



# MINUTES

**Of a Meeting of the Council of the City of Kenora  
Tuesday, May 18, 2021  
12:00 p.m.  
Virtual Attendance**

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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/2021-05-18-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 Wallegghem

**Staff:** Kyle Attanasio, CAO, Heather Pihulak, Manager of Administration/City Clerk, Stace Gander, Community Services Manager/Acting Operations & Infrastructure Manager, Adam Smith, Development Services Manager, Charlotte Edie, Manager of Finance/Treasurer, Roberta Marsh, HR Manager, Kevan Sumnar, City Planner

## **Call to Order**

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

## **Blessing & Land Acknowledgment**

*Delivered by Councillor Goss*

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:-

- Council intends to amend the 2021 Operating & Capital Budgets with the following amendments:
  - to consolidate the Sewer and Water reserve and the Depreciation (Water Treatment Plan) reserve funds
  - \$13,876.80 plus HST to be funded through contingency reserves for a project to convert the current recreation operating platform to the ActiveNet platform

- 185,000 plus HST to be debt financed to purchase lands from CP Rail related to the Railway Street Reconstruction project
- \$395,000 plus HST of which \$305,000 plus HST is to be funded through the Sewer and Water Reserve and \$90,000 plus HST to be funded from the Storm Sewer Reserve to replace sewer, water and storm infrastructure at Central Park

### **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.

### **Confirmation of Minutes**

#### **1. Moved by M. Goss, Seconded by C. Van Walleghem & Carried:-**

That the following Minutes of the Council of the City of Kenora be adopted as circulated:-  
Regular Council – April 20, 2021

### **Deputations**

None

### **Additions to the Agenda**

None

### **Sustainability Advisory Committee Appointment**

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

That Council hereby appoints Geneva Kejick to the Sustainability Advisory Committee for a term at the pleasure of Council no later than November 14, 2022.

### **2021 Q1 Contracts**

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

That Council hereby accepts the 2021 January – March Contracts & Expenditures Approved report.

### **March 2021 Financial Statements**

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

That Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora at March 31, 2021.

### **2021 BIZ Levy Request**

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

That Council hereby approves the Harbourtown Centre Business Improvement Board budget request in the amount of \$44,653.37 for 2021; and further

That Council gives three readings to a bylaw to adopt the estimates for funds to be raised for 2021 on behalf of the Harbourtown Centre Business Improvement Board; and further

That in accordance with Notice Bylaw Number 144-2007, public notice is hereby given that Council intends to formally adopt the 2021 Business Improvement Board Levy at its May 18<sup>th</sup> meeting.

### **Budget Amendment – Consolidation of Sewer & Water Reserves**

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

That Council hereby approves the consolidation of the Sewer and Water reserve and the Depreciation (Water Treatment Plant) reserve fund; and further

That in accordance with By-law Number 144-2007, public notice is hereby given that Council intends to consolidate the Sewer and Water reserve and the Depreciation (Water Treatment Plant) reserve fund; and further

That Council give three readings to a By-law for this purpose.

### **Composition of Section 10 Police Services Board Recommendation**

#### **7. Moved by M. Goss, Seconded by C. Van Walleghem & Carried:-**

Whereas the new Community Safety Policing Act, 2019 (CSPA), is forecasted to be proclaimed in early 2022; and

Whereas under the new CSPA, all municipalities receiving OPP policing services will have the opportunity to participate on an OPP detachment board and make recommendations to the Province on Board composition; and

Whereas prior to the June 7, 2021 deadline, municipalities will be required to submit one proposal indicating the recommended composition of their board; and

Whereas municipalities will not be required to identify the names of the individuals that will be participating on the detachment board but identify the number of seats each municipality will be allocated on the detachment board as well as the number of community representatives and provincial appointments; and

Whereas the Kenora OPP detachment services more than one municipality which includes the City of Kenora and the Township of Sioux Narrows-Nestor Falls; and

