

# COMMITTEE OF THE WHOLE MINUTES

Held Tuesday, June 10, 2003  
At 4:00 p.m. – City Council Chambers

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**PRESENT:** Mayor D. Canfield  
Ron Lunny - Councillor  
Don McDougald - Councillor  
Rory McMillan - Councillor  
Ted Szajewski - Councillor  
Colin Wasacase - Councillor  
B. Preisentanz - City CAO

**ABSENT:** Ingrid Parkes - Councillor

## **A. Public Information NOTICES as per By-law No. 14-2003**

Take Notice that as required under Notice By-law No. 14-2003, Council hereby advises the public of its intention to adopt the following by-laws at its June 16 meeting:-

- 1) To amend the 2003 Municipal Budget to appropriate funds from the “Roads Reserve” in the amount of \$36,390.00 to complete the deck overlay project to the Portage Bay Bridge;
- 2) To authorize a Schedule of Rates for the Lake of the Woods Cemetery.
- 3) To authorize a Schedule of Rates for the Michael Smith Fitness Centre Pool.
- 4) To authorize an appropriation of \$43,450 from the “Library Reserve” for repairs.
- 5) To authorize an appropriation of \$37,912 from the “Keewatin Parks and Recreation Reserve” for Keewatin Beach Washroom construction.
- 6) To authorize an appropriation of \$15,294 from the “Parks Reserve” for Urban Forestry Planning.

## **B. RESOLUTIONS PREPARED FOR Monday, June 16/2003:-**

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

## **C. REPORT OF COMMITTEES:-**

### **FINANCE & ADMINISTRATION**

#### **1. Special Occasion Permits – Approval Granting Authority**

#### **RECOMMENDATION:**

THAT Council of the City of Kenora hereby delegates the City Clerk to grant

approval to groups and organizations requesting a Special Occasions Permit for a liquor permit; and

THAT at the discretion of the City Clerk, any request may be brought forward for review by Council; and further

That Council approve Special Occasion Permits Policy AD-2-1

**Recommendation Approved**

**2. KBI Request – Exemption to Municipal Alcohol Policy**

**RECOMMENDATION:**

THAT Council of the City of Kenora authorize an exemption to the Municipal Alcohol Policy under "Control" (Section 12, paragraph c), requiring the hiring of a minimum of two off-duty police officers for the 2003 KBI event.

**Paulette**

**Recommendation Approved**

**3. Salary Adjustment – Non-Union Staff – 2003**

**RECOMMENDATION:**

That Council of the City of Kenora hereby approved the City of Kenora Non-Union Salary Grid dated June 10, 2003 and the City of Kenora KMTS Salary Grid dated June 10, 2003 for Non-unionized staff reflecting a 3% salary increase effective January 01, 2003.

**Paulette**

**Recommendation Approved**

**4. AMO ALERT - P.C. Platform–Mandatory Municipal Referenda**

**RECOMMENDATION:**

Whereas the Progressive Conservative campaign document, "The Road Ahead" has been released and contains the proposal to extend the "Taxpayer Protection Act" to municipal property taxes; and

**Paulette**

Whereas the proposal requires a referendum to be held in order to garner elector support for property tax increases; and

Whereas the downloading of services by the Provincial Government since 1998 has virtually guaranteed the need for greater property taxes to support former Provincial services such as housing, ambulance, and family benefits; and

Whereas the City of Kenora has accepted financial and management responsibility for these services; and

Whereas Provincial policies and standards for these services have increased the associated costs of providing these services; and

Whereas any deterioration of economic conditions in Ontario will require property tax increases to support income re-distribution programs funded by the property tax base, including Ontario Works, Ontario Disability Support Program and Social Housing; and

Whereas the Province has put in place a regime of benchmarking, public reporting of municipal performance, and public notice of municipal budget changes; and

Whereas municipal government is already the most accountable and accessible level of government, facing the electorate on a scheduled, three year basis, unlike either the Federal or Provincial levels; and

Whereas the creation of so-called "wedge issues" may be good for campaign platforms, the proposal of budget-by-referendum essentially reduces the role of duly elected officials at the local level - the level which Federal and Provincial officials acknowledge as the most effective form of government service; and

Whereas "The Road Ahead" does not quantify or even estimate the costs of annual referenda in the 447 municipalities of Ontario;

Now therefore the Council of the City of Kenora respectfully requests that the Ontario Progressive Conservative Party withdraw from its recently announced campaign platform the initiative which would legislate a referendum should a municipality wish to increase property tax rates.

