



**CITY OF KENORA**  
**COMMITTEE OF THE WHOLE**  
**MINUTES**

HELD TUESDAY, JANUARY 4, 2005

4:00 P.M.

CITY HALL COUNCIL CHAMBERS

.....

<b>PRESENT:</b>	David Canfield	-	Mayor
	Len Compton	-	Councillor
	Rory McMillan	-	Councillor
	Ingrid Parkes	-	Councillor
	Andrew Poirier	-	Councillor
	Ted Szajewski	-	Councillor
	Colin Wasacase	-	Councillor
	B. Preisentanz	-	CAO
	P. Grouda	-	Deputy Clerk

**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-law at its January 10 meeting: -

**TO ADOPT AMENDED ESTIMATES FOR RESERVE FUNDS TO BE INCORPORATED INTO THE SUMS REQUIRED FOR MUNICIPAL PURPOSES DURING THE YEAR 2004 (RE: LAND AMBULANCE SETTLEMENT).**

**A. RESOLUTIONS prepared for Monday, January 10/2005:-**

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

**B. DECLARATION OF PECUNIARY INTEREST**

None Declared.

**C. REPORT OF COMMITTEES:-**

**FINANCE & ADMINISTRATION**

1. Re-naming of Highway between Veterans Dr., & Mellick Ave.

**HOLD – Survey**

**2. Supplementary Billing for Land Ambulance Retroactive Pay**

**RECOMMENDATION:**

THAT Council hereby approves the appropriation of \$253,200.53 from the City's contingency reserve to fund the City's final share of the retroactive pay settlement related to the arbitrator's award for land ambulance; and

THAT Council give three readings to a by-law to adopt amended estimates for Reserve Funds to be incorporated into the sums required for municipal purposes during the Year 2004; and further

THAT notice is hereby given that Council intends to adopt such by-law for this purpose.

**Recommendation approved (resolution and by-law).**

**Paulette**

**3. Resolution on Proposed "Capping" Regulation – Arbitration**

**RECOMMENDATION:**

WHEREAS the City of Kenora has been faced with a significant retroactive pay settlement for essential services employees as a result of a recent award by a board of arbitration; and

WHEREAS there is no cap on the amounts which arbitrators, or boards of arbitration, may award to employees who are deemed to provide essential services; and

WHEREAS awards issued by boards of arbitration in favour of municipal and regional employees who are deemed to provide essential services have increased salaries and benefits to a level which municipal budgets cannot sustain; and

WHEREAS many of these awards have been arbitrary, exorbitant and simply unreasonable, given the demands on municipal budgets; and

WHEREAS under the present system, the arbitrators and boards of arbitration are essentially unaccountable to anyone, and their decisions are, in practical terms, not subject to any review or appeal process; and

WHEREAS it would be desirable for the Province to develop a model for labour arbitrations which introduces a level of accountability into the process, and which requires arbitrators and boards of arbitration to limit awards based on a comparison of salary and benefits in the public and private sectors, recognizing the diversity within the Province of Ontario;

NOW THEREFORE be it resolved that the Council of the Corporation

of the City of Kenora hereby petitions the Province of Ontario to introduce legislation to implement a model for interest arbitrations for essential services employees which imposes real restraint on arbitrators and a mechanism for review and accountability;

THAT A COPY of this resolution be forwarded to the Kenora District Municipal Association, the Northwestern Ontario Municipal Association the Association of Municipalities of Ontario and endorsement of such provincial action.

**AMENDED RECOMMENDATION:**

WHEREAS the City of Kenora has been faced with a significant retroactive pay settlement for essential services employees as a result of a recent award by a board of arbitration; and

WHEREAS there is no cap on the amounts which arbitrators, or boards of arbitration, may award to employees who are deemed to provide essential services; and

WHEREAS awards issued by boards of arbitration in favour of municipal and regional employees who are deemed to provide essential services have increased salaries and benefits to a level which municipal budgets cannot sustain; and

WHEREAS many of these awards have been arbitrary, exorbitant and simply unreasonable, given the demands on municipal budgets; and

WHEREAS under the present system, the arbitrators and boards of arbitration are essentially unaccountable to anyone, and their decisions are, in practical terms, not subject to any review or appeal process; and

