



# Minutes

*Of a Meeting of the Council of the City of Kenora  
Tuesday, October 12, 2004 – City Chambers  
5:00 p.m.*

~~~~~

**WITH Mayor D. Canfield in the Chair, Councillor L. Compton, Councillor R. McMillan, Councillor I. Parkes, Councillor A. Poirier, Councillor T. Szajewski, Councillor C. Wasacase, Joanne L. McMillin, City Clerk.**

**Call to Order**

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

**Confirmation of Minutes**

**1. Moved by L. Compton, Seconded by R. McMillan & Carried:-**

THAT the Minutes of the last Regular Meeting of the Council of the City of Kenora held **Monday, September 27, 2004** be confirmed as written and circulated.

**Declarations of Pecuniary Interest**

Mayor Canfield then asked if any Member of Council had any Declarations of Pecuniary Interest with respect to any items on the Agenda. Councillor Compton made a Declaration of Interest with respect to an item on the October 5 Committee of the Whole In-Camera Agenda relating to an identifiable individual.

**DEPUTATIONS:**

**Mike Lyle**

Mr. Lyle attended to advise Council of his concern with respect to the proposal of naming the new recreational facility to include "Kenora Wellness Centre." He indicated he and his wife opened their family business, the Kenora Massage & Wellness Centre, in 1994 with the name and logo representing what services their business offers. They have expanded their business to include a wide variety of homoeopathic supplies; a steam room, and a total health spa to enhance the well-being of their clients. Mr. Lyle commented they would like to further expand on the wellness aspects of their business including education, and prevention.

Mr. & Mrs. Lyle have concerns with the City referring to the new Recreation Centre facility as the "Wellness Centre" and they feel their concerns have not been addressed. They have also requested the media tone down this reference until such time as the City confirms a name for the facility. Mr. Lyle suggested the words "sports complex" or "sports centre" be used instead.

In closing Mr. Lyle advised they have served over 2,500 individuals and put their heart and soul into their wellness business, and appealed to Council to re-consider the use of the name "wellness" for the new recreation centre.

**Don Kinger**

Mr. Kinger appeared before Council on behalf of citizens on the Dalles Reserve Road and has spoken with Chief Allan Luby concerning the road and



that there isn't any agreement with the City regarding the maintenance of a portion of the road where city property meets up with the Dalles property.

Mr. Kinger has addressed these concerns with M.T.O. and questioned why they have quit maintaining it; apparently it is because this particular road is very much below standards. Mr. Kinger referred to the contract for fire protection between the City and the Dalles Reserve and that he personally has a concern with municipal fire trucks traveling on these below standard roads with the possibility of causing damage to trucks.

Mr. Kinger requested the City consider maintaining this roadway which has not been maintained for the last 4 years by either the City or M.T.O. and added he would like the private property sign removed from the location in question.

Mayor Canfield advised that the property in question is not municipal property and that in future Mr. Kinger take concerns of this nature to the attention of either the Operations Department or the Operations Committee and not in the Council forum.

### **Brian Hunt**

Mr. Hunt conveyed to Council his grave misgivings concerning the Harbourfront plan that is before them tonight to vote on. Mr. Hunt believes the proposed plan will be difficult to change once begun and that it will bring change to the lives of every citizen in Kenora. He stated the greatest single attraction that Kenora offers to both citizen and tourist alike is the Lake of the Woods, and fears the proposed scheme that is meant to enhance the downtown core will hide this treasure we have been gifted with. He feels the proposed parking plan and rows of trees will cover the strip of lakefront from McLeod Park to the subway, and that it's a perfect plan to obscuring the lake.

Mr. Hunt also expressed concern on the proposal to eliminate the overhead walkway to the Thistle Pavilion from Main Street, noting this is something unique to Kenora and the downtown, and holds a great view to be enjoyed by everyone. While he indicated there are many aspects of the plan that are excellent, none of them concern the Harbourfront itself. Mr. Hunt referred to the cost estimate of 25 million dollars for this venture and questioned just how much will actually be realized from the federal and provincial governments?

In closing, Mr. Hunt strongly believes this project calls for a referendum, and while it will cost money to establish public opinion in this fashion, the plan will cost much more to the taxpayer without first getting their viewpoint on the project.

