



CITY OF KENORA COMMITTEE OF THE WHOLE AGENDA

TUESDAY, APRIL 5, 2005

CITY HALL COUNCIL CHAMBERS - 4:00 P.M.

A. PUBLIC INFORMATION NOTICES AS PER BY-LAW NUMBER 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 April 11 meeting:-

1. 2005 Municipal Capital & Operating Budget
2. 2005 Tax Ratios
3. 2005 Tax Rates
4. 2005 Water & Sewer Capital & Operating Budget
5. 2005 Solid Waste Capital & Operating Budget
6. 2005 K.M.T.S. Budgets (various)

B. DECLARATION OF PECUNIARY INTEREST

C. REPORT OF COMMITTEES:-

FINANCE & ADMINISTRATION – COUNCILLOR R. McMILLAN

NO.	REPORT SUBJECT	DISPOSITION
1.	2005 Municipal Five Year Capital Plan
	RECOMMENDATION:	
	THAT the City of Kenora 2005 Municipal Five Year Capital Plan as further reviewed and amended by the Budget Committee be approved, and further	
	THAT Resolution #3 dated 22 November 2004 be hereby revoked.	
2.	2005 Municipal Operating Budget – Updated
	RECOMMENDATION:	
	THAT the City of Kenora 2005 Municipal Operating Budget and as further reviewed and amended by the Budget Committee be approved; and	
	THAT By-law #40-2005, a By-law to approve the 2005 Municipal Operating Budget and the Municipal Five Year Capital Plan be approved; and	
	THAT By-law #41-2005, a By-law to set tax ratios and to set tax rate reductions for prescribed property classes and subclasses for municipal purposes for the year 2005 be approved; and further	
	THAT By-law #42-2005, a By-law to adopt the estimates for all sums required for the year, to establish rates to be levied for same and to provide for penalty and interest in default of payment thereof for 2005 be approved.	
3.	2005 Water & Sewer Capital & Operating Budget
	RECOMMENDATION:	

THAT the City of Kenora 2005 Water & Sewer Operating Budget and Five Year Capital Plan as further reviewed and amended by the Budget Committee be approved; and

THAT Resolution #5 dated 7 February 2005 be hereby rescinded; and further

THAT By-law #43-2005, a By-law to approve the 2005 Water & Sewer Utility Budget be approved.

4. 2005 Solid Waste Capital & Operating Budget

RECOMMENDATION:

THAT the City of Kenora 2005 Solid Waste Operating Budget and Five Year Capital Plan as further reviewed and amended by the Budget Committee be approved, and further

THAT By-law #44-2005, a By-law to approve the 2005 Solid Waste Utility Budget be approved.

5. Staffing Report Card

6. Hockey Ice Fees

RECOMMENDATION:

THAT the Council of the City of Kenora hereby approves the request to waive the ice rental fees at the Kenora Recreation Centre in the amount of \$298.53 for a benefit hockey game between the Kenora Police Service and the Winnipeg RCMP as a fundraising event for the Beaver Brae boys hockey team on Saturday, April 9th, 2005.

7. Councillor Training Program – Modular 4 – Kenora, April 27

RECOMMENDATION:

THAT authorization be hereby given for the following Members of Council to attend Module 4 of the Effective Municipal Councillor Training Program taking place in Kenora at the Best Western Lakeside Inn on Wednesday, April 27, 2005:-

AND FURTHER THAT payment of eligible expenses in accordance with Council’s Travel & Per Diem Policy is hereby authorized for this purpose.

8. Terms of Reference – Performing Arts & Committee

RECOMMENDATION:

THAT Council of the City of Kenora hereby supports the recommendation of the Finance & Administration Committee to adopt the terms of reference for the Performing Arts and Conference Centre Committee.

9. Municipal Cultural Planning Forums – Kenora

RECOMMENDATION:

THAT authorization be hereby given for the following to attend the Municipal Cultural Planning Forum taking place in _____ at _____, on _____, 2005:-

AND FURTHER THAT payment of all eligible expenses is hereby authorized for this purpose.

