

REPORT

COMMITTEE OF THE  
WHOLE

August 12, 2019

A meeting of the Committee of the Whole of Council was held in the Committee Room and Council Chambers, Civic Centre on August 12, 2019 from 5:00 p.m. to 6:51 p.m. and 7:22 to 8:51 p.m.

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

ALSO PRESENT: D. Brown, CAO, E. Slomke, Clerk, D. Galusha, Treasurer (6:24 to 6:51), T. Rob, Manager of Operations & Facilities (5:00-5:01 and 6:24 to 6:51), J. Kabel, Manager of Community Services (5:00-5:01 and 6:24-6:51), C. Vangel, CBO/Municipal Planner (6:24 to 6:51)

**1. Call to Order at 5:30 p.m.**

**2. Non-agenda items identified to be considered later in this meeting, both in-camera and in open meeting - None.**

**3. Disclosure of pecuniary interest and the general nature thereof.**

Councillor Brunetta disclosed an interest in Item 8.1 from this agenda as these are her per diem claims for attendance at the NOMA Executive Meeting in Thunder Bay on July 16-17.

Councillor McTaggart disclosed an interest in Item 4.3 from this agenda as he receives compensation from a corporation that is owned by a development corporation of one of the Agency One Bands.

Councillor McTaggart disclosed an interest in Item 9.2 from this agenda as he is an owner in this project.

**4. In-Camera:**

4.1 Advice that is subject to solicitor-client privilege, including communications necessary for that purpose: Property Matter (5:01-6:14pm)  
W. Derksen, Town Solicitor, T. Drysdale, RRFDC, G. Gillon, RRFDC, M. Willick, Consultant, D. Brown, CAO and E. Slomke, Clerk  
The Town Solicitor advised Council members that advice he provides will be heard by non-municipal people in attendance. Council acknowledged that statement.  
A lengthy explanation/discussion took place. Direction was provided to Town Solicitor and the Mill Working Group members.

4.2 Personal matters about an identifiable individual, including municipal or local board employees: Support Contract (6:15-6:18pm)  
The CAO provided a verbal summary. A brief discussion took place.

4.3 Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board: Agency One Matters  
\*\* Due to time constraints, Council decided to reconvene to discuss this matter after tonight's Council meeting is complete. (7:22-8:51 p.m.)  
Councillor McTaggart disclosed an interest in Item 4.3 from this agenda as he receives compensation from a corporation that is owned by a development corporation of one of the Agency One Bands. He did not speak to the matter and left the room.  
Councillor Judson relinquished his vice-chair responsibilities to Councillor Wiedenhoeft during this item, with Council's support.  
A lengthy discussion took place. Direction was provided to the First Nation Relations Advisory Committee.

**5. Public Session Resumes in Council Chambers at 6:24 p.m.**

**6. Council Reports on Board & Committee Activity:**

- 6.1 Mayor June Caul provided a verbal update related to the Fort Frances Sports Hall of Fame, First Nations Relations Advisory Committee and Mill Advisory Committee. Councillor Douglas Judson provided a verbal update related to the First Nations Relations Advisory Committee, Boundary Waters Group presentation at Library, upcoming AMO Conference and efforts by local businesses to revitalize downtown. Councillor John McTaggart - no report.  
Councillor Rick Wiedenhoft - no report.