**Hold – Referred to Finance & Administration Committee for further discussion**

**5. City Pins**

**RECOMMENDATION:**

THAT Council approve the request from the Ontario Travel Information Centre for 1,000 pins for the purpose of giving to visitors into Kenora and area.

**Finance & Admin**

**Recommendation Approved**

**6. KMTS Mobility Non-Operating Surplus**

**RECOMMENDATION:**

THAT Council approve the transfer of all monies relating to non-operating surplus, including any interest earned thereon, included in the KMTS Mobility operating surplus as at 01, January 2002 into a separate reserve on the KMTS Mobility statements; and further

**Paulette**

THAT on a forward basis from 01, January 2002, all non-operating surplus funds, including any interest earned thereon, continue to accumulate into this separate reserve.

**Recommendation Approved**

**7. Proclamation – "Seniors' Week"**

**RECOMMENDATION:**

THAT the Mayor be and is hereby authorized to proclaim the week of June 8 to 14, 2003 as "Seniors' Week" in and for the City of Kenora.

**Paulette**

**Recommendation Approved**

**8. Promotion –“Tourist of the Week”**

**RECOMMENDATION:**

THAT Council of the City of Kenora hereby supports the “Tourist of the Week” promotion from June 27 to August 29, 2003 by donating 10 City of Kenora T-Shirts as well as proclamation certificates to Tourism Kenora for this purpose.

**Paulette**

**Recommendation Approved**

**COMMUNITY SERVICES COMMITTEE**

**1. Boat Speed Reduction – Kenora & Norman Bay HOLD  
Port Authority to review of Police Services Board Recommendation**

**2. Kenora Chiefs Advisory – June 20 Aboriginal Solidarity Day  
- Request donation of the cost of the small tent**

**Paulette**

**Committee was advised that the small tent has been installed on the north side of the Pavilion for the season and the request from the Kenora Chiefs Advisory has been dealt with through Buck’s office.**

**3. Canadian Daughters’ League – O/S Gymnasium Invoice  
- from September to December, 2002**

**Hold pending a report from Community Services.**

**Buck**

**4. Communities in Bloom–Attendance @ 2003 National Symposium  
RECOMMENDATION:**

THAT authorization be hereby given for Councillor Ted Szajewski to attend the Communities in Bloom 2003 National Symposium on Parks and Grounds and Awards Celebrations taking place in Stratford, ON, September 27<sup>th</sup>, 2003; and further

THAT all eligible expenses in accordance with Council’s Travel & Per Diem Policy be hereby authorized.

**Recommendation Approved**

**Paulette**

**5. Harbourfront Parking Lot Closures for Events & Attractions  
RECOMMENDATION:**

THAT authorization be hereby given for the following parking lot closures at the Harbourfront for various events and attractions during the summer

months, subject to all necessary signage, advertising, notifications and clean-up being in place for each event:-

<b>EVENT</b>	<b>ORGANIZATION</b>	<b>DATES</b>	<b>CLOSURE SOUTH PARKING LOT</b>	<b>CLOSURE NORTH PARKING LOT</b>
Canada Day Celebrations	Canada Day Committee	June 28 -29-30-July 1	Thur. June 26 6:00 P.M. TO Thur. July 3 6:00 A.M.	Tue. July 1 6:00 A.M. TO Tue. July 1 6:00 P.M.
<i>Harbourfest</i>	Harbourfest Committee	August 1-2-3	Wed. July 30 6:00 P.M. TO Tues. Aug. 5 6:00 A.M.	Sun. Aug. 3 6:00 A.M. To Sun. Aug. 3 6:00 P.M.
Bass International	Bass International Committee	August 8-9-10	Tues. Aug. 5 6:00 A.M. TO Aug. 12 6:00 A.M.	
Aboriginal OPP Commencement Exercises	OPP Aboriginal Steering Committee Brian Rupert	Aug. 12	Aug. 5 8:00 A.M. to 12:00 Midnight	

