



Minutes

*Of a Meeting of the Council of the City of Kenora
Monday, September 25, 2006, – City Council 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 A. Poirier, Councillor T. Szajewski, Bill Preisenzanz, CAO, Paulette M. Grouda, Deputy City Clerk.

Regrets: Councillor C. Wasacase

### Call to Order

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

### Confirmation of Minutes

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

THAT the Minutes of the last Regular Meeting of the Council of the City of Kenora held **Monday, September 11, 2006** be confirmed as written and circulated.

### 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: -

- To amend the 2006 Capital Budget to offset costs related to repairs to the City's heating/cooling systems at City Hall in the amount of \$5,673.55;
- 
- To amend the 2006 Capital Budget for the purpose of purchasing mobile storage units for City Hall in the amount of \$32,222.87, plus applicable taxes;
- 
- To amend the 2006 Water & Sewer Capital Budget to offset costs related to the purchase of a flusher/vacuum unit in the amount of \$44,769.00, plus applicable taxes;
- To accept and assume Battigelli Drive into the City's road inventory.

### 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:

#### Emily Tacknyk-Roulston – Roads, Invoice

Ms. Tacknyk-Roulston questioned Council as to why the Beauty Bay Road had been oil surfaced when residents of Beauty Bay do not pay taxes to the City (except for 5 residents) when the School Road does not get treated for the



taxpayers. Ms. Tacknyk-Roulston commented that north of the School Road on Essex Road is treated like Unorganized and they have to request service. Ms. Tacknyk-Roulston advised she has yet to receive a copy of the invoice regarding the brush cutters and wants a covering letter as to what happened to the machine, costs, and invoices.

Ms. Tacknyk-Roulston mentioned the Assessment Act and asked if a Committee has been struck and how far that has gotten. She also asked if there was any progress on the Highway and on the Senate.

#### **Sharon Smith – City/Sunset Trail Riders’ Open House**

Ms. Smith thanked Council members for their hard work and dedication to the City during their term on Council.

Ms. Smith advised that the Open House held for the City and Sunset Trail Riders had only been advertised once and was 3 1/2 hours in length.

Ms. Smith advised that the suggested Route “B” is in the wetlands area of Portage Bay and Mink Bay and was recognized by the Town of Keewatin as a 4 season trail for walking and skiing. This area should be maintained and preserved and not utilized as a snowmachine trail which would be particularly damaging to this area. The area is far more important as it is than as a snowmachine trail.

Ms. Smith requested Council to not use the Portage Bay and Mink Bay wetlands area for a snowmachine trail and suggested they use Option “A”.

Ms. Smith will email a copy of her presentation to the City.

#### **Don Kinger – Construction of New Sidewalks**

Mr. Kinger presented a copy of his Deputation to Council.

Mr. Kinger expressed his concern as a member of the Kenora Accessibility Committee with regard to the steep angles and slopes the sidewalks are constructed at driveways. It is extremely difficult for anyone using canes, crutches, or wheelchairs on the sidewalks when there are such steep slopes and angles. He requested Council to reconsider how they construct the sidewalks, even if they are built to code, in consideration of the people that are forced to use walking aids.

#### **Elaine Unrau – Signs, Unsafe Road**

Mrs. Unrau presented a copy of her Deputation to Council.

Mrs. Unrau mentioned the need to correction/changes/moves of signs at 3 locations (Darlington Bay/Winnipeg River; Darlington Trail; 80 Norman Drive). She requested all the signs at 80 Norman Drive (Lorette’s Confectionery be moved to the left side of the building). She questioned what the difference was between green signs outlined in a rectangle and green signs outlined with an arrow. She also asked who decides names for new roads.

Mrs. Unrau also advised that the new development road on Duffus Road is a complete “S” downhill and uphill and extremely dangerous to travel on.

#### **Tony Olson – CUPE – Solid Waste Review**

Mr. Olson referred to the City recommendations for reduced hours at the Transfer Facility and the fact that the hours have been in place for 4 years. Mr. Olson cited safety issues on recycling day when the trailer is being loaded and that normally this happens on Sunday when the facility is closed to the public. Mr. Olson Said it could be a danger doing this when the facility is open to the public. Mr. Olson advised that shifts are in place and that changes had not been brought before the Union before the recommendations took place.

