



MINUTES

**Of a Meeting of the Council of the City of Kenora
Wednesday, March 22, 2023
5:00 p.m.**

Live Stream Link: <https://kenora.civicweb.net/Portal/>



With Mayor A. Poirier in the Chair, Councillor B. Bernie, Councillor G. Chaze, Councillor L. Koch, Councillor B. Manson, Councillor L. Moncrief, Councillor K. Van Belleghem

Staff: Kyle Attanasio, CAO, Heather Pihulak, Director of Corporate Services/City Clerk, Roberta Marsh, Director of Human Resources, Risk & Insurance, Stace Gander, Director of Economic Growth & Recovery, Greg Breen, Director of Engineering & Infrastructure, Marco Vogrig, Municipal Engineer, David Pratt, Director of Fire & Emergency Services, Ryan Marsh, Director of Finance, Andrew Smith, General Manager of Recreation & Culture

Call to Order

Mayor Poirier called the meeting to order at 5:00 p.m.

Blessing & Land Acknowledgment *Delivered by Councillor Koch*

As we gather, we recognize that we are on Treaty Three Lands which are steeped in rich Indigenous history and home to many First Nations and Metis people today. We continue to be thankful for the partnerships with Indigenous people.

We give thanks for the many blessings we enjoy in the City of Kenora. We seek wisdom in our minds, clearness in our thinking, truth in our speaking and always love in our hearts, so that we may try always to unite the Citizens of Kenora. Let these principles guide us in our decision making.

Public Information Notices as per By-law Number 160-2022

Mayor Poirier then read the following notices:-

As required under Notice By-law #160-2022, Council hereby advises the public of its intention to adopt the following at today's meeting:-

- Adopt the 2023 Municipal Operating Budget
- Adopt the 2023 Water & Wastewater Utility Budget
- Adopt the 2023 Solid Waste Utility Budget

Declaration of Pecuniary Interest & General Nature Thereof

Mayor Poirier 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. Bernie, Seconded by L. Koch & Carried:-

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

- Regular Council – Regular Council – February 15, 2023
- Special Council - January 30, 2023

Adjourn to Closed Session

2. Moved by L. Koch, Seconded by B. Manson & 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 5:02 p.m. to discuss items pertaining to the following:-

- i) Labour Relations (1 matter-Compensation Review)

Reconvene to Open Meeting

Council reconvenes to open session at 5:25 p.m. with no reports from its closed session.

Deputations

Ken Ames - Culverts

Mr. Ames is concerned about culverts near the Days Inn and Gould Road that continue to cause flooding in those areas.

Additions to the Agenda

2a. Moved by B. Manson, Seconded by L. Koch & Carried:-

That approval be hereby given for the following additional item to be discussed as part of today's agenda:

- Application for exemption to the sign bylaw

Application for an Exemption to the Sign Bylaw-Moncrief Construction

2b. Moved by G. Chaze, Seconded by K. Van Belleghem & Carried:-

That Council hereby approves an exemption under the Sign License Bylaw number 115-2010 to allow for a 11.8m x 1.5m illuminated sign within the Harbourtown Centre Zone that will display the naming rights of Moncrief Construction for the Kenora Recreation Centre for a 15 year period in accordance with the sponsorship agreement.

Discussion: Naming rights for the Kenora Recreation Centre were sold to Moncrief Construction LTD in February 2023 for a fifteen year sponsorship. As per the agreement, Moncrief is in charge of design, installation and maintenance of the building signage. Upon review of the bylaw, the facility falls within the Harbourtown Centre zone which prohibits signs taller than 1.5 meters and a maximum area of .20 square meters. Additionally, signage cannot be illuminated within the Harbourtown Centre. Alternative options have been presented by administration but the company has a strong preference to the proposed signage.

Appointment to Kenora Age Friendly Committee

3. Moved by K. Van Belleghem, Seconded by G. Chaze & Carried:-

That Council hereby appoints Mayor Andrew Poirier, and alternate Councillor Robert Bernie, to the Kenora Age Friendly Committee for a term of November 14, 2026 or at the pleasure of Council.

External Salary Review – Compensation Review

4. Moved by G. Chaze, Seconded by K. Van Belleghem & Carried:-

That Council hereby supports the adoption of the new City of Kenora non-union salary grid; and further

That Council directs future salary administration to streamline the Professional and Managerial Pay Grid to reflect the 100% percentile of the midpoint of the established external salary range based on the external 2021 Compensation Review Survey results; and further

That the implementation placement of existing employees on the Professional and Management Pay Grid is set at the step closest to the salary of the current incumbent, in accordance with policy, effective January 1, 2023, or as otherwise approved by Council; and further

That administration modernize total compensation for those in the employee group of Professional and Management – Non Union.

