



CITY OF KENORA
COMMITTEE OF THE WHOLE A G E N D A
Tuesday, December 10, 2002
City Hall Chambers – 4:00 p.m.

A. RESOLUTIONS PREPARED FOR *Monday, December 16/2002:~*

- Confirm Minutes
- Approval of Accounts
- Confirmatory By-law
- Adjournment

FINANCE & ADMINISTRATION – Councillor McMillan

NO.	REPORT SUBJECT	DISPOSITION
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1	Attendance at KDMA – Red Lake
	RECOMMENDATION:	

THAT authorization be hereby given for a combination of _____ Council and Staff Members to attend the Annual Meeting of the Kenora District Municipal Association taking place in Red Lake, February 6, 7 & 8, 2003; and further

THAT all eligible expenses be hereby authorized.

2.	FCM’s 66th Annual Conference – Winnipeg, MB
	RECOMMENDATION:	

THAT authorization be hereby given for a combination of five (5) Council and Staff Members to attend the Annual Conference of the Federation of Canadian Municipalities taking place in Winnipeg, MB, May 30 to June 2, 2003; and further

THAT all eligible expenses be hereby authorized.

3.	KMTS Health & Safety Policies
	RECOMMENDATION:	

THAT Council of the City of Kenora approve the KMTS Health & Safety Policy Manual.

4.	Support of Resolutions – Municipal Property Assessment Corp	
	RECOMMENDATION:	

THAT the City of Kenora support resolutions received from the City of Sault Ste. Marie and the Township of Armour regarding the quality of property assessment and erosion of service currently taking place in the Municipal Property Assessment Corporation, especially in light of staff at the local Kenora office alone being cut by more than 50% from 9 down to 4 together with the fact no property valuations are being performed by the Kenora staff; and further

THAT a copy of this resolution be forwarded to the Minister of Finance to intervene to repair the damage that has been done to property assessment across the province.

5.	Youth Drop-In Centre – Operating Loan
	RECOMMENDATION:	

That Council of the City of Kenora authorize a one-time operating loan to the Kenora Youth Drop-In Centre in the amount of \$5,000.00 to cover costs of the December 2002 operation and the loan be repaid by February 28, 2003.

6. Council Per Diems – Councillor Parkes

RECOMMENDATION:

Whereas Council Remuneration Bylaw 120-2002 provides authority under Section 242 of the Municipal Act for payment of a per diem allowance to Council members on council related business; and

Whereas Council has deemed that on a case-by-case basis it may be in the best interests of the City of Kenora to provide a per diem payment for Council members while on approved business related to other municipal boards, municipal organizations, and commissions outside the jurisdiction of the City of Kenora ; and

Whereas Councillor Parkes has submitted a request for a per diem payment while acting as President of the Northern Ontario Municipal Association (NOMA);

Now Therefore Be It Resolved as recommended by the Finance & Administration Committee that Council of the City of Kenora authorize payment to Councillor Parkes in the amount of \$ 4,250.00 being a per diem of \$125.00 per day for 42 days while attending NOMA functions and business from the period July 18, 2002 to November 29, 2002; and further

That a policy be developed to provide a process for claiming future payment of per diems to Council members on municipal business as members of other municipal boards, committees, and commissions outside the direct council business of the City of Kenora.

7. Changes to Procedural By-law

RECOMMENDATION:

THAT Council give three readings to a by-law to establish Rules of Order and Procedures for the Council of the City of Kenora.

8. Support of Resolution – Opportunity Bonds

RECOMMENDATION:

THAT the Council of the City of Kenora hereby supports the County of Essex resolution with respect to Ontario Opportunity Bonds; and further

THAT a copy of this resolution be forwarded to our local Members of Parliament.

9. Storage of Special Events Equipment

10. Job Fair 2003

11. City of Kenora Municipal Five Year Capital Plan

RECOMMENDATION:

THAT the City of Kenora 2003 Municipal Five Year Capital Plan as reviewed and amended by the Budget Committee be approved.

12. Changes to Licensing By-law

RECOMMENDATION:

THAT the Council of the City of Kenora hereby approves the revisions to Business License By-Law 63-2000 as noted above and attached; and further

THAT three readings be given to a by-law to reflect these amendments and to repeal By-law Number 63-2000.

COMMUNITY SERVICES COMMITTEE – Councillor T. Szajewski

NO.	REPORT SUBJECT	DISPOSITION
1.	The Winnipeg Foundation	HOLD

2.	Blow Down Site Restoration
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RECOMMENDATION:

THAT the Mayor & Council accept and approve the award of contract to Wm. Lougheed Trucking Ltd. in the amount of \$27,900.00 plus applicable taxes for the required blow down site cleanup; and further

THAT an additional allocation of funding for \$3,000.00 be approved for removal of danger trees and tree hang ups.

