



MINUTES

**Of a Meeting of the Council of the City of Kenora
Tuesday, June 22, 2021
12:00 p.m.
Virtual Attendance**

Council met electronically as permitted by the City of Kenora Procedural bylaw. Citizens and our Media Partners are encouraged to view the public meeting via the Public Live Stream Event at: <https://video.isilive.ca/kenora/2021-06-22-Council.mp4.html>

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**With** Mayor D. Reynard in the Chair, Councillor M. Goss, Councillor R. McMillan Councillor A. Poirier, Councillor K. Ralko, Councillor S. Smith, Councillor C. Van Walleggem

**Staff:** Kyle Attanasio, CAO, Heather Pihulak, Director of Corporate Services/City Clerk, Adam Smith, Director of Development Services, Stace Gander, Director of Community Services/Acting Director Engineering & Infrastructure, Charlotte Edie, Director of Finance, Roberta Marsh, Director of Human Resources, Kent Readman, Fire Chief

### **Call to Order**

Mayor Reynard called the meeting to order at 12:01 p.m.

### **Blessing & Land Acknowledgment** *Delivered by Councillor McMillan*

As we gather, we recognize that we are on Treaty Three Lands which are steeped in rich Indigenous history and home to many First Nations and Metis people today. We continue to be thankful for the partnerships with our Indigenous people.

We give thanks for the many blessings we enjoy in the City of Kenora. We seek wisdom in our minds, clearness in our thinking, truth in our speaking and always love in our hearts, so that we may try always to unite the Citizens of Kenora. Let these principles guide us in our decision making.

### **Public Information Notices as per By-law Number 144-2007**

Mayor Reynard then read the following notices:-

As required under Notice By-law #144 -2007, Council hereby advises the public of its intention to adopt the following at today's meeting:-

N/A

### **Declaration of Pecuniary Interest & General Nature Thereof**

Mayor Reynard then asked if any Member of Council had any Declarations of Pecuniary Interest and the General Nature Thereof pertaining to any items as follows:-

- i) On Today's Agenda or from a previous Meeting
- ii) From a Meeting at which a Member was not in Attendance

There were none declared.

Kyle Attanasio, CAO introduced the City's new Fire Chief, Kent Readman. Kent and his family have joined the City of Kenora from the City of Dryden. He has a long career in firefighting and we are excited to have him with the Fire Service in Kenora.

### **Confirmation of Minutes**

#### **1. Moved by A. Poirier, Seconded by K. Ralko & Carried:-**

That the following Minutes of the Council of the City of Kenora be adopted as circulated:-  
Regular Council – May 18, 2021

### **Deputations**

None

### **Additions to the Agenda**

None

### **Appointment to District of Kenora Home for the Aged Board of Mgmt**

#### **2. Moved by C. Van Wallegghem, Seconded by R. McMillan & Carried:-**

That Council hereby appoints Councillor Andrew Poirier to the District of Kenora Home for the Aged Board of Management for a term at the pleasure of Council no later than November 14, 2022.

### **2021 Q1 Investments**

#### **3. Moved by K. Ralko, Seconded by R. McMillan & Carried:-**

That Council hereby accepts the 2021 first quarter investment report that includes details of the Kenora Citizens' Prosperity Trust Fund and other City of Kenora investments.

### **April 2021 Financial Statements**

#### **4. Moved by R. McMillan, Seconded by S. Smith & Carried:-**

That Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora at April 30, 2021.

### **Municipal Asset Manager Position**

#### **5. Moved by S. Smith, Seconded by M. Goss & Carried:-**

That in accordance with City of Kenora Recruitment Policy HR-1-1, Council hereby approves the creation of a new position - Municipal Asset Manager, to lead the City of Kenora's Asset Management Program.

### **Rotary Peace Park Tax Receipts**

#### **6. Moved by M. Goss, Seconded by C. Van Wallegghem & Carried:-**

That Council hereby authorizes the issuance of tax receipts for any donation of \$50 or greater made to the City of Kenora up to December 31, 2022, unless otherwise specified, to be used specifically towards the development of the Rotary Peace Park; and further

That the City will pay the invoice(s) for the actual expenses incurred, direct to the appropriate supplier(s) for the construction of the park to a maximum of the actual donations received; and further

That the issuance of tax receipts for donations for the peace park be restricted specifically to the 2021/2022 construction.