A recorded vote of Motion #4 was requested following 4a being defeated.

Recorded Vote	AYE	NAY	Dec. of Interest	Absent
Councillor Bernie	X			
Councillor Chaze	X			
Councillor Koch	X			
Councillor Manson		X		
Councillor Moncrief		X		
Councillor Van Belleghem	X			
Mayor Poirier		X		

An amended Motion was introduced by Councillor Manson and a recorded vote was requested:

Amended to Motion Number 4

4a. Moved by B. Manson, Seconded by L. Moncrief

That Motion #4 on tonight's agenda with respect to the City of Kenora non-union salary grid be hereby amended as follows:

- Replace the third paragraph with the following paragraph:

That the implementation placement of existing employees on the Professional and Management Pay Grid is set at the step closest to the salary of the current incumbent, in accordance with policy, effective July 1, 2023; and further

Recorded Vote	AYE	NAY	Dec. of Interest	Absent
Councillor Bernie		X		
Councillor Chaze		X		
Councillor Koch		X		
Councillor Manson	X			
Councillor Moncrief	X			
Councillor Van Belleghem		X		
Mayor Poirier	X			

Amended Motion Defeated, Return to Original Motion #4

Adoption of the 2023 Municipal Operating Budget

5. Moved by L. Koch, Seconded by R. Bernie & Carried:-

That Council hereby approves the City of Kenora 2023-2025 Municipal Operating Budget, as reviewed and amended; and further

That in accordance with Notice By-law Number 160-2022, public notice is hereby given that Council intends to adopt the 2023 Municipal Operating Budget at its March 22nd Council Meeting; and further

That Council authorizes City Administration to proceed with the implementation of all budget related decisions in accordance with those reflected within the amended budget; and further

That Council give three readings to a By-law to adopt the 2023 Municipal Operating Budget.

A recorded vote was requested.

Recorded Vote	AYE	NAY	Dec. of Interest	Absent
Councillor Bernie	X			
Councillor Chaze	X			
Councillor Koch	X			
Councillor Manson		X		
Councillor Moncrief		X		
Councillor Van Belleghem	X			
Mayor Poirier		X		

Discussion: Council recognized the work of staff that was put into the development of the budget. The intent is to try to reduce the impact of the increases to taxes.

Adoption of the 2023 Municipal Solid Waste Utility Budget

6. Moved by L. Koch, Seconded by B. Manson & Carried:-

That Council hereby approves the City of Kenora 2023-2025 Municipal Solid Waste Utility Budget as reviewed and amended; and further

That in accordance with Notice By-law Number 160-2022, public notice is hereby given that Council intends to formally adopt the 2023 Municipal Solid Waste Utility budget at its March 22nd Council Meeting; and further

That Council authorizes City Administration to proceed with the implementation of all budget related decisions in accordance with those reflected within the amended budget; and further

That Council give three readings to a By-law to adopt the 2023 Municipal Solid Waste Utility budget.

Adoption of the 2023 Municipal Water & Wastewater Utility Budget

7. Moved by B. Manson, Seconded by L. Koch & Carried:-

That Council hereby approves the City of Kenora 2023-2025 Municipal Water & Wastewater Utility Budget as reviewed and amended; and further

That in accordance with Notice By-law Number 160-2022, public notice is hereby given that Council intends to formally adopt the 2023 Waste & Wastewater Utility budget at its March 22nd Council Meeting; and further

That Council authorizes City Administration to proceed with the implementation of all budget related decisions in accordance with those reflected within the amended budget; and further

That Council give three readings to a By-law to adopt the 2023 Municipal Water & Wastewater Utility budget.

Electronic Monitoring Policy #HR-2-5

8. Moved by G. Chaze, Seconded by K. Van Belleghem & Carried:-

That Council hereby adopt a new Electronic Monitoring Policy #HR-2-5 in accordance with the Employment Standards Act, 2000 (ESA); and further

That this policy form part of the City of Kenora's Comprehensive Policy Manual; and further

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

2022 Kenora Drinking Water System Summary Report

9. Moved by K. Van Belleghem, Seconded by G. Chaze & Carried:-

That Council of the City of Kenora hereby receives the 2022 Kenora Drinking Water System Summary Report, for the period January 1st, 2022 to December 31st, 2022.

