



The Corporation of the City of Temiskaming Shores
Regular Meeting of Council
Tuesday, June 21, 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

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

Present: Logan Belanger, Clerk
Christopher Oslund, City Manager
Kelly Conlin, Deputy Clerk
Shelly Zubyck, Director of Corporate Services
Mathew Bahm, Director of Recreation
Steve Langford, Fire Chief
Jocelyn Plante, Fire Prevention Officer
Brad Hearn, IT Administrator
Steve Burnett, Manager of Environmental Services

Mitchell McCrank, Manager of Transportation Services
Jennifer Pye, Planner
Stephanie Leveille, Treasurer

Regrets: Councillor Mike McArthur

Media: 2

Members of the Public: 40

3. Review of Revisions or Deletions to Agenda

Due to a declared conflict of interest related to Animal Control and Pound Services, items in Section 9 – Presentations/ Delegations regarding Animal Control; Section 15 - New Business, item e) Administrative Report No. CS-024-2022, and in Section 16 - By-laws, No. 2022-111, will be discussed in successive order.

Defer By-law No. 2022-105, being a by-law to appoint John Telfer as Interim City Manager for the City of Temiskaming Shores to a Special Meeting of Council on Monday, June 27, 2022 at 12:00 noon.

Defer Question and Answer Period to follow Section 9 – Presentations and Delegations.

4. Approval of Agenda

Resolution No. 2022-248

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

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

Carried

5. Disclosure of Pecuniary Interest and General Nature

Mayor Kidd declared a Conflict of Pecuniary Interest related to **Section 9 – Presentations/ Delegations, Item a, Item b, and Item c** regarding Animal Control; **Section 15 – New Business, Item e) Administrative Report No. CS-024-2022 – Animal Control and Pound Services Contract**; and **Section 16 – By-laws, By-law No. 2022-111, being a by-law to execute an Agreement between the City of Temiskaming Shores and Kidd Crest Farms Inc. (Michael Kidd) o/a South Temiskaming Animal Control Services for the provision of Animal Control and Pound Services**, as soon as is the recommended bidder for Animal Control and Pound Services in the City of Temiskaming Shores.

Councillor Laferriere declared a Conflict of Pecuniary Interest related to **Section 15 – New Business, Item f) Administrative Report No. CS-025-2022 – Municipal Insurance Policy**, and **Section 16 – By-laws, By-law No. 2022-112, being a by-law to enter into an Agreement with Marsh brokered by MIS Municipal Insurance Services Brokers Ltd. for the provision of Municipal Insurance and Risk Management Services from July 1, 2022 to June 30, 2025**, as his son is employed by Broker Link.

Councillor Foley declared a Conflict of Pecuniary Interest related to **Section 19 – Closed Session, Item b) regarding a discussion for inflationary concerns**, as he is father and sister are employees for the City of Temiskaming Shores.

6. Review and adoption of Council Minutes

Resolution No. 2022-249

Moved by: Councillor Jelly

Seconded by: Councillor Foley

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

- a) Regular Meeting of Council – June 7, 2022; and
- b) Special Meeting of Council – June 14, 2022.

Carried

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

None

8. Question and Answer Period

The Question and Answer Period was discussed following Section 9 – Presentations and Delegations. *As Mayor Kidd disclosed a pecuniary interest related to Section 15 – New Business, Item e) Administrative Report No. CS-024-2022 – Animal Control and Pound Services Contract; and Section 16 – By-laws, By-law No. 2022-111; he did not participate in the Question and Answer Period related to the Animal Control and Pound Services Contract.*

The following individuals had questions or comments regarding the Animal Control and Pound Services Contract matter on the agenda:

- Steve Simpson, Resident of Temagami questioned the ownership of Kidd Crest Farms.

