

Of a Meeting of the Council of the City of Kenora

Tuesday, March 31, 2020 – City Council Chambers (Rescheduled from March 17, 2020 due to COVID-19 Emergency) 12:00 p.m.

Electronic Attendance / City Hall Council Chambers

Due to the COVID-19 Pandemic, Council met electronically as permitted by Bill 187, Municipal Emergency Act, 2020 and the amended Procedural bylaw. Citizens and our Media Partners may view the recorded Live Stream meeting at:

http://kenora.ca/government/council-and-committee-meetings/

With Mayor D. Reynard in the Chair, Councillor M. Goss, Councillor R. McMillan Councillor A. Poirier, Councillor K. Ralko, Councillor S. Smith, Councillor C. Van Walleghem

Staff: Jeff Hawley, Acting CAO, Heather Pihulak, Manager of Administration/City Clerk, Charlotte Edie, Manager of Finance/Treasurer, Stace Gander, Manager of Community Services, Kelly Galbraith, Deputy Clerk, Bruce Graham, Risk Management & Loss Prevention Officer

Call to Order

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

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

Mayor Reynard then read the following notices:quired under Notice By-law #144 -2007, Council hereby advises the

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 a new Procedural Bylaw to Establish the Rules of Order and Procedures for Council
 - Set the 2020 tax rates and ratios
- Authorize the City of Kenora as a founding municipality and enter into the initial formation Agreement pursuant to which a joint investment board will be established
- Amend the 2020 Operating & Capital Budget to withdraw funds from Contingency Reserves in the amount \$8,000 to offset the cost of a NavCanada survey designing the RNAV instrument approaches, with vertical guidance to both ends of the runway at the Kenora Airport
- Authorize the execution of a purchase and sale agreement between the Kenora Municipal Non Profit Housing Corporation and the Kenora District Services Board for the transfer of all assets and liabilities of the Board
- Amend the 2020 Capital Budget to withdraw funds from the Arts Centre Capital Funds in the amount of \$200,000 for the Douglas Family Art Centre project to be funded

through the capital project funds which have come solely from senior levels of government and private donations

- Amend the 2020 Capital Budget to withdraw funds from the Accessibility Reserves in the amount of \$1,800 to offset the cost of the installation of a hand rail on one side of the sloped entrance ramp to the Keewatin Memorial Arena as well as install one missing section of hand rail on walkway to main door
- Amend the 2020 Capital Budget to withdraw funds from the water and sewer reserve
 in the amount of \$285,000 (plus applicable tax) for completing an emergency replacement
 of existing OmniSite Radios at the City's fifty-eight different locations including the Water
 Treatment Plant, Wastewater Treatment Plant and Sewage Pumping Stations

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 C. Van Walleghem, Seconded by S. Smith & Carried:-

That the minutes from the last regular Council meeting held February 18, 2020 be confirmed as written and filed.

Deputations

None

Additions to the Agenda

Adopt a New Procedural Bylaw

2. Moved by K. Ralko, Seconded by M. Goss & Carried:-

That Council gives three readings to a bylaw to adopt a new Procedural bylaw to establish the Rules of Order and Procedures for Council.

Discussion: Council requested that we remove the requirement for the Chair or Acting Chair to be present in the Council Chambers for either the meeting or closed meeting. Further the section on 9.12 on written submissions that presenters must provide their deputation in writing in advance to the Clerk. There is a concern with the perception that the Clerk will be controlling the deputations. Under section 9.7 the presentation of deputations in person it was suggested that we include a clause that provides discretion to the Mayor that the stipulation can be waived to allow the deputation to be completed electronically.

COVID-19 Health & Safety Measures for Staff

3. Moved by A. Poirier, Seconded by R. McMillan & Carried:-

That Council hereby accepts the COVID-19 Health and Safety report presented by Health & Safety & Risk Management Officer Bruce Graham.

COVID-19 Relief Measures

4. Moved by S. Smith, Seconded by C. Van Walleghem & Carried:-

That Council hereby accepts the recommendations by the City's Manager of Finance/Treasurer for relief measures during the COVID-19 emergency; and further

That all required related bylaw amendments for the authority for these measures be brought forward by the Treasurer at a future meeting of Council.

Discussion: The Manager of Finance/Treasurer provided options to Council for relief measures during the COVID-19 pandemic. These measures are related to property taxes and utilities, effective April 1 until August 31, 2020.

Interest and penalties on property taxes will be waived for 6 months until August 31, 2020, however, taxes owing are still due. This measure is expected to reduce the City's revenues by approximately \$170,000. The tax due date which has historically been the third week in July will be extended to August 26, 2020.