3.	Proposed Boating Speed Reductions-Harbourfront/Norman
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RECOMMENDATION:

THAT as recommended by the Kenora Port Authority, the Council of the City of Kenora consider imposing a 9 km boating restriction on various areas on Lake of the Woods, as set out on the attached map; and further

THAT should Council decide to undertake this plan, the following steps be initiated to prepare an application for this purpose:

- define by legal description and size, the exact areas to be included in the application and outlined on a map;
- define the speed control to be enforced for each specific area;
- define exactly what activities, if any, will be prohibited (i.e. pwc’s; water skiing, regattas, etc.;
- define such descriptions as "no wake zone", "park" ,"beach", "personal watercraft", "buoys", etc.
- arrange for the holding of a least one public meeting in order to communicate the City’s intention to implement such restrictions.

4.	Snow Cross Races – S.O.P. & Noise By-law Exemption
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RECOMMENDATIONS:

- 1)** THAT approval be hereby given for the Alcohol & Gaming Commission of Ontario to issue a Special Occasions Permit to the Kenora Kinsmen Club for events taking place at the Kenora Recreation Centre for the Annual Snow-X Races as follows:-

Saturday, February 1 between the hours of 10:00 a.m. & 12:00 a.m.
 Sunday, February 2 between the hours of 10:00 a.m. & 8:00 p.m.

- 2)** THAT authorization be hereby given for an exemption to Noise By-law #40-2001 for the snow cross races taking place in the City of Kenora on February 1 and February 2, 2003 between the hours of 7:00 a.m. and 7:00 p.m. at the Kenora Recreation Centre.

5.	Kenora Thistle Rink	HOLD
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6. Navy League Lease – Norman Park

RECOMMENDATION:

THAT Council give three readings to a by-law to authorize the entering into of a lease agreement with the Navy League to occupy the old Rowing Club building at Norman Park; and

THAT the lease agreement set out that the Navy League will be responsible to make repairs to the building structure, roof and electrical as required with the Navy League financing the repairs at their cost (see Option #2 of B. Reynard’s Report); and further

THAT the City of Kenora, at their cost, provide demolition of the lower section of the building that will not be included in the repairs.

7. City of Kenora Accessibility Committee – Terms of Reference

RECOMMENDATION:

THAT Council approve the Terms of Reference to establish The Kenora Accessibility Advisory Committee.

EMERGENCY SERVICES – Councillor I. Parkes

NO. REPORT SUBJECT DISPOSITION

1. Vacancy on Police Services Board – Community Member

RECOMMENDATION:

THAT Council of the City of Kenora hereby appoints _____ to serve as Community Member on the Kenora Police Services Board, with a term to expire November 30, 2003.

2. Endorsation of Resolution – Pickle Lake, re: Fuel Tank Regulations

RECOMMENDATION:

THAT the Council of the City of Kenora *not* support The Township of Pickle Lake’s resolution as written with respect to Fuel Tank regulations.

3. Amendments to Fire Control By-law No. 84-2000

RECOMMENDATION:

THAT Council give three readings to a by-law to Amend Fire Control By-Law Number 84-2000 by replacing Section 3.6 with: “there shall be a fee of ten dollars (\$10.00) for the issuance of a fire permit”; and further

THAT Section 3.7 include: “there shall be a fee of twenty dollars (\$20.00) should an Inspection of an Open Air Burning Permit be required.”

4. Support of Resolution – Amendment to the Juries Act

RECOMMENDATION:

THAT the Council of the City of Kenora fully support and endorse the resolution as put forward by The Township of The Corporation of the Township of Montague that recommends that All Municipal Employees, Heads of Council, Members of Council, and Volunteer Firefighters, be included as persons who are also ineligible for jury duty as set in The Juries Act, c. J.3 R.S.O. 1990 section 3.1.

OPERATIONS COMMITTEE – Councillor D. McDougald

NO.	REPORT SUBJECT	DISPOSITION
1.	Payment of Invoice – Jones Rd Sewer/Water Project
	RECOMMENDATION: THAT authorization be hereby given for payment of Certificate No. 4 to ENL Engineering Northwest Ltd for work certified to-date for the Jones Road Reconstruction Phase 1 & 11 in the amount of \$129,794.30, and Invoice No. 2196 dated October 31, 2003 in the amount of \$30,785.15.	
2.	Conventional Transit Agreement
	RECOMMENDATION.....to follow.	
3.	Naming of “Lakeside Lane”
	RECOMMENDATION: THAT Council give three readings to a by-law to name those areas commonly known as Poplar Street, Chapel Street and Lakeside Beach as “Lakeside Lane” in and for the City of Kenora.	
4.	Operations Building Development – Barsky Hill
	RECOMMENDATION: That Council of the City of Kenora provide authority to the Operations Building Steering Committee for coordination of the design and construction of the new Operations Building and to manage related expenditures in accordance with approved City policies to an upset limit of the \$5.2 million capital project.	
5.	LCBO Bottle Deposit and Return
	RECOMMENDATION: THAT the Council of the City of Kenora acknowledge receipt of Private Member’s Bill 125 (1 st Reading) to amend the Liquor Control Act; AND THAT Council support and endorse a deposit and return system requiring the Liquor Control Board of Ontario to implement and administer a deposit and return system for all liquor containers sold in Ontario; AND FURTHER THAT copies of this resolution be distributed to The Premier of Ontario, The Minister of the Environment, Mike Colle, MPP Eglinton-Lawrence, Howard Hampton, MPP Kenora/Rainy River, the Liquor Control Board of Ontario, and the Northwestern Ontario Municipal Association for their endorsement.	
6.	Tender – Equipment and Truck Rentals – 2003
	RECOMMENDATION: THAT the attached ranking lists be accepted and adopted for purposes of hiring non-owned equipment and trucks for the period January 1 to December 31, 2003.	

