



City of Kenora
Committee of the Whole
Minutes
Tuesday, October 8, 2019
9:00 a.m.
City Hall Council Chambers

Present: Mayor Daniel Reynard
Councillor Mort Goss
Councillor Rory McMillan
Councillor Andrew Poirier
Councillor Sharon Smith
Councillor Chris Van Walleghem

Regrets: Councillor Kirsi Ralko

Staff: Karen Brown, CAO, Heather Pihulak, Manager of Administration/City Clerk, Jeff Hawley, Manager of Operations, Stace Gander, Community Services Manager, Charlotte Edie, Manager of Finance/Treasurer, Bruce Graham, Risk Management & Loss Prevention Officer, Adam Smith, Development Services Manager

A. Public Information Notices

As required under Notice By-law #144 -2007, the public is advised of Council's intention to adopt the following at its October 15, 2019 meeting:-

- Council will establish their 2020 meeting schedule
- Amend the 2019 Capital and Operating Budgets in the amount of \$14,100.00 to be funded through the IT Reserve for the purchase of a modern governance solution
- Rename the new portion of road as part of the Downtown Revitalization Project extending from the existing First Street South, to First Street South.
- Amend the 2019 Capital and Operating Budgets in the amount of \$6,500.00 to be funded through the Cemetery Ice Candle Reserve for the purchase of a reefer trailer to continue the Ice Candle Program

B. Declaration of Pecuniary Interest & the General Nature Thereof

- 1) On Today's Agenda
- 2) From a Meeting at which a Member was not in Attendance.
There were none declared.

C. Confirmation of Previous Committee Minutes

Resolution #1 - Moved by Councillor A. Poirier, Seconded by R. McMillan & Carried:
That the Minutes from the last regular Committee of the Whole Meeting held September 10, 2019 be confirmed as written and filed.

D. Deputations/Presentations

None

E. Reports:

1. Administration & Finance

1.1 Procurement Policy #AF-1-1 Amendment

Recommendation:

That Council hereby approves an amended City of Kenora Procurement Policy #AF-1-1 which forms part of the City's Comprehensive Policy Manual; and further

That bylaw number 10-2018 be hereby repealed; and further

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

1.2 Central Community Club Tax Receipts for Donations

Recommendation:

That the Council of the City of Kenora hereby authorizes the issuance of tax receipts for any donation of \$50 or greater made to the City of Kenora up to September 30, 2020, unless otherwise specified, to be used specifically towards the rebuild of the Central Community Club; and

That the City will pay the invoice(s), direct to the appropriate supplier(s) for the construction to a maximum of the actual donations received; plus the \$100,000 commitment; and further

That the issuance of tax receipts for donations for construction be restricted specifically to the Community Club rebuild in recognition of the recreation impact to the City of Kenora.

1.3 August 2019 Financial Statements

Recommendation:

That Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora at August 31, 2019.

1.4 Health & Safety Policy Amendments & Repeals

Recommendation:

That Council hereby approves an amended Health and Safety Policy #HS-01 Health and Safety Policy Statement, #HS-14 Lock-out and Tag-out, #HS-37 Employee Orientation; and further
That Council hereby repeals #HS-13 Work Refusals, #HS-32 Applicable Legislation and #HS-33 WHMIS Training health and safety policies; and further

That bylaw number 27-2012 be hereby repealed; and further

That all Health & Safety Policies form part of the City's Comprehensive Policy Manual under the new category Health and Safety; and further

That three readings be given to three bylaws for this purpose.

1.5 Human Resource Policy Amendments & Repeals

Recommendation:

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That Council hereby approves a new #HR-3-02 Vacation and Leaves of Absence Policy for non-union staff which forms part of the City of Kenora Comprehensive Policy Manual; and further That Council hereby repeals Human Resources Policy #HR-3-03 Vacation–Paid Holidays Policy, #HR-3-09 Leaves of Absence (Non-Union), #HR-3-11 Leaves of Absence–Other, #HR-3-04 Hours of Work; and further That bylaws number 7-2011, 8-2011, 117-2012 be hereby repealed; and further

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

**1.6 Joint & Several Liability AMO Support of Submission to AG of Ontario
Recommendation:**

That Council of the City of Kenora hereby supports the AMO report submitted to the Attorney General of Ontario entitled "Towards a Reasonable Balance: Addressing growing municipal liability and insurance costs"; and further

That a copy of the City of Kenora resolution be forwarded to the attention of the Attorney General and AMO prior to November 1, 2019.

Discussion: We are not seeing any progress on this issue. It has been a significant concern for quite some time and other than advocating for change there is no progress on making any kind of change.

**1.7 Council 2020 Meeting Calendar
Recommendation:**

That Council hereby accepts the 2020 Council meeting calendar as presented.

Discussion: Some members felt that the August meeting series should remain on the calendar and could be cancelled if not needed. Council suggested January 28, 2020 for the January Council meeting.