Interest on utilities (water and sewer services) will be waived for the 6 months beginning April 1st ending August 31st, 2020, however, all amounts owing are still due. Waiving this interest is expected to cost the City approximately \$20,000.

The interest on miscellaneous payables will remain in effect.

The relief measures are anticipated to impact the 2020 operating budget by approximately \$190,000. In addition to the impact on the City's 2020 budget, the provincial government has postponed the planned property tax assessment for 2021 to maintain stability for property owners. In 2021 the tax levy will be based on 2020 assessments as opposed to the updated 2021 assessments. This will negatively impact the City's 2021 budget by approximately \$1,100,000 based on current value assessment increases over the past 3 years.

Capital & Unusual Spending

5. Moved by M. Goss, Seconded by K. Ralko & Carried:-

That Council hereby accepts the 2019 Capital and Unusual Spending report.

2019 Q4 Contracts

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

That Council hereby accepts the 2019 October – December Contracts & Expenditures Approved report.

2020 Tax Rates and Ratios

7. Moved by C. Van Walleghem, Seconded by S. Smith & Carried:-

That Council hereby adopts Revenue Neutral Tax Ratios for 2020 to mitigate reassessment impacts between property classes; and

That Council hereby provides three readings to the following By-laws:

A By-law to set tax ratios and to set tax rate reductions for prescribed property classes and subclasses for municipal purposes for the year 2020; and

A By-law to adopt the estimates for all sums required for the year, to establish rates to be levied for same and to provide for penalty and interest in default of payment thereof for 2020; and further

That in accordance with Notice By-law #144-2007, public notice is hereby given of Council's intention to set tax ratios and tax rates for 2020 at its March 31, 2020 meeting.

Prudent Investor Regime ONE Joint Investment Board

8. Moved by K. Ralko, Seconded by M. Goss & Carried:-

That Council gives three readings to a By-law to authorize the Corporation of the City of Kenora as a founding municipality, the entering into of the Initial Formation Agreement pursuant to which a joint investment board will be established and through which all of the founding municipalities will invest, the completion of a Municipal Client Questionnaire, the adoption of an Investment Policy Statement and the entering into of a Joint Investment Board Agreement (ONE JIB Agreement).

Budget Amendment – Kenora Airport Authority

9. Moved by A. Poirier, Seconded by R. McMillan & Carried:-

That Council hereby approves an allocation of \$8,000 to be funded through the Contingency Reserves to subsidize the cost of a NavCanada survey designing the RNAV instrument approaches, with vertical guidance to both ends of the runway at the Kenora Airport; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2020 Operating & Capital Budget at its March 31, 2020 meeting to withdraw funds from Contingency Reserves in the amount \$8,000 to offset the cost sharing of this purchase; and further

That Council give three readings to a by-law to amend the 2020 budget for this purpose.

Community Foundation Charitable Status Support-Mount Evergreen Ski 10. Moved by S. Smith, Seconded by C. Van Walleghem & Carried:-

That Council hereby supports Mount Evergreen Ski Club's 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 for the purchase of new rental equipment for approximately \$15,000.

Community Foundation Charitable Status Support-Keewatin Curling Club 11. Moved by M. Goss, Seconded by K. Ralko & Carried:-

That the Council hereby supports the Keewatin Curling Club's 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 for the purchase of a new commercial dishwasher for approximately \$5,000.

Community Foundation Charitable Status Support-2020 Science Festival 12. Moved by R. McMillan, Seconded by A. Poirier & Carried:-

That Council of the City of Kenora hereby supports the Kenora Science Festival Committee's 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 for support of the 2020 Kenora Science Festival.

Community Foundation Charitable Status Support-Coney Island Music Fest 13. Moved by C. Van Walleghem, Seconded by S. Smith & Carried:-

That Council hereby supports the Coney Island Music Festival's 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 for support of the 2020 festival.

Community Foundation Charitable Status Approvals

14. Moved by K. Ralko, Seconded by M. Goss & Carried:-

That Council hereby authorizes the Treasurer and/or City Clerk to grant approval on Council's behalf to an applicant for the Lake of the Woods and Regional Community Foundation funding to use the City as the Charitable Organization on their application; and further

That the only applicants that the Treasurer and/or Clerk may approve are groups based on the City's established criteria being a group that is an arms length of the City and serves the greater need of the overall community; and further

That any request from a group that is deemed outside of this criteria would require approval from Council prior to the application approval being granted.