Whereas the CSPA allows an OPP detachment to establish one, or more than one, OPP detachment board; and

Whereas when detachments that are considering requesting more than one detachment board should consider factors such as geography, variations in population size, calls for service/service demands, the number of municipalities and First Nations within an OPP detachment; and

Whereas the Kenora Police Services Board has assessed the options and needs of the Board moving forward;

Therefore be it Resolved that Council of the City of Kenora recommends that the new Kenora Police Services Board composition is a seven (7) person board which will include one member being of Indigenous decent; and further

That due to the physical distance, significant variation in needs of the municipalities, the Kenora and Sioux Narrows-Nestor Falls Police Services Boards remain separate and individual boards to meet the unique needs of this area; and further

That the selection of the community members for the new Kenora Police Services Board be in accordance with the City of Kenora Council Boards and Committees Appointment process.

### **2021 Council Meeting Agenda Amendment**

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

That Council hereby amends the 2021 Council meeting calendar to amend the June and August Council meeting dates to reflect staff and Council attendance at two virtual conferences; and further

That the June Regular Council meeting now be established as June 22, 2021 at 12:00 noon and the August Regular Council meeting now be established as August 24, 2021 at 12:00 p.m.; and further

That the June 15 and August 17 Council meetings be hereby removed.

### **Budget Amendment – Railway Street CP Land Purchase**

#### **9. Moved by A. Poirer, Seconded by K. Ralko & Carried:-**

That Council hereby approves a budget amendment in the amount of \$185,000 plus HST to be debt financed to purchase lands from CP Rail related to the Railway Street Reconstruction project that was not accounted for in the 2021 budget; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2021 Operating & Capital Budgets at its May 18, 2021 meeting for this purpose; and further

That Council give three readings to a By-law to amend the 2021 Operating & Capital budget for this purpose.

**Discussion:** Councillor Smith noted the importance of this project to this Council and the fact that we put the project on hold to ensure we acquired this property from CP Rail. We heard from the Community the importance of active transportation for walkers and cyclists in this area and it was very important for the community so we took the extra time and expense to achieve this goal of promoting active transportation. We pushed the shoulders out as far as we could to achieve this and include this in this project.

**Budget Amendment – Sewer & Water Works at Central Community Centre  
10. Moved by K. Ralko, Seconded by R. McMillan & Carried:-**

That Council hereby approves a budget amendment in the amount of \$395,000 plus HST of which \$305,000 plus HST is to be funded through the Sewer and Water Reserve and \$90,000 plus HST to be funded from the Storm Sewer Reserve to replace sewer, water and storm infrastructure at Central Park; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2021 Operating & Capital Budget at its May 18, 2021 meeting to withdraw funds from the identified Reserves for a total amount of \$395,000 plus HST to complete this work; and further

That Council give three readings to a By-law to amend the 2021 Operating & Capital Budget for this purpose.

**Amendment to Parking Lot Bylaw-New Parking Fees at Boat Launches  
11. Moved by R. McMillan, Seconded by S. Smith & 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", "Lot K" and "Lot L" to reflect changes to the Anicinabe Park Boat Launch parking lot, the Keewatin Arena parking lot and the Kenora Recreation Centre front and rear parking lots; and further

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

**Amendment to Parking Lot Bylaw-Add Accessible Parking Stalls  
12. Moved by S. Smith, Seconded by M. Goss & Carried:-**

That Council hereby authorizes an amendment to the Parking and Traffic By-law Number 180-2015, Schedule "L" – Accessible Parking Spaces, to include the addition of two (2) accessible parking spaces at Anicinabe Park and two (2) accessible parking spaces at Norman Park; and further

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

**Budget Amendment – Recreation Software  
13. Moved by M. Goss, Seconded by C. Van Walleggem & Carried:-**

That Council hereby approves a budget amendment in the amount of \$13,876.80 plus HST to be funded through contingency reserves for a project to convert the current recreation operating platform to the ActiveNet platform; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2021 Operating & Capital Budgets at its May 18, 2021 meeting for this purpose; and further

That Council give three readings to a By-law to amend the 2021 Operating & Capital budgets for this purpose.