### **2021 Municipal Insurance Renewal**

#### **7. Moved by C. Van Walleghem, Seconded by A. Poirier & Carried:-**

That Mayor and Council accept the proposal for renewal of Municipal Insurance as presented by Gillons and Intact Public Entities (formerly Frank Cowan Company) in the amount of \$445,365.00 excluding taxes; and further

That Council accept the proposal for Volunteer Firefighter Coverage as presented by VFIS in the amount of \$6,298.00 excluding taxes.

### **Civil Marriage Ceremony Contract**

#### **8. Moved by A. Poirier, Seconded by K. Ralko & Carried:-**

That three readings be given to a bylaw to execute an agreement between the Corporation of the City of Kenora and Rolanda Peacock for the services of civil marriage commissioner for the City of Kenora on an as appointed basis effective January 1, 2021 ending December 31, 2023; and further

That bylaw number 8-2018 be hereby repealed.

### **2022 Municipal Elections Voting Method**

#### **9. Moved by K. Ralko, Seconded by R. McMillan & Carried:-**

That Council gives three readings to a bylaw authorizing the use of alternative voting methods, including internet and telephone voting for the 2022 Municipal Election; and further

That the Clerk be authorized to select vendors for the provision of the 2022 Municipal Election; and further

That the Clerk be delegated authority to execute any agreements necessary to implement the 2022 Municipal Election.

### **CEMC Appointment**

#### **10. Moved by R. McMillan, Seconded by S. Smith & Carried:-**

That three readings be given to a bylaw to appoint Kevin Gannon as the Community Emergency Management Coordinator (CEMC) for the City of Kenora effective July 26, 2021; and further

That Council appoints Kent Readman, Fire Chief, as the Alternate Community Emergency Management Coordinator (CEMC) for the City of Kenora; and further

That By-Law Number 181-2015 be hereby repealed.

### **Planning Advisory Committee Terms of Reference**

#### **11. Moved by S. Smith, Seconded by M. Goss & Carried:-**

That Council gives three readings to a bylaw to authorize amendments to the Rules of Order and Procedure for the City of Kenora Planning Advisory Committee (PAC); and further

That by-law number 73-2021 be hereby repealed.

### **D14-21-04 – 613 Ottawa Street Zoning Bylaw Amendment**

#### **12. Moved by M. Goss, Seconded by C. Van Wallegghem & Carried:-**

That application D14-21-04 for a zoning by-law amendment to change the zoning of 613 Ottawa Street from "GC" General Commercial Zone to "R2" Residential – Second Density Zone be hereby approved; and further

That three readings be given to a bylaw for this purpose.

### **D14-21-05 – 321 First Avenue South Zoning Bylaw Amendment**

#### **13. Moved by C. Van Wallegghem, Seconded by A. Poirier**

That application D14-21-05 for a zoning by-law amendment to change the zoning of the subject property from "GC[HL]" General Commercial Zone with a Hazard Land Zone exception to "GC" General Commercial Zone be hereby approved; and further

That three readings be given to a bylaw for this purpose.

Councillor Smith the application before Council today is only to consider the removal of hazard land zoning.

#### **Defeated by 13a**

The application before Council today is only to consider the removal of the hazard land zoning to the location. This is private property and not private property. There are permitted uses and the owner has the right to develop the property within what is permitted.

Councillor S. Smith introduced an amendment to motion #13. The introduction of the amendment to the resolution mainly includes to capture a holding zone and no fill to be added until the record of site condition is filed with the City. Once the City has that information the City can remove that holding zone.

### **Amended Motion # 13 D14-21-05 – 321 First Avenue South Zoning Bylaw Amendment**

#### **13a. Moved by S. Smith, Seconded by K. Ralko & Carried:-**

That application D14-21-05 for a zoning by-law amendment to change the zoning of the subject property locally known as 321 First Avenue South from "GC[HL]" General Commercial Zone and Hazard Land Zone to "GC[h]" General Commercial Zone, Holding Zone be hereby approved; and further;

That in the case of the lands rezoned to General Commercial, Holding Zone (GC[h]), the "h" holding symbol may be removed when:

- a. a Record of Site Condition for purposes of residential use is submitted and approved by the Ministry of the Environment, Conservation and Parks; and further

That until the "h" symbol is removed from the subject lands, the following provisions shall apply:

- a. Permitted uses- every use of the land and every erection of the buildings and structures including the placement of fill, is prohibited except uses, buildings and structures legally existing on the day of passage of the By-law.