### **Peter Delamere**

Dr. Delamere addressed Council with the idea of preserving some of the history in Kenora by establishing a "bush flying aviation museum" at the Harbourfront in honour of the industry in this area, noting that bush flying is very popular *all* over the world. He indicated that since this operation still exists at the waterfront and has for a very long time, it would seem appropriate to locate it at the Harbourfront and would propose the site of the Thistle Pavilion. Dr. Delamere also suggested that a "Norseman" airplane be mounted over the Pavilion. He mentioned various memorabilia about flying could also be incorporated into the Pavilion and that it perhaps could be a wing of the Lake of the Woods Museum, as well as the MS Kenora ticket office. Dr. Delamere recommended the City approach a sponsor of say a community family interested in flying that may want to donate towards establishing the museum, as well there would be a need for community fundraising. He believes it would be a great way to further help enhance the downtown, and advised Council he would be willing to volunteer and spearhead the concept if agreed to and supported by Council.



**Nick Serduletz**

Mr. Serduletz advised he is the President of the Kenora Skate Park Committee, and that the Committee has been working together for a number of years towards the establishment of a concrete skate park. Mr. Serduletz wanted to formally attend tonight's meeting and thank Members of Council for helping the Committee get to where they are today. He referred to the amount of fundraising, equipment, volunteers, and community involvement that has been expended to benefit the young people in the community and acknowledge those who have helped with the problem-solving along the way. Specifically he mentioned certain individuals who have been integral including Barry Reynard as the main gentleman involved in getting this concept off the ground, as well as David Nelson, Jeff Port, and Frank Bergman, and referred to the extra and personal time they have put into the program.

Mr. Serduletz also wanted to acknowledge and thank the Leisure Services Committee for their support as well. It is hoped the park will be in place next summer and he wanted to let everyone know that they are continually moving along with the project and have partnered with such groups as the Agricultural Society, Communities in Bloom, and the Salvation Army who are all dedicated to this project and the community. In closing, Mr. Serduletz expressed how much it personally means to him that the Committee put forward the proposal to Trillium and that Council has been instrumental and supportive of this initiative.

Mayor Canfield thanked Mr. Serduletz for his presentation and his efforts and those of his team as young leaders, who are blossoming in the community with what they have given back, specifically through their efforts with Communities in Bloom.

**Approval of Accounts**

**2.Moved by R. McMillan, Seconded by T. Szajewski & Carried:-**

THAT the Reports dated **September 30 and October 8, 2004** 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 **\$5,816,957.91** be hereby authorized for approval.

**Service Delivery Review - MMAH**

**3.Moved by R. McMillan, Seconded by T. Szajewski & Carried:-**

THAT Council of the City of Kenora direct the Finance & Administration Committee to investigate the feasibility of incorporating a Service Delivery Review model for the City of Kenora based on the six stage approach recommended by the Ministry of Municipal Affairs and Housing.

**Ontario Works/Disability Support Program Benefits**

**4.Moved by T. Szajewski, Seconded by R. McMillan & Carried:-**

WHEREAS social assistance rates were slashed by 21.6% in 1995, and with increases to the cost of living, today that cut is worth over 35%; and

WHEREAS social assistance recipients are not able to adequately feed and shelter themselves, resulting in parents often having to choose between paying the rent or feeding the kids; and

WHEREAS the Jury at the Inquest into the death of Kimberly Rogers recommended that social assistance rates be reviewed to ensure they reflect actual costs of living; and



WHEREAS social assistance should provide people with an adequate standard of living; and

WHEREAS the National Child Benefit Supplement, which was intended to support low income families, is currently being clawed back from families on social assistance (OW and ODSP), which greatly decreases their ability to provide an adequate standard of living,

BE IT RESOLVED THAT the Municipal Council of the City of Kenora request the Kenora District Services Board to petition the Ontario Government to immediately increase the shelter portion of Ontario Works and Ontario Disability Support Program benefits to the average Canadian Mortgage and Housing Corporation rent, and index Ontario Works and Ontario Disability Support Program to the cost of living; and

BE IT FURTHER RESOLVED THAT the Municipal Council of the City of Kenora call for an end to the National Child Benefit Supplement claw back.

**Confirming By-law – Retail Business Holidays Act**

**5.Moved by R. McMillan, Seconded by T. Szajewski & Carried:-**

THAT Council give three readings to a by-law to confirm By-law Number 15-99 to allow retail business establishments to be open on holidays for the maintenance or development of tourism and to repeal By-law Numbers 89-0004 and 1004.

