



**CITY OF KENORA
COMMITTEE OF THE WHOLE
AGENDA**

**TUESDAY, OCTOBER 18, 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-law at its Monday, October 24 meeting:-

- To Amend Council’s Rules of Order & Procedures by-law to provide for changes to the “Deputations” process.

B. DECLARATION OF PECUNIARY INTEREST

C. REPORT OF COMMITTEES:-

FINANCE & ADMINISTRATION – COUNCILLOR R. MCMILLAN

NO.	REPORT SUBJECT	DISPOSITION
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1.	City Hall Mold Investigation/Remediation	HOLD FOR \$ - By-law
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2.	Area Rating
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RECOMMENDATION:

THAT Council of the City of Kenora address tax fairness through service delivery review of its municipal services as opposed to area rating; and further

THAT area rating as provided under Section 326 of the Municipal Act not be pursued as an option.

3.	RAFT – Freezing Property Assessment Proposal
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RECOMMENDATION:

WHEREAS the City has no legal authority to implement the type of residential property assessment freeze as proposed by the Ratepayers After Fair Taxation (RAFT); and

WHEREAS the implementation of this type of system would protect certain ratepayers, but also unfairly impact other ratepayers; and

WHEREAS the implementation of this type of system would only serve to further erode the City’s tax base, and result in incremental costs, ultimately further driving up tax rates and / or reducing service levels;

WHEREAS the primary concern related to the loss of “family homes” resulting from escalating assessments may be addressed through a tax deferral program;

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

THAT Council neither implement nor support the Residential Assessment Freeze Proposal as set out by the Ratepayers After Fair Taxation; and

THAT City Administration be directed to review in detail options for implementing a Property Tax Deferral Program to help mitigate impacts related to significant increases in property tax assessment for those ratepayers who are unable to afford the related impacts on their property taxes.

4. Proposed Change in Procedural By-law – Deputations

RECOMMENDATION:

THAT in accordance with Section 238(4) of the Municipal Act, notice is hereby given of Council’s intention to amend Part 5.6 and Part 9.1 of Procedural By-law #10-2005 to require that Deputations be submitted in writing to Council for a Deputation and be noted as such in the Minutes; and

THAT the amendment also provide for Council to reserve the right to suspend the rules to permit verbal deputations at its discretion; and further

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

5. Overtime Forecast 2005

For Information.

6. AMO Alert – Private Member’s Bill 123 – Mun. Government

RECOMMENDATION:

WHEREAS the provincial Standing Committee on Regulations and Private Bills is currently debating Private Members Bill 123 the *Transparency in Public Matters Act*; and

WHEREAS the proposed legislation includes municipal council and committees; and

WHEREAS the proposed legislation adds requirements to notice provisions, open meetings, minutes, forms of meetings, among other matters all of which are addressed in the *Municipal Act*, which would create confusion for council, administration and the public; and

WHEREAS the *Municipal Act* is currently under review and is being informed by input from the municipal and private sectors among others; and

WHEREAS AMO and others have urged the Standing Committee to remove any reference to municipal councils or council committees from this legislation and allow transparency and accountability issues to continue to be regulated under the *Municipal Act*;

THEREFORE BE IT RESOLVED that the Council of the City of Kenora urges the Minister of Municipal Affairs and Housing to vote against the Bill if the reference to ‘municipal councils’ is not deleted in the Bill as reported by the Standing Committee; and further

THAT Howard Hampton, MPP and all provincial members of the legislature be advised of the lack of this council’s support for the inclusion of ‘municipal councils’ in Bill 123.

7. AMO Building Code Statute Law Amendment Act

RECOMMENDATION:

THAT Council of the City of Kenora hereby recognizes the intent of Bill 124 to improve public safety and increase efficiency in the building code enforcement through a shared responsibility of all stakeholders and thereby strongly objects to the position of the architects and engineers for exemption; and

THAT the Building Advisory Council (BAC) be set up in January 2006 to address the following issues regarding liability recommended by BRAGG but omitted in Bill 124:

- i) Improved code knowledge for building/contractors
- ii) Provisions for builder liability insurance for non-residential builders
- iii) Longer liability insurance periods for designers; and further

THAT BAC review the other recommendations of BRAGG that were omitted in Bill 124 and intended to create a more equitable building regulatory system in Ontario.

8. Northwestern Ontario Medical Education Award Fund

9. Provincial Offences Prosecutor

RECOMMENDATION:

THAT Council approve the attached contract between Rick Strain, POA Prosecutor and the City of Kenora for POA prosecution services to 31 December 2006; and further

THAT three readings be given to the By-law authorizing the contract between Rick Strain, POA Prosecutor and the City of Kenora.

10. Allocation of Renewal Funds in Ontario Transit Renewal Prgm

RECOMMENDATION:

THAT Council of the City of Kenora hereby requests the Ministry of Transportation to provide an allocation of renewal funds in the Ontario Transit Renewal Program for the year 2005 in the amount of \$104,915.83 representing one third of the capital costs for the replacement of one conventional transit bus.

