



Minutes

*Of a Meeting of the Council of the City of Kenora
Monday, April 25, 2005 – City Chambers
5:00 p.m.*

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

**Regrets: Councillor A. Poirier**

**Call to Order**

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

**Mayor Canfield then read the following 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 tonight's meeting:-

1. to enter into a Purchase & Sale Agreement with Tim Reid for Lot 26 on Coney Island;
2. to authorize Corporate Membership Rates at the Kenora Recreation Centre.

**Confirmation of Minutes**

**1. Moved by I. Parkes, Seconded by L. Compton & Carried:-**

THAT the Minutes of the last Regular Meeting of the Council of the City of Kenora held **Monday, April 11, 2005** 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 advised he made a Declaration of Pecuniary Interest during the Committee of the Whole In-Camera Session held April 19 and left the Council Chambers while the item concerning a Code of Ethics issue by his son was discussed. Councillor Compton also expressed a Declaration of Pecuniary Interest regarding Motion Number 21 on tonight's agenda as he is a Member of the KMTS Commission.

**DEPUTATIONS:**

**Pearl Bannister**

Mrs. Bannister expressed concern on the continued use of the Silver Lake Landfill Site on Jones Road and referred to an earlier petition she submitted regarding this matter. She indicated the petition that was submitted had some 2,200 names on it, and as it represents over 10% of the population she stated the citizens have a right to vote on the issue. Mrs. Bannister is concerned with the dumping of ash, animal carcass, etc., noting the City



plans to continue to dump at this site. Mrs. Bannister advised her Petition can be made available again if it is no longer on file. In closing she urged Council to think about the detrimental effects this dumping will have on the environment and particularly, this site.

**Appointments to Accessibility Committee**

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

THAT the following be hereby appointed to the Kenora Accessibility Advisory Committee to fill three vacant positions with a term to expire November 30, 2006:-

**Margaret Maybank  
John Maybank  
Don Kinger**

**Approval of Accounts**

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

THAT the Reports dated **April 8 and 14, 2005** 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, totalling **\$2,600,156.86** be hereby authorized for approval.

**Community Police Partnership Program**

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

THAT Council of the City of Kenora hereby authorizes entering into an agreement with Her Majesty the Queen in Right of the Province of Ontario, as represented by the Ministry of the Solicitor General and Correctional Services, in conjunction with the Kenora Police Services Board for funding under the Community Police Partnership Program; and further

THAT the City CAO and the Chair of the Kenora Police Services Board be hereby authorized to execute this agreement.

**City Debit Policy**

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

THAT Council of the City of Kenora hereby approves the revised City Debt Policy #FI-4-1; and further

THAT this policy be incorporated into the City's Policy Manual.

**Donation - Safe Grad 2005**

**6. Moved by I. Parkes, Seconded by L. Compton & Carried:-**

THAT Council of the City of Kenora hereby supports Safe Grad 2005; and further

THAT a grant in the amount of \$2,000.00 be authorized for use of the Kenora Recreation Centre for this purpose.

**Non-Union Economic Adjustment**

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

THAT Council of the City of Kenora hereby authorizes a 3% economic increase to Municipal and K.M.T.S. non-union staff for the period January 1 to December 31, 2005.



**RECORDED VOTE MOTION NUMBER 7:~**

| COUNCIL                   | AYE | NAY | Dec. of Interest |
|---------------------------|-----|-----|------------------|
| Councillor Compton        |     | X   |                  |
| Councillor McMillan       | X   |     |                  |
| Councillor Parkes         | X   |     |                  |
| Councillor Poirier Absent |     |     |                  |
| Councillor Szajewski      | X   |     |                  |
| Councillor Wasacase       | X   |     |                  |
| Mayor Canfield            | X   |     |                  |

**Coffee Break Policy**

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

THAT Council of the City of Kenora hereby approves Human Resources Coffee Breaks Policy #HR – 2-16; and further

THAT this policy be incorporated into the City’s Policy Manual.

**Kenora Rowing Club’s Summer Regattas**

**9. Moved by T. Szajewski, Seconded by L. Compton & Carried:-**

THAT Council acknowledges the Kenora Rowing Club’s summer regattas on Rabbit Lake:-

- Tops & Bottoms Sunday, July 31, 2005.**
- North West International Regatta on August 26 and 27, 2005**
- Dragon Boat Festival on Sunday August 7, 2005;** and further

THAT the following approvals be granted in conjunction with the above-noted Special Event;

1. A variance for the boat motor size on Rabbit Lake, set by Jaffray Melick By-Law No. 833, passed 17 November 1981.
2. Permission to place course lanes in the water 2 – 3 days prior to the event & to remove in the following week.
3. Exclusive use of the Rabbit Lake/Garrow Park Tennis Courts on Saturday August 27<sup>th</sup> for the afternoon and evening for an awards and BBQ area, with proper park permit.