**Municipal Property Tax Deferral Program**

**6.Moved by R. McMillan, Seconded by L. Compton & Carried:-**

WHEREAS the province of British Columbia successfully provides a Property Tax Deferment Program allowing residents to defer payment of their annual municipal property taxes on their principal residence if they are: 60 years or older or a disabled person as defined by Regulation and are a Canadian Citizen or landed immigrant who lives in British Columbia; and

WHEREAS many Ontario seniors and disabled persons believed they had retired in good financial shape with a satisfactory fixed pension, only to discover over a period of time that: increases in auto insurance, the cost of home maintenance and repairs, steadily increasing municipal property taxes, and the development of holes in health care system, have started to erode their retirement savings; and

WHEREAS municipalities should provide a modern, innovative financing alternative to assist senior homeowners and disabled persons to remain living longer in their principal residences next to life long neighbours who indirectly provide them with a measure of safety, security and friendship; and

WHEREAS a flexible program can be implemented for low income seniors and disabled persons to defer payment of, all or part of, their annual municipal property taxes utilizing the equity in their principal residence as security; and

WHEREAS this ability to defer payment of municipal taxes would, in effect, provide low income seniors and disabled persons with an additional amount of income to significantly supplement their annual pension income; and

WHEREAS this would allow senior homeowners and disabled persons to further enjoy the benefits of home ownership, improve their standard of living today, while using their home equity to pay property taxes tomorrow; and



WHEREAS a tax deferral program may not be right for everybody, it does allow each person to make the individual decision for themselves, and many seniors and disabled persons would appreciate knowing that a financial assistance plan has been designed by their municipality is in place should an unforeseen changes in their retirement finances circumstances occur;

NOW THEREFORE BE IT RESOLVED that the Council of the City of Kenora hereby petitions the Premier of the Province of Ontario, and the Minister of Municipal Affairs and Housing also responsible for Seniors, to take immediate action to amend Section 319 of the Ontario Municipal Act that deals with Tax Deferrals for relief from financial hardships and introduce amendments to allow each single-tier and lower-tier municipality the opportunity to provide a Municipal Property Tax Deferral Program targeted towards low income seniors and disabled persons as defined by Regulation.

### **Adoption of Municipal Policy Manual**

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

THAT the Council of the City of Kenora hereby receives the Comprehensive Policy Manual as presented to Committee on September 29, 2004; and further

THAT Council hereby adopts the manual as the official Municipal Policy Manual for the City of Kenora.

### **Section 357 Tax Adjustments**

**8. Moved by R. McMillan, Seconded by L. Compton & Carried:-**

THAT the Section 357 tax adjustments totaling \$17,829.80, (plus applicable penalty adjustment), with resulting refunds of \$6,785.20 be hereby approved.

### **Staffing Model – Kenora Recreation Centre**

**9. Moved by T. Szajewski, Seconded by R. McMillan & Carried:-**

THAT Council give approval to proceed with the proposed 2005 staffing budget for the Kenora Recreation Centre; and

THAT Council approve the revised organizational chart for the Recreation Department as attached; and further

THAT Council approve the Recreation Coordinator to proceed in cooperation with the Human Resources Manager with the staffing changes laid out within the relating staffing report provided that any related costs fall within the 2005 operating budget approvals for the department.

### **Use of Keewatin Memorial Arena – Dog Club**

**10. Moved by T. Szajewski, Seconded by R. McMillan & Carried:-**

THAT Council of the City of Kenora denies the request from Kenora and District Dog Club for use of the Keewatin Memorial Arena Community Hall on an ongoing basis for training and storage of equipment; and

THAT Council continue to support the use of the Keewatin Memorial Arena for the annual Dog Show hosted by the Kenora and District Dog Club; and further

THAT the Leisure Services Committee recommends to Council that the existing by-laws be reviewed to address animals/birds/pets in public buildings.



**Councillor Szajewski requested the tabling of Motion No. 11**

**10a. Moved by T. Szajewski, Seconded by C. Wasacase & Carried:-**

THAT Motion #11 on tonight’s agenda concerning the re-naming of the Kenora Recreation Centre be hereby tabled; and further

THAT this item be referred back to the Community Services Committee for further review.

**Re-naming of Kenora Recreation Centre**

**11.**

THAT Mayor and Council accept the recommendation from the Community Services Committee to change the name of The Kenora Recreation Centre to “The Kenora Wellness and Recreation Centre.

**MOTION TABLED**

**Museum Parking Lease Agreement**

**12. Moved by L. Compton, Seconded by A. Poirier & Carried:-**

THAT Council give three readings to a by-law to authorize the execution of a parking lease agreement between the Corporation of the City of Kenora and the Lake of the Woods Museum Board.