#### **Appointments**



**Appointment of Chief Building Official**

**2. Moved by A. Poirier, Seconded by L. Compton & Carried:-**

THAT Kevin Robertson be appointed to the position of Chief Building Official for the City of Kenora, and further;

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

**Approval of Accounts**

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

THAT the Reports dated **September 14, 2006** 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 **\$1,615,974.12** be hereby authorized for approval.

**Kenora Recreation Centre Fitness Schedule-Stuffers**

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

THAT the Kenora Recreation stuffer be approved for inclusion in the KMTS telephone bills; and

THAT the \$.05 stuffer fee is hereby waived in accordance with Council policy to insert the Kenora Recreation Centre stuffer in the KMTS bills for the month of October, 2006.

**Basement Storage-Mobile Storage Units**

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

THAT Council approve the purchase of the mobile storage units from Millennium Office Furnishings for a total cost of \$32,222.87 plus any applicable taxes; and

THAT in accordance with Notice By-Law Number 14-2003, public notice is hereby given that Council intends to amend the 2006 Capital Budget for this purpose at its September 25 meeting; and further

THAT Council give three readings to a by-law to authorize an appropriation from the City Hall Reserve in the amount of \$32,222.87, plus applicable taxes for this purpose.

**KMTS Operating Budgets**

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

THAT Council of the City of Kenora hereby approve the KMTS 2006 Operating Budgets.

**Capital Funding Option-Kenora Health Care Centre**

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

THAT the Council of the City of Kenora hereby support the request from the Kenora Health Care Centre Board with respect to a funding plan for the expansion of the Kenora Medical Clinic:-

1. That the realty taxes for the Kenora Medical Clinic be cancelled effective January 01, 2007 in accordance with Section 361 of the Municipal Act;



2. That Bylaw #14-2006 authorizing a loan to establish a community medical clinic be amended to increase the loan amount from \$1,800,000.00 to \$2,450,000;
3. That the provision of Bylaw #14-2006 with respect to repayment of loan interest only in the first year be extended from December 31, 2007 to December 31, 2008.

**Municipal Performance Measurement**

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

That Council of the City of Kenora receive the July 2006 report on the Municipal Performance Measurement Program; and further

That the City of Kenora Municipal Performance Measurement Program – 2005 Results be provided to the Minister and circulated to the public in accordance with Section 299 of the Municipal Act.

**City Hall Heating System Repairs**

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

THAT Council authorize an appropriation from the City Hall Reserve in the amount of \$5,673.55 plus applicable taxes to offset costs related to required repairs to the City's heating / cooling systems at City Hall; and

THAT in accordance with Notice By-Law Number 14-2003, public notice is hereby given that Council intends to amend the 2006 Budget for this purpose at its September 25 meeting; and further

THAT Council give three readings to a by-law to amend the capital budget to authorize an appropriation from the City Hall Reserve.

**Agreement with Abitibi Consolidated**

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

THAT authorization be hereby given for the Mayor and Clerk to execute an Agreement between Abitibi Consolidated Inc. and the City of Kenora, conditional on the approval by Abitibi Consolidated Inc. of the amendments to the agreement as reviewed; and further

THAT three readings be given to a by-law for this purpose.

**Houseboat Adventures Lease Extension**

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

THAT the Council of the City of Kenora continues to partner with Houseboat Adventures to lease the Pier Head of Main St Wharf for the 2007 season commencing April 1 to November 15/07 subject to the terms and conditions of the existing lease.

