



# MINUTES

**Of a Meeting of the Council of the City of Kenora  
Tuesday, February 20, 2018 – 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, Jeff Hawley, Manager of Operations & Infrastructure, Matt Boscaroli, Manager of Community & Development Services

## **Call to Order**

Mayor Canfield called the meeting to order and Councillor Goss 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:-

- Adopt the 2018 Municipal Capital and Unusual Spending Budget
- Adopt an amended Procurement Policy #CS 1-1

## **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 L. Roussin & Carried:-**

That the following Minutes of the Council of the City of Kenora be adopted as circulated:-  
Regular Council – January 16, 2018

## **Deputations**

None

## **Additions to the Agenda**

None

## **Taxi Rate Increase**

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

That Council authorizes a taxi rate increase effective May 1, 2018 to \$6.00 from the current \$4.55 as a start rate, and increase the km rate to \$2.75 from the current \$2.65; and further

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

## **Civil Marriage Ceremony Contracts**

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

That three readings be given to a bylaw to execute an agreement between the Corporation of the City of Kenora and Jan M.M. Fletcher and Jane Van Toen for the services of civil marriage commissioners for the City of Kenora on an as appointed basis effective January 1, 2018 ending December 31, 2019; and further

That bylaw number 165-2015 be hereby repealed.

## **Nordic Biathlon Club Support for Community Foundation Application**

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

That the Council of the City of Kenora pass a resolution supporting the Kenora Nordic Biathlon Club's (KNBC) request to name the City of Kenora as a sponsor in their application for funds through the Kenora & Lake of the Woods Regional Community Foundation to further expand their trail system to include a ski playground at Mount Evergreen.

## **December 2017 Financial Statements**

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

That Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora at December 31, 2017.

## **2017 Capital and Unusual Spending**

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

That Council hereby accepts the 2017 January to December Capital and Unusual Spending report.

## **Q4 Investment Report**

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

That Council of the City of Kenora hereby accepts the 2017 fourth quarter investment report that includes details of the Kenora Citizens' Prosperity Trust Fund and other City of Kenora investments.

## **2018 Capital Budget Approval**

### **8. Moved by C. Wasacase, Seconded by L. Roussin & Carried:-**

That Council hereby approves the 2018 Municipal Capital Budget, including Unusual Spending, as amended; and further

That Council hereby directs staff to actively proceed with the projects included in that budget in accordance with the provisions of the City procurement bylaw; and further

That in accordance with Notice Bylaw 144-2007, public notice is hereby given that Council intends to adopt its 2018 Municipal Capital and Unusual Spending Budget at its February 20, 2018 Council meeting; and further

That Council hereby gives three readings to a bylaw for this purpose.

#### **Q4 Contracts Awarded**

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

That Council hereby accepts the 2017 October – December Contracts & Expenditures Approved report.

#### **Procurement Policy Update**

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

That three readings be given to a bylaw to adopt an amended Procurement Policy #CS-1-1; and further

That bylaw number 26-2013 be hereby repealed.

#### **Section 357 Tax Appeals**

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

That Council hereby approves Section 357 tax adjustments with potential refunds totaling \$408.75.

#### **Vacant & Excess Land & Vacant Unit Rebate Program Changes**

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

That Council hereby review the Vacancy Rebate program and the Vacant and Excess Land Sub-Classes to determine a "first pass wish list" of potential changes and improvements; and further

That Council hereby directs staff to eliminate the Vacancy Rebate Program and the Vacant and Excess Land Sub-Classes in 2019.

#### **Municipal Forest Fire Management Agreement**

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

That three readings be given to a bylaw authorizing the City of Kenora to enter into a Municipal Forest Fire Management Agreement with the Ministry of Natural Resources and Forestry and Forestry to 31<sup>st</sup> of March 2023; and further

That By-Law Number 66-2015 be hereby repealed.

### **Renewal of 9-1-1 CERB Agreement**

#### **14. Moved by C. Wasacase, Seconded by L. Roussin & Carried:-**

That three readings be given to a bylaw to authorize a new 9-1-1 Central Emergency Reporting Bureau (CERB) Service contract with the Ontario Provincial Police for a five year term commencing on February 17, 2018 and expiring on February 16, 2023; and further

That this costing remain constant for the 5-year term of this CERB agreement.

### **Strengthening Quality & Accountability for Patients Act**

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

Whereas Bill 160, the Strengthening Quality and Accountability for Patients Act amended the Ambulance Act to permit the Ministry of Health and Long Term Care to enable two pilot projects hosted by willing municipal governments to allow fire fighters, certified as paramedics, to treat patients while on duty with a fire department; and

Whereas the Government of Ontario is committed to proceeding with the pilots and enabling the fire-medical model despite the absence of objective evidence to show that it would improve patient outcomes or response times; and

Whereas the current interest arbitration model, particularly in the fire services sector, allows arbitrators to impose awards on unwilling employers that directly impact the employer's ability to determine how it will deploy its workforce, as evidenced by the experience of many municipalities in regards to the 24-hour shift; and

Whereas in the absence of legislative protection, unwilling municipalities may be forced to enter into a pilot or adopt a fire-medical model as a result of interest arbitration; and

Whereas the Association of Municipalities of Ontario and its municipal members have called on the Government of Ontario to introduce legislative amendments to the Fire Protection and Prevention Act, 1997 and the Ambulance Services Collective Bargaining Act to preclude arbitrators from expanding the scope of work for fire fighters and paramedics respectively through interest arbitration awards; and

Whereas there is precedent for a restriction on the scope of jurisdiction of arbitrators in section 126 of the Police Services Act which precludes arbitrators from amending the core duties of police officers; and

Whereas the Government of Ontario has committed that no unwilling municipal government will have a fire-medical pilot or program imposed upon them;

Now Therefore be it Resolved That the City of Kenora calls on the Government of Ontario to act immediately so that legislative amendments, that will protect unwilling municipalities from being forced by arbitrators to have a fire medical pilot or program, are

placed within the upcoming Budget Bill before the Ontario Legislature rises for the provincial election; and further

That a copy of this resolution be forwarded to Premier Kathleen Wynne, Office of the Premier; Hon. Dr. Eric Hoskins, Minister of Health and Long Term Care; Hon. Marie-France Lalonde, Minister of Community Safety and Correctional Services; Hon. Kevin Flynn, Minister of Labour, Hon. Bill Mauro, Minister of Municipal Affairs; the Hon. Bob Nault, Northwestern Ontario Municipal Association and the Association of Municipalities of Ontario.

