



The Corporation of the City of Temiskaming Shores
Regular Meeting of Council
Tuesday, July 12, 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, Mike McArthur and Danny Whalen

Present: Kelly Conlin, Clerk
John Telfer, Interim City Manager
Mathew Bahm, Director of Recreation
Steve Langford, Fire Chief
Steve Burnett, Manager of Environmental Services
Mitchell McCrank, Manager of Transportation Services

Regrets:

Media: 2

Members of the Public: 50

3. **Review of Revisions or Deletions to Agenda**

Councillor Whalen tabled the following motion for Council consideration:

Resolution No. 2022-285

Moved by: Councillor Whalen

Seconded by: Councillor Jelly

Be it resolved that City Council agrees to waive Section 36 of the City's Procedural By-law (Agenda and Motions) for the removal of the first Question and Answer period to ensure that no member of the public takes the opportunity to raise the issue of Animal Control which would potentially place any member of Council in a position of breaching the Conflict of Interest Act.

Carried

4. **Approval of Agenda**

Resolution No. 2022-286

Moved by: Councillor McArthur

Seconded by: Councillor Whalen

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 15 – New Business, Item a) 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 son is the recommended bidder for Animal Control and Pound Services in the City of Temiskaming Shores.

6. **Review and adoption of Council Minutes**

Resolution No. 2022-287

Moved by: Councillor Whalen

Seconded by: Councillor Foley

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

- a) Regular Meeting of Council – June 21, 2022; and
- b) Special Meeting of Council – June 27, 2022.

Carried

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

None

8. Question and Answer Period

Item 8. Question and Answer period was removed from the agenda as per Resolution No. 2022-285.

9. Presentations / Delegations

None

10. Communications

- a) Barbara Knauth, Deputy Clerk - Township of Matachewan

Re: Request for support Resolution, Inclusion of mailing addresses of voter on voters list provided to candidates, 2022-06-28

Reference: Received for Information

- b) Kerry Bellamy, Clerk - Municipality of Shuniah

Re: Request for support Resolution, Release of all Federal and Provincial Documents related to the Former Mohawk Institute Residential School

Reference: Received for Information

- c) Timiskaming Health Unit

Re: 2021 Audited Financial Statements, 2022-07-04

Reference: Received for Information

Resolution No. 2022-288

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

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

Carried

11. Committees of Council – Community and Regional

Resolution No. 2022-289

Moved by: Councillor McArthur

Seconded by: Councillor Foley

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

- a) Minutes of the Temiskaming Shores Library Board meeting held on May 18, 2022;
- b) Minutes of the District of Timiskaming Social Services Administration Board meeting held on May 18, 2022;
- c) Minutes of the Climate Change Committee meeting held on June 6, 2022; and
- d) Minutes of the Temiskaming Shores Accessibility Advisory Committee held on June 15, 2022.

Carried

12. Committees of Council – Internal Departments

Resolution No. 2022-290

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

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

- a) Minutes of the Corporate Services Committee meeting held on June 9, 2022;
- b) Minutes of the Protection to Persons and Property Committee meeting held on June 9, 2022;
- c) Minutes of the Public Works Committee meeting held on June 9, 2022;
- d) Minutes of the Recreation Services Committee meeting held on June 13, 2022;
and
- e) Minutes of the Blue Box – Ad Hoc Committee meeting held on June 21, 2022.

Carried

13. Reports by Members of Council

Councillor Whalen reported on a recent appointment to the Library Board and how it is nice to have an engaged and active board representing the Libraries.

Mayor Kidd reported on the participation of Councillor McArthur and Councillor Whalen at the upcoming AMO Conference in Ottawa on August 14-17, 2022.

14. Notice of Motions

Councillor Whalen presented the following Notice of Motion for consideration:

Whereas municipal Councils are elected to represent the greater interests of the constituents and the changing interest of society;

And whereas the changing interest of society require a constant updating and refreshing of municipal standards, policies and by-laws;

And whereas the changing attitude toward kill pounds are creating a strong demand for no kill facilities;

Now therefore be it resolved that Council for the Corporation of the City of Temiskaming Shores reject both current bids for the municipalities Animal Control Contract;

Further be it resolved that the current Animal Control contract be extended by 12 months with an option for an additional 12 months as currently allowed within the existing contract;

And further that the incoming Council undertake a full review of the municipality's awarding of this contract;

And further that the incoming Council be encouraged to strongly lobby the provincial government and Ontario Ministry of Agriculture, Food and Rural Affairs (OMAFRA) to amend the Animals for Research Act in general to encourage the increase of No Kill facilities;

And more specifically sections 20.1 abc -21.1-21.2-22.1 and 22.2 of the Animals for Research Act, this municipalities Animal Control By-Law; this municipalities Procurement Policy; and this municipalities Tender and Request for Proposal Policy all be reviewed to better support the societies views favouring No Kill over Kill facilities.