- Cindy Howard, Resident of Temiskaming Shores had an inquiry regarding Mayor Kidd's conflict of interest.
- Wendy Venne, Resident of Temiskaming Shores questioned what portion of the funds being paid by the municipality are being used for the protection of animal's lives.
- Michelle Anderson, Resident of Temiskaming Shores questioned whether Council would consider deferring the Animal Control matter.
- Sarah Davis, Resident of Temiskaming Shores inquired if the public would be granted access to the new facility being operated by the recommended bidder.
- Olivia, Resident of Temiskaming Shores questioned whether the successful proponent would ensure the animals are treated humanely and offer the community a chance to participate in services such as community outreach and rehabilitation.
- Natasha Hastings, Resident of Temiskaming Shores questioned whether Temiskaming Shores had an Ethics Officer who oversees declarations of conflicts.
- Claire Proctor, Resident of Temiskaming Shores questioned why the City has not included No Kill in the contract of Animal Control Services.
- Bruce Desrosiers, Resident of Temiskaming Shores questioned the decision of not including No Kill in the current Animal Control Contract.
- Robert, Resident of Temiskaming Shores questioned whether the recommended bidder purchased a crematorium.
- Karen Landers, Resident of Temiskaming Shores questioned whether an escaped cat would be euthanized, and if the recommended bidder purchased a crematorium.
- Susan Despres, Resident of Temiskaming Shores, questioned whether the animal control matter falls under nepotism.

9. **Presentations / Delegations**

Mayor Kidd disclosed a pecuniary interest related Delegation Item a) through c), regarding Animal Control; Section 15 – New Business, Item e) Administrative Report No. CS-024-2022 – Animal Control and Pound Services Contract; and Section 16 –

By-laws, By-law No. 2022-111; therefore, these items will be discussed in successive order. Mayor Kidd did not participate in the discussion of, or vote on the subject matter.

In accordance with By-law No. 2019-001, Mayor Kidd called upon Deputy Mayor Patricia Hewitt to chair the meeting.

Deputy Mayor Hewitt welcomed Dr. Wendy Ing to the podium.

- a) Dr. Wendy Ing, Veterinarian

Re: Animal Control

Dr. Ing spoke to Council on her background as a small animal veterinarian and graduate of shelter medicine. She stated that the terminology within the current contract is outdated and that most progressive municipalities have developed a hybrid approach when it comes to animal control and rescue. This approach would include return to owner concept, spay/neuter programs, and transfers to partnered facilities with adequate resources to perform trap-neuter-release programs.

Deputy Mayor Hewitt thanked Dr. Wendy Ing for her presentation, and welcomed Roxanne St-Germain from Animals First to the podium.

- b) Roxanne St. Germain – Animals First Temiskaming Shores and Area Animal Services

Re: Animal Control

Roxanne St. Germain spoke to Council regarding her experience and qualifications as they relate to her current position with the Animal Control Contract. Roxanne outlined the benefits brought to the community through the current volunteer and outreach programs, and provided a summary of the number of animals through her services since the start of the contract.

Deputy Mayor Hewitt thanked Roxanne St-Germain for her presentation, and welcomed Lynn Armstrong from Community Living Temiskaming South to the podium.

- c) Lynn Armstrong, representing Community Living Temiskaming South individuals

Re: Animal Control

Lynn Armstrong spoke to Council regarding her work as a Councillor for Community Living Temiskaming South and the volunteer opportunities and the impact they have on the residents. Community Living resident, Danny Lavigne spoke as part of Lynn's presentation outlining the benefits of the program.

Deputy Mayor Hewitt thanked Lynn Armstrong for her presentation.

Deputy Mayor Hewitt noted that New Business Item e) and By-law No. 2022-111 have been moved to be discussed in successive order, due to Mayor Kidd's pecuniary interest disclosure regarding Animal Control and Pound Services.

Section 15 New Business Item e) Administrative Report No. CS-024-2022 – Animal Control and Pound Services Contract – Deferred to the July 12, 2022 Regular Council Meeting

MOTION TO DEFER

Resolution No. 2022-250

Moved by: Councillor Foley
Seconded by: Councillor Laferriere

Be it resolved that Council for the City of Temiskaming Shores defers New Business Item e) Administrative Report No. CS-024-2022 – Animal Control and Pound Services Contract and By-Law 2022-111 being by-law a to execute an Agreement between the City of Temiskaming Shores and Kidd Crest Farms Inc. (Michael Kidd) o/a South Temiskaming Animal Control Services for the provision of Animal Control and Pound Services to the July 12, 2022 Regular Council meeting.