DWQMS Element 20 – Management Review Information

10. Moved by G. Chaze, Seconded by K. Van Belleghem & Carried:-

That Element 20 Management Review Information of the Drinking Water Quality Management Standard (DWQMS) requires that a Management Review be conducted once per year; and further

That this review be presented to Council as owners of the Drinking Water System; and further

That Council hereby receives this report to satisfy the requirements of Element 20 of the DWQMS.

DWQMS Element 15–Infrastructure Maintenance, Rehabilitation & Renewal Information

11. Moved by R. Bernie, Seconded by L. Koch & Carried:-

That Element 15 Infrastructure Maintenance, Rehabilitation and Renewal of the Drinking Water Quality Management Standard (DWQMS) requires that an annual report be presented to Council as owners of the Drinking Water System, and Council hereby receives this report to satisfy the requirements of Element 15 of the DWQMS.

NPC-300 Class 4 Designation for property owned by 1000059403 ON Inc

12. Moved by R. Bernie, Seconded by L. Koch & Carried:-

That the unaddressed property owned by 1000059403 ON Inc located east of Ninth Avenue North and south of Brinkman Road, legally described as Lots 246-248, 253-271, and 243-252, Block 8, Registered Plan No. 88 (PIN 42169-0162) be hereby designated as a Class 4 Noise Area pursuant to the Ministry of the Environment, Conservation, and Parks' Noise Guideline NPC-300, conditional on the following:

- a) Submission of a detailed noise impact assessment and provision of any recommended noise control measures to the satisfaction of the City; and
- b) Completion of a related Site Plan Agreement, which shall include a requirement to provide notice to prospective purchasers and tenants that the dwellings are located in a Class 4 Noise Area and that agreements respecting noise mitigation may exist and if so, to be registered on title.

New Site Plan Control Bylaw

13. Moved by B. Manson, Seconded by L. Koch & Carried:-

That Council hereby approves a new Site Plan Control Bylaw; and further

That bylaw number 105-2022 be hereby repealed; and further

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

**Zoning Bylaw Amendment D14-23-01 Unaddressed Property-Jones Road
14. Moved by L. Moncrief, Seconded by K. Van Belleghem & Carried:-**

That Council hereby approves the Application for Zoning By-law Amendment, File No. D14-23-01, to change the zoning of the subject property from "ML" Light Industrial Zone to "ML[55]" Light Industrial, Exception Zone with permitted site-specific Agricultural Use (greenhouse); and further

That Council gives three readings to a by-law to that effect.

Various Committee Minutes

15. Moved by K. Van Belleghem, Seconded by G. Chaze & Carried:-

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

- December 15, 2022, January 26 & February 7, 2023 – The Muse Board Minutes

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

- October 20, November 14, December 22, 2022 & January 26, 2023 – District of Kenora Home for the Aged; and further

That these Minutes be circulated and ordered filed.

Various Agreements

16. Moved by G. Chaze, Seconded by K. Van Belleghem & Carried:-

That the Mayor and Clerk be hereby authorized to execute the following agreements on behalf of the Corporation of the City of Kenora:

- Funding Agreement Amendment – Minister of Indigenous Services – Emergency Management costs – 2022 wildfire evacuation
- Funding Agreement Amendment – Minister of Transportation – Transit COVID impacts
- Dedicated Gas Tax Funds – Public Transportation Program
- Minister of Infrastructure & Communities – Active Transportation Plan
- Marriage License Modernization Trial participation
- Brock University –2022 municipal election
- Johnstone Brothers Equipment Corp – Asphalt Recycler

That three readings be given to bylaws for this purpose.

Water & Wastewater Monthly Summary – January 2023

17. Moved by R. Bernie, Seconded by L. Koch & Carried:-

That Council of the City of Kenora hereby accepts the January 2023 Kenora Water and Wastewater Systems Monthly Summary Report, as prepared by City administration.

2022 Council Remuneration Mandatory Reporting

18. Moved by L. Koch, Seconded by B. Manson & Carried:-

That Council receives the remuneration reports 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 #53-2022.

