adopt a new Terms of Reference for the Temiskaming Shores Climate Change Committee, establishing it as a standing committee of Council, for consideration at the June 7, 2022 regular Council meeting.

Carried

16. By-laws

Resolution No. 2022-231

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that:

By-law No. 2022-096 Being a by-law to enter into an Encroachment Agreement with 1607456 Ontario Ltd. (40 Wellington Street South)

By-law No. 2022-097 Being a by-law to amend By-law No. 2019-018, as amended, to appoint community representatives to various Committees and Boards for the 2019-2022 Term of Council

By-law No. 2022-098 Being a by-law to designate any plan of subdivision, or part thereof, that has been registered for eight years or more, which shall be deemed as not a registered plan of subdivision 160 Niven Street South

By-law No. 2022-099 Being a by-law to Delegate Authority to the City Manager for certain Acts during a “Lame Duck” period

By-law No. 2022-100 Being a by-law to enter into an agreement with Miller Maintenance for the provision of Asphalt Marking and Symbol Services

- By-law No. 2022-101 Being a by-law to enter into an agreement with Pedersen Construction (2013) Inc. for the construction of the Grant Drive Extension
- By-law No. 2022-102 Being a by-law to amend By-law No. 2012-101 as amended, to Regulate Traffic and Parking of Vehicles in the City of Temiskaming Shores – Prohibited Parking for 60 metre section of Whites Drive
- By-law No. 2022-103 Being a by-law to adopt Terms of Reference for the Temiskaming Shores Climate Change Committee (Repeals By-law No. 2021-111)

be hereby introduced and given first and second reading.

Carried

Resolution No. 2022-232

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that:

By-law No. 2022-061; By-law No. 2022-100;
 By-law No. 2022-096; By-law No. 2022-101;
 By-law No. 2022-097; By-law No. 2022-102; and
 By-law No. 2022-098; By-law No. 2022-103;
 By-law No. 2022-099;

be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

Carried

Clerk's Note: By-law No. 2022-061, being a by-law to amend By-law No. 2012-019 to prohibit and regulate certain noises within the City of Temiskaming Shores – Propane Fired Bird Cannons received first and second reading at the April 5, 2022 regular Council meeting. On May 20, 2022, the City received approval (Signed Order dated May 20, 2022) for set fines relating to provisions in this by-law from the Regional Senior Justice Northeast Region.

17. Schedule of Council Meetings

- a) Regular Meeting – Tuesday, June 21, 2022 at 6:00 p.m.

- b) Regular Meeting – Tuesday, July 12, 2022 at 6:00 p.m.

18. Question and Answer Period

Karen and Crag Jenkins communicated concerns related to the process of the site preparation and construction of a single-family dwelling. Mayor Kidd noted that Council received their letter and emails regarding the matter, which have been included for discussion in the closed session of this evening's meeting.

19. Closed Session

Resolution No. 2022-233

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that Council agrees to appoint Christopher Oslund as Clerk for Closed Session Item 19 (f) regarding a personal matter about an identifiable individual (Re: City Manager Position), and for the duration of the meeting.

Carried

Resolution No. 2022-234

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that Council agrees to convene in Closed Session at 6:40 p.m. to discuss the following matters:

- a) Adoption of the May 17, 2022 Closed Session Minutes;
- b) Under Section 239(2)(f) of the Municipal Act, 2001 – advice subject to solicitor-client privilege – Rotary Splash Pad;
- c) Under Section 239(2)(a) of the Municipal Act, 2001 – Security of the Property of the Municipality – City of Temiskaming Shores Vaccination Policy;
- d) Under Section 239 (2) (b) of the Municipal Act, 2001 – Personal matter about an identifiable individual – Building Matters;
- e) Under Section 239(2)(c) of the Municipal Act, 2001 – Land acquisition / disposition and under Section 239(2)(f) of the *Municipal Act, 2001* – advice subject to solicitor-client privilege - 545 Lakeshore Road (Former Haileybury Library); and

- f) Under Section 239 (2) (b) of the Municipal Act, 2001 – Personal matter about an identifiable individual – City Manager Position.

Carried

Resolution No. 2022-235

Moved by: Councillor Laferriere

Seconded by: Councillor McArthur

Be it resolved that Council agrees to rise with report from Closed Session at 8:13 p.m.

Carried

Matters from Closed Session

Adoption of the May 17, 2022 – Closed Session Minutes

Resolution No. 2022-236

Moved by: Councillor Foley

Seconded by: Councillor Jelly

Be it resolved that City Council approves the following as printed:

- a) Closed Session Minutes from the Regular meeting of Council on May 17, 2022.

Carried

Under Section 239(2)(f) of the Municipal Act, 2001 – advice subject to solicitor-client privilege – Rotary Splash Pad

Council provided staff with direction.

Under Section 239(2)(a) of the Municipal Act, 2001 – Security of the Property of the Municipality – City of Temiskaming Shores Vaccination Policy

Resolution No. 2022-237

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that Council for the City of Temiskaming Shores directs staff to maintain the City of Temiskaming Shores Vaccination Policy and to reduce the frequency of COVID-19 testing.

Carried

Under Section 239 (2) (b) of the Municipal Act, 2001 – Personal matter about an identifiable individual – Building Matters

Council provided staff with direction.

Under Section 239(2)(c) of the Municipal Act, 2001 – Land acquisition / disposition and under Section 239(2)(f) of the Municipal Act, 2001 – advice subject to solicitor-client privilege - 545 Lakeshore Road (Former Haileybury Library)

Resolution No. 2022-238

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that Council for the City of Temiskaming Shores directs staff to relist 545 Lakeshore Road (former Haileybury Library building) for sale with Laurie Christo, Miller Realty, at the recommended listing price of \$99,000.

Carried

Under Section 239 (2) (b) of the Municipal Act, 2001 – Personal matter about an identifiable individual – City Manager Position

Council provided staff with direction.

20. Confirming By-law

Resolution No. 2022-239

Moved by: Councillor McArthur

Seconded by: Councillor Laferriere

Be it resolved that By-law No. 2022-104 being a by-law to confirm certain proceedings of Council of The Corporation of the City of Temiskaming Shores for its Regular meeting held on **June 7, 2022** be hereby introduced and given first and second reading.

Carried

Resolution No. 2022-240

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that By-law No. 2022-104 be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

Carried

21. Adjournment

Resolution No. 2022-241

Moved by: Councillor Hewitt

Seconded by: Councillor Foley

Be it resolved that Council hereby adjourns its meeting at 8:15 p.m.

Carried

Mayor

Clerk