**Recommendation Approved**

**6. Lake of the Woods Cemetery – Rates Increase**

**RECOMMENDATION:**

WHEREAS the Lake of the Woods Cemetery in the City of Kenora is owned by the Corporation of the City of Kenora; and

WHEREAS the Cemeteries Act, (Revised) R.S.O. 1990, Chapter C-4, Section 50 provides that an owner of a cemetery may make by-laws for regulating the operation of the cemetery;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Kenora hereby approves and gives three readings to a by-law to authorize the attached Schedule A setting out rate increases for the Lake of the Woods Cemetery; and further

THAT this by-law shall come into force and take effect upon approval of the Ministry of Consumer & Business Services for the Province of Ontario.

**Paulette**

**Recommendation Approved**

**City of Kenora Accessibility Committee**

**RECOMMENDATION:**

That the Mayor and Council approve the list of submitted applications to form the City of Kenora Accessibility Advisory Committee:

- Jon A. Sigurdson - Dianne Griffiths - Bernardine Kelly
- Elizabeth Garrow - Annette Bergman - Diane Pelletier
- Joe Kozak - Wayne Ficek - Donny Little
- George Herbacz - Clifford Pyykka - Councilor Szajewski

**Paulette**

**Recommendation Approved**

**8. Michael Smith Fitness Centre – Pool Rate Increase**

That the Mayor and Council of the City of Kenora approve the following rates for the Michael Smith Fitness Centre Pool effective September 01, 2003:

**Paulette**

	<b>Proposed 5% Increase</b>	
<b>Daily Admission</b>		
- Adult	\$5.00	
- Student		
- Senior (ODSP)	\$3.15	
- Child/Youth	\$3.15	
<b>General Rentals</b>		
- Up to 25 people	<b>Minor</b>	\$40.95 +gst+ guards
- 26 – 75 people	Meets	\$47.25 +gst+ guards
- 76 – 150 people	<b>Adult</b>	\$54.60 +gst+ guards
	Meets	\$63.00 +gst+ guards
- Non residents		
<b>Swim Passes</b>	<b>10</b>	<b>25</b>
- Adult	\$45.00	\$93.75
- Student		
- Senior (ODSP)	\$28.35	\$59.00
- Child/Youth	\$28.35	\$59.00
- Family		
	<b>(Pass 10% or 25% less)</b>	
<b>Special Users</b>	<b>Minor</b>	\$40.95 ++
- School Boards	Meets	\$47.25 ++
- KSS	<b>Adult</b>	\$54.60 ++
- Other	Meets	\$63.00 ++
<b>Learn-to-Swim</b>		
- Levels 1 – 6	\$42.00	
- Levels 7 – 12	\$59.85	
	Private rental	
	\$6/class + GST, text & exam fee	
- Aquafit	<b>\$5.25 drop-in</b>	
	\$47.25 (10)	\$98.45 (25)
	<b>Pass 10% or 25% less</b>	

**Recommendation Approved**

**9. Library – Early Years Renovations & Flooring**

**RECOMMENDATION:**

That Council of the City of Kenora receive the following tenders for the repairs to the flooring at the Kenora Library:

Jarnel Contracting \$ 50,594 plus GST

LMD Contracting \$41,005 plus GST

That the contract be awarded to LMD Contracting Kenora in the amount of \$41,005 plus GST; and

That there be a partial recovery of the flooring cost from Early Years in the amount of \$14,845

That an appropriation from the Kenora Library Reserve fund in the amount of \$29,650 be approved; and further

That Council give three readings to a bylaw to amend the 2003 Municipal Budget together with meeting the requirements of Notice Bylaw 14-2003 for this purpose.