Kenora Municipal Non Profit Housing Corp Transfer Agreement 15. Moved by A. Poirier, Seconded by R. McMillan & Carried:-

That Council hereby authorizes the Treasurer and/or City Clerk to grant approval on Council's behalf to an applicant for the Lake of the Woods and Regional Community Foundation funding to use the City as the Charitable Organization on their application; and further

That the only applicants that the Treasurer and/or Clerk may approve are groups based on the City's established criteria being a group that is an arms length of the City and serves the greater need of the overall community; and further

That any request from a group that is deemed outside of this criteria would require approval from Council prior to the application approval being granted.

Kenora Drinking Water System Summary

16. Moved by S. Smith, Seconded by C. Van Walleghem & Carried:-

That the Council of the City of Kenora hereby receives the 2019 Kenora Drinking Water System Summary Report, for the period January $1_{\rm st}$, 2019 to December $31_{\rm st}$, 2019, as prepared by Biman Paudel, Water & Wastewater Division Lead.

Blue Box Collection Transition

17. Moved by M. Goss, Seconded by K. Ralko & Carried:-

Whereas the transition to full producer responsibility for packaging, paper and paper products is important to reducing waste, improving recycling and driving better economic and environmental outcomes; and

Whereas the City of Kenora is supportive of a timely, seamless and successful transition of its Blue Box program to full financial and operational responsibility by producers of packaging, paper and paper products; and

Whereas the Association of Municipalities of Ontario has requested municipal governments with Blue Box programs to provide an indication of the best date to transition our Blue Box program to full producer responsibility; and

That this decision is based on the following rationale: As we do not hold contracts with the processor of our Blue Box materials, and as the collection, handling, and shipping of our recyclables is time consuming and costly with little market stability, we feel the producers are ideally positioned to provide this service in the most cost effective manner;

Therefore be it resolved, That Council hereby approves the transition of the City of Kenora's Blue Box program to full producer responsibility for packaging, paper and paper products; and further

That the City of Kenora would like the transition to full producer responsibility to occur at the first opportunity possible, January 1, 2023.

Budget Amendment - Replacement of Omnisite Radios

18. Moved by R. McMillan, Seconded by A. Poirier & Carried:-

That Council hereby approves an additional allocation of \$285,000 (plus applicable taxes) to be funded through the sewer and water reserve for completing an emergency replacement of existing OmniSite Radios at the City's fifty-eight different locations including the Water Treatment Plant, Wastewater Treatment Plant and Sewage Pumping Stations; and

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2020 Capital Budget at its March 31, 2020 meeting to withdraw funds from the water and sewer reserve in the amount of \$285,000 (plus applicable tax) to offset the cost of this purchase; and further

That Council give three readings to a by-law to amend the 2020 capital budget for this purpose.

Traffic Bylaw Amendment - Stop Sign/Yield Sign

19. Moved by C. Van Walleghem, Seconded by S. Smith & Carried:-

That Council hereby approves an amendment to the Traffic Regulation By-law Number 180-2015, Schedule "O" – Stop Signs Intersections and Schedule "P" – Yield Intersections, to change a Stop Sign to a Yield Sign at the intersection of South Park Drive and Silverstone Drive; and further

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

Budget Amendment - Arts Centre Project

20. Moved by K. Ralko, Seconded by M. Goss & Carried:-

That Council hereby approves an additional allocation of \$200,000 for the Douglas Family Art Centre project to be funded through the capital project funds which have come solely from senior levels of government and private donations; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2020 Capital Budget at its March 31, 2020 meeting to withdraw funds from the Arts Centre Capital Funds in the amount of \$200,000 for this purpose; and further

That Council give three readings to a by-law to amend the 2020 capital budget for this purpose.

Budget Amendment – Keewatin Memorial Arena Accessibility Funding

21. Moved by A. Poirier, Seconded by R. McMillan & Carried:-

That Council hereby approves an allocation of \$ 1,800 to be funded through the Accessibility Reserves to install a hand rail on one side of the sloped entrance ramp to the Keewatin Memorial Arena as well as install one missing section of hand rail on walkway to main door; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2020 Capital Budget at its March 31, 2020 meeting to withdraw funds from the Accessibility Reserves in the amount of \$ 1,800 to offset the cost of these works; and further

That Council give three readings to a by-law to amend the 2020 capital budget for this purpose.

Columbarium Inscription 2020

22. Moved by C. Van Walleghem, Seconded by S. Smith & Carried:-

That Council hereby accepts the quote from M.C. Delandes Monuments & Memorials for onsite lettering of the Columbaria Niches in the amount of \$ 375.00 (First Inscription Fee) per niche and \$ 175.00 (2nd & Supplement Inscription) per niche for a three (3) year term - 2020, 2021 and 2022.