15. New Business

a) **Administrative Report No. CS-024-2022 – Animal Control and Pound Services Contract (deferred from June 21, 2022 Regular Council Meeting)**

Mayor Kidd disclosed a pecuniary interest with Administrative Report No. CS-024-2022; therefore, did not participate in the discussion of the subject matter nor did he vote on Resolution No. 2022-290.

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

Resolution No. 2022-291

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-024-2022; and

That Council for the City of Temiskaming Shores directs staff to prepare the necessary By-law to enter into a three (3) year agreement with Mr. Michael Kidd - Kidd Crest Farms Inc. operating as South Temiskaming Animal Control Services in the amount of \$78,740 annually plus applicable taxes, for consideration at the July 12, 2022 Regular Council Meeting.

Recorded Vote

For Motion

Councillor Jelly

Against Motion

Councillor Foley
Councillor Hewitt
Councillor Laferriere
Councillor McArthur
Councillor Whalen

Defeated

Resolution No.2022-292

Moved by: Councillor Laferriere

Seconded by: Councillor McArthur

Be it resolved that City Council agrees to waive Section 38 of the City's Procedural By-law (Notice of Motions) in order to allow Councillor Whalen's alternative motion to be the recommendation presented in Administrative Report CS-024-2022 (Animal Control and Pound Services Contract)

Carried

Resolution No. 2022-293

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Whereas municipal Councils are elected to represent the greater interests of the constituents and the changing interest of society;

And whereas the changing interest of society require a constant updating and refreshing of municipal standards, policies and by-laws;

And whereas the changing attitude toward kill pounds are creating a strong demand for no kill facilities;

Now therefore be it resolved that Council for the Corporation of the City of Temiskaming Shores reject both current bids for the municipalities Animal Control Contract;

Further be it resolved that the current Animal Control contract be extended by 12 months with an option for an additional 12 months as currently allowed within the existing contract;

And further that the incoming Council undertake a full review of the municipality's awarding of this contract;

And further that the incoming Council be encouraged to strongly lobby the provincial government and Ontario Ministry of Agriculture, Food and Rural Affairs (OMAFRA) to amend the Animals for Research Act in general to encourage the increase of No Kill facilities;

And more specifically sections 20.1 abc -21.1-21.2-22.1 and 22.2 of the Animals for Research Act, this municipalities Animal Control By-Law; this municipalities Procurement Policy; and this municipalities Tender and Request for Proposal Policy all be reviewed to better support the societies views favouring No Kill or Kill facilities.

Recorded Vote

For Motion

Councillor Foley
Councillor Hewitt
Councillor Jelly
Councillor Laferriere
Councillor McArthur
Councillor Whalen

Against Motion

Carried

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

b) Memo No. 030-2022-CS – Updated Concurrence Request

Resolution No. 2022-294

Moved by: Councillor Whalen
Seconded by: Councillor Jelly

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Memo No. 030-2022-CS; and

That Council is hereby in concurrence with the proposed telecommunications tower for Rogers Communications Inc. which is to be located on the property at 137428 Peters Road.

Carried

c) Memo No. 031-2022-CS – Deeming By-Law for Graydon/McCarty – 697 Latchford Street

Resolution No. 2022-295

Moved by: Councillor McArthur

Seconded by: Councillor Hewitt

Whereas the owners of 697 Latchford Street 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 M54NB LOTS 107, 108 PCL 13748SST 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 July 12, 2022 Regular Council meeting.

Carried

d) Memo No. 032-2022-CS – Alexander Farms Lease Agreement

Resolution No. 2022-296

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Memo No. 032-2022-CS; and

That Council for the City of Temiskaming Shores agrees to assign the benefit of the lease agreement with Alexander Farms to permit the use of Municipal Land for Cultivation Purposes (By-law No. 2021-094) to Seeson Ranch for the remaining term ending on December 31, 2026, unless terminated early by either party.

Carried

e) Administrative Report No. CS-028-2022 – Sale of Municipal Property – Nugget Street and Part of Lane

Resolution No. 2022-297

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-028-2022;

That Council directs staff to continue with the disposition of municipal road allowances, being:

- a. Part of lane, abutting Lots 11,12 and 13 on Plan M-71 NB, described as Part 1 on Plan 54R-6269, and
 - b. Nugget Street, described as Part 2 on Plan 54R-6269;
- in accordance with By-law No. 2015-160; and

That Council directs staff to prepare the necessary by-laws to Stop and Close the above-described road allowances, and to enter into an Offer of Purchase and Sale Agreement between the City of Temiskaming Shores as Vendor, and Bradley Sauve as Purchaser, for the above-described road allowances, in accordance with By-law No. 2015-160, for consideration at the July 12, 2022 Regular Council meeting.