**Paulette**

**Recommendation Approved**

**10. Capital Amendments**

**RECOMMENDATION:**

That the 2003 Capital Fund Budget be amended to add the following additional capital expenditures:

- The Kenora Library (Repairs to flooring) \$29,650 and (Front door and decking repairs) \$13,800
- Parks (Keewatin Beach) washroom construction \$37,912
- Urban Forestry Planning \$15,294

That the 2003 Capital Budget Fund be amended to add the appropriations from the Library, Keewatin Parks and Recreation Reserve and the Parks Reserve to offset the costs for the completion of capital projects listed; and

That Council give three readings to a bylaw to amend the 2003 Municipal Budget and the requirements as set out in Notice Bylaw 14-2003 be met.

**Paulette**

**Recommendation Approved**

**EMERGENCY SERVICES**

**1. Fortification of Lands By-law**

**RECOMMENDATION:**

THAT Council give three readings to a by-law to regulate the Fortification of Land and to Prohibit Excessive Fortification of Land and to Prohibit the Application of Excessive Protective Elements to Land within the City of Kenora.

**Recommendation Approved**

**2. Community Police Partnership Program – By-law**

**HOLD for Contract**

**Paulette**

**3. Summer By-law Enforcement Officers (KPS)**

**RECOMMENDATION:**

THAT Council give three readings to a by-law to appoint By-law Enforcement Officers for the City of Kenora from June 10, 2003 to September 07, 2003:

- Joseph Shouldice
- Garrett Creed
- Allan Gagnon

**Recommendation Approved**

**Paulette**

**OPERATIONS COMMITTEE**

**1. Solid Waste Agreement for Agreement** **HOLD**

**2. Re-naming of Streets in Lakeside Beach Area** **HOLD**

**3. Amendment to Traffic Regulation By-law 127-2001**

**RECOMMENDATION:**

THAT Schedules B, C, E, G, O and P of Traffic Regulation Bylaw 127-2001 be hereby amended in accordance with the W. Spencer's Memorandum dated June 4, 2003; and further

THAT the said amendments shall come into affect on the third and final passing of the by-law and upon the installation of the respective meters and regulatory signage.

**Paulette**

**Recommended by Committee that the Traffic Regulation Bylaw be amended to incorporate the following changes:**

**Replace YIELD regulation sign with STOP sign, northbound on Chipman Street at McClellan Ave.**

**Replace YIELD regulation sign (east bound on 5<sup>th</sup> Street South) with three-way STOP sign controlled intersection at 5<sup>th</sup> Street South, 2<sup>nd</sup> Avenue South and the Recreation Centre.**

**Committee further requested that the proposed new metered parking zones identified in the Warren Spencer Report of June 04, 2003 be circulated to the Kenora Police Services Board and affected City Departments for further review and recommendation to the Operations Committee.**

**4. 2003 Sidewalk Tender**

**RECOMMENDATION:**

THAT the 2003 Sidewalk Tender be awarded to Don Hager Contracting Inc., to complete the nine (9) interlock brick paver rehabilitation locations, as specified and attached to W. Spencer's June 3 report, at the unit prices as tendered, to an upset cost limit of \$100,000.00 (GST included); and further

THAT the unit prices and extra work pricing tendered by Don Hager Contracting Inc. to complete the concrete sidewalk rehabilitation, conduit placement, and relocation of parking meters, as specified, to pre-

**Departments  
And KPSB**



authorized upset cost limits, be accepted.

**Recommendation Approved**

**5. Portage Bay Bridge – Deck Overlay**

**RECOMMENDATION:**

THAT the Portage Bay Bridge Deck Overlay Project be awarded to Di-Tech International Inc, Winnipeg, Manitoba, as specified, in the amount of \$72,990.00, plus GST for the vehicular deck, and \$22,525.00, plus GST for the sidewalk area; and

THAT a total project expenditure allocation in the amount of \$107,000.00 be approved; and

THAT following provisions of Notice By-law #14-2003, the Council of the City of Kenora give three readings to a by-law to appropriate the capital cost shortfall of \$36,390.00 from Road Reserves; and

THAT the Council of the City of Kenora gives three readings to a by-law to authorize the execution of an agreement with Di-Tech International for the deck overlay project; and further

THAT the senior government ministries be petitioned to assist in funding the Portage Bay Bridge decking replacement and deck overlay projects.