**Traffic By-law Amendment – Yield/Stop Signs**

**13.Moved by A. Poirier, Seconded by L. Compton & Carried:-**

THAT the City of Kenora Traffic Regulation Bylaw 127-2001 be amended to include the following addition to Schedule P “Yield Intersections” at Fourteenth Street North and Veterans Drive:

|             |                                                                                  |                                                                                                                                                                                             |
|-------------|----------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <u>Add:</u> | <u>Column 1</u><br>INTERSECTION<br>Fourteenth Street North and<br>Veterans Drive | <u>Column 2</u><br>FACING TRAFFIC<br>West bound on Fourteenth Street<br>North exiting north to Veterans Drive<br>North bound on Veterans’ Drive<br>Exiting east to Fourteenth Street North; |
|-------------|----------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

and

THAT the City of Kenora Traffic Regulation Bylaw 127-2001 be amended to include the following additions to Schedule O “Stop Signs At Intersections” at Fourteenth Street North and Veterans’ Drive and Mellick Avenue and Sylvan Street at Wolsley Street:

|               |                                                                     |                                                                   |
|---------------|---------------------------------------------------------------------|-------------------------------------------------------------------|
| <u>Amend:</u> | <u>Column 1</u><br>INTERSECTION<br>Sylvan Street and Wolsley Street | <u>Column 2</u><br>FACING TRAFFIC<br>North bound on Sylvan Street |
|---------------|---------------------------------------------------------------------|-------------------------------------------------------------------|

|                 |                                  |                                                              |
|-----------------|----------------------------------|--------------------------------------------------------------|
| <u>To Read:</u> | Sylvan Street and Wolsley Street | North bound on Sylvan Street<br>East bound on Wolsley Street |
|-----------------|----------------------------------|--------------------------------------------------------------|

|             |                                                                               |                                                                      |
|-------------|-------------------------------------------------------------------------------|----------------------------------------------------------------------|
| <u>Add:</u> | Fourteenth Street No.& Mellick Ave.<br>Fourteenth Street North & Veterans Dr. | East bound on Fourteenth St No.<br>West bound on Fourteenth St North |
|-------------|-------------------------------------------------------------------------------|----------------------------------------------------------------------|

**Traffic By-law Amendment – Limited/Restricted/No Parking**

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

THAT the City of Kenora Traffic Regulation Bylaw 127-2001 be amended to include the following changes to Schedule “C” – Limited/Restricted Parking:





|                 |                                                 |                                                                                                 |                         |                                            |
|-----------------|-------------------------------------------------|-------------------------------------------------------------------------------------------------|-------------------------|--------------------------------------------|
| <u>Amend:</u>   | <u>Column 1</u><br>1 <sup>st</sup> Avenue South | <u>Column 2</u><br>From 13 metre north of 5 <sup>th</sup> Street South, northerly for 17 metres | <u>Column 3</u><br>West | <u>Column 4</u><br>24 Hour Maximum Anytime |
| <u>To Read:</u> | 1 <sup>st</sup> Avenue South                    | From 17 metre north of 5 <sup>th</sup> Street South Northerly for 13 metres                     | West                    | 24 Hour Maximum Anytime; and further       |

THAT the City of Kenora Traffic Regulation Bylaw 127-2001 be amended to include the following addition to Schedule "B"- No Parking-Tow Away Zones:

|                 |                                                 |                                                                                                        |                         |                            |
|-----------------|-------------------------------------------------|--------------------------------------------------------------------------------------------------------|-------------------------|----------------------------|
| <u>Amend:</u>   | <u>Column 1</u><br>1 <sup>st</sup> Avenue South | <u>Column 2</u><br>From 13 metre north of 5 <sup>th</sup> Street South to 7 <sup>th</sup> Street South | <u>Column 3</u><br>West | <u>Column 4</u><br>Anytime |
| <u>To Read:</u> | 1 <sup>st</sup> Avenue South                    | From 17 metres north of 5 <sup>th</sup> Street South to 7 <sup>th</sup> Street South                   | West                    | Anytime                    |

**Deeming By-law (Cederwall)**

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

THAT the Council of the City of Kenora gives three readings to a by-law approving the following:-

1. That All the lands contained within the boundaries of Lots 87 and 88, on Registered Plan of Subdivision M.103, in the City of Kenora, formerly the Town of Kenora, in the District of Kenora are hereby deemed not to be lands described in accordance with a registered plan of subdivision for the purposes of Section 50(3) of the Planning Act, RSO 1990;
2. That in accordance with the provisions of the Planning Act, this by-law shall come into force and take effect on the final passing thereof by the Council of the Corporation of the City of Kenora and upon registration of this by-law in the Land Titles office for the District of Kenora;
3. THAT the Mayor and Clerk be and are hereby authorized to execute any and all documents required to complete this transaction.

