

MINUTES

TOWN OF FORT FRANCES

September 12, 2022

The meeting of Council of the Town of Fort Frances was held in the Council Chambers, the Committee Room and Virtually on September 12, 2022

PRESENT: Mayor J. Caul, Chairperson; Councillors M. Behan, W. Brunetta, A. Hallikas, D. Judson, and R. Wiedenhoeft.

REGRETS: J. McTaggart

ALSO PRESENT: F. Anwar, CAO, G. Lecuyer, Clerk, T. Rob, Manager of Operations & Facilities, Jeremy Hughes, Manager of Information Technology, T. Young Recreations and Culture Manager, Alyssha Hansma, Human Resources Manager

1. COUNCIL MEETING

(Session No. 100) to immediately follow the Committee of the Whole

1.1 Call to Order / Roll Call

Mayor Caul called the Meeting to order at 6:41 p.m. a moment of silence for the passing of queen elizabeth and welcomed King Charles III.

1.2 Territorial Acknowledgement

1.3 Moment of Meditation

1.4 Disclosure of pecuniary interest and the general nature thereof.
There were no disclosures.

2. Consent Agenda:

2.1 Items Referred from Committee of the Whole

1070 **Recommendation:** THAT the following Consent items be approved:
Committee of the Whole Items ~~5.1~~, 5.2, 5.3 and 5.4
as amended.

CARRIED

COW 5.2
Lame Duck Council

CON-1070 **Recommendation:** THAT Council receive the report number AR-22-0026 from the Municipal Clerk / Returning Officer advising that the Council of the Town of Fort Frances effective August 19 to November 14 2022 is now deemed Lame Duck as defined in the Act
As amended.

CARRIED

COW 5.3
Letter from La Verendrye General Hospital Auxiliary re: Request to waive calendar parking Nelson Street

CON-1070 THAT Council approval of this report AR-22-0043 will authorize Calendar Parking be waived in the 400 & 500 Blocks of Nelson Street during the La Verendrye General Hospital Auxiliary event. being held October 16th, 2022, from 2:00pm to 4:00pm.

CARRIED

COW 5.4 Letter from Fort Frances Senior’s Centre re: Request to waive calendar parking in the 400 & 500 blocks of Nelson Street

CON-1070 THAT Council approval of this report AR-22-0044 will: authorize Calendar Parking be waived in the 400 & 500 Blocks of Nelson Street during the Seniors’ Fair being held October 26th, 2022 from 9:00am to 4:00pm.

CARRIED

3. Approval of Council Minutes: *

3.1 Regular Council Meeting Minutes Session 098 of August 8, 2022 and Special Council Meeting Minutes Session 099 of August 18, 2022

1070 **Recommendation:** THAT the meeting minutes of Council Meeting Session No. 098 dated August 8, 2022 and the Special meeting minutes Session 099 of August 18, 2022 having been typed and distributed be approved..

CARRIED

Result:	CARRIED
Mover:	Wendy Brunetta
Seconders:	Michael Behan

4. Approval of Committee of the Whole Minutes: *

4.1 Committee of the Whole meeting minutes Session No. 104 dated August 8, 2022 having been typed and distributed be approved.

1071 **Recommendation:** THAT the meeting minutes of Committee of the Whole being Session No. 098 dated August 8, 2022 having been typed and distributed be approved. as amended

CARRIED

Result:	CARRIED
Mover:	Michael Behan
Seconders:	Rick Wiedenhoeft

5. Resolutions from tonight's Committee of the Whole meeting

5.1 Section 357/358 Application for 842 Second Street East

1072 **Recommendation:** THAT Council approve Report # AR-22-0031 for the adjustment of taxes for 2022 under Section 357/358 of the Municipal Act for property located at 842 Second Street East.

CARRIED

Result:	CARRIED
Mover:	Douglas Judson
Seconders:	Andrew Hallikas

5.2 Justyna Garbos, Project Manager, WSP Canada Inc, - Town of Fort Frances New Official Plan and Comprehensive Zoning By-Law Review

1073 **Recommendation:** THAT the deputation from Justyna Garbos, Project Manager, WSP Canada Inc regarding the Town of Fort Frances New Official Plan and Comprehensive Zoning By-Law Review be received as information

CARRIED

Result:	CARRIED
Mover:	Michael Behan
Seconders:	Wendy Brunetta

5.3 Mitch Lepage, Rob Coulbeck, Alex Eidson, SB Energy US Holdings One, Bioveld Energy Ventures and Brothers Marketing Inc to request a resolution from town council supporting the development of an battery energy storage facility at the Lagoon property.