**7. Consent Agenda:**

- 7.1 2019/2020 Connecting Link Program Funding Agreement - Scott Street.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee to enter into a funding agreement with the Ministry of Transportation (Ontario) for Connecting Link funding for the reconstruction of Scott Street from Colonization Road East to Reid Avenue and further that Mayor and Clerk be authorized to execute the agreement and authorizing by-law on behalf of the Corporation.
- 056 Behan - Brunetta: THAT the matters listed on the Consent Agenda be referred to the Consent Agenda for the Regular Meeting of Council later tonight for approval being items # 7.1, 7.2, 7.3, 7.4, 7.5, 7.6, ~~7.7~~, 7.8, 7.9, 7.10, 7.11, 7.12, 7.13, 7.14, 7.15, 7.16, 7.17, 7.18, 7.19, 7.20 and 7.21.
- CARRIED
- 7.2 2019/2020 Connecting Link Program Engagement for Design/Contract Administration - Scott Street.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee to pass a resolution to engage KGS of Winnipeg to complete the contract administration for the reconstruction of Scott Street from Colonization Road East to Reid Avenue.
- 7.3 2019/2020 Connecting Link Program Funding Agreement - King's Highway.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee to enter into a funding agreement with the Ministry of Transportation (Ontario) for Connecting Link funding for the reconstruction of King's Highway from Pit Road #1 to Oakwood Road and further that Mayor and Council be authorized to execute the agreement and authorizing by-law on behalf of the Corporation.
- 7.4 2019/2020 Connecting Links Program Engagement for Design - King's Highway.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee to pass a resolution to engage Hatch Corporation of Thunder Bay to complete the detailed design works including tender documents for the future Reconstruction of King's Highway from Pit Road #1 to Oakwood Road as outlined in their proposal.
- 7.5 Award of Tender 19-OF-05 - Municipal Household Hazardous Waste Event Services.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee that 1) The Miller Group out of Winnipeg be designated the Town 's 2019 MSHW service provider at an estimated cost of \$26,710.51 (includes HST) in accordance with the tender documents; and 2) That the Town 's MSHW event day is scheduled on Saturday September 14, 2019 from 9:00 am to 3:00 pm. and further that an authorizing by-law be prepared.
- 7.6 Request from Rainy River District School Board - Unbudgeted Construction of a Sidewalk along McIrvine Road.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee that the installation of a sidewalk on McIrvine Road

from King's Highway to the Fort Frances High School be deferred to the 2020 Capital Budget so that a proper design and tendering of the work can take place.

- 7.7 Award of Tender 19-OF-07 - ~~2018~~ 2019 Zoom Camera Inspection of Storm Sewers.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee to award Tender 19-OF-07 to Infratech Services at a total cost of \$16,697.04 including hst and further that Mayor and Clerk be authorized to execute the agreement and authorizing by-law on behalf of the Corporation.

This item was pulled by Councillor Wiedenhoeft. Clarification on housekeeping matter was provided.

- 7.8 Award of RFP 19-OF-08 - Design Works for the Roof Replacement at the Memorial Sports Centre.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee that 1) RFP 19-OF-08 be awarded to JML Engineering at a total cost of \$43,578.00 including hst; 2) That Mayor and Clerk be authorized to execute the agreement and authorizing by-law on behalf of the Corporation; and 3) That the budget shortfall be funded either through the Corporate Building reserve or through the year end surplus.
- 7.9 April 2019 Drinking Water Systems Monthly Summary Report.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee to accept the April 2019 report prior to it being made available to the general public.
- 7.10 May 2019 Drinking Water Systems Monthly Summary Report.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee to accept the May 2019 report prior to it being made available to the general public.
- 7.11 June 2019 Drinking Water Systems Monthly Summary Report.  
- approval of this report will agree to the recommendation of the Operations and Facilities Executive Committee to accept the June 2019 report prior to it being made available to the general public.
- 7.12 Request from J. McEvoy & J. Tovey re: Overheight Fence at 927 Frenette Avenue.  
- approval of this report will agree to the recommendation of the Planning and Development Executive Committee to not approve the request from J. McEvoy and J. Tovey for increase of fence height.
- 7.13 Site Plan Control - 821 McIrvine Road (UNFC Daycare).  
- approval of this report will agree to the recommendation of the Planning and Development Executive Committee to pass a by-law designating 821 McIrvine Road as a Site Plan Control area in the Town of Fort Frances and further that a site plan control agreement be developed and approved as part of the same by-law at an upcoming meeting of Council.
- 7.14 Site Plan Control - 1530 King's Highway (Belluz Concrete and Rentals).  
- approval of this report will agree to the recommendation of the Planning and Development Executive Committee to pass a by-law to designate 1530 King's Highway as a Site Plan Control area in the Town of Fort Frances and further that a site plan control agreement be developed and approved as part of same by-law at a future meeting of Council.
- 7.15 Site Plan Control - 528 Second Street East (Robert Moore School/RRDSB).  
- approval of this report will agree to the recommendation of the Planning and Development Executive Committee to pass a by-law to amend the site plan control agreement with Rainy River District School Board at a future meeting of Council.