PROPERTY & PLANNING COMMITTEE – Councillor Wasacase

NO.	REPORT SUBJECT	DISPOSITION
1.	Re-zone Application – Devins (1st/2nd Readings only)	HOLD
	RECOMMENDATION:	

THAT the application for amendment to zoning by-law 50-91 to rezone the subject property to R3 be approved with the condition that it not exceed a maximum of four dwelling units; and further

THAT as recommended by the Planning Advisory Committee, the three suites currently occupying the footprint of the residence be inspected by the Chief Building Official for compliance with the Ontario Building Code before the amendment is passed.

2. Amendment to Tariff of Fees By-law

RECOMMENDATION:

THAT where objections to an application which has been approved by the City of Kenora, has resulted in an Ontario Municipal Board hearing, the City of Kenora shall be reimbursed and indemnified for costs and expenses incurred by the City of Kenora in order to prepare, attend and represent the City at said hearing. Without limiting the generality of the foregoing, such costs and expenses may include the fees and disbursements of City staff or consultants, planners, engineers, technical advisors and lawyers retained by the City for the hearing. The security for said costs and expenses should be as a deposit in the amount of \$5,000 for appeals of decisions with respect to either Official Plan or Zoning By-law amendments, appeals of Plans of Subdivision or Condominium or Site Control By-laws, and of \$3,000 for appeals of Consent or Minor Variance applications.

All of the deposit will be required upon receipt of a notice of hearing and will be adjusted, based on actual costs, whether the appeal is successful or not.

THAT the following fees be adopted:

Planning/Building/Property

a)	Official Plan Amendment	\$1,500.00
b)	Zoning By-law Amendment	850.00
c)	Temporary Use By-law	800.00
d)	Removal of "H" Symbol	500.00
e)	Minor Variance	250.00
f)	Consents to Sever	
	Per lot	450.00
g)	Technical Consent	250.00
h)	Special Meeting of PAC	300.00
i)	Deposit for OMB Hearing	
	Official Plan, Zoning By-law Amendments	
	Plans of Subdivision and Condominium	5,000.00
	Minor Variances and Consents	3,000.00
j)	Letter of Comfort	150.00
	Refusal	75.00
k)	Zoning Certificate	30.00
l)	Outstanding Work Orders	30.00
m)	Road Allowance Purchase	
	Administration fee	1,000.00
	+ Fair market value (purchase price)	
	+ All associated costs	

n)	Site Plan Agreements	
	Construction costs from \$0- \$800,000	800.00
	Construction costs over \$800,000	.1% of costs
COW AGENDA	~ 7 ~	10 December/02
o)	Development Agreements	
	Construction costs from \$0- \$800,000	800.00
	Construction costs over \$800,000	.1% of costs
p)	Subdivision/Condominium Application:	
	- up to 20 lots/units	2,000.00
	- 20 to 40 lots/units	4,000.00
	- over 40 lots	6,000.00
q)	Subdivision Agreement	
	- Rural	800.00
	- Urban	1,500.00

3. Re-zone Application – Norman Hotel

RECOMMENDATION:

THAT the Kenora Planning Advisory Committee recommends that the application for rezoning number Z08/02 (Heinrichs) be approved for a change to Tourist Commercial – C3 with the addition of professional offices and dwelling units as uses and to allow north side yard of 1.5 metres, south side yard of 3 metres, front yard of 7 metres and rear yard of 5 metres, according to the site plan dated November 4, 2002; and further

THAT the project should be subject to site plan and development agreements with the City of Kenora.

4. Service Delivery Options – Ontario Works

HOLD

UTILITIES & COMMUNICATIONS COMMITTEE – Councillor Lunny

<u>NO.</u>	<u>REPORT SUBJECT</u>	<u>DISPOSITION</u>
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1.	Amendment to Hiring Policy for KMTS Staff through Commission	HOLD
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RECOMMENDATION:

THAT KMTS staff requirements included in approved business cases or budgets not require further approval by the KMTS Commission or City Council.

2.	Telephone Commission – Vacancy – At-large Member	HOLD
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HOLD

3.	AMO – Bill 210 – The New Electricity Legislation
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OTHER BUSINESS

Motion required adjourning to Closed Meeting:

Moved by , Seconded by , and Carried:

THAT this meeting be now declared closed at p.m.; and further

THAT Council adjourn to a Closed Meeting to discuss the following:

- i) pending acquisition of land;
- ii) security of municipal property.