WHEREAS it would be desirable for the Province to develop a model for labour arbitrations which introduces a level of accountability into the process, and which requires arbitrators and boards of arbitration to limit awards based on a comparison of salary and benefits in the public and private sectors, recognizing the diversity within the Province of Ontario;

NOW THEREFORE be it resolved that the Council of the Corporation of the City of Kenora hereby petitions the Province of Ontario to introduce legislation to implement a model for interest arbitrations for essential services employees which imposes real restraint on arbitrators and a mechanism for review and accountability;

THAT A COPY of this resolution be forwarded to the Kenora District Municipal Association, the Northwestern Ontario Municipal Association the Association of Municipalities of Ontario and **Howard**

Hampton, MPP for endorsement of such provincial action.

**Recommendation approved as amended.**

**Paulette**

**4. 2005 Budgets  
HOLD**

**5. Amendment to Proclamation Policy**

**RECOMMENDATION:**

THAT the Proclamations/Tag Days & Parade Permits Policy #CC-3-1 be hereby amended to reflect the following process for the issuing of "Proclamations:"

*"Any requests for proclamations are to be submitted to the Office of the City Clerk in advance of the event. The City Clerk or designate shall have discretionary approval over issuing a proclamation for the standard/annual proclamation requests. Any extraordinary requests that have not previously been proclaimed by the City must go before Council for approval by resolution. All costs associated with the proclamation, such as advertising, are to be borne by applicant."*

**AMENDED RECOMMENDATION :**

THAT the Proclamations/Tag Days & Parade Permits Policy #CC-3-1 be hereby amended to reflect the following process for the issuing of "Proclamations:"

*"Any requests for proclamations are to be submitted to the Office of the City Clerk in advance of the event. The City Clerk or designate shall have discretionary approval over issuing a proclamation for the standard/annual proclamation requests. Any requests that have not previously been proclaimed by the City must go before Council for approval by resolution. All costs associated with the proclamation, such as advertising, are to be borne by applicant."*

**Recommendation approved as amended.**

**Paulette**

**6. Amendments to Procedural By-law**

**RECOMMENDATION:**

THAT Council give three readings to a by-law to Establish Rules of Order and Procedures to amend certain sections of the Standing Committee Structure; and

THAT prior to adopting a new Procedural By-law, Council hereby gives notice to the public of its intention to pass such by-law in accordance with Notice By-law Number 14-2003 at the January 24 meeting of Council; and further

THAT once a new Procedural By-law is adopted, By-law No. 33-2004 be hereby repealed.

**Recommendation approved.**

**Paulette/  
Joanne**

**7. Legal Indemnification By-law**

**RECOMMENDATION:**

THAT Council give three readings to a by-law entitled a "Legal Indemnification By-law" for the City of Kenora.

**Recommendation approved (resolution and by-law).**

**Paulette**

**8. LOTW Community Foundation**

**RECOMMENDATION:**

THAT the Council of the City of Kenora hereby approves payment of \$25,000 to the Kenora and Lake of the Woods Community Foundation, representing the 2005 grant commitment for the City."

**AMENDED RECOMMENDATION:**

THAT the Council of the City of Kenora hereby approves payment of \$25,000 to the Kenora and Lake of the Woods Community Foundation, representing the 2005 grant commitment **from** the City."

**Recommendation approved as amended.**

**Paulette**

**9. LOWBIC Funding – Request to extend for 2005**

**RECOMMENDATION:**

THAT Council of the City of Kenora hereby authorizes 2005 first quarter funding to LOWBIC in the amount of \$78,090.00 based on 25% of last year's total funding; and further

THAT payment of the first quarter funding be conditional upon receipt of a draft service agreement from LOWBIC by March 31, 2005, outlining their role in the delivery of economic development, tourism, marketing and special events to the City based on quantifiable deliverables for the year, 2005.

**Recommendation approved.**

**Paulette**

**10. 2005 CRF Resolution**

**RECOMMENDATION:**

THAT the Council of the City of Kenora acknowledges their intent to use the CRF allocations they will receive for the direct benefit of taxpayers; and accepts the 2005 CRF allocations in accordance with the terms and conditions (Conditions of Community Reinvestment Fund Allocations) set out by the Deputy Ministers of Finance and Municipal Affairs and Housing.

