



MINUTES

**Of a Meeting of the Council of the City of Kenora
Tuesday, July 19, 2016 – City Council Chambers
12:00 p.m.**

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**WITH Mayor D. Canfield in the Chair, Councillor M. Goss, Councillor R. McMillan, Councillor D. Reynard Councillor L. Roussin, Councillor S. Smith, Councillor C. Wasacase**

**Staff:** Karen Brown, CAO, Heather Kasprick, City Clerk, Todd Skene, Manager of Fire & Emergency Services, Andrew Glassco, Manager of Community & Development Services

## **Call to Order**

Mayor Canfield called the meeting to order and Councillor Reynard delivered a blessing.

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

### **Mayor Canfield 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 close a portion of Second Street South on Saturday, September 3<sup>rd</sup> between the hours of 7 a.m. and 5 p.m. for an event
- Amend the 2016 Operating & Capital Budget to apply the Hurst eDraulic funds of \$15,000.00 to the current amount of \$20,000.00 for purchase of Personal Protective Equipment (PPE) and Bunker Suits for a total amount of \$35,000.00
- Amend the 2016 Operating & Capital Budget to withdraw funds from the Fleet Reserve in the amount of \$49,764.31, plus applicable taxes, to offset the cost of grader 871 transmission replacement
- Amend the 2016 Operating & Capital Budget to withdraw funds from the Parkade Reserve in the amount of \$7,600.00, plus applicable taxes, to offset the cost of repairs to the parkade

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

Mayor Canfield 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 R. McMillan, Seconded by D. Reynard & Carried:-**

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

- Regular Meeting held June 14, 2016

Councillor McMillan stated that we are on Treaty Three lands and this be noted at the beginning of every meeting of Council and this be incorporated into Council's prayer.

## **Deputations/Presentations**

Dr. Kit Young Hoon was present to present the City with an award. This year marks the 10<sup>th</sup> anniversary of the Smoke Free Ontario Act. In the decade since it passed, the Smoke-Free Ontario Act has helped protect Ontarians from the harmful effects of tobacco use, support more people to quit smoking, and help protect young people from becoming addicted. The progress that we have made as a province is remarkable.

The Northwest Tobacco Control Area Network recently honoured organizations and individuals who best embodied the spirit of the Smoke-Free Ontario Act and have made significant achievements in tobacco control in this region. The City of Kenora was nominated for a Smoke-Free Champion Award and was chosen as a recipient because of their display of leadership in the passing of a Smoke-Free Beaches By-Law.

One of the most recent regulatory changes to the Smoke-Free Ontario Act came into effect in January of 2015. These new amendments prohibited smoking around a 20m radius around certain outdoor areas including playgrounds and sports fields. Beaches were not included as smoke-free areas under the Act, but if there were playgrounds on or nearby, beaches could be partially covered. The new amendments offered a unique opportunity for municipalities to act to further protect community members from the effects of second-hand smoke. The City of Kenora used their authority under the Municipal Act and chose to make all beaches 100% smoke-free regardless of the distance from playground equipment or lack of playground equipment; it was the first municipality in the region to do so.

The passing of the Smoke-Free Beaches By-Law in Kenora not only set an example for other municipalities in the region to follow suit, but it made the health and safety of the residents a clear priority. The City of Kenora is protecting residents and visitors from the harmful effects of second-hand smoke and they are supporting those that have quit or are trying to quit smoking. The City is helping to de-normalize smoking, which may prevent children and youth from starting and is protecting the environment from the pollution of cigarette litter.

Dr. Kit Young Hoon presented Mayor Canfield (the City of Kenora) the Smoke-Free Champion Award on behalf of the Northwestern Health Unit, the Northwest Tobacco Control Area Network and the Ministry of Health and Long Term Care.

## **Additions to the Agenda**

### **1a. Moved by R. McMillan, Seconded by D. Reynard & Carried:-**

That approval be hereby given for the following additional items to be added to today's agenda:-

1. Event Centre Discussion/Direction

Karen Brown advised Council that David Nelson, from Nelson Architecture was here today to answer questions for Council on the cost analysis update that was provided to Council a few weeks ago on the Event Centre. From a staff perspective, we need to understand what other information Council needs to help them make their decision on this matter.

Councillor McMillan noted that it is his understanding when the email came out to Council what the purpose was for the discussion today and to identify what other information Council needed to move this forward. It wasn't intended to debate the matter, but what other information was required to make our decision.

Councillor Smith suggested this would this be discussed during 2017 budget deliberations and Mayor Canfield suggested that with the upcoming AMO conference and a meeting with the Minister of Infrastructure we can get a better understanding of funding priorities for the province.

Councillor Reynard noted that his impression was moving the discussion forward and Councillor Roussin reminded Council that by end of this year the City has to have their Phase II of the Asset Management plan complete. He will not be considering this type of development until he sees this plan and has actual numbers on the state of our assets.

