



Minutes

*Of a Meeting of the Council of the City of Kenora
Monday, March 27, 2006 – City Council Chambers
5:00 p.m.*

~~~~~

WITH Mayor D. Canfield in the Chair, Councillor L. Compton, Councillor R. McMillan, Councillor I. Parkes, Councillor A. Poirier, Councillor T. Szajewski, Councillor C. Wasacase, Bill Preisentanz, CAO, Joanne L. McMillin, City Clerk.

### Call to Order

Mayor Canfield called the meeting to order and Councillor Poirier 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: -

- *To amend By-law No. 19-2006 being a By-law to establish Terms of Reference for a City of Kenora Economic Development Committee.*

### Confirmation of Minutes

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

THAT the Minutes of the last Regular Meeting of the Council of the City of Kenora held **Monday, March 13, 2006** 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 was none declared.

### DEPUTATIONS:

- Kirk Doran

Mr. Doran attended to clarify comments regarding his February 27 deputation, and to advise that he was offended by Mayor Canfield's recent apology to Sunset Trail Riders for the public criticisms leveled at the Club; referring to the unauthorized trail system in the Portage/Mink Bay area. Mr. Doran explained his deputation that day was done in an open forum and he shared his concerns in a straight forward and factual manner, and cannot believe the Mayor has the right to apologize for anything on his behalf as he has done nothing wrong. Mr. Doran advised he was looking to the Mayor for a retraction for those comments, and that he should start mending fences and listen to the concerns on behalf of the taxpayer rather than aggravating the problems. Mr. Doran believes the Mayor should be bringing a resolve to this issue immediately.

In closing, Mr. Doran confirmed he supports all types of tourism at anytime of year, especially in light of the Mill closure, as well as the concept of a snowmobile corridor, but not at the expense of public damage and public health. He explained that opposition is growing to these issues, and therefore the City should get the concerns straight first, and then work it out in a sensible manner.



• **Sharon Smith**

Ms Smith advised she wished to address tonight's agenda items regarding the Terms of Reference for both the Economic Development Committee and the Snowmobile Friendly Committee. Ms Smith read a pre-amalgamation newspaper article from November 4, 1999 with respect to "Keewatin wetlands protected under law" that references a Wetlands Study conducted by the Ministry of Natural Resources, and that this protection was to continue on an ongoing basis under the new City of Kenora. Ms Smith noted that the former Town of Keewatin was in complete support of this study. She further referred to a March 22, 2000 letter from MNR advising the City of the special Wetlands Study of the area and noting it was incorporated into the Official Plan.

Ms Smith expressed her concern that the created detour in the Portage/Mink Bay area is not a part of, or necessary to the corridor through the city and that it is simply being used as a shortcut.

Ms Smith also advised that she was dismayed about the recent apology by the Mayor to Sunset Trail Riders, noting the fact remains and that people should, that both the City and STR have acknowledged that no official permission was given to establish this trail, but that verbal permission was given on the part of City Administration. She further expressed concern that this was a 'foot in the door' for STR to ram this trail into the Portage/Mink Bay area that is now fully established and continues to be used.

In closing, Ms Smith advised she is calling on Council to table the by-laws on tonight's agenda for both the Economic Development and Snowmobile Friendly Committees, and to bring forward a motion to establish a Local Citizens Committee to assist with this process/policy, together with a change to the Committee composition.

• **Mabel Spencer**

Mrs. Spencer addressed Council with respect to the 19<sup>th</sup> Avenue snowmobile corridor, and specifically referred to her February 27 deputation requesting Council clearly state what they are going to do with the November 30, 2005 Petition that she submitted. Mrs. Spencer noted the only reply she received was dated February 24 from Rick Perchuk advising it had been endorsed by resolution but with no specifics as to what steps Council is going to take next.

Mrs. Spencer also referred to the matter of signage on the corridor and that on March 5 she wrote another letter requesting these signs be corrected as they are in contravention of City By-law #154-2001 with respect to the speed limit. She indicated the only action received was a letter from Mayor Canfield dated March 7, advising the matter had been referred to the police authorities as well as Sunset Trail Riders.

In closing, Mrs. Spencer requested Council advise her of specific details on what action they propose to take with respect to her Petition, as well as the corridor signage.

• **Don Kinger**

Mr. Kinger advised he was also appalled by the apology extended by the Mayor to Sunset Trail Riders especially due to his having spoke on this topic a number of times over the years.

Mr. Kinger explained he has difficulty in getting in touch with various Members of Council by cell phone and expressed concern as the taxpayer pays for their use of these phones. He questioned why most cell phone numbers are not readily available in the telephone directory, and that



Members should make them available. He noted that Councillor Compton's cell number is publicized. As a cost saving, Mr. Kinger suggests those Members not using their cell phone turn them in, and possibly consider sharing one phone if it is not something everyone needs to have on a regular basis. Otherwise, if Members continue to keep them, their telephone numbers should be made available.