**Kenora Parkade – Free Summer Parking**

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

THAT Council of the City of Kenora approve the use of the Parkade for free public parking on the weekends for the period June 1 to September 15, 2005 in order to accommodate the onset of traffic during the summer months; and

THAT Buck’s Brigade be authorized to patrol and provide security and clean-up services at the Parkade during this period; and further

THAT the following steps be implemented to address issues relating to the use of the Parkade for the purpose of the free weekend parking:-

- a) That free parking at the Parkade be restricted to the first two floors and the third floor (and any on the second floor) be signed and retained for the exclusive use of the Market Square tenants in accordance with the contractual obligations.
- b) That there be adequate notice to the Parkade users of one month’s notice in advance of the free public use of the Parkade during the summer months
- c) That there be scheduled patrols of the Parkade during free public use
- d) That there be a wash-down of the Parkade following free public use.



**Summer Students – Castle of Learning**

**11. Moved by T. Szajewski, Seconded by L. Compton & Carried:-**

THAT Council of the City of Kenora hereby approves two summer students for the Castle of Learning and Discovery Centre for the months of July and August 2005 in support of the summer camp program; and further

THAT the Manager of Community Services be authorized to fill the respective positions and to establish the employment terms of reference in consultation with the Human Resources Manager according to Municipal Hiring Practices and Regulations.

**Ukrainian Monument at Harbourfront**

**12. Moved by T. Szajewski, Seconded by I. Parkes & Carried:-**

THAT the Ukrainian Women's League be allowed to erect a monument at the agreed upon location, on the Harbourfront, to commemorate the Century of Ukrainian Settlement of Canada; and

THAT all expenses, including purchase and installation of the monument and foundation will be the responsibility of the Ukrainian Women's League; and further

THAT prior to installation an agreement between the City and the Ukrainian Women's League will be completed to address ownership of maintenance, vandalism and possible re-location.

**Policy to Conduct Business on Sidewalks**

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

THAT the Council of the Corporation of the City of Kenora hereby approves a policy for the business owners of the Harbourtown Centre to conduct business on city sidewalks with certain conditions and requirements.

**Lease Agreement with Houseboat Adventures**

**14. Moved by T. Szajewski, Seconded by I. Parkes & Carried:-**

THAT Council give three readings to a by-law to authorize the entering into of a lease agreement with Jeff Gordon c.o.b. Houseboat Adventures for use of the south end of the Main Street Dock for the 2005 boating season.

**Kenora Trappers' Council – Nuisance Beavers**

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

THAT the Agreement appended to the April 14 report of R. Perchuk between the Kenora Trapper's Council and the City of Kenora, respecting nuisance beaver services for the period May 16 to September 15, 2005, inclusive, be accepted.

**Rippling Water Development**

**16. Moved by L. Compton, Seconded by T. Szajewski & Carried:-**

THAT the City of Kenora hereby authorizes the issue of a Certificate of Release of the Maintenance Guarantee with respect to the Rippling Water Subdivision; and

THAT the City of Kenora accepts and assumes Riverbend Lane, Islandview Lane and Lost Lanes into the City's road inventory, as per the recommendation of the Operations Manager; and further

THAT Council give three readings to a by-law for this purpose.



**Deeming By-law - Paquette**

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

THAT Council give three readings to a by-law to deem all the land within Lots 41, 42 and 43, on Registered Plan of Subdivision M.63, in the City of Kenora, formerly the Town of Kenora, in the District of Kenora not to be lands described in accordance with a registered plan of subdivision for the purposes of Section 50(4) of the Planning Act, RSO 1990; and further

THAT the Mayor and Clerk be and are hereby authorized to execute any and all documents required to complete this transaction.

**Private Roads Agreement (Lougheed)**

**18. Moved by L. Compton, Seconded by T. Szajewski & Carried:-**

THAT the City of Kenora enters into a private roads agreement William and Charlotte Lougheed, as a condition of approval of application for consent no. B06/04; and further

THAT Council give three readings to a by-law authorizing the Mayor and Clerk to execute the agreement on behalf of the City of Kenora.

**Surplus of Property - Villeneuve Road**

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

THAT the Council of the City of Kenora hereby declares the municipal property abutting property described as Part 2 on Plan 23R-5362 as surplus to the needs of the municipality; and

THAT in accordance with Notice By-law #14-2003, arrangements be made to advertise the sale of the subject lands for a three-week period; and further

THAT once the advertising process has been completed, Council give three readings to a by-law to authorize the sale of land to Mark Delorme and Hilary Jackson as a lot addition (consolidation), at the market value of \$1,000.00, plus applicable taxes, as established by Century 21 – Reynard Real Estate, plus survey and all other associated costs.