Councillor Smith feels this conversation cannot be in isolation to all the other issues we need to look at.

Councillor Goss agreed that unless Council is prepared to address our infrastructure deficit, we can't be looking at other developments.

Councillor McMillan questioned that when Council met a month ago the senior managers were going to come back with the top 10 priorities from a staff perspective for the City and what he was hearing now is that we should not be discussing any capital projects until the asset management plan is prepared.

Karen Brown, CAO did confirm that the senior managers would independently identify the top 10 projects as seen by administration and they are working towards bringing those forward at the August Committee of the Whole meeting. Further, she clarified that what she heard from Council at this meeting is that they want to speak to the Minister at AMO, so that Council will have the opportunity to talk to the Minister regarding funding opportunities for this type of project. She also understands that Council wants to understand the phase II asset management plan before moving forward, as well as where the casino development is going before moving forward.

## **Municipal Energy Plan**

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

That Council hereby approves the planned development of a Municipal Energy Plan (MEP) for the City of Kenora; and further

That Council hereby directs staff to determine interest in the community for participation on a committee to guide the project's development.

### **Request for Amendment to Taxi Licensing Bylaw #13-2013**

#### **3. Moved by L. Roussin, Seconded by R. McMillan & Carried:-**

That Council supports the taxi driver licensing requirements that are contained in the current taxi license bylaw number 13-2013; and further

That the requirements contained within this bylaw be continued as outlined including provisions for a vulnerable sector record search by all new applicants and renewal applications.

### **Second Street Road Closure**

#### **4. Moved by D. Reynard, Seconded by R. McMillan & Carried:-**

That Council supports the closure of Second Street South between the Main Street South and Matheson Street South on Saturday, September 3<sup>rd</sup> between the hours of 10:00 a.m. and 4:00 p.m. for the "Q104 Show us Your Q Event".

**Discussion:** Councillor Smith would like to see the policy developed on road closures and the event monitored closely to see how it worked.

### **Budget Amendment – Bunker Gear & PPE**

#### **5. Moved by M. Goss, Seconded by D. Reynard & Carried:-**

That Council hereby approves the reallocation of Capital funding of \$15,000.00 currently scheduled for the purchase of a Hurst eDraulic vehicle extrication tool to Capital funding for the replacement of PPE- replacement of Bunker Suits; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2016 Operating & Capital Budget at its July 19, 2016 meeting to apply the Hurst eDraulic funds of \$15,000.00 to the current amount of \$20,000.00 for purchase of Personal Protective Equipment (PPE) and Bunker Suits for a total amount of \$35,000.00; and further

That Council gives three readings to a by-law to amend the 2016 budget for this purpose.

### **Budget Amendment – Grader Transmission Replacement**

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

That Council hereby approves an additional allocation of \$49,764.31, plus applicable taxes, to be funded through the Fleet Equipment Reserve for the purchase and install of a Replacement Transmission for unit #871 Volvo Grader; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2016 Operating & Capital Budget at its July 19, 2016 meeting to withdraw funds from the Fleet Reserve in the amount of \$49,764.31, plus applicable taxes, to offset the cost of this repair; and further

That Council gives three readings to a by-law to amend the 2016 budget for this purpose.

### **Budget Amendment – Parkade Repairs**

#### **7. Moved by R. McMillan, Seconded by D. Reynard & Carried:-**

That Council hereby approves an additional allocation of \$7,600.00, plus applicable taxes, to be funded through the Parkade Reserve for the lifting of the approach precast concrete panel and base brick remediation's; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2016 Operating & Capital Budget at its July 19, 2016 meeting to withdraw funds from the Parkade Reserve in the amount of \$7,600.00, plus applicable taxes, to offset the cost of this repair; and further

That Council gives three readings to a by-law to amend the 2016 budget for this purpose.

### **Delegation of Authority for Merger Agreements**

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

That Council gives three readings to a bylaw to delegate authority to the City Planner and Community & Development Services Manager to execute merger agreements on behalf of the City of Kenora; and further

That By-law Numbers 116-2014, 70-2014 and 32-2016 be hereby repealed.