10. Municipal Tax Collectors of Ontario – Endorsation of Resolution

RECOMMENDATION:

WHEREAS mandatory property tax increase protection has been in place for the business sector since the original implementation of current value assessment (CVA) in 1998; and

WHEREAS many protected properties continue to pay property taxes at a level far below CVA tax; and

WHEREAS properties that should be receiving property tax decreases continue to pay at an unfair level of over 100% of CVA tax in order to fund tax dollars not levied to properties protected by the capping regime; and

WHEREAS the Province of Ontario has provided optional capping tools which may be utilized to increase progress towards taxation based on CVA; and

WHEREAS property taxation based on CVA has been the goal since the implementation of current value assessment in 1998; and

WHEREAS property taxation based on CVA is considered to be a fair and equitable method of distributing taxes; and

WHEREAS assessment value volatility is naturally controlled through the process of annual reassessments;

NOW THEREFORE BE IT RESOLVED THAT the Association of Municipal Tax Collectors of Ontario (AMTCO) strongly urges the Province of Ontario to amend the legislation commencing for the 2006 taxation year, to specify that once a property reaches CVA taxation, it remains at CVA taxes, regardless of the result of future reassessments; and

THAT A COPY OF THIS RESOLUTION BE FORWARDED to The Honourable Dalton McGuinty, The Honourable Greg Sorbara, The Honourable John Gerretsen, the Municipal Finance Officers' Association (MFOA), the Association of Municipal Managers, Clerks & Treasurers of Ontario (AMCTO), the Association of Municipalities of Ontario (AMO), and all the AMTCO member municipalities, requesting endorsement.

11. N.O.M.A. – 2005 Annual General Meeting – Kenora

RECOMMENDATION:

THAT authorization be hereby given for the following to attend the 2005 Annual General Meeting of the Northwestern Ontario Municipal Association (NOMA), taking place in Kenora at the Best Western Lakeside Inn, April 27, to April 30, 2005:-

AND FURTHER THAT payment of eligible expenses in accordance with Council’s Travel & Per Diem Policy is hereby authorized for this purpose.

12. Amendment to City’s Purchasing Policy

RECOMMENDATION:

THAT Council give three readings to a by-law to amend By-law Number 169-2004, being a by-law to adopt a Procurement Policy for the Corporation of the City of Kenora.

13. Lake of the Woods District Hospital – Stuffer Request

RECOMMENDATION:

THAT Council approve waiving the stuffer fee for the inclusion of one stuffer in 2005 for the Lake of the Woods Hospital Foundation, pending receipt of the related stuffer; and

THAT the Lake of the Woods Hospital Foundation be advised that additional staffers will be subject to the rate of \$.05 per page.

COMMUNITY SERVICES COMMITTEE – COUNCILLOR T. SZAJEWSKI
NO. REPORT SUBJECT DISPOSITION

1. Wellness Centre Information Report Ongoing

2. Facility Rates – Corporate Membership Rates

RECOMMENDATION:

THAT Council of the City of Kenora receives the recommendation from the Leisure Services Committee as set out in the March 24 report of Colleen Neil, approving the corporate rate structure for the Kenora Recreation Centre

THAT Council give three readings to a by-law to amend Schedule "B" to Tariff of Fees and Charges By-law Number 100-2003; and

THAT the new rates take effect December 1, 2004; and further

THAT this increase takes effect December 1, 2004.

3. Public Wharf Management

RECOMMENDATION:

THAT Council of the City of Kenora continue to partner with Aulneau Adventure Tours to manage the City Wharf agreement for Public Docking and Mooring Ball Collections for the 2005 operating season with the following conditions; and

THAT the proposal from the Aulneau Adventure tours based on a fee structure of 40% seasonal docking, 50% overnight docking and 90% for mooring ball docking revenue be accepted; and further

THAT Council give three readings to a by-law authorizing a Wharf and Mooring Ball Management Agreement between the Corporation of the City of Kenora and Aulneau Adventure Tours.

4. Diamonds & Ice Hockey/Baseball Tournament – July 29-31/05

RECOMMENDATION:

THAT Council of the City of Kenora hereby declares the 11th Annual Diamonds & Ice Hockey & Baseball Tournament as a Community Festival; and

THAT the Council of the City of Kenora approve the request to operate a beer gardens at the following times during the above described event subject to compliance with the Municipal Alcohol Policy and Liquor Control Regulations,

Location	Fri. July 29, 2005	Sat. July 30, 2005	Sun. July 31, 2005
Keewatin Community Hall (Arena upstairs)	3:00 p.m. – 1:00 a.m.	11:00 a.m. – 12:00 a.m.	12:00 p.m. – 10:00 p.m.
Portage Bay Keewatin	3:00 p.m. – 10:00 p.m.	11:00 a.m. – 12:00 a.m.	12:00 p.m. – 10:00 p.m.