- 1074 **Recommendation:** THAT the deputation from Mitch Lepage, Rob Coulbeck, Alex Eidson, SB Energy US Holdings One, Bioveld Energy Ventures and Brothers Marketing Inc to request a resolution from town council supporting the development of an battery energy storage facility at the Lagoon property be received with appreciation AND THAT the request be referred to the CBO\Planner for a recommendation

CARRIED

Result:	CARRIED
Mover:	Andrew Hallikas
Seconder:	Douglas Judson

5.4 Minutes of Settlement for 838 Huffman Court (2020)

- 1075 **Recommendation:** THAT Council approve Report # AR-22-0033 thereby processing the request for reconsideration minutes of settlement for the property located at 838 Huffman Court for the period December 9, 2020 to December 31, 2020 with a total impact of \$82.53.

CARRIED

Result:	CARRIED
Mover:	Michael Behan
Seconder:	Rick Wiedenhoeft

5.5 Minutes of Settlement for 838 Huffman Court (2021)

- 1076 **Recommendation:** THAT Council approve Report # AR-22-0035 thereby processing the request for reconsideration minutes of settlement for the property located at 838 Huffman Court for the period January 1, 2021 to December 31, 2021 with a total impact of \$1,339.57.

CARRIED

Result:	CARRIED
Mover:	Douglas Judson
Seconder:	Andrew Hallikas

5.6 Minutes of Settlement for 401-405 Scott Street (2022)

- 1077 **Recommendation:** THAT Council approve Report # AR-22-0036 thereby processing the request for reconsideration minutes of settlement for the property located at 401-405 Scott Street for the period January 1, 2022 to December 31, 2022 with a total impact of \$1,387.44.

CARRIED

Result:	CARRIED
Mover:	Douglas Judson
Seconder:	Wendy Brunetta

5.7 Office of the Clerk Status Update and Reconciliation Policy / Plan

- 1078 **Recommendation:** THAT Council receive report AR-22-0027 from the Municipal Clerk relating to the Office of the Clerk Status Update and the Reconciliation Policy/Plan as information AND THAT the reconciliation policy be postponed to be included in the new strategic plan with input and mandate for the First Nations Relations Advisory Committee

CARRIED

Result:	CARRIED
Mover:	Michael Behan
Seconder:	Andrew Hallikas

5.8 Establishment of the 2022 Municipal Election Compliance Audit Committee

- 1079 **Recommendation:** THAT Council approval of this report AR-22-0025 from the Municipal Clerk / Returning Officer will agree to proceed with the enactment of a By-Law to establish the legislated required Compliance Audit Committee for the 2022 Municipal Elections

CARRIED

Result:	CARRIED
Mover:	Andrew Hallikas
Seconder:	Wendy Brunetta

- 5.9 Award of RFP-CSEC-01 - Provision of Canteen Services at the Memorial Sports Centre

- 1080 **Recommendation:** THAT the Council receive report AR-22-0039 and approves the award of RFP-CSEC-01 to Tess Coish, proprietor of Tess's Kitchen; and FURTHER THAT a by-law be prepared to authorize Mayor and Clerk to execute the agreement on behalf of the Corporation.

CARRIED

Result:	CARRIED
Mover:	Michael Behan
Seconder:	Douglas Judson

- 5.10 Active Transportation Fund Grant Agreement

- 1081 **Recommendation:** THAT the Council of the Town of Fort Frances approve Report # AR-22-0029 and agree to enter into a funding agreement with her majesty the Queen in right of Canada for the acceptance of funding under the Permanent Public Transit Program – Active Transportation Fund Grant Agreement for the La Verendrye Parkway Expansion - Feasibility Study and Conceptual Design; and

FURTHER THAT the authorizing by-law be brought forward to a future meeting of Council where the Mayor and Clerk will be authorized to execute the agreement on behalf of the Corporation.

CARRIED

Result:	CARRIED
Mover:	Wendy Brunetta
Seconder:	Andrew Hallikas

- 5.11 Former Mill Properties Conceptual Land Use Plan - Resolution of Support

- 1082 **Recommendation:** THAT Council of the Town of Fort Frances approve Report # AR - 22-0030 and supports, in general, the Conceptual Land Use Plan for the Former Mill Properties as prepared by Scatliff + Miller + Murray May 2022.