Carried

Section 16 By-laws, By-law No. 2022-111 being a by-law to execute an Agreement between the City of Temiskaming Shores and Kidd Crest Farms Inc. (Michael Kidd) o/a South Temiskaming Animal Control Services for the provision of Animal Control and Pound Services – **Deferred to the July 12, 2022 Regular Council Meeting**

Deputy Mayor Hewitt welcomed Mayor Kidd to resume Chair of the Meeting.

10. Communications

a) Carol McBride, Program Coordinator – Keepers of the Circle

Re: Invitation to Indigenous Peoples Day Pow Wow Keepers of the Circle

Reference: Received for Information

Resolution No. 2022-251

Moved by: Councillor Whalen

Seconded by: Councillor Hewitt

Be it resolved that City Council agrees to deal with Communication Item 10. a) according to the Agenda reference.

Carried

11. Committees of Council – Community and Regional

Resolution No. 2022-252

Moved by: Councillor Foley

Seconded by: Councillor Jelly

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

- a) Minutes of the Bicycle Friendly Community Committee meetings held on February 7, 2022 and May 24, 2022; and
- b) Minutes of the Temiskaming Transit Committee meeting held on May 30, 2022.

Carried

12. Committees of Council – Internal Departments

Resolution No. 2022-253

Moved by: Councillor Laferriere

Seconded by: Councillor Hewitt

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

- a) Minutes of the Building Maintenance Committee meeting held on May 19, 2022;
- b) Minutes of the Corporate Services Committee meeting held on May 19, 2022;
- c) Minutes of the Protection to Persons and Property Committee meeting held on May 19, 2022;
- d) Minutes of the Public Works Committee meeting held on May 19, 2022; and
- e) Minutes of the Recreation Services Committee meeting held on May 16, 2022.

Carried

13. Reports by Members of Council

Mayor Kidd reported on his attendance at the first Keeper's of the Circle Pow Wow located near Mill Creek, as well as his recent participation at the PDAC Conference in Toronto.

14. Notice of Motions

None

15. New Business

a) January to May 2022 Year-to-Date Capital Financial Report

Resolution No. 2022-254

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of the January to May 2022 Year-to-Date Capital Financial Report for information purposes.

Carried

b) Memo No. 027-2022-CS – Amendment to By-Law 2019-181 – Multi-Year Accessibility Plan

Resolution No. 2022-255

Moved by: Councillor Whalen

Seconded by: Councillor Foley

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Memo No. 027-2022-CS; and

That Council hereby directs staff to prepare the necessary by-law to amend By-law No. 2019-181, being a Multi-Year Accessibility Plan, to update key contacts and to include an "Appendix A" establishing a procedure for preventative and emergency maintenance for accessible elements in public spaces and a procedure for dealing with temporary disruptions when accessible elements are not in working order, for consideration at the June 21, 2022 regular Council meeting.

Carried

c) Memo No. 028-2022-CS – Paddon Crescent One Foot (1') Reserve

Resolution No. 2022-256

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Memo No. 028-2022-CS;

That Council directs staff to prepare the necessary by-law authorizing the acquisition of PIN 31343-0027 and PIN 61343-0030 (i.e., one foot reserve running along Paddon Crescent) without consideration, and authorizes the consolidation of the above-noted PINs with PIN 61343-0026 (Paddon Crescent) for public use; and

Further that FPT Holdings Ltd. have acknowledged that legal fees for the acquisition and consolidation will be at their expense.

Carried

d) Administrative Report No. CS-023-2022 – Timiskaming District Joint Compliance Audit Committee Terms of Reference

Resolution No. 2022-257

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. CS-023-2022; and

That Council directs staff to prepare the necessary by-law to adopt the Timiskaming District Joint Compliance Audit Committee Terms of Reference for the 2022-2026 term, for consideration at the June 21, 2022 regular Council meeting.

Carried

e) Administrative Report No. CS-024-2022 – Animal Control and Pound Services Contract

Mayor Kidd disclosed a pecuniary interest with Administrative Report No. CS-024-2022 therefore, did not participate in the discussion or the vote of the subject matter.

This item was discussed following Section 9 – Delegations and Presentations.

f) Administrative Report No. CS-025-2022 – Municipal Insurance Policy

Councillor Laferriere disclosed a pecuniary interest with Administrative Report No. CS-025-2022; therefore, did not participate in the discussion of the subject matter nor did he vote on Resolution No. 2022-258.