**1.8 Budget Amendment - Digital Meeting Management System
Recommendation:**

That Council hereby authorizes a budget amendment in the amount of \$14,100.00 to be funded through the IT Reserve for the purchase of a modern governance solution through iCompass; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2019 Capital and Operating Budgets in the amount of \$14,100.00 at its October 15th, 2019 meeting for this purpose; and further

That Council gives three readings to a By-law to amend the 2019 capital and operating budget for this purpose.

**1.9 Provincial Downloading Resolution of Support
Recommendation:**

Whereas the Province of Ontario has announced changes in its funding formulas for Health Units and District Social Services Boards; and

Whereas these Boards are funded by municipalities within their service areas; and

Whereas the full impacts of how these funding reductions may impact Health Units and District Social Services Boards are not yet known; and

Whereas Kenora City Council wishes to ensure that these funding reductions not result in a further downloading of costs to municipalities and as a result local taxpayers to help offset funding reductions;

Now Therefore Let It Be Resolved:-

That the City of Kenora hereby requests the board of the Northwestern Health Unit and the Kenora District Services Board review their operations to determine where offsetting savings can be achieved to ensure the funding reductions are not ultimately passed on to local taxpayers of the various municipalities within their service areas; and further

That a copy of this resolution be forwarded to the Northwestern Health Unit, the Kenora District Services Board, and all municipalities within their respective service areas.

Discussion: It is important for the two boards to conduct a thorough review of their operations and determine if there are any savings to be realized. During our challenging budget discussions and review, we have no choice with outside agencies funding. City departments must find the savings and as part of that often conduct service and staffing reviews to ensure deliverables are met in which budget lines are established. While we fund the agencies, we want to ensure the same types of reviews take place.

2. Fire & Emergency Services

No Reports

3. Operations & Infrastructure

3.1 First Street South Road Naming Extension - DTR

Recommendation:

That as part of the Downtown Revitalization Phase 4, Council of the City of Kenora hereby names a newly created portion of a road as First Street South; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to adopt a by-law at its October 15th, 2019 Council Meeting, naming the above-described portion of road as First Street South; and further

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

3.2 Traffic Bylaw Amendment – DTR Street Changes

Recommendation:

That Council hereby approves multiple amendments to the Traffic Regulation By-law Number 180-2015, for Schedules "B", "C", "G", "K", "O", and "P" as reflected in the background section of this report, to accommodate modifications made as part of Phase 4 of Downtown Revitalization; and further

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

3.3 Traffic Bylaw Amendment – No Parking Zone Third Street South

Recommendation:

That Council authorizes an amendment to the City of Kenora Traffic Regulation By-law Number 180-2015 to include changes to Schedule "B" – No Parking – Tow Away Zone for Third Street South, to eliminate the current parking restrictions along the south side of the street between Fifth Avenue South and Seventh Avenue South; and further

That the restrictions to the north side of the street between Fifth Avenue South to Sixth Avenue South and from Sixth Avenue South, easterly for 112 metres be added; and further

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

3.4 Traffic Bylaw Amendment – Accessible Parking Mill Street

Recommendation:

That Council hereby approves an amendment to the Traffic Regulation By-law Number 180-2015, Schedule "K" – Accessible Parking on Municipal Streets, to add a designated accessible parking spot outside Keewatin Public School located on Mill Street; and further

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

3.5 Traffic Bylaw Amendment – Yield Sign @ Wynd Rd & Ritchie Rd

Recommendation:

That Council hereby approves an amendment to the Traffic Regulation By-law Number 180-2015, Schedule "P" – Yield Intersections, to add a designated Yield Sign at the intersection of Wynd Road and Ritchie Road; and further

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

3.6 Municipal Snow Plowing Tender

Recommendation:

That the hourly rates for two graders from Brooks Francis, in the amount of \$150/hr (HST extra) on a "call as needed" basis only, be hereby accepted.

4. Community Services

4.1 Budget Amendment – Cemetery Ice Candle Program

Recommendation:

That Council hereby authorizes a budget amendment in the amount of \$6,500.00 to be funded through the Cemetery Ice Candle Reserve for the purchase of a reefer trailer to continue the Ice Candle Program; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2019 Capital Budget in the amount of \$6,500.00 at its October 15th, 2019 meeting for this purpose; and further

That Council gives three readings to a By-law to amend the 2019 capital budget for this purpose.

5. Development Services

5.1 Investing Canada Infrastructure Program – Recreation Stream Application

Recommendation:

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That through the Investing in Canada Infrastructure Program—Community Culture and Recreation Stream, municipalities may submit a project application and have 73.33 percent of costs covered with a maximum project cap of \$50 million; and further

That Council directs staff to apply for funding under the Investing in Canada Infrastructure Program—Community, Culture and Recreation Stream to proceed with the development and construction of a new ball diamond fourplex; and further

That Council hereby authorizes any cost overruns of the project.