CARRIED

Result:	CARRIED
Mover:	Rick Wiedenhoeft
Seconder:	Douglas Judson

- 5.12 GIS Datashare Agreement - Official Plan and Zoning By-Law Review Project

- 1083 **Recommendation:** THAT Council approval of report AR-22-0028 will agree to entering into a geospatial data license agreement with WSP to obtain the Town's GIS data to assist in the completion of the Official Plan and Zoning By-Law review THAT the associated fees relating to the data as outlines in the User Fee By-Law be waived AND THAT the Mayor and Clerk be authorized to execute the agreement on behalf of the Corporation.

CARRIED

Result:	CARRIED
Mover:	Michael Behan
Seconder:	Andrew Hallikas

6. By-Laws:

6.1 By-Laws to be enacted:

- 1084 THAT the following by-laws be introduced and read, and finally passed, signed by the Mayor and the Clerk, sealed with the Corporate Seal and become law forthwith:
- By-Law 50-22, being a by law to authorize the execution of an agreement with Miller Group; re: Tender 2022-OF-10 – 2022 MSHW Service Provider
 - By-Law 51-22, being a by law to authorize the execution of an agreement with Winnipeg Airport Services Corp; re: RFP 2022-OF-13 – Internal Quality Assurance Audit Service for the Fort Frances Airport Safety Management System
 - By-Law 52-22, being a by-law to appoint a Joint Compliance Audit Committee

CARRIED

Result:	CARRIED
Mover:	Douglas Judson
Seconder:	Wendy Brunetta

7. New Items:

7.1 Rainy River District Municipal Association Annual AGM and Conference Schedule September 21st, 2022 at 7:00 p.m. in Chapple, ON (Councillor Behan)

- 1085 **Recommendation:** THAT Council approved the attendance of the following Council members to the Rainy River District Municipal Association Annual AGM and Conference Scheduled September 21st, 2022 at 7:00 p.m. in Chapple, ON AND THAT Pier Diems and Travel be permitted in accordance with the remuneration By-Law
- All Council members have been approved to attend.

CARRIED

Result:	CARRIED
Mover:	Michael Behan
Seconder:	Andrew Hallikas

7.2 Federal Electoral Boundaries (Councillor Judson)
Recorded vote called by Councillor Judson

Motion to Amend 1086 THAT Motion 1086 be amended to strike out "with which Fort Frances-area municipalities have often found their economic interests at odds";

CARRIED

Result:	CARRIED
Mover:	Wendy Brunetta
Seconder:	Douglas Judson

1086 **Recommendation:** WHEREAS the Federal Electoral Boundaries Commission for Ontario (“Commission”) released its proposed redistribution of federal riding boundaries in August 2022;

WHEREAS Northern Ontario would lose a seat in the House of Commons under the proposed redistribution;

WHEREAS the previous redistribution caused the Rainy River District to be joined into a riding with the City of Thunder Bay, ~~with which Fort Frances-area municipalities have often found their economic interests at odds;~~

WHEREAS the new proposed distribution intends to further combine the main municipal population centres of the current Kenora and Thunder Bay—Rainy River

ridings, further eroding effective representation for the rural and outlying communities of the Rainy River and Kenora districts;

WHEREAS the current proposal has been criticized as impractical and unfair for northern communities by both current and former MPs from across Northern Ontario, from all 3 major political parties;

WHEREAS the proposed redistribution fails to recognize the economic, historic, and cultural distinctions across the region and the rural-urban population divide between Thunder Bay and smaller centres in the Northwest;

WHEREAS the Northern Policy Institute has conducted research which confirmed that the Kenora and Rainy River districts are in a distinct economic region from Thunder Bay; and

WHEREAS the Commission has called for written submissions from citizens and stakeholders on its proposed redistribution by September 25, 2022;

THEREFORE IT IS RESOLVED THAT Council of the Town of Fort Frances (“Council”) conveys the following comments as submissions to the Commission:

- 1.Council is concerned by the loss of northern representation in the proposed redistribution and is of the view that 10 seats ought to be reserved for the north to account for its geographic, economic, and social diversity;
- 2.Council is concerned that the Town of Fort Frances’ new proposed federal riding of Kenora—Thunder Bay—Rainy River fails to account for the vast geography of the region and the economic, historic, political, and demographic differences between the Kenora-Rainy River districts and the City of Thunder Bay;
- 3.Council is of the view that the current proposal creates boundaries for the purpose of adhering to a population formula without fully accounting for the unique geographic, economic, and cultural realities of northern communities and their different community interests;
- 4.Council is of the opinion that effective representation for the Northwest requires that travel times, Indigenous territorial boundaries, community history, provincial boundaries, and economic regions be reflected in federal electoral boundaries;
- 5.If the current 10 seats for Northern Ontario is not maintained, Council suggests that consideration be given by the Commission as to whether the City of Thunder Bay ought to be contained within a single riding in order to give more effective representation to rural and smaller communities in the region;
- 6.Council directs the administration to send a copy of this resolution to the Commission with a covering letter, by email (ON@redecoupage-federal-redistribution.ca); and
- 7.Council directs that a copy of this resolution be sent to:
 - a.the Northwestern Ontario Municipal Association;
 - b.all municipalities in the Kenora and Rainy River districts; and
 - c.the current MPs for Northwestern Ontario (eric.melillo@parl.gc.ca, patty.hajdu@parl.gc.ca, and marcus.powlowski@parl.gc.ca).

CARRIED.

Result:	CARRIED.
Mover:	Douglas Judson
Seconder:	Andrew Hallikas

Ayes:	Andrew Hallikas, Douglas Judson, Wendy Brunetta, June Caul, Michael Behan, and Rick Wiedenhoeft
Absent:	John McTaggart

8. Information Correspondence:

The following items were received. Council was provided an opportunity for clarification and questions relating to all information items.

- 8.1 CORR: Owen Sound Resolution: Changes to the Amber Alert System
- 8.2 CORR: Letter re: Open U.S. - Canada Border
- 8.3 CORR: Town of Wasaga Beach Resolution re: Strong Mayors, Building Homes Act

9. Minutes of Local Boards / Committees: None

10. In-Camera:

- 10.1 Council proceeds in-Camera at 7:25 p.m.
The following Staff members were present:
Item 1. Cody Vangel, CBO/ Planner, Faisal Anwar, CAO and Gabrielle Lecuyer, Clerk
Item 2 & 3. Alyssa Hansma, HR Manager, Faisal Anwar, CAO and Gabrielle Lecuyer, Clerk
Item 4 Clare Brunetta Legal Counsel, Faisal Anwar, CAO and Gabrielle Lecuyer, Clerk
Item 5 Gabrielle Lecuyer, Clerk

1087 THAT Council now meet in-camera in order to address a matter pertaining to:

1. Industrial Park Land Disposition

(c) a proposed or pending acquisition or disposition of land by the municipality or local board;

2. Ongoing Legal matter

- (b) personal matters about an identifiable individual, including municipal or local board employees;
- (d) labour relations or employee negotiations;
- (e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
- (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

3. Labour Relations Matter

- (b) personal matters about an identifiable individual, including municipal or local board employees;
- (d) labour relations or employee negotiations;
- (e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
- (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

4. RTR and Point Park Litigation (3 items)

- (e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
- (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- (g) a matter in respect of which a council, board, committee or other body may hold a closed meeting under another Act;

5. CAO Performance Appraisal - Update

- (b) personal matters about an identifiable individual, including municipal or local board employees;
- (h) information explicitly supplied in confidence to the municipality or local board by Canada, a province or territory or a Crown agency of any of them;

CARRIED

Result:	CARRIED
Mover:	Douglas Judson
Second:	Wendy Brunetta

11. Public Session Resumes: 9:06 p.m.

Mayor Caul reported out of the closed session, that Council discussed all matters as listed on the closed meeting agenda and provided direction to Staff and Legal Counsel to proceed as directed.

12. Resolutions Required as a result of In-Camera discussions:

12.1 Closed Meeting Minutes Approval July 11, Aug 8 and Aug 18, 2022

1095 **Recommendation :** THAT the closed meeting minutes of the Council dated July 11, 2022, August 8, 2022 and August 18, 2022 having been typed and distributed be approved

CARRIED

Result:	CARRIED
Mover:	Douglas Judson
Second:	Andrew Hallikas

13. ADJOURNMENT

13.1 The Council Meeting adjourned at 8:31 p.m.

1096 THAT this meeting of the Council of the Town of Fort Frances be now closed.

CARRIED