## **Crime Prevention & Community Wellbeing Advisory Committee**

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

That amendments to the Police Services Act require municipalities to develop and adopt a Community Safety and Well-Being Plan (CSWBP); and further

That the Act requires that each municipality appoint an Advisory Committee for the development and implementation of the Community Safety and Well-Being Plan; and further

That Council hereby establishes a new Crime Prevention and Community Well-being Advisory Committee to provide leadership and implementation of the Community Safety and Well-Being Plan; and further

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

## **Site Plan Agreement-1001 Ninth Street North**

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

That the Mayor and Clerk be hereby authorized to execute a site plan agreement between the Corporation of the City of Kenora and Ontario Aboriginal Housing Services (OAHS), to support the development of a supportive housing facility, as shown on the site plans; and further

That the Mayor and Clerk also be authorized to execute a development agreement between the Corporation of the City of Kenora and OAHS; and further

That the appropriate bylaws be passed for this purpose.

**Discussion:** This is the much anticipated 30 unit build behind the Kenora Armouries.

## **Lease Agreement – LOW Brewing Company Patio**

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

That Council approves the request to occupy and improve Municipal property locally known as a portion of Park Street and legally described as a portion of Railway Street on Plan 3, for the use of an outdoor patio; and further

That Council hereby directs staff to enter into negotiations for a Lease Agreement with Lake of the Woods Brewing Company.

## **Temporary Use Bylaw – File #-D14-21-02**

### **17. Moved by R. McMillan, Seconded by S. Smith**

That the Application for Temporary Use Bylaw, File No. D14-21-02, to permit the temporary use of a 25 acre portion of the property located at 129 Whitehead Road for the processing of products from raw materials (sawmill) and the outdoor storage of these products and materials for a period of up to three (3) years, in the "RU" Rural Zone be hereby approved; and further

That the approval be subject to the applicant entering in to a Conditional Agreement with the City of Kenora to:

- a) Restrict hours of operation to between 8:00 a.m. and 5:00 p.m.;
- b) Require that all mill operations be located at least 30m from the ordinary high water mark of the wetlands on the subject property;
- c) Restrict heavy truck traffic associated with the proposed sawmill from utilizing Whitehead Road to access the property for deliveries or outgoing shipments; and
- d) Require that the applicant obtain an entrance permit for a private driveway on to Highway 17E, for a private road providing access to the proposed temporary use site.

**Discussion:** Council supports business development but not this type of business in this specific location.

**Motion Defeated.**

### **Agreement with KEM Construction**

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

That further to City Council accepting the bid of KEM Construction related to the repair works for the Beggs Arch Culvert and Lajeunesse Bridge, authorization be and is hereby given for the Mayor and Clerk to execute an agreement between the Corporation of the City of Kenora and KEM Construction; and further

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

### **Appoint Summer Student Bylaw Enforcement Officer**

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

That Council hereby appoints Erik Verhelst as a summer student By-Law Enforcement Officer in and for the City of Kenora under the authority of the Police Services Act; and further

That this appointment is hereby authorized for the period of May 18, 2021 to September 15, 2021.

### **Agreement with Urban Systems**

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

That three readings be given to a bylaw to execute Consulting Agreement between the Corporation of the City of Kenora and Urban Systems for the provision of a comprehensive strategic plan project; and further

That the Mayor and Clerk be authorized to execute the agreement.

### **Funding Agreement with FedNor**

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

That three readings be given to a bylaw to execute a funding Agreement between the Corporation of the City of Kenora and Her Majesty the Queen as represented by the

Minister of Economic Develop and Official Languages for the provision of a Comprehensive Strategic Plan project in the amount of \$90,000; and further

That the Mayor and Clerk be authorized to execute the agreement.

