



# Minutes

*Of a Meeting of the Council of the City of Kenora  
Monday, September 12, 2005 – City Council Chambers  
5:00 p.m.*

~~~~~

**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 McMillan read the Prayer.**

### **Public Information NOTICES as per By-law Number 14-2003**

**Mayor Canfield then read the following notices:-**

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:-

- i) To amend the Capital & Reserves Budget to appropriate funds from the Variable Frequency Drive Project in the amount of \$16,000.00 to fund the Water Treatment Plant Fluoride Ventilation Project and to reflect the deferral of the Variable Frequency Drive Project #05.433.03 to 2006;**
- ii) To name Part 2 on Plan 23R-11132 as Mineault Drive.**

### **Confirmation of Minutes**

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

THAT the Minutes of the last Regular Meeting of the Council of the City of Kenora held **Monday, August 15, 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. There were none declared.

### **DEPUTATIONS:**

#### **Roger Valley, M.P.**

Mr. Valley attended to the meeting to address Council before the first sitting of Parliament's Fall Session which begins September 26. Mr. Valley is attempting to visit as many Council's in the area as possible before this time. He indicated that starting tomorrow; three Federal Ministers will be in the area; the Minister of Health; the Minister of Agriculture; and the Minister of Human Resources. Mr. Valley briefed Council on the recent meeting held with Minister Ramsay with respect to the Forest Industry crisis. Mayor Canfield thanked Mr. Valley for attending and for his assistance regarding his meeting with Minister Ramsay and his continued support in assisting with the forest industry issues. Mr. Valley indicated he advised Mr. Ramsay that he has to make an effort to personally attend the area to let Kenora know he is concerned about the crisis facing our community.



**Scott Compton**

Mr. Compton attended to express his concerns on the City's "Code of Ethics" Policy and referred to a breach of the Code dating back to July, 2004 which affected his application to create a new lot on the Beach Road.

Mr. Compton was concerned with the length of time it has taken to receive a report from the City which he referred to as one-sided. Mr. Compton then gave a detailed history of the background concerning this matter, as it related to his application. Mr. Compton explained while he was permitted to create the new lot, he said this matter is about accountability and the public's right to be treated fairly. Further, he feels the investigation into his official complaint was incomplete.

In closing, Mr. Compton stated the City should give the public some confidence to report these types of infractions in the future, and advised that given the opportunity, he would bring all the true facts to Council's attention. Mr. Compton submitted his presentation to the Clerk for the record.

**Appointment to M.N.R.'s LCC Committee**

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

THAT the Council of the City of Kenora hereby appoints Mayor David Canfield as its municipal representative on the M.N.R. Local Citizens Committee (LCC), and Councillor Len Compton as an alternate, with a term to expire November 30, 2006.

**Appointment of By-law Enforcement Officers**

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

THAT Council give three readings to a by-law to re-confirm the appointment of By-law Enforcement Officers for the City of Kenora.

**Approval of Accounts**

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

THAT the Reports dated **August 18, 31, and September 1, 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 **\$2,692,923.33** be hereby authorized for approval.

**Essentials of Fire Protection Seminar**

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

THAT authorization be hereby given for Councillor Parkes to attend the "Essentials of Fire Protection" Seminar on September 7 and 8, 2005 in Dryden, ON; and further

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

**Advertisement & Attendances – NWO Sports Hall of Fame**

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

THAT authorization be hereby given for the purchase of a half page advertisement in the Souvenir Program for the Annual Induction Dinner of the Northwestern Ontario Sports Hall of Fame taking place in Thunder Bay on September 24, 2005; and further



THAT authorization be hereby given for up to two Members of Council to attend the Dinner with all eligible expenses authorized in accordance with Council's Travel and Per Diem Policy.

**Exemption to Noise By-law**

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

THAT Council of the City of Kenora hereby grants an exemption to Noise By-law #40-2001 for the completion of night works on Highway 17 East at River Drive for the Highway 17 East Road Improvement Project, Phase 2; and further

THAT the exemption be in effect from September 12, 2005 until November 15, 2005.