**Kenora Hydro Demand Note**

**20. Moved by L. Compton, Seconded by I. Parkes & Carried:-**

WHEREAS the City was required to incorporate Kenora Hydro into a separate legal entity as a result of Hydro Deregulation; and

WHEREAS the City did incorporate Kenora Hydro effective 1 January 2000 into the Kenora Hydro Electric Corporation Ltd.; and

WHEREAS Kenora Hydro did incur a significant debt back to the City of Kenora in the process of the incorporation in the form of a demand note payable to the City in order to reflect the current value of Kenora Hydro; and

WHEREAS the City does not intend to call the Kenora Hydro demand note during the 2004 calendar year; and

WHEREAS Kenora Hydro's auditors, BDO Dunwoody, require confirmation that this demand note will not be called during the 2005 calendar year in order to properly reflect this amount in Kenora Hydro's financial statements;

NOW THEREFORE be it resolved that BDO Dunwoody be advised that the City of Kenora has no intent to call the current Kenora Hydro demand note; and further



THAT the City confirms with BDO Dunwoody that it shall not call the Kenora Hydro demand note on any date prior to 1 January 2006.

**KMTS Commission Compensation**

**21. Moved by R. McMillan, Seconded by I. Parkes & Carried:-**

THAT Council of the City of Kenora hereby authorizes the following level of compensation to Kenora Telephone Commission Members, excluding staff members, as follows:-

**1. \$2,040.00 per annum;**

**2. \$500.00 per day for Telecom Expert Services**

(for attending KMTS meetings and performing other approved works); and

THAT a per diem allowance be authorized for Kenora Telephone Commission Members, excluding staff members, at a rate of \$125.00 per day; and further

THAT Resolution Number 26 dated September 11, 2000 is hereby rescinded.

**ABSTENTION: Councillor Compton**

**By-laws – First & Second Reading**

**22. Moved by I. Parkes, Seconded by T. Szajewski & Carried:-**

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

**#51-2005-** to confirm Committee of the Whole proceedings held April 19, 2005;

**#52-2005-** to deem lots on a registered plan of subdivision not to be lots on a registered plan of subdivision pursuant to the Planning Act (Paquette);

**#53-2005-** to authorize the sale of land (Lot 26 Coney Island);

**#54-2005-** to establish a road as a highway (Rippling Water Developments Inc. Subdivision) and to discharge obligations under a subdivision agreement between Rippling Water Developments Inc. and the City of Kenora);

**#55-2005-** to authorize the execution of a private roads agreement between Wm. Lougheed Trucking Ltd. and William Lougheed and Charlotte Lougheed, and the Corporation of the City of Kenora;

**#56-2005-** To execute a lease agreement between the Corporation of the City of Kenora and Jeff Gordon c.o.b. as Houseboat Adventures for use of the Main Street dock for the 2005 operating season;

**#57-2005-** to amend Schedule "B" to Tariff of Fees By-law #100-2003 to provide for Corporate Rates at the Kenora Recreation Centre.

**By-laws – Third & Final Reading**

**23. Moved by I. Parkes, Seconded by R. McMillan & Carried:-**

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

**#51-2005-** to confirm Committee of the Whole proceedings held April 19, 2005;

**#52-2005-** to deem lots on a registered plan of subdivision not to be lots on a registered plan of subdivision pursuant to the Planning Act (Paquette);



**#53-2005-** to authorize the sale of land (Lot 26 Coney Island);

**#54-2005-** to establish a road as a highway (Rippling Water Developments Inc. Subdivision) and to discharge obligations under a subdivision agreement between Rippling Water Developments Inc. and the City of Kenora);

**#55-2005-** to authorize the execution of a private roads agreement between Wm. Lougheed Trucking Ltd. and William Lougheed and Charlotte Lougheed, and the Corporation of the City of Kenora;

**#56-2005-** To execute a lease agreement between the Corporation of the City of Kenora and Jeff Gordon c.o.b. as Houseboat Adventures for use of the Main Street dock for the 2005 operating season;

**#57-2005-** to amend Schedule "B" to Tariff of Fees By-law #100-2003 to provide for Corporate Rates at the Kenora Recreation Centre.

**Adjournment**

**24. Moved by R. McMillan, Seconded by I. Parkes & Carried:-**

**THAT** this meeting be now declared closed at 5:55 p.m.

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

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

**.....2005**

.....  
**MAYOR**

.....  
**CITY CLERK**