



MINUTES

**Of a Special Meeting of the Council of the City of Kenora
Wednesday, October 31, 2018 – City Council Chambers
12:00 p.m.**

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**With** Mayor D. Canfield in the Chair, Councillor M. Goss, Councillor R. Lunny, Councillor R. McMillan, Councillor D. Reynard, Councillor S. Smith

**Regrets:** Councillor C. Wasacase

**Staff:** Karen Brown, CAO, Heather Kasprick, City Clerk, Devon McCloskey, City Planner

## Call to Order

Mayor Canfield called the meeting to order.

## 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:-

- Amend the vacancy rebate program for buildings that are completely vacant only as set out under section 364 of the Act
- To withdraw funds equally from the Solid Waste Reserve and the Equipment Reserve in the amount of \$46,000.00 plus applicable taxes to offset the cost of the purchase of parts and labour to rebuild the engines of two co-mingle trucks

## 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

Councillor Smith declared an indirect pecuniary interest as it relates to resolution #7 and 12 as it pertains to a lease renewal for the numbered company operating as Plantz. Her brother and sister law own and operate that business.

## Deputations/Presentations

Mayor Dave Canfield was presented with a gift on behalf of several friends and colleagues on his final official Council meeting as Mayor. The gift and reflection of his political career was presented by Dean Carrie.

## **D14-18-06 Zoning Bylaw Amendment**

### **1. Moved by R. McMillan, Seconded by R. Lunny & Carried:-**

That the Application for Zoning By-law Amendment, File No. D14-18-06 be hereby approved to change the Zoning of the subject property being a 0.8 ha area of land accessed from Pine Portage Road, which includes lots and lanes on Plan M63, described as PINs 42168-0228, 42168-0144, 42168-0145, 42168-0227, and 42168-0146; from Highway Commercial (HC) to Institutional (I),; and further

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

**Discussion:** It was noted that there was an amendment to the site plan control policy in an effort to reduce the red tape in applications and there was criteria for public consultation but it does not fall under section 41 of the Planning Act. There is an opportunity for Council to make a special request for special consideration for site plan control although it is not a requirement. Councillor Smith requested a site plan control public meeting.

## **Alteration to Heritage Designation Museum Annex**

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

That Council hereby approves an amendment to bylaw number 104-2000, being a bylaw to designate the Lake of the Woods Museum Annex located at 224 Main Street South, as a heritage building under section 33.1 of the Ontario Heritage Act.; and further

That the designation within this bylaw which specifically addresses the description of the oak counter in the listing of the heritage attributes found in Schedule B be deleted for the renovations to the building for the Arts Centre; and further

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

## **City Policy Manual Renaming**

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

That three readings be given to a bylaw to amend the Comprehensive Policy Manual to rename various department policies; and further

That any Corporate Services Policies be renamed to Administration & Finance with subsection Finance; and further

That any Legislative Services Policies be renamed to Administration & Finance with subsection Clerks; and further

That any Operations Policies be renamed to Operations & Infrastructure; and further

That any Property and Planning Policies be renamed to Development Services; and further

That any Recreational Services Policies be renamed to Community Services; and further

That policy #CS-1-3 Video Surveillance be renamed to Administration & Finance Clerks Subsection; and further

That policy #CS-1-6 Bill Inserts and Messages on Bills policy be renamed to Administration & Finance Clerks Subsection.

**Revised Request to Province for Vacant Excess Land Vacant Unit Rebate  
4. Moved by D. Reynard, Seconded by M. Goss & Carried:-**

Whereas Section 313 of the Municipal Act, 2001 sets out the legislated discounts for prescribed property vacant and excess land sub-classes of the commercial and industrial property classes; and

Whereas Section 364 of the Act states that every local municipality shall have a program to provide tax rebates in respect of vacant portions of commercial and industrial properties; and

Whereas recent amendments to these sections of the Act have provided the Ontario Minister of Finance with expanded authority to set locally specific program rules and parameters via regulation; and

Whereas the Minister has invited municipalities to engage in local policy consideration and planning efforts and to make submissions detailing locally indicated reforms to these programs; and

Whereas Council of the City of Kenora has had the opportunity to review these programs, recommendations of City administration and public input solicited in respect of these matters;

Now Therefore Be It Resolved that the City of Kenora deems it appropriate to continue the rebate program only for buildings that are completely vacant as set out under section 364 of the Act; and further

That the City also wishes to be granted greater local authority over the setting of tax rate discounts for prescribed sub-classes as follows: 15% to 35% for 2019, 5% to 35% for 2020 and sub-class elimination in 2021; and further

That administration is hereby directed to prepare a formal package to be submitted to the Minister of Finance in order to request these changes; and further

That the Minister of Finance is requested to consider and implement the proposed changes so that the elimination of the vacant unit rebate program may come into force as of January 1, 2018 and the enhanced authority regarding sub-class discounts for vacant and excess land may come into force as of January 1, 2019.