**Reporting Relationship – City Planner**

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

THAT Council of the City of Kenora hereby approves the realignment of the reporting relationship for the City Planner by establishing direct reporting to the Manager of Operations; and further

THAT the City Planner position description and organizational chart for the Operations Department be amended to reflect the change.

**(#8) RECORDED VOTE:~**

| COUNCIL              | AYE         | NAY | Dec. of Interest |
|----------------------|-------------|-----|------------------|
| Councillor Compton   | X           |     |                  |
| Councillor McMillan  | X           |     |                  |
| Councillor Parkes    | X           |     |                  |
| Councillor Poirier   | A B S E N T |     |                  |
| Councillor Szajewski | X           |     |                  |
| Councillor Wasacase  |             | X   |                  |
| Mayor Canfield       | X           |     |                  |

**Amendment to Traffic By-law**

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

THAT Council give three readings to a by-law to amend Traffic By-law #127-2001 to designate 11<sup>th</sup> Avenue North as a one-way street as outlined below:-

**SCHEDULE "M" ONE WAY STREETS**

| Column 1<br>STREET            | Column 2<br>DIRECTION OF TRAVEL | Column 3<br>BETWEEN               |
|-------------------------------|---------------------------------|-----------------------------------|
| <b>ADD:</b> 11th Avenue North | North bound                     | 9th Street North and Valley Drive |

**SCHEDULE "O" STOP SIGNS AT INTERSECTIONS**

| Column 1<br>INTERSECTION                               | Column 2<br>FACING TRAFFIC                                           |
|--------------------------------------------------------|----------------------------------------------------------------------|
| <b>AMEND:</b> 9th Street North and 11th Avenue North   | North bound on 11th Avenue North<br>South bound on 11th Avenue North |
| <b>TO READ:</b> 9th Street North and 11th Avenue North | North bound on 11th Avenue North                                     |

**Position of Economic Development Officer**

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



THAT Council of the City of Kenora hereby approve the position description for the Economic Development Officer; and

THAT the Recruitment Policy guidelines with respect to recruiting and interviewing for the EDO position be suspended and Councillor Wasacase be appointed to participate in the interview process; and

THAT funds be transferred from the 2005 LOWBIC budget to cover the costs associated with the recruitment of an Economic Development Officer and the establishment of an office; and

THAT the Economic Development Officer report through the Operations Department with a direct reporting relationship through the City Planner's office; and

THAT a review of the reporting relationship take place for this position after six months from the date of hire; and further

THAT governance of the economic development function within the City of Kenora be the responsibility of the Property and Planning Committee.

### **2<sup>nd</sup> Quarter Payment to LOWBIC**

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

THAT Council of the City of Kenora hereby authorizes \$42,058 representing 2<sup>nd</sup> quarter payments to LOWBIC for Tourism & Marketing and Special Events Services; and further

THAT the 2005 funding allocation for economic development services to LOWBIC for the 2<sup>nd</sup>, 3<sup>rd</sup>, and 4<sup>th</sup> quarters in the amount of \$63,087 be transferred to the City Economic Development budget.

### **Naming of "Mineault Drive"**

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

THAT the City of Kenora accepts Part 2 on Plan 23R-11132; and

THAT the City of Kenora names Part 2 on Plan 23R-11132 "Mineault Drive"; and further

THAT Council give three readings to a by-law to establish Mineault Drive in accordance with the Development Agreement as a condition of Consent No. B18/04.

### **Purchase of Dust Collector for WTP**

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

THAT the quotation submitted by Conquest Equipment Corp., Winnipeg, Manitoba, in the amount of \$11, 480.00, (taxes & freight extra), for the purchase of a Model UMA 250 Donaldson Torit® Unimaster Dust Collector for fluoride handling at the Water Treatment Plant, be accepted; and

THAT the Capital Budget be amended to reflect a transfer of \$16,000 from the Variable Frequency Drive project #05.433.03 to cover the non-budgeted expense; and further

THAT the Capital Budget be amended to reflect the deferral of the Variable Frequency Drive project #05.433.03 to 2006.