**Assume, Stop Up, Close & Sell Road Allowance Bridges/Ronald**

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

THAT Council give three readings to a by-law to assume, stop up, close and sell that part of the shore road allowance abutting mining location 298E., in front of lot 9 on Plan M.134, in the City of Kenora, in the District of Kenora, designated as parts 1 and 10 on plan 23R-10873; and further

THAT Council give three readings to a by-law assume, stop up, close and sell that part of the shore road allowance abutting mining location 298E., in front of lot 8 on Plan M.134, in the City of Kenora, in the district of Kenora, designated as parts 2, 3, 4 and 5 on Plan 23R-10873.

**Downtown Revitalization Plan**

**17. Moved by L. Compton, Seconded by R. McMillan & Carried:-**

THAT the Harbourn Centre Committee, which has representation from City Council, City Staff, Downtown Business Improvement Zone, Chamber of Commerce, Kenora Shoppers Mall, Kenora Police Service and the Lake of the



Woods Business Incentive Corp. hereby request Council of the City of Kenora to endorse and accept the Kenora Downtown Revitalization Plan; and further

THAT the Council of the City of Kenora hereby support the recommendation from Harbourtown Centre Committee and proceed with developing an implementation plan based on the preferred development plan and subject to municipal, provincial and federal funding.

**Proclamation – “Ontario Public Library Week”**

**18. Moved by L. Compton, Seconded by A. Poirier & Carried:-**

THAT the Mayor be and is hereby authorized to proclaim the week of October 18 – 24, 2004 as “Ontario Public Library Week” with the theme “Community Heartbeat” in and for the City of Kenora.

**Proclamation – “Child Care Worker/Early Childhood Educator Day”**

**19. Moved by L. Compton, Seconded by A. Poirier & Carried:-**

THAT the Mayor be and is hereby authorized to proclaim Wednesday, October 27, 2004 as “Child Care Worker & Early Childhood Educator Appreciation Day” in and for the City of Kenora.

**Proclamation – “Veterans’ Week”**

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

THAT the Mayor be and is hereby authorized to proclaim the week of November 5 to 11, 2004 as “Veterans’ Week” in and for the City of Kenora.

**By-laws – First & Second Reading**

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

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

**#119-2004** – to confirm proceedings of Council at its Committee of the Whole Meeting October 5, 2004;

**#120-2004** – to assume, stop up, close and sell shore road allowance on Dufresne Island (Ronald’s);

**#121-2004** – to assume, stop up, close and sell shore road allowance on Dufresne Island (Bridges and Ronald);

**#122-2004** – to confirm By-Law No. 15-99 to allow retail establishments to be open on holidays;

**#123-2004** – to authorize a lease agreement with Lake of the Woods Museum for 4 parking spaces;

**#124-2004** – to deem a lot on a registered plan of subdivision not to be a lot on a registered plan of subdivision (Cederwall);

**#125-2004** – to amend Traffic Regulation By-Law 127-2001;

**#126-2004** – to amend Zoning By-Law L37/95 from Rural to Rural and Extractive Industrial (Markham).

**By-laws – Third & Final Reading**

**22. Moved by L. Compton, Seconded by A. Poirier & Carried:-**

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





**#119-2004** – to confirm proceedings of Council at its Committee of the Whole Meeting October 5, 2004;

**#120-2004** – to assume, stop up, close and sell shore road allowance on Dufresne Island (Ronald’s);

**#121-2004** – to assume, stop up, close and sell shore road allowance on Dufresne Island (Bridges and Ronald);

**#122-2004** – to confirm By-Law 15-99 to allow retail establishments to be open on holidays;

**#123-2004** – to authorize a lease agreement with Lake of the Woods Museum for 4 parking spaces;

**#124-2004** – to deem a lot on a registered plan of subdivision not to be a lot on a registered plan of subdivision (Cederwall);

**#125-2004** – to amend Traffic Regulation By-Law 127-2001;

**#126-2004** – to amend Zoning By-Law L37/95 from Rural to Rural and Extractive Industrial (Markham).

**Adjournment**

**23. Moved by L. Compton, Seconded by A. Poirier & Carried:-**

**THAT** this meeting be now declared closed at 6:15 p.m.

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

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

**.....2004**

.....

**MAYOR**

.....

**CITY CLERK**