Pines Agreement

23. Moved by K. Ralko, Seconded by S. Smith & Carried:-

That Council gives three readings to a by-law authorizing a contract between the Pines/Kenora Harbourfront Services (Pines/KHS) and the City of Kenora for provision of services at the Harbourfront and related areas for the period January 1, 2020 through December 31, 2020; and further

That by-law Number 154-2018 be hereby repealed.

Strategic Plan Progress Report

24. Moved by A. Poirier, Seconded by R. McMillan & Carried:-

That Council hereby accepts the 2019 Strategic Plan Progress Report to highlight the previous year's activities by City departments in accordance with the City of Kenora's Strategic Plan – Our Vision is 20/20.

D11-127-04 Doug Lafreniere Developments Inc. Agreement

25. Moved by M. Goss, Seconded by K. Ralko & Carried:-

That the Mayor and Clerk of the City of Kenora be authorized to execute a site plan agreement between the City of Kenora and 2672342 Ontario Inc. and Bank of Montreal, to allow for the development of a 30 unit apartment dwelling, all associated facilities; and further

That bylaw number 16-2020 be hereby repealed; and further

That the appropriate bylaw be passed for this purpose.

4th Avenue North Deeming Bylaw

26. Moved by S. Smith, Seconded by C. Van Walleghem & Carried:-

Pursuant to the provisions of Section 50(4) of the Planning Act, RSO 1990, c. P.13, as amended, the Council of a local municipality may by by-law designate any plan of subdivision, or part thereof, that has been registered for eight years or more, which shall be deemed not to be a registered plan of subdivision for the purposes of Subsection 50(3) of the said Act; and

That MINING ST PL 3 AKA FOURTH AV N, BTN THIRD ST N & FIFTH ST N; KENORA, and LT 234 BLK 3 PL 3; KENORA are within a plan of subdivision registered for more than eight years; and

That Council gives three readings to a bylaw to deemed the above mentioned lands not to be a registered plan of subdivision for the purposes of Subsection 50(3) of the Planning Act.

Council Remuneration

27. Moved by A. Poirier, Seconded by R. McMillan & Carried:-

That Council hereby receives the reports prepared by Charlotte Edie, Manager of Finance/Treasurer dated February 27, 2020 as required under Section 284 of The Municipal

Act, 2001, as amended, setting out the Annual Statement of Remuneration and Expenditures for Members of Council in accordance with Remuneration By-law #48-2013.

Various Committee Minutes

28. Moved by S. Smith, Seconded by C. Van Walleghem & Carried:-

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

- > February 20 & 27, 2020 The Muse
- ➤ November 13, 2019 Tourism Committee
- ➤ December 11, 2019 Environmental Advisory Committee
- ➤ January 21, 2020 Planning Advisory Committee

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

- January 16, 2020 Kenora District Services Board
- > January 30, 2020 Kenora District Municipal Association
- > February 12, 2020 Kenora Handi Transit
- January 23, 2020 District of Kenora Home for the Aged Board of Management; and further

That these Minutes be circulated and ordered filed.

Discussion: Councillor Van Walleghem requested an update regarding a fundraising event at the Kenora Recreation Centre with the Toronto Maple Leafs Alumni. Stace Gander, Manager of Community Services will report back to Council with the information.

Human Resources Policy Amendment

29. Moved by M. Goss, Seconded by K. Ralko & Carried:-

That Council hereby approves an amendment to Human Resources Policy #HR-3-08 Employment Classification to accurately reflect 35 hour working week staff; and further

That bylaw number 30-2020 be hereby repealed; and further

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

Investing in Canada Infrastructure Program (ICIP) Rural and Northern Stream Agreement

30. Moved by R. McMillan, 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 Ministry of Agriculture Food & Rural Affairs to proceed with the reconstruction and repaving of Railway Street and $10^{\rm th}$ Avenue South under the rural and northern stream; and further

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

Northwest Business Centre Funding Agreements

31. Moved by S. Smith, Seconded by C. Van Walleghem & Carried:-

That three readings be given to a bylaw to execute an agreement between the Corporation of the City of Kenora and the Ministry of Energy, Northern Development and Mines for the SBEC Core Initiatives Funding Program for a three year term; and further

That three readings be given to a bylaw to execute an agreement between the Corporation of the City of Kenora and the Ministry of Economic Development, Job Creation and Trade for the Starter Company Plus Initiative and Summer Company Initiative; and further

That the CAO be authorized to execute these agreements.