**Naming Kenora Recreation Centre Arena – "Thistle Rink"**

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

WHEREAS Council acknowledges the integral part that the "Thistles" name means to the history of Kenora; and

WHEREAS Council acknowledges that it is meaningful to ensure that the "Thistles" name and tradition is perpetuated;

NOW THEREFORE Be It Resolved THAT the arena portion of the Kenora Recreation Centre be hereby named the "**Thistle Rink.**"



**KPFFA Memorandum of Agreement & Collective Agreement**

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

THAT Council of the City of Kenora hereby approve the Memorandum Agreement by resolution between the Corporation of the City of Kenora and the KPFFA Local 943 for the term January 1, 2006 to December 31, 2007; and further

THAT Council of the City of Kenora give three readings to a by-law, authorizing an agreement between the Corporation of the City of Kenora and KPFFA Local 943 for the term January 1, 2006 to December 31, 2007

**Amendment to Traffic Regulation By-Law**

**14. Moved by A. Poirier, Seconded by L. Compton & Carried:-**

THAT the City of Kenora Traffic Regulation By-law 127-2001 be amended to include the following addition to Schedule "B" No Parking Area – Tow Away Zone – 1<sup>st</sup> Avenue South.

| <u>Column 1</u>                      | <u>Column 2</u>                                               | <u>Column 3</u> | <u>Column 4</u> |
|--------------------------------------|---------------------------------------------------------------|-----------------|-----------------|
| <b>STREET/HIGHWAY</b>                | <b>LOCATION</b>                                               | <b>SIDE</b>     | <b>TIME</b>     |
| Add:<br>1 <sup>st</sup> Avenue South | From 5 <sup>th</sup> Street South<br>southerly for 123 metres | East            | Anytime         |

**Solid Waste Review**

**15. Moved by A. Poirier, Seconded by L. Compton & Carried:-**

THAT the recommendations contained within the Solid Waste Department Service Delivery Review report be hereby approved.

**Transfer of Road Allowance to 1629700 Ontario Inc.**

**16. Moved by L. Compton, Seconded by A. Poirier & Carried:-**

THAT the Council of the City of Kenora declares surplus the property abutting property described as Parts 2, 3, 4, 7, and 9 on Plan 23R-11291; 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 1629700 Ontario Inc. as a lot addition (consolidation), at the appraised value of \$15,000.00 as established by Century 21 – Reynard Real Estate, plus survey and all other associated costs.

**Moncrief Construction Limited Subdivision Agreement**

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

That Council give three readings to a By-Law to enter into a subdivision agreement with Moncrief Construction Limited for the purpose of meeting one of the conditions of draft approval for the development of a five 5 lot subdivision; and further

THAT the Mayor and Clerk be authorized to enter into the agreement on behalf of the City of Kenora.

**Assumption of Road – Battigelli Drive**

**18. Moved by L. Compton, Seconded by A. Poirier & Carried:-**



THAT the City of Kenora accepts and assumes Battigelli Drive into the City's road inventory, per the recommendation of the Road Supervisor; and

THAT lands affected by the conditions of consent were acquired by the City for the purposes of a highway; and

THAT the Corporation of the City of Kenora has acquired, from Robert Battigelli, a part of property described as Part of Parcel 6851, Part of Broken Lot3, Concession1, Township of Melick, now in the City of Kenora, District of Kenora, and designated as Part 1 on Plan 23R-10998, to be assumed as a highway for public/municipal purposes; and

THAT the portion of the road is hereby named Battigelli Drive; and

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

THAT this By-law shall take effect and come into force from and after the final passing thereof.

**Addition of NORCOM property to Municipal Registry**

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

THAT authorization be hereby given to enter property described as 102 Tenth Street, Part W Part Block57 Plan 18 PLUS 2 S PT STRIP ADJ BLK 57;PCL 20362, currently owned by NORCOM TELECOMMUNICATIONS LIMITED into the City of Kenora municipal registry of properties of cultural heritage significance or interest.

**Lease Agreement-Former Keewatin Public Works Yard**

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

That as supported by the Property & Planning Committee, the Council of the City of Kenora give three readings to a bylaw to ratify an agreement between the City of Kenora and Baker Manufacturing Ltd. for lease of the Keewatin Public Works Garage site for purposes of pump manufacturing.