### **Q1 Fire Department Report**

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

That Council hereby accepts the 2021 First Quarter Report from the Kenora Fire and Emergency Services Department for the period of January 1 to March 31, 2021.

### **Various Committee Minutes**

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

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

- March 25, 2021 – The Muse

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

- March 25, 2021 - Kenora Police Services Board; and further

That these Minutes be circulated and ordered filed.

### **April 2021 Water & Wastewater Systems Summary**

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

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

### **Fire Chief Appointment**

#### **25. Moved by M. Goss, Seconded by C. Van Walleghem & Carried:-**

That Council gives three readings to a bylaw to appoint Kent Readman as the Fire Chief for the City of Kenora effective June 15, 2021; and further

That Council hereby repeals bylaw number 153-2015, a bylaw that appoints Todd Skene as the Fire Chief for the City of Kenora.

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

#### **26. Moved by C. Van Walleghem, Seconded by A. Poirier & 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:~

- #56-2021 Confirmatory
- #57-2021 2021 BIZ Levy Request
- #58-2021 Budget Amendment-Consolidation of water & sewer reserves
- #59-2021 Budget Amendment-Railway St CP Land Purchase
- #60-2021 Budget Amendment-S&W Works at Central Community Club
- #61-2021 Amendment to Parking Lot Bylaw-Parking fees @ boat launches & accessible stalls

- #62-2021 Budget Amendment-Recreation Software
- #63-2021 Crime Prevention & Community Wellbeing Advisory Committee
- #64-2021 Site Plan Agreement-1001 Ninth St N
  
- #67-2021 Agreement with KEM Construction-Beggs Arch Culvert & Lajeunesse Bridge
- #68-2021 Appoint Summer Student Bylaw Officer
- #69-2021 Agreement with Urban Systems for Strategic Plan
- #70-2021 Funding Agreement with FedNor for Strategic Plan
- #71-2021 Fire Chief Appointment

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

#### **27. Moved by A. Poirier, Seconded by K. Ralko**

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

- #66-2021 Temporary Use Bylaw File #D14-21-02

#### **Motion Defeated by Resolution #17**

### **Notices of Motion**

None

### **Proclamations**

None

### **Announcements**

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

1. Councillor Ralko noted that the vaccine eligibility is now for anyone over the age of 18 to get a vaccine.
2. Councillor Poirier expressed he received his vaccine last Tuesday and the clinic was very well ran and professional.
3. Councillor Van Wallegghem noted it is Public Works week and we recognize all the work that the crews put in. They are an essential part of the whole City and appreciate the work they do.
4. Councillor McMillan noted the fire hazard status and to be very careful this long weekend. Acknowledging our new Fire Chief coming on board in June and recognizing the upcoming retirement of Chief Skene and his time with the City.

### **Adjourn to Closed Session**

#### **28. Moved by K. Ralko, Seconded by R. McMillan & 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 12:37 p.m. to discuss items pertaining to the following:-

- i) Education & Training Members of Council (3 matters – Kenora Moving Forward Coalition Community Efforts, CAO & Mayor updates)

- ii) Receiving Advice that is subject to Solicitor-Client Privilege (3 matters-Mudd Lake Proceedings, MMIWG2S+ Northern Monument Agreement, Harbourfront Crown Land Progress)
- iii) Labour Relations (1 matter-Pay Equity & Compensation Review Presentation)
- iv) Personal Matter about an Identifiable Individual (1 matter-Council Composition)

**Reconvene to Open Meeting**

Council reconvenes to open session at 4:13 p.m. with no reports from its closed session.

**Close of Meeting**

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

That this meeting be now declared closed at 4:13 p.m.

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

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

**Of.....2021**

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**Mayor**

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**City Clerk**