**Recommendation Approved**

**PROPERTY & PLANNING COMMITTEE**

**1. Service Delivery Options – Ontario Works** **HOLD**

**2. Dufresne Furniture Development – Purchase from City**

**RECOMMENDATION:**

THAT Council of the City of Kenora hereby declares property described as Part on Plan 10817, as surveyed by Ross M. Johnson in May of 2003 as surplus to the needs of the City of Kenora; and

THAT Council hereby approves the sale of said land to 1571210 Ontario Ltd. for \$29,000.00 + GST; and

THAT 1571210 Ontario Ltd. shall pay for all costs associated with the sale and transfer of these lands, including survey fees; and further

THAT once provisions of the Notice By-law have been met with respect to the City acquiring title to the subject lands, Council will give three readings to a by-law to assume, stop up, close and sell that part of Railway Street, in the City of Kenora, in the District of Kenora, designated as Part 1 on Plan 23R-10817 to 1571210 Ontario Ltd.

**Recommendation Approved**

**4. Reminder of Public Meeting - Zoning By-law – Stubbs**

**Paulette**

**Paulette**

- Monday, June 16 @ 4:40 p.m.

5. **Reminder of Public Meeting - Zoning By-law – Dufresne**  
- Monday, June 16 @ 4:45 p.m.

6. **Letter of P & G. Bozzo – Pearson Street Docks, etc.**  
**For Council information.**

7. **West Black Sturgeon Concerned Citizens Group**  
- **Radio Tower on Snow Drive**

**Committee requested the City of Sudbury policy on radio towers be obtained for information.**

8. **Sale of land to Strachan – Laurence Lake**

**RECOMMENDATION:**

THAT Council hereby declares that part of the road allowance in front Mining Location K-9 now Block H, Plan M-14 as surplus property to the needs of the City of Kenora; and further

THAT the necessary arrangements be made to sell the land to Stephen Strachan for \$1,000.00, plus applicable taxes and including all associated costs (survey, legal, transfer, advertising) in connection with this transaction.

**Recommendation Approved**

9. **Sale of land to Dahl – Laurence Lake**

**RECOMMENDATION:**

THAT Council hereby declares that part of the road allowance in front Mining Location K-9 now Block H, Plan M-14 as surplus property to the needs of the City of Kenora; and further

THAT the necessary arrangements be made to sell the land to John Dahl for \$1,000.00, plus applicable taxes and including all associated costs (survey, legal, transfer, advertising) in connection with this transaction.

**Recommendation Approved**

10. **Terms of Reference-Lake of the Woods Municipal Restructuring**

**RECOMMENDATION:**

That Council of the City of Kenora hereby adopts the attached terms of reference – Lake of the Woods Municipal Restructuring – June 2003.

**Recommendation Approved**

11. **Amendment–Agreement of Purchase & Sale–Public Works Bldg.**

**RECOMMENDATION:**

That Council of the City of Kenora hereby amend Bylaw No. 38-2003 by extending the Condition Date and assigning the agreement to 1286730 Ontario Ltd.

**Paulette  
Joanne**

**Bill P.**

**Paulette**

**Paulette**

**Recommendation Approved**

**UTILITIES & COMMUNICATIONS COMMITTEE**

**N/A**

**Paulette**

**OTHER BUSINESS**

**1. Proposal for Phase 3 Environmental Site Assessment – PW Yard**

**RECOMMENDATION:**

That Council of the City of Kenora hereby accepts and approves the "Phase 3 Environmental Site Assessment" proposal from DST Consulting Engineers Inc. for \$76,500.00 + GST ; and further

That the Mayor and Clerk be authorized to enter into an agreement with DST Consulting Engineers Inc.

**Paulette**

**Recommendation Approved**

**2. Kenora Legal Clinic – Request to Paint Mural 3<sup>rd</sup> Floor Parkade**

**Committee was supportive of the request and referred the request to the Community Services Department to coordinate the request with the Kenora Legal Clinic.**

**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.

**Paulette**

**Barry  
Reynard**