• **Emily Tacknyk-Roulston**

Ms Tacknyk-Roulston advised that when she was a Councillor in the former Township of Jaffray Melick, Mayor Canfield had requested Council to cut back on their expenses for travelling, or pay for some expenses on their own. Ms Tacknyk-Roulston explained that while she did continue to attend a few Conferences, she did not charge for mileage and/or hotel rooms in order to help in cutting expenses. Meanwhile, she did note that others attended the same meetings but were reimbursed for their expenses. She questioned if Mayor Canfield has asked this of the current City Council as he did in Jaffray Melick?

In closing she questioned the position of the Deputy Division Registrar, and was advised this is not a new position, but a temporary position to cover a maternity leave at City Hall.

• **Marc Bissonnette**

Mr. Bissonnette expressed his concerns to Council as a businessman and a citizen with respect to making Kenora a year' round destination. He doesn't feel we've done much to move ahead in this regard and there has been a lot of talk with no action. Mr. Bissonnette indicated he did a walk through the downtown core and counted 12 empty storefronts which is a scary sight. He gave statistics on how his business operates during the summer and winter months, noting he has 55 and 18 full-time employees respectively working during these seasons. He has considered closing his doors from October to April, noting that May and June are good, July and August are great, fall is a struggle and winter is very slow. He questioned where the opportunities are and he believes it's in the winter, and referred to such opportunities as skiing and snowmobiling to bolster the community during these slow times. Mr. Bissonnette doesn't want to shut down for 6 months a year, or even two or three days a week because there is an impact on his staff.

In closing, Mr. Bissonnette advised he is looking forward and willing to help anyway he can with being appointed to the City's Economic Development Committee, and that we must move forward with the opportunity we have, and not to close up in the winter and only be prosperous in the summer.

~ ~ ~

At this time, Mayor Canfield advised those in attendance that it was not his intention to offend anyone with his recent public apology. He indicated that following the previous meeting, he felt he had to apologize to the volunteers and he did not specifically mention anyone's name in doing so. Mayor Canfield advised if this was taken the wrong way by anyone, he apologized, again noting his apology was directed at the volunteers only.

**Appointment of Deputy Division Registrar**

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

THAT Council give three readings to a by-law to appoint Megan Barr as a Deputy Division Registrar and Lottery Licensing Officer for the City of Kenora for the term of April 1, 2006 ending November 1, 2007.

**Approval of Accounts**

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



THAT the Reports dated **March 16, 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 **\$601,822.18** be hereby authorized for approval.

**Petition Province – Financial Burdens**

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

WHEREAS the Association of Municipalities of Ontario (AMO) has recognized that a \$3 billion Provincial / Municipal fiscal gap currently exists, in terms of a shortfall, for municipalities; and

WHEREAS as high as one-third of municipal spending goes to Provincial health and social / family type programs; and

WHEREAS Ontario is the only Province in Canada where municipal property taxes are used to subsidize Provincial health and social service programs; and

WHEREAS municipalities continue to place increased financial pressure on the property taxpayers to meet these financial demands;

NOW THEREFORE the Corporation of the City of Kenora urge the Association of Municipalities of Ontario (AMO) and the Provincial Government to develop a plan to eliminate the burden of Provincial health and social / family type programs to Ontario municipalities and their taxpayers, through taking back full fiscal responsibility for these programs, including expenditures related to: Public Health / Health Units, Land Ambulance Services, Ontario Disability Support Programs, Ontario Works Programs, Assistance to the Elderly/Homes for the Aged, Child Care, Social Housing, and all related administration; and

THAT the City urge the Government of Ontario to come to the AMO Conference with an announcement confirming this commitment and a process set out to address the elimination of this burden to Ontario municipalities and their taxpayers; and further

THAT this resolution be forwarded to the Premier of Ontario, the Ministers of Finance and Municipal Affairs and Housing, the Association of Municipalities of Ontario, and Howard Hampton, M.P.P.

**Dedicated Gas Tax Funds – Letter of Agreement**

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

THAT Council give three readings to a by-law permitting the City of Kenora to enter into the letter of agreement with the Ministry of Transportation with respect to the Dedicated Gas Tax Funds for Public Transportation Program for 2005-2006.

**Triple P.L.A.Y. – Grant Request**

**6. Moved by T. Szajewski, Seconded by I. Parkes & Carried:-**

THAT Council receive the Deputation from Triple P.L.A.Y. with respect to an annual grant from the City of Kenora; and further

THAT the request from Triple P.L.A.Y. for annual funding in the amount of \$40,000 for the next five years be referred to Council's Budget Committee for further discussion and review.

**Attendance at N.O.M.A. Conference**

**7. Moved by A. Poirier, Seconded by I. Parkes,**



THAT authorization be hereby given for four (4) Council Members to attend the Annual Conference of the Northwestern Ontario Municipal Association (NOMA) taking place in Thunder Bay, April 26 to 29, 2006; and further

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

**Motion to Amend #7**

**7A Moved by R. McMillan, Seconded by A. Poirier & Carried:-**

THAT Motion #7 be hereby amended by changing four (4) attendees to N.O.M.A. to read two (2) Members.