Discussion: There are two options administration have provided for Council consideration. The first is a fourplex baseball diamond and the second is a Coney Island project. The team engaged the local baseball groups and discussed how the development would increase their league participation and growth of the use of baseball fields. The site chosen is behind the TA School area/Garrow Park. The concept is to have four full size fields and a concession with washrooms. There are retractable fences that can be used to allow for flexibility. Stace looked at the operating costs and that is projected to be between \$10,000 and \$14,000 annually. There is potential to increase the revenue and could be cost neutral for the City and present a positive bottom line. Baseball is considered to be an inclusive sport due to the affordability.

It was suggested that we should be focusing on winter tourism and there are a lot of projects that could be considered for winter sport rather than just summer which we already heavily invest in.

When we look at projects, we need to consider how it impacts other operations in the City and other development. This project would take all of the current ball diamonds and put them into one location which is an increase to operational efficiency and will free key municipal property up for other development. These types of funding opportunities do not exist often and we need to seriously consider the large amount of funding that could be provided outside of the municipality.

It was suggested that we could have staff have a look at the two other projects and suggest we submit more than one project such as Central Community Club and the Kenora SportsPlex.

There are two funding applications currently in the process to NOHFC and Trillium Foundation for the Kenora SportsPlex project. We have not heard back from those funders as of this date.

It's not the first time where we have seen funding opportunities that you can submit more than one application, however, administration suggests that we only pick one project and focus on that for our application.

5.2 OHRC Report on Homelessness in Kenora

Discussion: On September 17th 2019, the Ontario Human Rights Commissioner (OHRC) released her report that summarizes observations and recommendations on the issues of homelessness and drug addiction in Kenora. The City appreciates the level of engagement the OHRC has had with Kenora over the years and her recognition of the challenges facing the municipality in confronting the "homelessness and drug addiction crisis." This includes the economic and social barriers facing First Nations people and trends related to drug abuse and mental health for which there is a lack of capacity in confronting.

The Chief Commissioner also acknowledged the City on its steps to facilitate the development

of shelters, social housing and other affordable housing through amendments to its Official Plan and Zoning Bylaw. In addition, the OHRC was pleased that the City contacted her office on efforts to address the housing shortage and requested staff-level guidance on strategies to ensure human rights are upheld in municipal planning.

In consideration of OHRC observations, the City recognizes that racial discrimination and holistic approaches to social service delivery, which encompass First Nations, persist as challenges. However, staff and Council have taken significant steps to ensure that the community remains informed on the factors driving the mental health and addictions crisis facing Kenora and the supports that exist to address this crisis.

We are only one small part of the challenges and the Federal and Provincial government need to acknowledge their part in this and step up to be part of change. Council can only control what is within their power.

5.3 Site Plan Control Policy Review

Recommendation:

Whereas the Investment Readiness Assessment completed in 2018 recommended that public consultation requirements be eliminated under section 2.1.6 of DS-5-1 Site Plan Control; now therefore let it be resolved

That Council hereby continues to support the exclusion of these requirements from the site plan control process.

Discussion: A member suggested that this matter be deferred to December in order to allow time to ask the Planning Advisory Committee if they feel we should bring back public consultation. The PAC is not involved at any level with site plan agreements. The public does not have a good opportunity to influence the decision. The public meeting would be only to inform the community it is not a consultation. The provision is there for the review of the facilities through site plan control.

There is a tight timeline of 30 days from the time the application is received. That is very tight to meet if we were to consider a public process in that timeline. Setting up a developer in front of the public regarding a development site is not appropriate. Council is still the approver for agreements and the public still has the opportunity to see those. The Planning Advisory Committee does not look at Site plan approvals. There is nothing that prohibits staff right now from having a public information session at any time in any process.

F. Proclamations

Mayor Reynard then read the following proclamations:

- International Trigeminal Neuralgia Awareness Day – October 8, 2019

G. Other

- Councillor McMillan noted the sledge hockey league started on Sunday and there was a lot of excitement to the start of the season. It has been linked to Kenora Minor hockey and will give strength to the program.
- Councillor Goss noted the emergency shelter is back open and businesses are noticing a difference in the downtown. We will continue to work towards the homelessness issue and address the lack of housing.

- Councillor Van Wallegghem represented the City at the Northwestern Sports Hall of Fame and the Van Belleghem family appreciated our attendance.

H. Next Meeting

- Tuesday, November 12, 2019

I. Adjourn to Closed

Resolution #2 - Moved by Councillor McMillan, Seconded by A. Poirier & Carried:

That this meeting now be adjourned to a closed session at 10:42 a.m.; and further

That pursuant to Section 239 of the Municipal Act, 2001, as amended, authorization is hereby given for Committee to move into a Closed Session to discuss items pertaining to the following:-

- i) Receiving advice that is subject to solicitor-client privilege (Legal Agreement)

J. Reconvene to Open Meeting

Council reconvenes to open session at 11:54 a.m. with no reports from its closed session.

K. Close Meeting

Meeting adjourned at 11:55 a.m.