AND THAT the Council for the City of Kenora authorize the donation of a total of sixteen (16) Golf Shirts, T-Shirts &/or Sweat Shirts to be used as part of the Tournament prize package in keeping with past practice; and further

THAT the overnight parking tow-away by-law be lifted at the Keewatin Memorial Arena from Friday July 29, 2005 to Monday August 1, 2005 at 8:00 a.m. in the interest of public safety.

**5. Traditional Pow Wow Request to Waive Fees – May 20-22/05
RECOMMENDATION:**

THAT the Council of the City of Kenora hereby authorizes a donation in the amount of \$1,685.25 representing the arena ice surface rental by the Aboriginal Child and Family Services for its First Annual Traditional Pow Wow taking place May 20, 21 and 22, 2005 at the Kenora Recreation Centre.

EMERGENCY SERVICES – COUNCILLOR I. PARKES

NO.	REPORT SUBJECT	DISPOSITION
	No reports.	

OPERATIONS COMMITTEE – COUNCILLOR A. POIRIER

NO.	REPORT SUBJECT	DISPOSITION
1.	Public Works Re-location Information Report	Ongoing
2.	2005 Traffic Line Painting Tender RECOMMENDATION.....to follow.

PROPERTY & PLANNING COMMITTEE – COUNCILLOR C. WASACASE

NO.	REPORT SUBJECT	DISPOSITION
1.	Lease Renewal – Tory Brydges (K.F.C.) RECOMMENDATION:

THAT Council give three readings to a by-law to authorize the entering into of a lease agreement between the Corporation of the City of Kenora and Tory Brydges.

2.	Removal of “Cash-in-Lieu” Parking Agreement – Spicer RECOMMENDATION:
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THAT the City of Kenora waives the \$15,000 cash in lieu of parking requirement associated with application no. Z04/05 Spicer, for a by-law amendment; and further

THAT the City of Kenora Planning Department be directed to amend Comprehensive Zoning By-law No. 160-2004 by eliminating cash-in-lieu of parking provisions for the commercial buildings and building expansions in the General Commercial – GC zone (Harbourtown Centre).

3.	Lease Renewal – Bob Bell & Sons (Mrs. D’s Chip truck) RECOMMENDATION:
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THAT the Council of the City of Kenora gives three readings to a by-law to enter into a lease agreement with Bob Bell and Sons Ltd., for the use of a portion of the green space located at the Harbourfront for a platform for tables and chairs; and further

THAT the lease be in effect for one (1) year, at a rate of \$5.00 per square foot + taxes for a total of 196 square feet.

4.	Lease Renewal – Ernie Whiting (Third Avenue South) RECOMMENDATION:
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THAT Council give three readings to a by-law to authorize the execution of a lease agreement with Ernest John Whiting for a water lot on Third Avenue South.

5. 2005 LOWBIC Service Agreement

RECOMMENDATION:

THAT Council of the City of Kenora give three readings to a bylaw authorizing a Service Agreement between the City of Kenora and LOWBIC for the delivery of economic, tourism & marketing and special events/attractions services through identified and quantifiable deliverables for the period January 01, 2005 to December 31, 2005.

6. Tender Results – Lot 26 – Coney Island

RECOMMENDATION:

THAT Council of the City of Kenora hereby receives the following tenders with required deposits for the purchase of Lot 26 on Coney Island:-

- Mrs. Margaret O’Flaherty - **\$3,001.00**, plus GST
- Mr. Tim Reid - **\$3,250.00**, plus GST; and further

THAT the tender from Tim Reid in the amount of \$3,250.00, plus GST, be hereby accepted, based on the conditions and restrictions set out in the tender.

UTILITIES & COMMUNICATIONS COMMITTEE – COUNCILLOR L. COMPTON

NO.	REPORT SUBJECT	DISPOSITION
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1.	K.M.T.S. Information Report.	Ongoing
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2.	Letter of Support – NOHFC Project #24083 (NetCentral)	HOLD
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3. 2005 Budgets

RECOMMENDATION:

THAT Council of the City of Kenora hereby accepts and approves the 2005 Capital & Operating Budget for K.M.T.S., the 2005 Capital & Operating K.M.T.S. Net Budget, and the 2005 Capital K.M.T.S. Mobility Budget.

4. Update - K.M.T.S. Sponsorship of Kenora Wellness Centre & Arena

5. Summer Students – K.M.T.S.

RECOMMENDATION:

THAT the Council of the City of Kenora hereby approves the hiring of two summer students beginning May 9, 2005 for a period not to exceed 16 weeks.

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 adjourns to a Closed Meeting to discuss the following:

- Property Matters.

Adjournment.