

Minutes

*of a Meeting of the Council of the City of Kenora
held Monday, October 27, 2003 – City Chambers
at 5:00 p.m.*

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**WITH Mayor D. Canfield in the Chair, Councillor R. Lunny, Councillor D. McDougald, Councillor R. McMillan, Councillor I. Parkes, Councillor T. Szajewski, Councillor C. Wasacase, Bill Preisentanz, CAO, Joanne L. McMillin, City Clerk.**

**Mayor Canfield called the meeting to order and Councillor Wasacase read the Prayer.**

## **CONFIRMATION OF MINUTES**

**1.Moved by R. McMillan, Seconded by D. McDougald & Carried:-**

THAT the Minutes of the last Regular Meeting of Council of the City of Kenora held **Tuesday, October 14**, be confirmed as written and circulated.

**Mayor Canfield then asked if any Member of Council had any Declarations of Pecuniary Interest with respect to any items on the Agenda. The following Declarations were made:- Councillor McDougald – Resolution No. 2 due to a family business.**

## **PRESENTATION:**

Larry Lundy from the Office of the Fire Marshall issued a Certificate of Compliance to City of Kenora acknowledging that the City of Kenora Fire and Emergency Services is compliant with the Fire Protection and Prevention Act 1997.

## **DEPUTATIONS:**

### **Patti-Dryden Holmstrom**

Ms. Holmstrom appeared before Council to request that the week of November 16-22, 2003 be proclaimed as "National Drug Awareness Week" in and for the City of Kenora. She advised that The Addictions Awareness Committee in Kenora has been active since the mid 1970's and is one of the oldest committees in the province. There are many activities throughout the year, but the emphasis is on the 3<sup>rd</sup> week of November.

### **Kelvin Winkler**

Mr. Winkler said that today is the last day to protest the BIA. He said there was a flaw in the system making the landlord responsible for business taxes. He said that Council may not have been increasing taxes, but user fees have gone up substantially.

Mr. Winkler said he wanted to make a rebuttal to Councillor Lunny's comments from the last meeting. He said that Council are like chipmunks taking over the reserves from the former communities. He said Council wouldn't hear of any alternatives to Barsky's Hill – it is the capital of the City up there and Council made sure they passed it before the "Lame Duck" period. He said the cost of the project keeps changing – 5 million then 6 million and so on. He said it is Council that are starting the rumours. Mr. Winkler said that the report that KMTS made \$1,000 is not right – there was

no mention of the Grant monies – they are City funds also. Mr. Winkler said there was no mention of the equipment being sold. Mr. Winkler said the KMTS Manager would not comment when asked about the Call Centre.

Bill Preisentanz advised that with regard to BIA the onus is on the owner of the property rather than the tenants according to the legislation.

Mayor Canfield advised that all alternate sites for a Public Works Yard were looked at but operational costs would have been much greater. An in-depth study was done on all other possible sites.

Mayor Canfield said that the KMTS equipment had been sold so the surplus would be much more than \$1,000. The final numbers will be available at year end and most of the money that went into the call centre was Provincial Funding. Mayor Canfield said the City was very fortunate to have such an astute Telephone Manager who kept a watchful eye on this project and the Call Centre is a positive story for Kenora.

**Ron Noseworthy**

Mr. Noseworthy advised that there is a proposal before Council to change the tipping fees at the Landfill Site. The proposal is to reduce on a declining scale and charge on cubic meters rather than on metric tonnes. Mr. Noseworthy advised that he is currently doing a cleanup at his Cardlock and there is an estimated 650 cubic meters there. Currently the charge is \$55.00 per metric tonne and weight can increase due to rain. If the material is dry it could be half the cost. Mr. Noseworthy said that cubic meters rather than weight is the best way to go. Mr. Noseworthy also said that this would reduce costs for land cover at the Landfill Site as petroleum impacted soil can be used as cover as it mostly cleans itself once it is turned over a few times. Mr. Noseworthy said he is a responsible businessman and is moving his Cardlock, which will benefit that end of Town – he is making an effort and cleaning up, and there are benefits to the City to have the material for Landfill Cover.

**APPROVAL OF ACCOUNTS****2.Moved by R. McMillan, Seconded by C. Wasacase & Carried:-**

THAT the Reports dated **October 16, 2003** of the Finance and Administration Committee, submitting for approval and authorization for payment, invoices, accounts and payroll summaries, including transfers to Boards and Commissions for municipal and utility listings, attached hereto, totalling **\$2,850,553.13** be hereby authorized for approval.

**Abstention: Councillor McDougald.**

**SECTION 442 TAX ADJUSTMENTS****3.Moved by R. McMillan, Seconded by C. Wasacase & Carried:-**

That the Section 442 tax adjustments totaling \$4,181.36 with resulting refunds of \$3,497.24 be approved.

**CONTRACT-RENOVATION/EXPANSION OF RECREATION CENTRE****4.Moved by T. Szajewski, Seconded by C. Wasacase & Carried:-**

That Council give three readings to a by-law authorizing the Mayor and Clerk to enter into a contract with Dominion Construction for the renovation/expansion of the Recreation Centre.

**MUNICIPAL FIRE PROTECTION INFORMATION SURVEY**

**5.Moved by I. Parkes, Seconded by R. Lunny & Carried:-**

That Council of the City of Kenora accept the Municipal Fire Protection Information Survey acknowledging that the City of Kenora Fire and Emergency Services is compliant with the Fire Protection and Prevention Act 1997;

And further endorse this compliance with the Fire Protection and Prevention Act 1997 by way of resolution.