### **All Nations Hospital Support**

#### **9. Moved by L. Roussin, Seconded by R. McMillan & Carried:-**

Whereas the Kenora Chiefs Advisory First Nations consists of (8) independent First Nations; and

Whereas the Kenora Chiefs Advisory are mandated by their First Nation members to carry out initiatives and processes in the best interests of the Anishinaabeg; and

Whereas the Kenora Chiefs Advisory Chiefs adhere to all inherent and Treaty rights as identified in the Treaty #3 agreement between the Crown in right of Canada and the Anishnaabeg of the Treaty #3 territory duly signed on October 3, 1873 at the Northwest Angle; and

Whereas the City of Kenora, Town of Sioux Narrows – Nestor Falls and Kenora District Services Board are municipalities providing local government to their communities; and

Whereas quality health care at a level commensurate with other jurisdictions in Ontario is a top priority for both First Nations and Municipalities; and

Whereas the Lake of the Woods District Hospital is nearly one century old in some of its wings and is at the end of its economic life; and

Whereas recruitment and retention of physicians, nurse practitioners and other health services providers are essential to providing health services near home; and

Whereas access to nearby specialist care in Manitoba and local physician ability to refer patients to Manitoba specialists is critical to quality health care on a timely basis; and

Whereas Kenora area physicians and the Lake of the Woods Hospital provide health services to over 25,000 seasonal residents and a growing number of tourists;

Therefore Be It Resolved the Kenora Chiefs Advisory, the City Council of Kenora, the Town of Sioux Narrows-Nestor Falls and the Kenora District Services Board agree to and support the following:

1. We recognize that Kenora Area Health Care Working Group is the advisory body to our governments and will lead on certain key issues in the area of health care;
2. An All Nations Hospital is needed to replace the ageing Lake of the Woods District Hospital;
3. First Nations in the Kenora Area need an integrated system of health care services from home to hospital which reflects geography, access and community needs;
4. The Kenora Area Health Care Working Group is leading a Physician Recruitment Strategy supported by First Nations and communities;
5. The Kenora Area Health Care Working Group will support our political endeavours in working with Ontario to improve patient referral by Kenora area physicians to Manitoba medical specialists and medical facilities;
6. The Kenora Area Health Care Working Group will work with local health physicians and health care institutions to address payment anomalies in the Ontario payment system which hinders establishment of a walk-in clinic;
7. The political leadership of Kenora Chiefs Advisory, the City of Kenora, Township of Sioux Narrows – Nestor Falls and Kenora District Services Board will seek meetings with the Minister of Health and Long-Term Care as well as the Minister of Indigenous Relations to advance the objectives to set out above;
8. The political leadership of Kenora Chiefs Advisory, the City of Kenora, Town of Sioux Narrows–Nestor Falls and Kenora District Service Board recognize the need for an agreement with the Province of Ontario to effect improvements as set out in the resolution above.

**Discussion:** It is just over a year ago that physicians and community members presented to our Council regarding the health care status in Kenora. Progress has been made in this past year and the committee is making progress with cross-border referrals. Dr. Jillie Retson and her colleagues have worked very hard to keep the focus moving forward. All of the work being done by this committee is going to aid us in recruiting physicians and improving access to health care for our citizens.

### **Anicinabe Park Stage Fundraising**

**10. Moved by D. Reynard, Seconded by R. McMillan & Carried:-**

That Council hereby authorizes the issuance of tax receipts for any donation of \$100 or greater made payable to the City of Kenora from July 19, 2016 to September 1, 2017, unless otherwise specified, to be used specifically towards the construction of the Anicinabe Stage.

**Discussion:** Memorandum of Understanding says that the stage shall be constructed by May 1, 2016 and the stage is not constructed. It was questioned if we require a new memorandum of understanding.

### **City Planner Appointment**

#### **11. Moved by M. Goss, Seconded by D. Reynard & Carried:-**

That Council gives three readings to a bylaw to appoint Devon McCloskey as the City Planner effective June 1, 2016; and further

That bylaw number 32-2001 and 103-2002 be hereby repealed.

### **Emergency Shelter Fundraising Event Donation**

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

That Council hereby authorizes the waiving of fees for the Whitecap Pavilion rental in the amount of \$420 for a benefit concert being held on August 27, 2016 where all proceeds raised at the event will be donated to the Emergency Shelter; and further

That Council authorizes the donation from Council discretionary donations.

### **Harbourfest Fireworks Donations**

#### **13. Moved by R. McMillan, Seconded by L. Roussin & Carried:-**

That Council of the City of Kenora hereby authorizes the issuance of tax receipts for any donation of \$100 or greater made to the City of Kenora between January 1, 2016 and August 31, 2016 to be used specifically towards the 2016 25<sup>th</sup> Anniversary Harbourfest fireworks display; and further

That the City will pay the invoice(s) for the actual purchase of fireworks, including any specifically related expenditures, direct to the appropriate supplier(s) for the 2016 fireworks display to a maximum of the actual donation amounts received; and further

That the issuance of tax receipts for donations for fireworks be restricted specifically to the 2016 fireworks display in recognition of the tourism impact the event has to the City of Kenora.

### **City Hall Window Project Heritage Requirement**

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

That Council of the City of Kenora hereby approves proceeding with the Window Replacement project at the Municipal Heritage designated City Facility "City Hall" as reviewed and approved by the City of Kenora Heritage Committee and as applied for with an alteration request application to the Ontario Heritage Trust, and once all approvals are obtained that the project proceeds to tender and construction.