11. Investment of Wellness – City Staff & Recreation Centre

RECOMMENDATION:

THAT Council of the City of Kenora approve the recommendation from the Recreation Coordinator and Customer Services Coordinator, to have council authorize the Kenora Recreation Centre to reduce all memberships for full time City of Kenora employees by 30%; and

THAT Council, Managers and staff encourage and promote the health and wellness of its employees by encouraging staff to join the Kenora Recreation Centre; and

THAT any necessary by-law be presented to City Council for ratification; and further

THAT this By-law shall come into force and take effect on the date of third and final reading of the Municipal Council.

12. City of Kenora Employee Assistance Program

RECOMMENDATION:

THAT Council of the City of Kenora authorizes the City’s participation in the Employee Assistance Program as offered through Great West Life; and

THAT Council approve the amended City Employee Assistance Policy HR-2-2.

COMMUNITY SERVICES COMMITTEE – COUNCILLOR T. SZAJEWSKI

NO.	REPORT SUBJECT	DISPOSITION
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1. Public Washroom Contract (2006-2008)

RECOMMENDATION:

THAT the following quotations for the cleaning, garbage pick up, beach raking and open and closing of the listed public washrooms, be received:-

Cottage Country Home Service	\$69,000.00 + G.S.T.
Amazing Cleaning & Janitorial Services	\$69,113.51 + G.S.T.
MTO Janitorial Services	\$81,030.85 + G.S.T.; and further

THAT the quotation from Cottage Country Home Services in the amount of \$69,000.00 + G.S.T. be accepted for the 2006-2008 Public Washrooms Contract.

2. Amendment to Lease Agreement – King Geo School

RECOMMENDATION:

THAT Council give three readings to a by-law to amend By-law Number 111-2005 with respect to the lease agreement with the Keewatin-Patricia District School Board for the Castle of Learning and Discovery Children’s Centre at King George School to include an addendum for the “Playground Equipment Agreement.”

3. Budget Approval – Staff Increase @ KRC Pool

RECOMMENDATION:

THAT authorization be hereby given for the proposed staffing increase for the Kenora Recreation Centre; and further

THAT Council approves the Recreation Coordinator to proceed immediately, in cooperation with the Human Resources Manager, with the staffing changes as set out within the related staffing report.

4. Mount Evergreen Ski Club – JCP Application

RECOMMENDATION:

WHEREAS the Board of Directors for Mount Evergreen Ski Club is desirous of carrying out infrastructure improvements and upgrades to its Club in order to meet health, safety, and accessibility standards, including an overall improvement to customer service through a Job Creation Partnership (JCP); and

WHEREAS the Board is seeing a variety of different users at its Club through a new partnership with the Kenora Nordic Trails Association which requires the infrastructure system to be upgraded to meet this new and evolving demand; and

WHEREAS the proposed modifications to the Mount Evergreen Ski Club will assist in the Club becoming a larger winter tourism destination for Kenora residents and tourists alike; and

WHEREAS children, youth and adults will be encouraged to participate in a healthy active lifestyle with an improved facility and revitalized ski area;

Now Therefore Be It Resolved that the Council of the City of Kenora hereby extends its full endorsement and support to the Board of Directors of Mount Evergreen Ski Club in its JCP

funding application to Human Resources & Skills Development Canada for improvements to the Mount Evergreen Ski Club facility to promote winter tourism in Kenora and surrounding area.

5. Lease Agreements – 243 Rabbit Lake Road

RECOMMENDATIONS:

(1) THAT Council give three readings to a by-law to authorize the execution of a lease agreement between the City of Kenora and Creighton Youth Centre for office space located at 243 Rabbit Lake Road.

(2) THAT Council give three readings to a by-law to authorize the execution of a lease agreement between the City of Kenora and Sunset Trail Riders for garage space located at 243 Rabbit Lake Road.

EMERGENCY SERVICES – COUNCILLOR I. PARKES

NO.	REPORT SUBJECT	DISPOSITION
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No reports.

OPERATIONS COMMITTEE – COUNCILLOR A. POIRIER

NO.	REPORT SUBJECT	DISPOSITION
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1. Public Works Re-location Information Report **Ongoing**

PROPERTY & PLANNING COMMITTEE – COUNCILLOR C. WASACASE

NO.	REPORT SUBJECT	DISPOSITION
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1. Vision 2009–City of Kenora Strategic Plan–“Leading the Way”

RECOMMENDATION:

THAT Vision – 2009 – “Leading the way”, the Strategic Plan for the City of Kenora be adopted by Council, and further;

THAT the Implementation Team undertake an annual review of the Strategic Plan in 2006.

2. Establishment of City of Kenora Heritage Committee

RECOMMENDATION:

THAT Council give three readings to a by-law to establish a Heritage Committee in and for the City of Kenora.

3. Adoption of Private Roads Policy

RECOMMENDATION:

THAT the Council of the City of Kenora hereby adopts the “Private Roads/Dedication of Public Roads Policy” as a guideline for Council, staff and the public in matters pertaining to assumption of roads; and further

THAT this policy be included in the City’s Policy Manual.

4. Subdivision Agreement – “Darlington Woods”

RECOMMENDATION:

THAT authorization be hereby given for the Council of the Corporation of the City of Kenora to enter into a subdivision agreement with 1629700 Ontario Inc. – Darlington Woods.

UTILITIES & COMMUNICATIONS COMMITTEE – COUNCILLOR L. COMPTON

NO.	REPORT SUBJECT	DISPOSITION
1.	K.M.T.S. Information Report.	Ongoing

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:

- Potential Litigation Issue

Adjournment.