Carried

f) Administrative Report No. CS-029-2022 – Northern Ontario Mining Showcase at PDAC 2023

Resolution No. 2022-298

Moved by: Councillor McArthur

Seconded by: Councillor Hewitt

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

That Council confirms the application to Fed Nor for funding support to enable the City to lead the Northern Ontario Mining Showcase at the 2023 Prospectors and Developers Association of Canada Convention in Toronto.

Carried

g) Administrative Report No. CS-030-2022 – Canadian Institute of Mining, Metallurgy and Petroleum (CIM) Convention 2023

Resolution No. 2022-299

Moved by: Councillor Whalen

Seconded by: Councillor Hewitt

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CS-030-2022; and

That Council confirms the application submitted on June 28, 2022 to Fed Nor for funding support to enable the City to lead the Northern Ontario Mining Showcase at the 2023 Canadian Institute of Mining, Metallurgy and Petroleum (CIM) Convention in Montreal from April 30 – May 3, 2023.

Carried

h) Administrative Report No. PPP-003-2022 – Appointment of Volunteer Firefighter

Resolution No. 2022-300

Moved by: Councillor Jelly

Seconded by: Councillor Foley

That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PPP-003-2022; and

That Council hereby appoints Charles Amyot as Volunteer Firefighter to the Temiskaming Shores Fire Department in accordance with the *Recruitment and Retention Program*.

Carried

i) Memo No. 008-2022-PW – Extension – Rental Graders

Resolution No. 2022-301

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

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

That Council directs staff to prepare the necessary By-law to amend By-Law No. 2021-095, as amended to extend of the agreement with Jade Equipment for a period beginning November 1, 2022 to April 1, 2023, and to authorize the delegated authority to the Mayor and Clerk to execute any required

documentation on behalf of the City of Temiskaming Shores related to the extension of the Jade Equipment Rental Agreement, providing the documentation does not create any financial liability for the City beyond the approved budget, for consideration at the July 12, 2022 Regular Council meeting.

Carried

j) Memo No. 009-2022-PW – Extension – Supply and Delivery of Bulk Coarse Highway De-icing Salt

Resolution No. 2022-302

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Memo No. 009-2022-PW; and

That Council directs staff to prepare the necessary By-law to amend By-Law No. 2019-114, to extend the agreement with Compass Minerals Canada Corp. for the Supply and Delivery of Bulk Coarse Highway Salt for three (3) years, in the amount of \$130 per tonne for 2022/23 winter operations; \$133 per tonne for 2023/24 winter operations, and \$135 per tonne for 2024/25 winter operations, plus applicable taxes, for consideration at the July 12, 2022 Regular Council meeting.

Carried

k) Administrative Report No. PW-024-2022 Blue Box Transition – Municipal Involvement Decision

Resolution No. 2022-303

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-024-2022;

That Council support the preferred strategy to not become a service provider with Producer Responsible Organizations (PRO) for blue box collection beyond the City's transition date of January 1, 2025;

That Council directs staff to respond to the Circular Material Ontario (CMO) survey indicating that the City of Temiskaming Shores does not wish to enter into a contractual agreement to provide blue box collection services beyond the City's transition date of January 1, 2025; and

That Council directs staff to provide notification of the decision to all municipalities that are in agreement with the City for the acceptance of blue box material at the Spoke Transfer Station.

Carried

I) Administrative Report No. RS-015-2022 – Adoption of a Climate Lens for the City of Temiskaming Shores

Resolution No. 2022-304

Moved by: Councillor McArthur

Seconded by: Councillor Laferriere

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-015-2022; and

That Council direct staff to implement the use of the Clean Air Partnership's Climate Lens, and to integrate the tool into the Administrative Reporting requirements for Council, where deemed appropriate, such as on matters pertaining to procurement, budgeting, and policy implementation.

Carried

16. By-laws

Resolution No.2022-290 was Defeated by a Recorded vote, therefore By-Law 2022-111 was not discussed or voted on by Council.