- 7.16 Site Plan Control - 810 King's Highway (Borderland Hotel Inc. - o/a Fort Frances Super 8).  
- approval of this report will agree to the recommendation of the Planning and Development Executive Committee to amend the site plan control agreement for property located at 810 King's Highway with Borderland Hotel o/a Fort Frances Super 8.
- 7.17 Second Units - Request amendments.  
- approval of this report will agree to the recommendation of the Planning and Development Executive Committee to forward amendments to the Official Plan and Zoning By-Law in order to expand the scope of second units permitted with the Town of Fort Frances as outlined in the report.
- 7.18 Request for Reconsideration - Minutes of Settlement (M.O.S.) RE: 306 Kerr Place (2019).  
- approval of this report will agree to the recommendation of the Administration and Finance Executive Committee to process the Minutes of Settlement for the property located at 306 Kerr Place as received.
- 7.19 Rainy River Vet Services Committee.  
- approval of this report will agree to the recommendation of the Administration and Finance Executive Committee to make a contribution to the Vet Assistance Trust Fund in the amount of \$650.00 to support the request from the Rainy River Vet Services Committee.
- 7.20 Non Prime Time Ice User Fee.  
- approval of this report will agree to the recommendation of Community Services Executive Committee to redefine the non-prime time ice surface rental user fee class to include the hours 6 a.m. to 8 a.m. as presented.
- 7.21 Memorial Sports Centre Hours and Holiday Closures.  
- approval of this report will agree to the recommendation of the Community Services Executive Committee to endorse the annual calendar of hours and closures for the Memorial Sports Centre as presented.

## **8. Administration and Finance Division:**

- 8.1 Councillor W. Brunetta - NOMA Executive Meeting.  
- approval of this report will agree to the recommendation of the Administration and Finance Executive Committee to approve the Travel Expense and Per Diem claims in the amount of \$240.00 as submitted by Councillor Wendy Brunetta for her attendance at the NOMA Executive Meeting and Conference in Thunder Bay on July 16-17, 2019.

## **9. Planning and Development Division:**

- 9.1 Zoning By-law Amendment and Removal of 'H' Symbol (1408 Eighth Street East)  
- approval of this report will agree to the recommendation of the Committee of Adjustment and Planning & Development Executive Committee to permit the Zoning by-law designation change and removal of the 'H' symbol as outlined in the report.
- 9.2 Application for Condominium - 201 Minnie Avenue.  
- approval of this report will agree to the recommendation of the Planning and Development Executive Committee to approve the 'draft' Plan of Condominium once it is prepared, authorize an exemption under the Condominium Act, and further authorize the waiver of Application for Condominium fees, leaving the developer with the responsibility of the legal costs as they relate to the Application for Condominium. Councillor McTaggart disclosed an interest in Item 9.2 from this agenda as he is an owner in this project. He did not speak to the matter. Councillor Judson assumed chair responsibilities for this item.

**10. Operations and Facilities Division:**

- 10.1 A Verbal Update on Capital Projects was provided by T. Rob, Manager of Operations & Facilities

**11. Information:**

The following ten items were received.

- 11.1 Operations and Facilities Division - Public Works Area Operations Statistics - April 2019.
- 11.2 Operations and Facilities Division - Public Works Area Operations Statistics - May 2019.
- 11.3 Ontario Clean Water Agency - Fort Frances Wastewater Treatment Facility - June 2019 Monthly Report.
- 11.4 Fort Frances Fire & Rescue - June 2019 Report.
- 11.5 General Fund (Operating) Summary for the six months ending June 30, 2019.
- 11.6 Water and Sewer Fund (Operating) Summary for the six months ending June 30, 2019.
- 11.7 2019 Reserve Fund (to June 30, 2019).
- 11.8 Capital Budget to Actuals (to June 30, 2019).
- 11.9 Building Department June 2019 Statistics report.
- 11.10 Notice of Decision from the Committee of Adjustment re: File A4/2019 - 838 Huffman Court; and A5/2019 - 1530 King's Highway.

**12. Non-agenda items - None.**

**13. ADJOURNMENT**

- 13.1 The meeting adjourned at 6:51 p.m.  
Item 4.3 was discussed after the Council meeting adjourned, from 7:22-8:51 pm.

057 Behan - Brunetta: THAT this meeting of the Committee of Whole of Council of the Town of Fort Frances be now closed.

CARRIED

J. McTaggart, Chairperson

E. Slomke, Clerk