January 2020 Water & Wastewater Systems Monthly Summary

32. Moved by K. Ralko, Seconded by M. Goss & Carried:-

That Council of the City of Kenora hereby accepts the January 2020 Kenora Water and Wastewater Systems Monthly Summary Report, as prepared by City administration.

Approval of By-laws

33. Moved by A. Poirier, 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: ~

- #43-2020 Procedural Bylaw to Establish the Rules of Order and Procedures for Council
- #44-2020 Confirmatory
- #45-2020 2020 Tax Ratios
- #46-2020 2020 Tax Rates
- #47-2020 Prudent Investor Agreement
- #48-2020 Budget Amendment Kenora Airport Authority
- #49-2020 Kenora Municipal Non Profit Housing Board Transfer Assets, Liabilities to KDSB Agreement
- #50-2020 Budget Amendment Replacement of Omnisite Radios
- #51-2020 Traffic Amendment -Stop sign/Yield Sign
- #52-2020 Budget Amendment-Arts Centre Project
- #53-2020 Budget Amendment-Keewatin Arena Accessibility Building Works
- #54-2020 Pines Agreement
- #55-2020 D11-17-04 Lafreniere Developments Inc.
- #56-2020 Deeming Bylaw 4th Ave N Property
- #57-2020 Agreement Min Agriculture & Food Rural Affairs ICIP-Park St Works
- #58-2020 Agreement Min Energy, Northern Development NWBC Core funding
- #59-2020 Agreement Min Economic Development NWBC Starter & Summer Company

Notices of Motion

None

Proclamations

World Autism Day

Announcements

The following was highlighted by Council:

- 1. Councillor Poirier publicly acknowledged the work of all the City staff who are working and recognize the courage they have to do their jobs day in and day out. He further recognized the medical profession and what they are going through with the COVID-19 pandemic.
- **2.** Councillor Ralko echoed the above acknowledgements and added the first responders. She further recognized our local businesses and trying to keep the economy going during this difficult time.
- **3.** Councillor McMillan reinforced the messages by other councillors and acknowledged the residents who are reaching out to each other for support as well as the residents who are staying home. He further recognized the City staff and addressing the pandemic plans as needed. He recognized the emergency services workers and the All Nations Health Partners for working together with the Indigenous population and the senior politicians who are working together diligently to fight this pandemic together. The only thing that spreads faster than a virus is hope.
- 4. Councillor Smith spoke in her role as the rep on the NWHU. She stressed that the next two weeks are going to be very critical in our community. We are going to see an uptake in our community and while there are no confirmed cases in the community at this time, there likely is local transmission that is just not evident yet. Residents need to practice all the safe measurements and stay home. The next two weeks are critical. The only way to get ahead of this is to not overwhelm our health care services so we can blunt the curve. We need to be realistic that it is on the way here if it is not already here. Take all the preventative measures by washing your hands, don't touch your face isolate and stay home if you don't absolutely have to go out. That is the only way to avoid spreading this virus. Councillor Smith concurred with all the sentiments already expressed for all the workers still out there working and we need to protect all of those workers. Now is the time to be serious and stay home.
- **5.** Councillor Goss noted that many of the Councillors have been contacted about the border situation. This is not an area that we can control as it is a provincial and federal jurisdiction. The City of Kenora cannot control that closure but it is recognized that we don't need additional people in our community right now. We have a very organized Emergency Measures Team and they have been training for this for years and we need to let that team do what they are trained to do.
- **6.** Councillor Van Walleghem mentioned a thank you to all the boards and committees in the community. It is difficult to get volunteers so wanted to recognize these various citizens.
- 7. Mayor Reynard expressed that during this time everyone is rallying together and that is a real strength of our community. We are very fortunate for all the updates from the LOWDH, NWHU and Emergency Measures team. We continue to get the message out to the public and it is encouraged for everyone to listen to the experts and what these experts are saying. Let's do everything we can to minimize the impacts to our community.

Adjourn to Closed Session

34. Moved by C. Van Walleghem, Seconded by S. Smith & 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 1:24 p.m. to discuss items pertaining to the following:-

- i) Education & Training Members of Council (3 matters-CAO, Mayor & Development Services Update)
 - ii) Labour Relations (1 matter COVID-19)

Reconvene to Open Meeting

Council reconvenes to open session at 3:18 p.m. with no reports from its closed session.

Close of Meeting

35. Moved by S. Smith, Seconded by C. Van Walleghem & Carried:-

That this meeting be now declared closed at 3:19 p.m.

The Corporation of the City of Kenora: Confirmed As Written ThisDay	
Mayor	City Clerk