### **Kenora Assembly of Resources Agreement**

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

That Council gives three readings to a by-law authorizing a contract between the Kenora Assembly of Resources (KAR) and the City of Kenora for provision of services at the Harbourfront and related areas for the period January 1, 2018 through December 31, 2018; and further

That by-law Number 134-2016 be hereby repealed.

### **Community Club Grants for 2018**

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

That Council of the City of Kenora receives the recommendation from the Parks and Facilities Division Lead, approving the grant amount of \$8,000.00 each to Rideout, Central and Evergreen Community Clubs once they have successfully submitted the Grant Application documents.

### **Kenora SportsPlex Lease Agreement Renewal**

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

That Council authorize a 5-year facility management agreement with the Board of Directors of the Kenora SportsPlex in accordance with the terms and conditions hereinafter set out; and further

That three readings be given to a bylaw to authorize this agreement.

### **Clean Water & Wastewater Fund Transfer Payment Agreement**

#### **19. Moved by R. McMillan, Seconded by L. Roussin & 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 Ontario as represented by the Minister of Infrastructure for the provision of an amendment to the Clean Water and Wastewater Fund Transfer Payment Agreement; and further

That the CAO be authorized to execute this agreement.

### **FedNor Downtown Revitalization Phase III Funding Agreement Amend**

#### **20. Moved by C. Wasacase, Seconded by L. Roussin & Carried:-**

That Council gives three readings to a by-law to authorize the execution of an amended funding agreement between Industry Canada (FedNor) and the Corporation of the City of Kenora; and further

That the CAO be authorized to execute this agreement.

### **Recreation 4<sup>th</sup> Quarter Report**

#### **21. Moved by L. Roussin, Seconded by R. McMillan**

That Council hereby accepts the 2017 Fourth Quarter Report for the Recreation Services Department.

#### **Councillor R. McMillan & D. Reynard Motion to Table Resolution #21**

### **Various Committee Minutes**

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

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

- December 7, January 18 & February 1 – Environmental Advisory Committee; and

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

- October 12, November 9 & December 14 – Kenora District Services Board
- November 14 – District of Kenora Home for the Aged Board of Management
- December 1 – Northwestern Health Unit Board of Health
- December 6 – Kenora Police Services Board
- December 19 – Planning Advisory Committee; and further

That these Minutes be circulated and ordered filed.

### **Water & Wastewater December 2017 Monthly Summary**

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

That Council of the City of Kenora hereby accepts the December 2017 Kenora Water and Wastewater Systems Monthly Summary Report, as prepared by City administration.

### **7<sup>th</sup> Avenue Bridge Replacement Tender Award**

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

That the tender submitted by MD Steele Construction Ltd, in the amount of \$1,162,026.39., HST extra, related to selecting “Alternative A – Demolition with Temporary Pedestrian Access Provided in Advance of Replacement”, for the replacement of the 7<sup>th</sup> Avenue Bridge, be hereby accepted.

### **Wastewater Treatment Plant Concrete Repair Works Tender**

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

That the proposal submitted by Tri-Core Projects Ltd. in the amount \$517,200 (plus HST) for the Wastewater Treatment Plant Concrete Repair Works be hereby accepted.

## **Approval of By-laws**

### **26. Moved by C. Wasacase, Seconded by L. Roussin & 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:~

- #6-2018 – Confirmatory
- #7-2018 – Taxi Rate Increase
- #8-2018 – Civil Marriage Commissioner Contracts
- #9-2018 – 2018 Capital Budget
- #10-2018 – Amended Procurement Policy
- #11-2018 – Municipal Forest Fire Management Agreement
- #12-2018 – Renewal of 9-1-1 CERB Agreement
- #13-2018 – Kenora Assembly of Resources Agreement
- #14-2018 – Kenora SportsPlex Lease Agreement Renewal
- #15-2018 - Clean Water & Wastewater Fund Transfer Payment Agreement Amendment
- #16-2018 - FedNor Downtown Revitalization Phase III Funding Agreement Amendment

## **Notices of Motion**

None

## **Proclamations**

World Rotary Day – February 23, 2018

## **Announcements**

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

1. Councillor McMillan acknowledged the water & wastewater staff for dedication to the water freezes in the winter.
2. Councillor Smith noted that this will mark the one year passing of Mr. Richard Wagamese and his book gives you real insight into indigenous relations. She suggests reading the book 'Indian Horse' as it gives you great insight into our history.

## **Adjourn to Closed Session**

### **27. Moved by L. Roussin, 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 12:30 p.m. to discuss items pertaining to the following:-

#### **Education & Training Members of Council (3 items)**

## **Reconvene to Open Meeting**

Council reconvenes to open session at 2:58 p.m. with no reports from its closed session.

## **Close of Meeting**

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

That this meeting be now declared closed at 2:58 p.m.

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

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

**Of.....2018**

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**Mayor**

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**City Clerk**