

# COMMITTEE OF THE WHOLE MINUTES

Held Tuesday, April 19, 2005  
At 4:00 p.m. – City Council Chambers

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**PRESENT:**

David Canfield	-	Mayor
Len Compton	-	Councillor
Rory McMillan	-	Councillor
Ingrid Parkes	-	Councillor
Andrew Poirier	-	Councillor
Ted Szajewski	-	Councillor
Colin Wasacase	-	Councillor
B. Preisentanz	-	CAO
J. McMillin	-	City 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-laws at its April 25 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.

## **B. DECLARATION OF PECUNIARY INTEREST**

There were none declared at this time, however Councillor Compton advised he will make a declaration at the next regular meeting following an item to be discussed during today's In-Camera Session.

## **C. REPORT OF COMMITTEES:-**

## **FINANCE & ADMINISTRATION**

### **1. Change in date for April 27 Standing Committee Meetings**

Committee agreed that the following Standing Committee meetings not be held on April 27 due to conflicts in time with respect to NOMA and other training:-

**Finance & Administration  
Community Services  
Operations**

All reports for these meetings will be referred directly to Committee of the Whole. The Clerk will advertise accordingly.

**Joanne**

## **2. Harbourtown Centre – Business Use of Sidewalks**

### **RECOMMENDATION:**

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.

**Recommendation approved.**

**Joanne**

## **3. Non-Union Salary Adjustment**

### **RECOMMENDATION:**

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.

**A discussion ensued on this item and Councillor Compton indicated he would only support a 1.5% increase in keeping with the consumer price index, while it was discussed to look at a different formula or refer the matter back to Committee. Either way, it was suggested a policy review be undertaken for next year once the union contracts are up for negotiation. It was mentioned this increase should not be tied to the union contract(s).**

**It was explained the increase had already been approved and included in this year's budget.**

**Market review was referred to and it was noted the Human Resources Manager will be bringing forward a report next year to review the trends across the province.**

**Recommendation approved.**

**Joanne**

## **4. Coffee Breaks Policy – Human Resources**

### **RECOMMENDATION:**

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.

**It was suggested this policy should reflect either "Health or Rest" break as the City is trying to promote healthy living. Bill clarified that 'rest break' is referred to in the Employment Standards Act and is quite comprehensive and it was decided to stay away from this wording. Reference was made to employees attending 'restaurants' and the City should not be encouraging staff to attend restaurants for their breaks. It was suggested breaks be taken at the work site; shop; or even their vehicle if necessary for those out in the field. It was suggested the Policy go forward for Monday night with some word-smithing if required to fine tune the policy.**

**Recommendation approved.**

**Joanne**

**5. Kenora Safe Grad**

**RECOMMENDATION:**

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.

**Recommendation approved.**

**Joanne**

**6. City Debt Policy**

**RECOMMENDATION:**

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.

**Recommendation approved.**

**Joanne**

**OTHER BUSINESS:**

**Funding Agreement – Community Police Partnership Program**

**RECOMMENDATION:**

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.

**Recommendation approved.**

**Joanne**

**COMMUNITY SERVICES COMMITTEE**

**1. Wellness Centre Information Report**

**Councillor Szajewski will give his report at Monday’s meeting.**

**2. City of Kenora Accessibility Committee Appointments**

**RECOMMENDATION:**

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**

**Recommendation approved.**

**Joanne**

### **3. Kenora Rowing Club Regatta(s) & Dragon Boat Festival**

#### **RECOMMENDATION:**

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.

**It was noted the dates for the Regatta have changed from August 18, 19, and 20 to August 26 and 27, 2005 and are reflected above.**

**Recommendation approved.**

### **4. Free Public Parking @ Parkade during Summer Weekends**

#### **RECOMMENDATION:**

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.

**Joanne**

**Recommendation approved.**

**Joanne**

**5. Summer Student–Castle of Learning Centre–Summer Program  
RECOMMENDATION:**

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.

**Recommendation approved.**

**Joanne**

**6. Ukrainian Commemorative Monument  
RECOMMENDATION:**

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.

**Joanne**

**Recommendation approved.**

**7. Wharf Lease Agreement – Houseboat Adventures  
RECOMMENDATION:**

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.

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

**Joanne/  
Paulette**

**EMERGENCY SERVICES**

**No reports.**

**OPERATIONS COMMITTEE**

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

**2. Trapper Council Agreement – 2005  
RECOMMENDATION:**

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.

**Recommendation approved.**

**Joanne**

## **PROPERTY & PLANNING**

**1. Removal of "Cash-in-Lieu" Parking Zoning Amendment  
HOLD – The public meeting will be held on May 9, 2005 in accordance with the Planning Act to amend the Zoning By-law.**

**2. Deeming By-law – Paquette – Application #B20/04  
RECOMMENDATION:**

THAT Council give three readings to a by-law to deem all the land within Lots 41 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.

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

**Joanne/  
Paulette**

**3. By-law – Sale of Lot 26 Coney Island – Reid  
RECOMMENDATION:**

THAT Council give three readings to a by-law to authorize the sale of land from the Corporation of the City of Kenora to Tim Reid.

**Recommendation approved (by-law only).**

**Joanne**

**4. Rippling Water Developments Inc.–Assumption of Roads, etc.  
RECOMMENDATION:**

THAT the City of Kenora issues a Certificate of Release of the Maintenance Guarantee; 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.

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

**Joanne/  
Paulette**

**5. Private Roads Agreement – Consent No. B18/03 Loughheed  
RECOMMENDATION:**

THAT the City of Kenora enters into a private roads agreement William and Charlotte Loughheed, as a condition of approval of application for consent no. B16/04; 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.

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

**6. Sale of Shore Allowance to Jackson – Villeneuve Road North  
RECOMMENDATION:**

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.

**Recommendation approved.**

**Joanne/  
Paulette**

**Joanne**

**UTILITIES & COMMUNICATIONS COMMITTEE**

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

**2. Letter of Support – NOHFC Project #24083 (NetCentral)  
HOLD**

**3. Kenora Hydro – Demand Note  
RECOMMENDATION:**

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.

**Recommendation approved.**

**Joanne**

### **OTHER BUSINESS**

#### **Highway 17 East Reconstruction Project**

Councillor Poirier advised that Wardrop Engineering will be circulating a notice to businesses and residents in the area of Highway 17 East from A & W to the Kenora Jail, putting them on notice of the work that will be undertaken as part of the 2004 continuation of works.

For the record, Councillor Parkes addressed a concern that she was misquoted recently in the Miner and News with respect to the discussion on Corporate Rate Memberships for the Recreation Centre.

#### **Motion required adjourning to Closed Meeting:**

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

THAT this meeting be now declared closed at 5:25 p.m.; and further  
THAT Council adjourns to a Closed Meeting to discuss the following:

- **Personal Matter concerning an Identifiable Individual.**

#### **ACTION REQUIRED AS RESULT OF CLOSED SESSION:**

#### **KMTS Expert Services Per Diem Rate, etc.**

##### **RECOMMENDATION:**

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.

**Recommendation approved.**

**Joanne**

**The meeting adjourned at 6:40 p.m.**