**Leasing of 243 Rabbit Lake Road**

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

THAT the City of Kenora hereby accepts the proposal and the terms and conditions of William W. Creighton Youth Services for the leasing of the office premises at 243 Rabbit Lake Road, including the payment of utilities, to be negotiated by the CAO; and

THAT the proposal by the Sunset Trail Riders for the garage facility be accepted, with the terms and conditions, including the payment of utility costs, to be negotiated by the CAO; and further

THAT any proceeds from this lease arrangement be applied towards the debentured debt associated with the Operations Centre on Barsky's Hill.

***Councillor McMillan introduced the following motion with respect to Motion #15.***

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

THAT Motion #15 on tonight's agenda with respect to the Transmitter Rail Crossing Upgrade Project be tabled.

**Upgrade Project – Transmitter Rail Crossing**

**15. Moved by R. McMillan, Seconded by I. Parkes**

THAT the following tenders, to provide construction works for the Transmitter Rail Crossing Upgrade Project be received;

|                              |                   |
|------------------------------|-------------------|
| Moncrief Construction Ltd.   | \$602,199.21      |
| Hugh Munro Construction Ltd. | \$614,313.75      |
| Pioneer Construction Ltd.    | \$650,201.75; and |

THAT the lowest quote submitted by Moncrief Construction Ltd., in the amount of \$602,199.21, including taxes, be accepted SUBJECT TO CP Rail and Transport Canada have fully contributed their share of the costs for this project.

**- MOTION TABLED -**

**Purchase of Used Grader**

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

THAT the following tenders to purchase a used grader, including trade of one 1986 John Deere 770 unit before tax be received:-

| <b>Dealer</b>              | <b>Year/Machine/Hours</b> | <b>Trade Value</b> | <b>Tendered Price</b> |
|----------------------------|---------------------------|--------------------|-----------------------|
| Champion<br>(T. Bay Volvo) | 2000, 720AVHP, 2000Hrs    | \$20,400.00        | \$158,500.00          |
|                            | 2005, 720B, 0 Hours       | \$20,400.00        | \$235,872.00          |
|                            | 2004, 726B, 350 Hours     | \$20,400.00        | \$223,200.00          |
| Westcon<br>(Win. Volvo)    | 2000, 750A, 6025 Hours    | \$15,000.00        | \$121,810.00          |
|                            | 2002, 730A, 3300 Hours    | \$15,000.00        | \$192,100.00          |
|                            | 1998, 740A, 8760 Hours    | \$15,000.00        | \$ 84,050.00          |
|                            | 1997, 740A, 8501 Hours    | \$15,000.00        | \$ 91,015.00          |
| Ontrac<br>(John Deere)     | 2000, 772Ch, 5800 Hours   | \$50,000.00        | \$137,000.00          |



|                   |                        |             |               |
|-------------------|------------------------|-------------|---------------|
| Hitrac            | 2004, 865Dhp, 100 Hour | \$31,325.00 | \$159,000.00  |
| Toromont<br>(Cat) | 2001, 140H, 4500 Hours | \$15,000.00 | \$168,320.00; |

AND FURTHER THAT the quote received from Toromont Cat, in the amount of \$168,320.00, including trade of one 1986 John Deere 770 unit, before tax, be hereby accepted.

**By-laws – First & Second Reading**

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

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

**#117-2005** – to confirm the proceedings of Committee at its September 6 meeting;

**#118-2005** – to re-confirm the appointment of By-law Enforcement Officers for the City of Kenora;

**#119-2005** – to adopt amended Estimates for Capital and Reserves to be incorporated into the sums required for municipal purposes, during the year, 2005;

**#120-2005** - to amend Comprehensive Traffic By-law #127-2001;

**#121-2005** – to establish Mineault Drive in the City of Kenora.

**By-laws – Third & Final Reading**

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

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

**#117-2005** – to confirm the proceedings of Committee at its September 6 meeting;

**#118-2005** – to re-confirm the appointment of By-law Enforcement Officers for the City of Kenora;

**#119-2005** – to adopt amended Estimates for Capital and Reserves to be incorporated into he sums required for municipal purposes, during the year, 2005;

**#120-2005** - to amend Comprehensive Traffic By-law #127-2001;

**#121-2005** - to establish Mineault Drive in the City of Kenora.

**Adjournment**

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

**THAT** this meeting be now declared closed at 6:00 p.m.

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

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

**.....2005**

.....  
**MAYOR**

.....  
**CITY CLERK**