**Discussion:** When it comes to the holding provision that until the phase 2 ESA is completed and then submitted to MOCP and they have approved a record of site condition that holding provision would remain in effect. When the City is in receipt of that and acknowledged the proper due diligence has taken place, a subsequent zoning bylaw amendment would come straight to Council for that removal. Council will determine if it needs to be removed. The holding zone is only subject to appeal from the applicant, not members of the public. It would be an added step in terms to the process. We are requiring the record of site condition either way. This will just add one more step into the process. In terms of the record of site condition, it is unknown what step they are in with the ESA application. There is uncertainty around the timing of when this would be approved but there is significant changes around the placement of fill.

### **D14-21-03 – 96 Lakeside Crescent Zoning Bylaw Amendment**

#### **14. Moved by K. Ralko, Seconded by R. McMillan**

That Application for Zoning By-law Amendment, File No. D14-21-03, to change the zoning of the subject property from "R2" Residential – Second Density Zone to "R3" Residential – Third Density Zone; to remove the "HL" Hazard Land Zone, and to allow the development of a four (4) unit apartment dwelling with a lot frontage of 22.8 m should be approved and subject to with the following conditions:

- a) That the minimum lot frontage be amended to 22.8m for an apartment dwelling;
- b) That the number of dwelling units permitted on the site be limited to a maximum of four (4);
- c) That a registered easement be provided to the satisfaction of Synergy North Canada,
- d) That a legal survey be provided to the satisfaction Synergy North Canada, at the cost of the applicant,
- e) That the "HL" Hazard Land zone be reduced to correspond with that portion of the lot which is located below the elevation of 325m CGVD28.

A recorded vote was requested by Councillor Smith

| <b>Recorded Vote</b>      | <b>AYE</b> | <b>NAY</b> | <b>Dec. of Interest</b> | <b>Absent</b> |
|---------------------------|------------|------------|-------------------------|---------------|
| Councillor Goss           | X          |            |                         |               |
| Councillor McMillan       |            | X          |                         |               |
| Councillor Poirier        |            | Abstention |                         |               |
| Councillor Ralko          |            | X          |                         |               |
| Councillor Smith          |            | X          |                         |               |
| Councillor Van Wallegghem | X          |            |                         |               |
| Mayor Reynard             | X          |            |                         |               |

### **Motion Defeated**

#### **Amending Agreement for Labour Adjustment Advisory Program**

##### **15. Moved by A. Poirier, Seconded by K. Ralko & Carried:-**

That three readings be given to a bylaw to execute an agreement between the Corporation of the City of Kenora and her Majesty the Queen in the right of Ontario as represented by the Minister of Labour, Training and Skills Development for the continued delivery of the Adjustment Advisory Program – Labour Adjustment Committee; and further

That the Mayor be authorized to execute this agreement.

#### **Tender Acceptance for Water Treatment Plan Generator Replacement**

##### **16. Moved by R. McMillan, Seconded by S. Smith & Carried:-**

That the tender submitted by Lake of the Woods Electric Ltd, in the amount \$753,478.00 (plus HST) for the Water Treatment Plant Generator Replacement be hereby accepted.

#### **Agreement with Lake of the Woods Electric – Water Treatment Generator**

##### **17. Moved by S. Smith, Seconded by M. Goss & Carried:-**

That further to City Council accepting the bid of Lake of the Woods Electric Ltd. related to the City of Kenora Water Treatment Plant generator replacement, authorization is hereby given for the Mayor and Clerk to execute an agreement between the Corporation of the City of Kenora and Lake of the Woods Electric Ltd.; and further

That three readings be given to a by-law for this purpose.