Resolution No. 2022-258

Moved by: Councillor Whalen

Seconded by: Councillor Foley

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

That Council directs staff to prepare the necessary by-law to enter into an agreement with Marsh brokered by MIS Municipal Insurance Services for Municipal Insurance and Risk Management Services from July 1, 2022 to June 30, 2025, with a premium of \$492,139 plus applicable taxes for the first year of the term, for Council consideration at the June 21, 2022 Regular Meeting.

Carried

g) Administrative Report No. CS-026-2022 – Community Safety & Well-Being Plan

Resolution No. 2022-259

Moved by: Councillor Laferriere

Seconded by: Councillor Hewitt

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CS-026-2022;

That Council directs staff to prepare the necessary by-law to adopt the Timiskaming District Community Safety and Well-being Plan at the June 21, 2022 Regular Council meeting;

That Council directs staff to provide notification to the Ministry of the Solicitor General upon passing of the by-law to adopt the Community Safety and Well-being Plan; and

That Council approves in principle an annual contribution for Community Safety and Well-being Plan resources based on the current apportionments by the

District of Timiskaming Social Services Administration Board (DTSSAB) resulting in a District-wide funding approach.

Carried

h) Administrative Report No. CS-027-2022 – Chamber of Commerce Agreement

Resolution No. 2022-260

Moved by: Councillor Whalen

Seconded by: Councillor Foley

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CS-027-2022; and

That Council directs staff to prepare the necessary by-law to enter into a New Strategic Alliance Agreement with the Temiskaming Shores & Area Chamber of Commerce for consideration at the June 21, 2022 Regular Council meeting.

Carried

i) Administrative Report No. PW-023-2022 – RFP Award – Radley Hill Railway Crossing Upgrades

Resolution No. 2022-261

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. PW-023-2022; and

That Council directs staff to prepare the necessary By-law to enter into an agreement with Miller Paving Northern for the Design Build Upgrades to the Radley Hill Railway Crossing in the amount of \$640,722.50 plus applicable taxes, for consideration at the June 21, 2022 Regular Council Meeting.

Carried

j) Memo No. 008-2022-RS – Niska Park

Resolution No. 2022-262

Moved by: Councillor Whalen

Seconded by: Councillor Hewitt

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Memo No. 008-2022-RS;

That Council endorses the project to develop the Niska Park at the Farr Drive greenspace location; and

That Council directs staff to prepare the necessary agreement to form a working partnership with the Niska Park Committee for the creation and development of a park in memory of Nicole Guertin located on the greenspace on Farr Drive, for consideration at a future Council meeting.

Carried

k) Administrative Report No. RS-014-2022 – Northern Ontario Heritage Fund Corporation (NOFHC) – People and Talent Application

Resolution No. 2022-263

Moved by: Councillor Jelly

Seconded by: Councillor Hewitt

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-014-2022; and

That Council direct staff to submit an application to the Northern Ontario Heritage Fund Corporation (NOHFC) People and Talent - Workforce Development Stream in the amount of \$35,000 to hire an Environment and Sustainability Coordinator within the Recreation Department for a one-year internship.

Carried

l) Memo No. 029-2022-CS – 100 Women Who Care – Funding Sponsorship Request

Resolution No. 2022-264

Moved by: Councillor Hewitt

Seconded by: Councillor Laferriere

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Memo No. 029-2022-CS; and

That Council for the City of Temiskaming Shores confirms the sponsorship request from 100 Women Who Care to the Temiskaming Shores and Area Rotary Club in the amount of \$13,700 for the relocation of a Ukrainian family to the area.

Carried

16. By-laws

Councillor Laferriere disclosed a pecuniary interest with By-law No. 2021-112, and did not participate in the discussion of the subject matter nor did he vote on Resolution No. 2022-265 and Resolution No. 2022-266.

Resolution No. 2022-265

Moved by: Councillor Jelly

Seconded by: Councillor Foley

Be it resolved that:

By-law No. 2022-112 Being a by-law to enter into an Agreement with Marsh brokered by MIS Municipal Insurance Services Brokers Ltd. for the provision of Municipal Insurance and Risk Management Services from July 1, 2022 to June 30, 2025

be hereby introduced and given first and second reading.