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 from June 21, 2022 Regular Council meeting**)

Resolution No. 2022-305

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that:

- | | |
|---------------------|--|
| By-law No. 2022-117 | Being a by-law to authorize the Sale of Land to Natahsa Baril being 545 Lakeshore Road |
| By-law No. 2022-118 | 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 for 697 Latchford Street |
| By-law No. 2022-119 | Being a by-law to Stop up and Close a Highway – Part of lane, abutting Lots 11,12 and 13 on Plan M-71 NB, described as Part 1 on Plan 54R-6269 |
| By-law No. 2022-120 | Being a by-law to Stop up and Close a Highway – Nugget Street, being legally described as Part 2 on Plan 54R-6269 |
| By-law No. 2022-121 | Being a by-law to authorize the Sale of Land for a Part of a Laneway, described as Part 1 on Plan 54R-6269 to Bradley Sauve |
| By-law No. 2022-122 | Being a by-law to authorize the Sale of Land of Nugget Street, described as Part 2 on Plan 54R-6269 to Bradley Sauve |
| By-law No. 2022-123 | Being a by-law to amend By-law No. 2021-095 as amended to enter into a Rental Agreement with Jade Equipment Company Ltd. for the short-term rental of one (1) Tandem Drive Motor Grader and two (2) 6-Wheel Drive Graders (One Year Extension) |
| By-law No. 2022-124 | Being a by-law to amend By-law No. 2019-114 to enter into an agreement with Compass Minerals Canada Corp. for the Supply and Delivery of Bulk Coarse Highway Salt for the City of Temiskaming Shores (Three-Year Extension) |

be hereby introduced and given first and second reading.

Resolution No. 2022-306

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that:

By-law No. 2022-117;

By-law No. 2022-118;

By-law No. 2022-119;

By-law No. 2022-120;

By-law No. 2022-121;

By-law No. 2022-122;

By-law No. 2022-123; and

By-law No. 2022-124;

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) Regular Meeting – Tuesday, August 9, 2022 at 6:00 p.m.

b) Regular Meeting – Tuesday, September 6, 2022 at 6:00 p.m.

18. Question and Answer Period

None

19. Closed Session

Resolution No. 2022-307

Moved by: Councillor Jelly

Seconded by: Councillor Hewitt

Be it resolved that Council agrees to appoint John Telfer as Clerk for Closed Session Item 19 (b) regarding Personal matter about an identifiable individual including municipal or local board employees; and 19 (e) regarding Labour relations or employee negotiations – City Manager Recruitment Process Update.

Carried

Resolution No. 2022-308

Moved by: Councillor Whalen

Seconded by: Councillor Foley

Be it resolved that Council agrees to convene in Closed Session at 8:00 p.m. to discuss the following matters:

- a) Adoption of the June 21, 2022 and June 27, 2022 (Special) Closed Session Minutes;
- b) Under Section 239 (2) (b) of the Municipal Act, 2001 – Personal matter about an identifiable individual including municipal or local board employees;
- c) Under Section 239 (2) (e) of the Municipal Act, 2001 Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; Building Matter Update;
- d) Under Section 239 (2) (e) of the Municipal Act, 2001 Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; Contract Concerns; and
- e) Under Section 239 (2) (d) of the Municipal Act, 2001 – Labour relations or employee negotiations – City Manager Recruitment Process Update.

Carried

Resolution No. 2022-309

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Be it resolved that Council agrees to rise with report from Closed Session at 9:43 p.m.

Carried

Matters from Closed Session

Adoption of the June 21, 2022 and June 27, 2022 – Closed Session Minutes

Resolution No. 2002-310

Moved by: Councillor Foley

Seconded by: Councillor Jelly

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

- a) Adoption of the June 21, 2022 and the June 27, 2022 (Special) Closed Session Minutes.

Carried

Under Section 239 (2) (b) of the Municipal Act, 2001 – Personal matter about an identifiable individual including municipal or local board employees

Staff provided Council with an update.

Under Section 239 (2) (e) of the Municipal Act, 2001 Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; Building Matter Update

Staff provided Council with an update.

Under Section 239 (2) (e) of the Municipal Act, 2001 Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; Contract Concerns

Staff provided Council with an update.

Under Section 239 (2) (d) of the Municipal Act, 2001 – Labour relations or employee negotiations – City Manager Recruitment Process Update

Staff provided Council with an update.

20. Confirming By-law

Resolution No. 2022-311

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Be it resolved that By-law No. 2022-125 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 27, 2022**, and for its Regular meeting held on **July 12, 2022**, be hereby introduced and given first and second reading.

Carried

Resolution No. 2022-312

Moved by: Councillor Jelly

Seconded by: Councillor Foley

Be it resolved that By-law No. 2022-125 be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

Carried

21. Adjournment

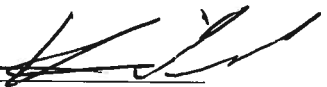
Resolution No. 2022-313

Moved by: Councillor McArthur

Seconded by: Councillor Hewitt

Be it resolved that Council hereby adjourns its meeting at 9:44 p.m.

Carried



Mayor



Clerk