Approval of By-laws

19. Moved by B. Manson, Seconded by L. Koch & 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:~

- #18-2023 – Confirmatory
- #20-2023 - 2023 Municipal Solid Waste Budget
- #21-2023 - 2023 Municipal Water and Wastewater Budget
- #22-2023 - Electronic Monitoring Policy #HR-2-5
- #23-2023 - New Site Plan Control Bylaw
- #24-2023 - Zoning Bylaw Amendment D14-23-01 Unaddressed Property-Jones Road
- #25-2023 - Minister of Indigenous Services Agreement -2022 wildfire evacuation
- #26-2023 - Minister of Transportation Agreement- Transit COVID impacts
- #27-2023 - Dedicated Gas Tax Agreement
- #28-2023 - Minister of Infrastructure Agreement- Active Transportation Plan
- #29-2023 - Agreement- Marriage License Modernization Trial participation
- #30-2023 - Agreement-Brock University-2022 municipal election
- #31-2023 - Johnstone Brothers Equipment Corp – Asphalt Recycler

Approval of By-laws

20. Moved by K. Van Belleghem, Seconded by G. Chaze & 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:~

- #19-2023 - Adoption of the 2023 Municipal Operating Budget

A recorded vote was requested:

Recorded Vote	AYE	NAY	Dec. of Interest	Absent
Councillor Bernie	X			
Councillor Chaze	X			
Councillor Koch	X			
Councillor Manson		X		
Councillor Moncrief		X		
Councillor Van Belleghem	X			
Mayor Poirier		X		

Notices of Motion

K. Van Belleghem - Exploration of Permanent 24 Hour Centre

21. Moved by K. Van Belleghem, Seconded by R. Bernie & Carried:-

I, Councillor Kelsie Van Belleghem, provided Council a Notice of Motion at the February 18, 2023 regular meeting of Council of my intent to bring forward the following motion at tonight's March 22, 2023 meeting:

Whereas the City of Kenora experiences extreme temperatures in the winter and summer seasons; and

Whereas municipalities across Canada are facing a homelessness crisis that is leading to profound and devastating impacts on our communities; and

Whereas the City of Kenora acknowledges that there are complex issues which can be presented through the challenges of homelessness and a lack of transitional and affordable housing, which are most significantly felt at the local level on a daily basis; and therefore have a measurable and detrimental impact on the well-being of all citizens of the City of Kenora; and

Whereas the Ontario Human Rights Commission has identified a significant lack of cold weather services in municipalities across Ontario and has urged the provincial government, District Social Services Administration Boards (DSSABs) and Ontario municipalities to uphold the rights of people experiencing homelessness by ensuring the provision of around-the-clock indoor spaces for anyone seeking shelter are available; and

Whereas gaps in services and service hours have been identified by advocacy groups that have left people without access to washrooms and reprieve from the elements during certain times of the day;

Therefore be it Resolved that Council calls on housing and community partners to work in collaboration with one another, and liaise with the City's Community Safety and Well-Being Coordinator by committing to dialogue around feasibility of potential locations for a permanent 24-hour centre (Community Space) in an accessible area to align current existing services and supports being provided as well as identify solutions to gaps in service.

New Notices of Motion:

1. Councillor Van Belleghem provided a notice of motion for the April 19, 2023 Council meeting pertaining to the multi-unit water rates and billing model
2. Councillor Moncrief provided a notice of motion for the April 19, 2023 Council meeting pertaining to creating an additional off leash dog park to be located in Keewatin
3. Councillor Bernie provided a notice of motion for the April 19, 2023 Council meeting pertaining to exploring options within the Harbourtown Centre zone

Proclamations

Mayor Poirier read the following proclamation:

- Kenora Festival of the Arts Month – April 2023

Announcements

The following was highlighted by Council:

1. Councillor Manson announced that Lake of the Woods District Stewardship Association (LOWDSA) is hosting a Lake Life celebration on June 24th under the Whitecap.
2. Councillor Bernie thanked Mayor Poirier for lowering the City flags in honour and remembrance of two officers who were killed in the line of duty. A moment of silence was called to honour these officers and recognize this tragic event.

Adjourn to Closed Session

22. Moved by G. Chaze, Seconded by K. Van Belleghem & 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 6:25 p.m. to discuss items pertaining to the following:-

- i) Education & Training Members of Council (4 matters –KDSB operational update, CAO, Mayor, Development Services updates)

Reconvene to Open Meeting

Council reconvenes to open session at 10:25 p.m. with no reports from its closed session.

Close of Meeting

23. Moved by R. Bernie, Seconded by L. Koch & Carried:-

That this meeting be now declared closed at 10:25 p.m.

The Corporation of the City of Kenora:

Confirmed As Written ThisDay

Of.....2023

.....
Mayor

.....
City Clerk