Carried

Resolution No. 2022-266

Moved by: Councillor Whalen

Seconded by: Councillor Foley

Be it resolved that **By-law No. 2022-112** be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

Carried

Resolution No. 2022-267

Moved by: Councillor Whalen

Seconded by: Councillor Foley

Be it resolved that:

By-law No. 2022-105 Being a by-law to appoint John Telfer as Interim City Manager for the City of Temiskaming Shores (Repeals 2011-031) **(Deferred to June 27, 2022 Special Meeting of Council)**

By-law No. 2022-106 Being a by-law to enter into an Encroachment Agreement with 29 Whitewood Inc. (29 Whitewood Avenue)

- By-law No. 2022-107 Being a by-law to enter into an agreement with Enterprise Fleet Management for light-duty fleet management services, expertise and strategic planning for the City of Temiskaming Shores
- By-law No. 2022-108 Being a by-law to amend By-law No. 2019-181, to Adopt a Multi-year Accessibility Plan 2019-2023
- By-law No. 2022-109 Being a by-law for the Acquisition of the One-Foot (1') Reserve on Paddon Crescent for Public Use within the City of Temiskaming Shores
- By-law No. 2022-110 Being a by-law to adopt the Timiskaming District Joint Compliance Audit Committee Terms of Reference under the Municipal Elections Act, 1996
- By-law No. 2022-113 Being a by-law to adopt the Timiskaming District Community Safety and Well-Being Plan
- By-law No. 2022-114 Being a by-law to enter into a strategic alliance agreement with the Temiskaming Shores and Area Chamber of Commerce
- By-law No. 2022-115 Being a by-law to enter into an agreement with Miller Paving Limited for the provision of Design Build Upgrades – Radley Hill Railway Crossing

be hereby introduced and given first and second reading.

Carried

Resolution No. 2022-268

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that:

By-law No. 2022-105 (**deferred**); By-law No. 2022-110;
By-law No. 2022-106; By-law No. 2022-113;
By-law No. 2022-107; By-law No. 2022-114; and
By-law No. 2022-108; By-law No. 2022-115;
By-law No. 2022-109;

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

Carried

17. Schedule of Council Meetings

- a) Special Meeting – Monday, June 27, 2022 at 12:00 noon
- b) Regular Meeting – Tuesday, July 12, 2022 at 6:00 p.m.
- c) Regular Meeting – Tuesday, August 9, 2022 at 6:00 p.m.

18. Question and Answer Period

None

19. Closed Session

Resolution No. 2022-269

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that Council agrees to convene in Closed Session at 7:50 p.m. to discuss the following matters:

- a) Adoption of the June 7, 2022 and June 14, 2022 (Special) Closed Session Minutes; and

- b) Under Section 239 (2) (d) of the Municipal Act, 2001 – Labour relations or employee negotiations – Discussion Regarding Inflationary Concerns.

Carried

Resolution No. 2022-270

Moved by: Councillor Jelly

Seconded by: Councillor Laferriere

Be it resolved that Council agrees to rise with report from Closed Session at 8:18 p.m.

Carried

Matters from Closed Session

Adoption of the June 7, 2022 and June 14, 2022 – Closed Session Minutes

Resolution No. 2022-271

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

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

- a) Adoption of the June 7, 2022 and the June 14, 2022 (Special) Closed Session Minutes.

Carried

Under Section 239 (2) (d) of the Municipal Act, 2001 – Labour relations or employee negotiations – Discussion Regarding Inflationary Concerns

Councillor Foley disclosed a pecuniary interest with this item and left the Closed Session meeting at 7:50 p.m.; therefore, did not participate in the discussion of the subject matter.

Council provided staff with direction.

20. Confirming By-law

Resolution No. 2022-272

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

Be it resolved that By-law No. 2022-116 being a by-law to confirm certain proceedings of Council of The Corporation of the City of Temiskaming Shores for its Special meeting held on **June 14, 2022**, and for its Regular meeting held on **June 21, 2022**, be hereby introduced and given first and second reading.

Carried

Resolution No. 2022-272A

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

Be it resolved that By-law No. 2022-116 be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

Carried

21. Adjournment

Resolution No. 2022-273

Moved by: Councillor Whalen

Seconded by: Councillor Hewitt

Be it resolved that Council hereby adjourns its meeting at 8:20 p.m.

Carried

Mayor

Clerk