**Budget Amendment – Comingle Truck Repairs  
5. Moved by M. Goss, Seconded by D. Reynard & Carried:-**

That Council hereby approves an additional allocation of \$46,000.00 plus applicable taxes to be funded equally through the Solid Waste Equipment Reserve and the Equipment Reserve for the purchase of parts and labor to rebuild the engines of two co-mingle trucks; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2018 Operating & Capital Budget at its October 31st, 2018 meeting to withdraw funds equally from the Solid Waste Reserve and the Equipment Reserve in the amount of \$46,000.00 plus applicable taxes to offset the cost of this purchase; and further

That Council give three readings to a by-law to amend the 2018 budget for this purpose.

### **Snow Plowing Municipal Streets Tender / 2018-2019**

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

That the hourly rates for 1 loader from JWM Contracting Ltd, in the amount of \$120/hr (HST extra), 1 grader from Brooks Francis, in the amount of \$150/hr (HST extra) and 2 graders from Pioneer Construction, in the amount of \$165/hr (HST extra) on a "call as needed" basis only for plowing municipal streets in the 2018-2019 season be hereby accepted.

### **Lease Agreement with 1855092 Ontario Ltd Operating as Plantz**

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

That Council give three readings to a By-law extending the existing lease agreement with 1855092 Ontario Ltd., for municipally owned land fronting the Plantz parcel; and further

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

**Councillor S. Smith Abstained.**

### **Lease Renewal with Bell Canada**

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

That Council authorizes a fifteen (15) year lease agreement with Bell Canada for the use of approximately 1615 square feet of land, described as Part 1 on Plan 23R-10876; and further

That said rent will be \$4,000.00 plus HST for the full term and any future realty taxes; and further

That Council give three readings to a By-law entering into a new lease with Bell Canada to lease property at the Keewatin Sand Pit.

### **Provincial Offences Write Off's**

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

That Council of the City of Kenora hereby approves the write off receivables list from the

Provincial Offences department for the period of January 1, 2011 to December 31, 2011 in the amount of \$179,357.54.

### **Various Committee Minutes**

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

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

- June 7 & September 6 - Environmental Advisory Committee
- September 19 & October 17 – Heritage Kenora Committee
- October 10 – Lake of the Woods Museum Board
- October 12 – Kenora Police Services Board

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

- June 22 & August 17 – Northwestern Health Unit Board of Health
- May 17, June 21, August 16 & September 13 – Kenora District Services Board
- June 28 & July 26 District of Kenora Home for the Aged Board of Management; and further

That these Minutes be circulated and ordered filed.

### **Bylaws**

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

- #139-2018 - Confirmatory
- #140-2018 - D14-18-06 Zoning Bylaw Amendment
- #141-2018 - Alteration to Heritage Designation Museum Annex
- #142-2018 - City Policy Manual Renaming
- #143-2018 - Budget Amendment – Comingle truck repairs
- #145-2018 - Lease renewal with Bell Canada Keewatin Sand Pit

### **Bylaws**

#### **12. Moved by R. McMillan, Seconded by R. Lunny & 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:~

- #144-2018 - Lease agreement with 1855092 Ontario Ltd operating as Plantz

**Councillor S. Smith Abstained.**

### **Notices of Motion**

None

**Proclamations**

- Veteran’s Week – November 5-11, 2018
- Pulmonary Hypertension Month – November 2018

**Announcements**

**The following was highlighted by Council:**

1. Council members thanked Dave for his teachings on Council and wished him well on his retirement.
2. Dave thanked Council for their support and wished everyone well.

**Adjourn to a Closed Session**

**13. Moved by R. Lunny, Seconded R. McMillan & Carried:-**

That pursuant to Section 239 of the Municipal Act, 2001, as amended, authorization for Council to move into a Closed Session at 12:45 p.m. to discuss items pertaining to the following:-

- i) **Education & Training Members of Council (1 matter)**
- ii) **Personal Matter about an Identifiable Individual (1 matter)**

**Adjourn Meeting**

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

That this meeting be now declared closed at 2:42 p.m.

**The Corporation of the City of Kenora**

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

**Of.....2019**

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**Mayor**

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**City Clerk**