**Recommendation approved.**

**Paulette**

**COMMUNITY SERVICES COMMITTEE**

**1. Wellness Centre Information Report**

**Ongoing - Councillor Szajewski will provide report at Council Meeting January 10<sup>th</sup>.**

**2. City of Kenora Wharf Capital Planning Report**

**HOLD**

**3. Facility Rates – Corporate Membership Rates**

**HOLD**

**4. Museum Painting Tender**

**RECOMMENDATION:**

That Council receive the following qualified bids for the Museum Interior Repairs:  
Ron Boatman Construction \$87,487.00 plus GST  
LMD Contracting \$79,245.00 plus GST; and

That Council accept and approve the award of contract to LMD Construction in the amount of \$79,245.00 for the Museum Interior Repairs; and further

That Council approve interim financing to a maximum of \$35,000 to May 30, 2005.

**Recommendation Approved.**

Paulette

**EMERGENCY SERVICES**

No reports.

**OPERATIONS COMMITTEE**

**1. Public Works Re-location Information Report**

Ongoing

Councillor Poirier will provide a report to Council January 10<sup>th</sup>.

**2. Amendment to Traffic By-law – Stop Signs**

**RECOMMENDATION:**

THAT the City of Kenora Traffic Regulation Bylaw 127-2001 be amended to include the following changes to Schedule O "Stop Signs at Intersections" for Sunrise Place and Sunset Place at 9<sup>th</sup> Street North.

**ADD:**

<b><u>Column 1</u></b>	<b><u>Column 2</u></b>
INTERSECTION	FACING TRAFFIC
Sunrise Place and 9 <sup>th</sup> Street North	North bound on Sunrise Place
Sunset Place and 9 <sup>th</sup> Street North	North bound on Sunset Place

**Recommendation approved (resolution and by-law).**

Paulette

**PROPERTY & PLANNING COMMITTEE**

**1. Reminder – Public Zoning Meeting @ 4:45 p.m. January 10 - "Tetreault"**

**- See supplementary info. from M.O.E. –**

**2. Private Roads Agreement – Template**

**RECOMMENDATION:**

THAT the Council of the City of Kenora hereby approves a generic private roads agreement as per section 5.8 of the City of Kenora Official Plan for the purpose of approving a consent on a private road.

**HOLD**

**3. Revised Development Agreement – Twin Eleven**

**HOLD**

**UTILITIES & COMMUNICATIONS COMMITTEE**

**1. K.M.T.S. Information Report.**

Ongoing

No report.

**OTHER BUSINESS**

**KDMA Attendance**

Mayor Canfield and Councillors Len Compton, Andrew Poirier and Colin Wasacase will attend the KDMA AGM in Dryden on February 3-5, 2005.

**Ice Candle Festival**

Councillor McMillan extended thanks to staff and volunteers for this very impressive display.

**Aviation Museum Committee**

Councillor Compton advised that Dr. Delamere has a committee together now and they will be meeting on January 7<sup>th</sup>.

**Snow Plowing/Removal**

Councillor Parkes thanked staff for an excellent job of snowplowing through the recent storms. Councillor Parkes suggested that the City should look into passing a by-law for "No Parking" to assist with snow removal similar to what Thunder Bay has in place.

Mayor Canfield advised that snow removal will be done but asked the public to be patient as there is a great deal of snow to be removed.

Councillor Wasacase extended a warning to children to exercise caution when playing in and around snow banks.

**Challenge Asia Earthquake Tsunamis Fund**

Councillor Wasacase advised that the City of Thorold has extended a challenge to all Municipalities in Ontario to fund raise a minimum of \$2,500 towards the Asia Earthquake Tsunamis Fund.

It was noted that the Kenora and Keewatin Libraries will be donating their overdue fines to the Tsunamis Fund.

Local financial institutions have begun fundraising also.

**Team Canada Hockey**

Paulette

Good Luck was extended to Mike Richards and Team Canada in their final hockey game this evening.

**Motion required adjourning to Closed Meeting:**

**Moved by I. Parkes , Seconded by A. Poirier, and Carried:-**

THAT this meeting be now declared closed at 4:45 p.m.; and further  
THAT Council adjourns to a Closed Meeting to discuss the following:

- **Disposition of Land**
- **Labour Relations**



