



MINUTES

**Of a Meeting of the Council of the City of Kenora
Tuesday, October 19, 2021
12:00 p.m.
City Hall Council Chambers**

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://kenora.civicweb.net/Portal/>

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**With** Deputy Mayor Smith in the Chair, Mayor D. Reynard (virtual attendance), Councillor G. Chaze, Councillor M. Goss, Councillor R. McMillan Councillor A. Poirier, Councillor C. Van Wallegem

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

### **Call to Order**

Deputy Mayor Smith called the meeting to order at 12:00 p.m.

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

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:-

- Permanently close and declare surplus to the needs of the municipality parts of Twelfth Avenue South and McCrae Street
- Permanently close and declare surplus to the needs of the municipality and authorize the sale of parts of Tenth Avenue South and Twelfth Avenue South
- Authorize a purchase and sale agreement between the Corporation of the City of

Kenora and the Kenora District Services Board (KDSB) for the sale of the lands identified above, in the amount of \$106,080

### **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 A. Poirier, Seconded by G. Chaze & Carried:-**

That the following Minutes of the Council of the City of Kenora be adopted as circulated:-

- Regular Council – September 21, 2021
- Special Council – October 12, 2021

### **Deputations**

None

### **Additions to the Agenda**

None

### **2021 Q2 Investments**

#### **2. Moved by G. Chaze, Seconded by R. McMillan & Carried:-**

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

### **August 2021 Financial Statements**

#### **3. Moved by R. McMillan, Seconded by G. Chaze & Carried:-**

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

### **Section 357**

#### **4. Moved by M. Goss, Seconded by A. Poirier & Carried:-**

That Council hereby approves Section 357 tax adjustments with potential refunds totaling \$3,487.48.

### **Modernization Program Application-Records Management System**

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

That Council accepted the 2021 Service Delivery Review Report as prepared by Optimus SBR under the Municipal Modernization Funding Program Intake 1; and further

That Council has directed administration to continue to improve the data underlying the plan and strategies with which to manage the City's infrastructure; and further

That Council directs staff to submit an Expression of Interest through Intake 3 of the Municipal Modernization Program for document digitization and electronic records management software; and further

That Council hereby approves the allocation of \$35,000 in the 2022 Capital/Unusual Spend Budget to support the municipal share of the project under the Municipal Modernization Program.

### **Reduced Load Restrictions Bylaw**

#### **6. Moved by A. Poirier, Seconded by R. McMillan & Carried:-**

That Council hereby authorizes a new Reduced Load By-law to add one (1) highway and remove nine (9) highways from Schedule "A" of the By-law; and further

That By-law Number 155-2008 be hereby repealed; and further

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

### **Application to OTF Community Building Program Fund**

#### **7. Moved by G. Chaze, Seconded by A. Poirier & Carried:-**

That Council of the City of Kenora approves an application to the Ontario Trillium Foundation Community Building Fund – Capital Stream for an accessible playground and outdoor naturalized play area at Norman Park in the amount of \$210,000; and further

That the City of Kenora confirms its financial commitment of at least \$100,000 from the 2022 Capital Budget; and further

That Council hereby approves any cost overruns associated with the project.

### **License of Occupation Agreement**

#### **8. Moved by R. McMillan, Seconded by G. Chaze & Carried:-**

That Council hereby authorizes the Mayor and the Clerk to execute a license of occupation agreement between the Corporation of the City of Kenora and Her Majesty the Queen, in Right of Canada, represented by the Minister of the Environment for the use of property located at the intersection of Bay Street and Government Road (North-East corner), City of Kenora, in the Province of Ontario; and further

That the appropriate by-law be passed for this purpose.

### **Reopening Fund for Heritage Organizations**

#### **9. Moved by M. Goss, Seconded by R. McMillan & Carried:-**

That Council hereby approves application to the Reopening Fund for Heritage Organizations to assist with operating expenses for the Lake of the Woods Museum and the operating expenses of the Douglas Family Art Centre.

### **Tenant Rent Concessions-COVID-19 Impacts**

#### **10. Moved by C. Van Wallegem, Seconded R. McMillan & Carried:-**

That Council hereby approves a 50% City lease reduction for River Air, Houseboat Adventures and Middle Lake Enterprises (Anicinabe Park) and waives the City lease for MS Kenora due to the impacts of the COVID-19 border closures.

### **Closure of Roads and Surplus of Land-Pine Portage Area**

#### **11. Moved by A. Poirier, Seconded by G. Chaze & Carried:-**

That Council of the City of Kenora permanently close and declare surplus parts of Twelfth Avenue South and McCrae Street; and further

That the lands described as all of PIN 42168-0150, all of PIN 42168-0155, and part of PIN 42168-0154, be declared surplus to the requirements of the Municipality; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to declare these described lands as surplus to the needs of the municipality at its October 19, 2021 meeting; and further

That three readings be given to the applicable by-laws for these purposes.

### **KDSB Request to Purchase Pine Portage Area**

#### **12. Moved by G. Chaze, Seconded by R. McMillan & Carried:-**

That the Council hereby permanently close, declare surplus and authorize the sale of parts of Tenth Avenue South and Twelfth Avenue South; and further

That the lands described as PIN 42168-0143 and PIN 42168-0152, be declared surplus to the requirements of the Municipality; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to declare these described lands as surplus to the needs of the municipality at its October 19, 2021 meeting; and further

That Council hereby authorizes a purchase and sale agreement between the Corporation of the City of Kenora and the Kenora District Services Board (KDSB) for the sale of the lands identified above, in the amount of \$106,080; and further

That three readings be given to the applicable by-laws for these purposes.