**ONTARIO FIRE COLLEGE NORTHWESTERN CAMPUS**

**6.Moved by I. Parkes, Seconded by R. Lunny & Carried:-**

That Council of the City of Kenora petitions the Ministry of Public Safety and Security to fully fund the Northwestern Campus of the Ontario Fire College so as not to compromise the Ontario Standardized Firefighter training curriculum and programs that are presently being offered and those that will be offered; and further

That a copy of the resolution be forwarded to the Northwestern Ontario Municipal Association

**AMENDING AGREEMENT – RABBIT LAKE COMMUNITY CLUB**

**7.Moved by R. Lunny, Seconded by I. Parkes & Carried:-**

THAT a Bylaw be enacted to ratify the Amending Agreement between the City of Kenora and the Rabbit Lake Community Club Incorporated dated October 16, 2003 appended hereto, and to provide for the execution of same by the Mayor and Clerk of the City of Kenora.

**SOLID WASTE BY-LAW 145-2000-AMENDMENT**

**8. Moved by D. McDougald, Seconded by I. Parkes & Carried:-**

THAT effective Monday, November 3, 2003 Bylaw 145-2000, being a bylaw to establish, regulate and maintain a solid waste management system, be amended as follows:

Paragraph 25 – Industrial, Commercial and Institutional (ICI) establishments shall keep their premises free of accumulated waste, rubbish, and other refuse. Curbside collection service shall be provided to ICI customers whose waste is placed in a prominent location or in an approved receptacle and having a City of Kenora bag tag properly affixed around the neck of the bag. All other ICI establishments shall make such arrangements at their own expense for the collection and removal of waste.

**JONES ROAD BY-PASS INTERCHANGE**

**9. Moved by D. McDougald, Seconded by R. Lunny & Carried:-**

That Council of the City of Kenora hereby agrees in principle with the proposed option hereby referenced as W.P. 6306-01-00 and as presented on October 21<sup>st</sup>, 2003 by the Ministry of Transportation and their consultant Marshall Macklin Monaghan to construct an interchange to replace the existing at-grade intersection of Highway 17A/Highway 671/Jones Road.

**SALE OF SURPLUS LAND-DUFRESNE ISLAND (PATYN)**

**10. Moved by C. Wasacase, Seconded by R. McMillan & Carried:-**

THAT the Council of the City of Kenora hereby declares the property described as Part of First Street, Plan M-134 and Part of the Road Allowance in front of Mining Location 298E now in front of Lot 2, Plan M-134 (Dufresne Island) as surplus to the needs of the municipality; and

THAT in accordance with the Notice By-law, arrangements be made to advertise the sale of the subject land; and further

THAT Council give three readings to a by-law to authorize the sale of land to John Patyn, in the amount of \$4,071.00, plus all associated costs.

**PROCLAMATION-NATIONAL DRUG AWARENESS WEEK**

**11.Moved by R. Lunny, Seconded by I. Parkes & Carried:-**

That the Week of November 16<sup>th</sup> to 22<sup>nd</sup> 2003 be proclaimed as "National Drug Awareness Week" in and for the City of Kenora.

**TENDER-LAKE OF THE WOODS MUSEUM ROOFING**

**12. Moved by T. Szajewski, Seconded by C. Wasacase & Carried:-**

That Council accept and approve award of the roofing project for the Lake of the Woods Museum to LMD Contracting in the amount of \$34,320.00 plus GST.

**BY-LAWS FIRST AND SECOND READING**

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

**THAT** the following By-laws be read a **FIRST & SECOND** Time:~

- #141-2003 – to authorize the execution of a contract for the Wellness Centre
- #148-2003 – to confirm the proceedings of Council at its Committee of the Whole Meeting held October 21, 2003;
- #149-2003 – to amend the Water and Sewer Rates By-Law;
- #150-2003 – to authorize the execution of an amending agreement with the Rabbit Lake Community Club Incorporated;
- #151-2003 – to authorize the execution of an agreement with MNM for the Regional Business Enterprise Centre;
- #152-2003 – to amend Comprehensive Zoning By-Law 50-91, as amended (former MNR Air Base)
- #153-2003 – to amend Solid Waste By-Law 145-2000

**BY-LAWS THIRD AND FINAL READING**

**14.Moved by R. Lunny, Seconded by D. McDougald & Carried:-**

**THAT** the following **By-laws** be now approved in their present form and be presented for **THIRD AND FINAL** Reading:-

- #141-2003 – to authorize the execution of a contract for the Wellness Centre
- #148-2003 – to confirm the proceedings of Council at its Committee of the Whole Meeting held October 21, 2003;
- #149-2003 – to amend the Water and Sewer Rates By-Law;
- #150-2003 – to authorize the execution of an amending agreement with the Rabbit Lake Community Club Incorporated;

- #151-2003** – to authorize the execution of an agreement with MNDM for the Regional Business Enterprise Centre;
- #152-2003** – to amend Comprehensive Zoning By-Law 50-91, as amended (former MNR Air Base)
- #153-2003** – to amend Solid Waste By-Law 145-2000

**ANNOUNCEMENTS**

Councillor McDougald gave Notice regarding Proposed Adjustments to the Solid Waste Tipping Fees and that a Public Meeting would be held on November 20<sup>th</sup>, 2003 at 12:00 o'clock noon in the Council Chambers at City Hall to consider an amendment to the City of Kenora General Tariff Bylaw Number 100-2003 – Schedule "C".

Mayor and Council each, in turn, extended their appreciation to Staff and one another for all the hard work and dedication and team effort over the past three years.

**ADJOURNMENT**

**15.Moved by C. Wasacase, Seconded by R. McMillan & Carried:-**

**THAT** this meeting be now declared closed at 5:42 p.m.

***THE CORPORATION OF THE CITY OF KENORA:***

**CONFIRMED AS WRITTEN THIS .....DAY OF**

**.....2003**

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**MAYOR**

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**CITY CLERK**