**Tender-Flusher/Vacuum Combination Unit**

**21. Moved by A. Poirier, Seconded by L. Compton & Carried:-**

THAT the following tenders be received by the City of Kenora for a Flusher/ Vacuum combination unit with Hydra excavation capabilities, and further;

|                   |                                                                                                                                                                           |                     |
|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|
| <b>Option #1</b>  | Cubex of Manitoba<br>2002 Vactor combination Machine with 2700 hours<br>30 day warranty, not available until January 2007<br>\$55,000.00 trade value on our trade in unit |                     |
|                   | <b>Price after trade, before taxes</b>                                                                                                                                    | <b>\$160,000.00</b> |
| <b>Option # 2</b> | Joe Johnston Equipment<br>2006 Vactor combination Machine 0 hours<br>Full Warranty (2 year) available in December 06<br>\$45,000.00 trade value on our trade in unit      |                     |
|                   | <b>Price after trade, before taxes</b>                                                                                                                                    | <b>\$244,769.00</b> |

THAT the quotation submitted by Joe Johnson Equipment, in the amount of \$244,769.00 (taxes extra), be accepted; and



THAT Notice is hereby given in accordance with By-law #14-2003 that Council intends to give three readings to a by-law to amend the 2006 Water & Sewer Capital Budget in the amount of \$44,769.00, plus applicable taxes; and further

THAT three readings be given to a by-law for this purpose.

**By-Laws First & Second Reading**

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

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

- #120-2006 – to stop up close and sell lane on Dufresne Island;
- #125-2006 – to confirm Standing Committee Meetings Sept. 19<sup>th</sup> & 20<sup>th</sup>;
- #126-2006 – to authorize execution of Settlement Agreement with Abitibi;
- #127-2006 – to amend By-Law 14-2006 authorizing a loan to establish a Community Medical Clinic;
- #128-2006 – to adopt amended estimates for Capital & Reserves for City Hall Storage Units;
- #129-2006 – to adopt amended estimates for Capital & Reserves for City Hall heating/cooling systems;
- #130-2006 – to adopt amended estimates for Capital & Reserves for purchase of flusher/vacuum unit with hydra excavation capabilities;
- #131-2006 – to amend Traffic By-Law for No Parking at 1<sup>st</sup> Avenue South;
- #132-2006 – to appoint Chief Building Official for the City;
- #133-2006 – to establish a road as a highway (Battigelli Dr.) into road inventory;
- #134-2006 – to execute Collective Agreement with the KPFFA;
- #135-2006 – to execute Lease for former Keewatin Public Works Garage;
- #136-2006 – to execute subdivision agreement with Moncrief Construction.

**By-Laws Third & Final Reading**

**23. 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: -

- #120-2006 – to stop up close and sell lane on Dufresne Island;
- #125-2006 – to confirm Standing Committee Meetings Sept. 19<sup>th</sup> & 20<sup>th</sup>;
- #126-2006 – to authorize execution of Settlement Agreement with Abitibi;
- #127-2006 – to amend By-Law 14-2006 authorizing a loan to establish a Community Medical Clinic;
- #128-2006 – to adopt amended estimates for Capital & Reserves for City Hall Storage Units;
- #129-2006 – to adopt amended estimates for Capital & Reserves for City Hall heating/cooling systems;
- #130-2006 – to adopt amended estimates for Capital & Reserves for purchase of flusher/vacuum unit with hydra excavation capabilities;
- #131-2006 – to amend Traffic By-Law for No Parking at 1<sup>st</sup> Avenue South;
- #132-2006 – to appoint Chief Building Official for the City;
- #133-2006 – to establish a road as a highway (Battigelli Dr.) into road inventory;
- #134-2006 – to execute Collective Agreement with the KPFFA;
- #135-2006 – to execute Lease for former Keewatin Public Works Garage;
- #136-2006 – to execute subdivision agreement with Moncrief Construction.

**Motion to adjourn to Closed Meeting**

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

THAT this meeting be now declared closed at 6:04 p.m.; and further

THAT Council adjourns to a Closed Meeting to discuss the following:



- Personal Matter about an Identifiable Individual.

Meeting Re-Opened at 6:32 p.m.

Action Arising from Closed Session

Approval of Business License Application

25. Moved by , Seconded by & Carried:-

THAT the Council of the City of Kenora hereby approves the revised business license application for Steel Security Services.

Meeting Adjourned at 6:35 p.m.

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

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

**.....2006**

.....

**MAYOR**

.....

**CITY CLERK**