#### **Tender Acceptance for Valley Lift Station Upgrades**

##### **18. Moved by M. Goss, Seconded by C. Van Wallegghem & Carried:-**

That the tender submitted by M Builds (NWO), in the amount \$454,800.00 (plus HST) for the Valley Lift Station upgrades be hereby accepted.

#### **Agreement with M Builds (NWO) Ltd for Valley Lift Station Upgrades**

##### **19. Moved by C. Van Wallegghem, Seconded by A. Poirier & Carried:-**

That further to City Council accepting the bid of M Builds (NWO) Limited related to the Valley Lift Station upgrades, authorization be and is hereby given for the Mayor and Clerk to execute an agreement between the Corporation of the City of Kenora and M Builds (NWO) Limited; and further

That three readings be given to a by-law for this purpose.

### **Parking Lot Bylaw Amendment-Rates & Overnight Parking**

#### **20. Moved by A. Poirier, Seconded by K. Ralko & Carried:-**

That Council hereby approves an amendment to Schedule "A" to By-Law No. 082-2018 Regulate Parking Lots and Structures to amend "Lot A", "Lot C" and "Lot K" to reflect parking lot daily parking rate fees and lot "C" Keewatin Arena parking lot; and further

That Council gives three readings to a by-law to amend By-Law Number 082-2018 for this purpose.

### **RFQ Coney Island Shuttle Service**

#### **21. Moved by K. Ralko, Seconded by R. McMillan & Carried:-**

That Council hereby directs administration to undertake a request for quotation process for the operation of a Coney Island Shuttle service; and further

That a budget amendment request be brought before Council at the July Council meeting for this purpose.

### **Tourism Economic Development & Recovery Fund Agreement**

#### **22. Moved by R. McMillan, Seconded by S. Smith & Carried:-**

That three readings be given to a by-law to execute an agreement between the Corporation of the City of Kenora and her Majesty the Queen in right of Ontario as represented by the Minister of Heritage, Sport, Tourism and Culture Industries for the delivery of detailed design work for the Harbourfront Business Development Plan in the amount of \$20,000; and further

That the Clerk be authorized to execute this agreement.

### **Accessible Parking Stall Relocation-Park Street**

#### **23. Moved by S. Smith, Seconded by M. Goss & Carried:-**

That Council authorizes amendments to the Traffic Regulation By-law Number 180-2015 Schedule "K" – Accessible Parking on Municipal Streets,

That three readings be given to an amending by-law for this purpose.

### **CUPE Local 191 Collective Agreement Ratification**

#### **24. Moved by M. Goss, Seconded by C. Van Wallegghem & Carried:-**

That Council hereby approve the Collective Agreement between the Corporation of the City of Kenora and the Canadian Union of Public Employees (CUPE) Local 191; and further

That three readings be given to a bylaw to execute the Collective Agreement.

### **IBEW (Water Plant) Local 559 Agreement Ratification**

#### **25. Moved by C. Van Wallegem, Seconded by A. Poirier & Carried:-**

That Council of the City of Kenora hereby approves the Collective Agreement between the Corporation of the City of Kenora and the International Brotherhood of Electrical Workers (IBEW) 559; and further

That three readings be given to a bylaw to execute the Collective Agreement.

### **Various Committee Minutes**

#### **26. Moved by A. Poirier, Seconded by K. Ralko & Carried:-**

That Council hereby adopts the following Minutes from various City of Kenora Committees:

- April 22, 2021 – The Muse

That Council hereby receives the following Minutes from other various Committees:

- March 26, 2021 – Northwestern Health Unit; and further

That these Minutes be circulated and ordered filed.

### **Water & Wastewater Monthly Summary – April 2021**

#### **27. Moved by K. Ralko, Seconded by R. McMillan & Carried:-**

That Council of the City of Kenora hereby accepts the April 2021 Kenora Water and Wastewater Systems Monthly Summary Report, as prepared by City administration.