## **Museum Annex Project Heritage Requirement**

### **15. Moved by L. Roussin, Seconded by R. McMillan & Carried:-**

That Council of the City of Kenora hereby approves proceeding with the Envelope Repairs at the municipal Heritage designated City Facility "Museum Annex" as reviewed and approved by the City of Kenora Heritage Committee, and once all approvals are obtained that the project proceeds to tender and construction.

## **Various Committee Minutes**

### **16. Moved by D. Reynard, Seconded by R. McMillan & Carried:-**

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

- June 1 – Kenora Public Library Board
- June 15 – Heritage Kenora Committee
- June 23 – Lake of the Woods Museum Board; and

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

- May 5 – District of Kenora Home for the Aged Board of Management
- May 19 – Kenora District Services Board
- May 31 – Northwestern Health Unit Board of Health; and further

That these Minutes be circulated and ordered filed.

## **Water & Wastewater System Monthly Summary – May 2016**

### **17. Moved by M. Goss, Seconded by D. Reynard & Carried:-**

That Council of the City of Kenora hereby accepts the May 2016 Kenora Water and Wastewater Systems Monthly Summary Report, as prepared by City administration.

## **Kenora Fire Second Quarter Report**

### **18. Moved by S. Smith, Seconded by D. Reynard & Carried:-**

That Council hereby accepts the 2016 Second Quarterly Summary Report from the Kenora Fire and Emergency Services Department for the period of April 1 to June 30, 2016.

## **Requesting Support to Medical Calls**

### **19. Moved by R. McMillan, Seconded by L. Roussin & Carried:-**

Whereas the above municipalities have seen significant increases in emergency medical assistance calls and are asking for support in their efforts to solicit the Ontario government for financial assistance to offset the rising operating costs for their fire departments; and

Whereas in the City of Kenora Fire and Emergency Services (CKFES), as part of their core services, provides Medical Emergency Response (EMR) through an Agreement with the Kenora District Services Board; and



Whereas these core services include medical acts such as defibrillation, standard first aid and CPR when ambulances are delayed or unavailable for deployment; and

Whereas the CKFES in 2014, 11 % of calls were medical emergencies, in 2015, 12% of calls were medical emergencies and to date, in 2016, 10% of calls have been medical emergencies; and

Whereas the City of Kenora provides this services at no cost to the Kenora District Services Board including wages and overtime; and

Whereas this service is provided by the Kenora District Services Board in lieu of calling in additional ambulance staff;

Therefore Be It Resolved that the City of Kenora respectfully requests that Dr. Eric Hoskins, Minister of Health and Long Term Care, provide financial support to the City of Kenora to offset the operating costs for responding to medical calls; and further

That a copy of this resolution be forwarded to the Honourable Kathleen Wynne, Premier of Ontario, Bob Nault, MP Kenora, Sarah Campbell, MPP and Northwestern Ontario Municipal Association.

### **2016 Screened Winter Sand**

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

That the tender from Joe Neniska & Sons for the supply, delivery and stockpile of approximately 9,200 tonnes of screened winter sand be received; and further

That the tender received from Joe Neniska & Sons in the amount of \$18.00 per tonne, HST extra, be hereby accepted.

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

#### **21. Moved by L. Roussin, 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:~

**#82-2016** – Confirm the proceedings of Council

**#83-2016** – Budget Amendment – Bunker Gear & PPE

**#84-2016** – Budget Amendment – Grader 871 Repairs

**#85-2016** – Budget Amendment – Parkade Repairs

**#86-2016** – Delegation of Authority – Merger Agreements

**#87-2016** – City Planner Appointment

### **Notices of Motion**

None

### **Proclamations**

None

**Announcements**

**The following was highlighted by Council:**

- 1. Councillor Smith referenced the insert that went out with the tax bills on how your tax dollars are spent and the information contained within it. She wants to see us continue to pursuing how much the taxpayers are paying for alcohol related issues and we need to keep pursuing this matter with the provincial government.
- 2. Mayor Canfield commended all the activities happening at the Whitecap and how many great accolades he has received on all our activities.
- 3. Mayor Canfield commented on the price difference in gas between Winnipeg and Kenora and the price does not reflect the price of a barrel of oil.

**Adjourn to Closed Session**

**22. Moved by D. Reynard, Seconded by M. Goss & 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 1:08 p.m. to discuss items pertaining to the following:-

- i) **Proposed or Pending Acquisition or Disposition of Land (1 matter)**
- ii) **Education & Training Members of Council (2 matters)**

**Reconvene to Open Meeting**

Council reconvenes to open session at 4:14 p.m. with no reports from its closed session.

**Close of Meeting**

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

That this meeting be now declared closed at 4:14 p.m.

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

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

**Of.....2016**

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**Mayor**

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**City Clerk**