### **Kenora Professional Fire Fighters Association Collective Agreement Ratification**

#### **13. Moved by R. McMillan, Seconded by G. Chaze & Carried:-**

That three readings be given to a bylaw to execute a Collective Agreement between the Corporation of the City of Kenora and the Kenora Professional Fire Fighters Association I.A.F.F. (KPFPA) Local 943.

### **ICIP Agreement Amendment-Kenora Recreation Centre Dehumidifier**

#### **14. Moved by M. Goss, Seconded by A. Poirier & Carried:-**

That three readings be given to a bylaw to execute an amendment to the agreement between the Corporation of the City of Kenora and Her Majesty the Queen as Represented by the Minister of Infrastructure for the Provision of Funding for a Dehumidifier to be installed at the Kenora Recreation Center; and further

That the Mayor & Clerk be authorized to execute this agreement.

### **Harbourfront Detailed Design Funding Agreement – NOHFC**

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

That three readings be given to a bylaw to execute an agreement between the Corporation of the City of Kenora and the Northern Ontario Heritage Fund Corporation for the delivery of detailed design and tender specifications to implement the Harbourfront Business Development Plan; and further

That the Mayor & Clerk be authorized to execute this agreement.

### **Harbourfront Detailed Design Funding Agreement - FedNor**

#### **16. Moved by A. Poirier, Seconded by G. Chaze & 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 Right of Canada as represented by the Minister of Economic Development and Official Languages for the delivery of detailed design and tender specifications to implement the Harbourfront Business Development Plan; and further

That the Mayor & Clerk be authorized to execute this agreement.

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

#### **17. Moved by G. Chaze, Seconded by A. Poirier & Carried:-**

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

### **Various Committee Minutes**

#### **18. Moved by R. McMillan, Seconded by G. Chaze & Carried:-**

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

- June 29, 2021 – The Muse
- September 22, 2021 – Kenora Public Library Board
- September 1, 2021 – Accessibility Advisory Committee

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

- June 24, 2021 – Police Service Board
- July 8, 2020 & August 26, 2021 – District of Kenora Home for the Aged
- August 27, 2021 – Northwestern Health Unit; and further

That these Minutes be circulated and ordered filed.

**Discussion:** Council would like to see the rebate amount from the NWHU and would like to see that amount for the past 4 years. Charlotte will provide to Council. \$33,911

### **Wastewater Treatment Plan Grit Separator Tender Award**

**19. Moved by M. Goss, Seconded by R. McMillan & Carried:-**

That the tender submitted by Peterson Machine and Supply Inc. for labour and materials related to the Wastewater Treatment Plant Grit Separator Raking Mechanism Refurbishment be hereby accepted.

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

**20. Moved by C. Van Wallegem, Seconded by R. McMillan & 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:~

- #133-2021 - Confirmatory
- #134-2021 - Reduced Load Restrictions Bylaw
- #135-2021 - License of Occupation Agreement
- #136-2021 - Permanently close & declare surplus parts of Twelfth Ave S & McCrae St
- #137-2021 - Permanently close & declare surplus parts of Tenth Ave S & Twelfth Ave S
- #138-2021 - Purchase & Sale Agreement - Kenora District Services Board (KDSB)
- #139-2021 - Kenora Professional Fire Fighters Association Collective Agreement
- #140-2021 - ICIP Agreement Amendment-Kenora Recreation Centre Dehumidifier
- #141-2021 - NOHFC Funding Agreement – Harbourfront Detailed Design
- #142-2021 - FedNor Funding Agreement - Harbourfront Detailed Design

### **Notices of Motion**

None

### **Proclamations**

- World Polio Day - October 24
- 21st Annual Child Care Worker & Early Childhood Education Appreciation-October 21
- Ontario Public Library Week – October 17-23
- Respiratory Therapy Week – October 24-30

### **Announcements**

**The following was highlighted by Council:**

1. Councillor McMillan provided support for the Kenora Public Library and the services that are widely used by the public. Celebrating Public Library Week and promoting everyone to return and encourage new members.

2. Councillor McMillan referenced Secret Path Week October 17-22<sup>nd</sup>. This week is significant to ensure people focus on the pathway to reconciliation. This Council and staff are very committed to building partnerships and move forward. The Library and Muse gift shop have excellent books regarding Residential Schools and Reconciliation.
3. Councillor Van Wallegghem thanked the Kenora Rotary Club for their ongoing contributions to the community.
4. Deputy Mayor Smith expressed the importance of everyone learning the truth about Residential Schools and the impacts they have had in our community. She encourages everyone to learn and understand the history this has placed on so many.

**Adjourn to Closed Session**

**21. Moved by A. Poirier, 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 12:32 p.m. to discuss items pertaining to the following:-

- i) Education & Training Members of Council (2 matters-CAO & Mayor updates)
- ii) Disposition of Land (1 matter-Request for purchase of municipal property, ~~realty~~ services-proposal)
- iii) Labour Relations (1 matter-KPFFA Collective Agreement)
- iv) Receiving of Advice Subject to Solicitor-Client Privilege (2 matters-Legal Agreement & pending legal matters)

**Reconvene to Open Meeting**

Council reconvenes to open session at 2:50 p.m. with no reports from its closed session.

**Close of Meeting**

**22. Moved by G. Chaze, Seconded by A. Poirier & Carried:-**

That this meeting be now declared closed at 2:50 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**