### **Approval of By-laws**

#### **28. Moved by R. McMillan, Seconded by S. Smith & Carried:-**

That the following By-laws be now read a First & Second Time, and approved in their present form and presented for Third & Final Reading:~

- #71-2021 - Confirmatory
- #72-2021 - Civil Marriage Ceremony Contract
- #73-2021 - CEMC Appointment
- #74-2021 - Planning Advisory Committee Terms of Reference
- #75-2021 - D14-21-04 613 Ottawa Street Zoning Bylaw Amendment
- #78-2021 - Amending Agreement for Labour Adjustment Advisory Program
- #79-2021 - Agreement with Lake of the Woods Electric–Water Treatment Plant Generator
- #80-2021 - Agreement with M Builds (NWO) Ltd for Valley Lift Station Upgrades
- #81-2021 - Parking Lot Bylaw Amendment – rates & overnight parking
- #82-2021 - Tourism Economic Development and Recovery Fund – Agreement
- #83-2021 - Accessible Parking Stall Relocation Park Street
- #84-2021 - CUPE Local 191 Collective Agreement Ratification
- #85-2021 - IBEW (Water Plant) Local 559 Agreement Ratification

### **Approval of By-laws**

#### **29. Moved by S. Smith, Seconded by M. Goss & Carried:-**

That the following By-law be now read a First & Second Time, and approved in its present form and presented for Third & Final Reading:~

#76-2021 - D14-21-05 321 First Avenue South Zoning Bylaw Amendment, as amended

### **Approval of By-laws**

#### **30. Moved by M. Goss, Seconded by C. Van Walleggem**

That the following By-law be now read a First & Second Time, and approved in its present form and presented for Third & Final Reading:~

#77-2021 - D14-21-03 96 Lakeside Crescent Zoning Bylaw Amendment

**Defeated**

### **Notices of Motion**

None

### **Proclamations**

None

### **Announcements**

#### **The following was highlighted by Council:**

- 1.** Councillor Ralko expressed it has been a privilege to serve the citizens of Kenora for the past two and a half years. It has been a pleasure to serve with Council colleagues. Biggest takeaway is that she hopes to see many younger members coming forward to participate and serve the community. If someone is interested in politics Councillor Ralko strongly recommends young people getting involved. At the very least, exercise your right to vote. Thanked all the hard working staff at the City and it has been excellent to serve with everyone.
- 2.** Councillor Smith wished Councillor Ralko sincere good luck and thanked her for her service. Councillor Smith referenced the "This is our Shot" t-shirts that members of Council are wearing. It is a campaign to encourage people to get their vaccines. If you are hesitant, call the NWHU and they can provide you support to answer your questions. Thinking of your friends and family in the community and around you it is about protecting everyone. Please go out and get the vaccine.
- 3.** Councillor Poirier wished Councillor Ralko and her husband well and thanked her for her service.
- 4.** Councillor McMillan wished Kirsi and Morgan well on their journey and thanked her for her contributions to Council.
- 5.** Councillor Van Walleggem mentioned Gabe Mastromatteo and his recent swim competitions. He represented Kenora well and referenced the family support he is receiving. Congratulations to Gabe and his family.
- 6.** Councillor Goss wished Kirsi well and expressed how impressed he is with the numbers getting vaccines in Kenora. Thanked the great deal of dedicated volunteers who have committed a great deal of time and recognized the amount of vaccine clinics that Mayor Dan has volunteered in. Councillor Goss is grateful for

the lifting of the Manitoba border restrictions and we hope that Kenora can move forward and have a great summer.

- 7. Mayor Reynard expressed thanks to Kirsi and congratulated her on her journey and wished her and Morgan tremendous success in Southern Ontario.

**Adjourn to Closed Session**

**31. Moved by C. Van Wallegghem, Seconded by A. Poirier & Carried:-**

That pursuant to Section 239 of the Municipal Act, as amended, authorization is hereby given for Council to move into a Closed Session at 12:58 p.m. to discuss items pertaining to the following:-

- i) Education & Training Members of Council (3 matters-CAO, Mayor & Development Services updates, Official Plan Process Update)
- ii) Disposition of Land (2 matters-Central Park, Kenora Airport)

**Reconvene to Open Meeting**

Council reconvenes to open session at 3:47 p.m. with no reports from its closed session.

**Close of Meeting**

**32. Moved by A. Poirier, Seconded by K. Ralko & Carried:-**

That this meeting be now declared closed at 3:47 p.m.

**The Corporation of the City of Kenora:**

**Confirmed As Written This .....Day**

**Of.....2021**

.....

**Mayor**

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**City Clerk**