**Attendance at N.O.M.A. Conference, as Amended**

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

THAT authorization be hereby given for two (2) Council Members to attend the Annual Conference of the Northwestern Ontario Municipal Association (NOMA) taking place in Thunder Bay, April 26 to 29, 2006; and further

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

**Attendance at F.C.M. Conference**

**8. Moved by I. Parkes, Seconded by A. Poirier,**

THAT authorization be hereby given for one (1) City representative to attend the Annual Conference of the Federation of Canadian Municipalities (FCM) Conference taking place in Montreal, June 2 to 6, 2006; and further

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

**MOTION #8 DEFEATED**

**Agreement with IBEW – Water Plant Unit**

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

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 IBEW Local 559 – Water Plant Unit for the term January 1, 2004 to December 31, 2006.

**2005 Overtime Analysis Report**

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

THAT Council of the City of Kenora hereby receives the 2005 Overtime Analysis Report.

**Agreement – Black Bear Sculpture**

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

THAT Council give three readings to a by-law to authorize the execution of an agreement between the City of Kenora and Andrew B. Paterson with respect to a Black Bear sculpture.

**Safe Grad - 2006**

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

THAT Council of the City of Kenora hereby supports Safe Grad 2006; and further



THAT a grant in the amount of \$3,000.00 be authorized for use of the Kenora Recreation Centre for this purpose.

**Tournament of Champions – 17<sup>th</sup> Annual Tourney**

**13. Moved by T. Szajewski, Seconded by I. Parkes & Carried:-**

THAT Council of the City of Kenora hereby authorizes a grant in the amount of \$3,000.00 for use of the Kenora Recreation Centre for the 17<sup>th</sup> Annual Tournament of Champions taking place April 14 to 16, 2006.

**Development of Park - 5<sup>th</sup> Street @ 8<sup>th</sup> Avenue South**

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

THAT Council of the City of Kenora approve the development, as per the conceptual plans of the open green space on 5<sup>th</sup> Street and 8<sup>th</sup> Avenue South; and

THAT this project be phased in over three years; and

THAT the monies for this project originate from the following:

- City of Kenora – Ice Candle Account - \$7,000.00 per year for 3 years; total of \$21,000.00;
- Kenora in Bloom – \$8,000.00 Donation (2005) (which includes a \$1,000.00 donation from Patrick Brett);
- Nelson Granite – Conceptual Plans (\$1,000 – In Kind) & Commemorative Monument (\$5,000 In Kind)
- Community Donations – Up to a maximum of 10 Benches, 50 Trees & 100 Shrubs (\$25,000.00); and

THAT phase I of this project start in 2006, which would include landscaping, pathways, a bridge & turf; and further

THAT this park be named “Enchanted Memory Park”

**Agreement – Friends of Old Keewatin Ballpark**

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

THAT a cheque in the amount of \$22,800.00 be received by the City of Kenora from the Friends of Old Keewatin Ball Park from their fundraising efforts; and

THAT a separate account for the Keewatin Central Park project be created to place these funds into; and

THAT all monies in this account be utilized for the Keewatin Central Park project; and

THAT any funds remaining after completion of the play structure project be allocated through the Friends Committee for betterment of the park; and

THAT Council give three readings to a by-law to authorize the execution of an agreement between the City of Kenora and the Friends of Old Keewatin Ball Park with provisions for the above noted items as well as ownership and liability; and further

THAT withdrawal of \$20,000 from the Parks Reserve be hereby authorized as the City’s share of the project.





**Summer Students – LOW Museum**

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

THAT Council of the City of Kenora approve the hiring of one summer student for the Lake of the Woods Museum from mid-May to the end of August, 2006; and

THAT the Museum Director be authorized to fill the respective position and to establish the employment terms of reference in consultation with the Human Resources Manager according to Municipal Hiring Practices and Regulations; and further

THAT this recommendation be conditional upon approval of the 2006 Operating Budgets.

**2005 Water System Summary Report**

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

THAT the Council of the City of Kenora hereby receives the 2005 Kenora Water System Summary Report, for the period January 1<sup>st</sup>, 2005 to December 31<sup>st</sup>, 2005, as prepared by Warren Ortlieb, Water and Sewer Supervisor.

**Agreement with Red Lake – GIS Services**

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

THAT authorization be hereby given for the City of Kenora to enter an agreement with the Corporation of the Municipality of Red Lake for the provision of an internet based GIS mapping service at a monthly fee of \$350, plus GST; and further

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

**Motion to Table #19**

**19A Moved by L. Compton, Seconded by I. Parkes,**

THAT Motion #19 concerning establishment of a Snowmobile Friendly Steering Committee be hereby tabled.

**MOTION #19A DEFEATED**

**Snowmobile Friendly Steering Committee**

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

THAT as recommended by the Economic Development Committee, authorization be hereby given for the 'Snowmobile Friendly Steering Committee to become a sub-Committee of the Economic Development Committee in recognition of the important work the Snowmobile Friendly Steering Committee is doing on developing the snowmobiling aspects of a Winter Tourism Strategy.

**Subdivision Agreement – Northwest Development**

**20. Moved by C. Wasacase, Seconded by I. Parkes & Carried:-**

THAT authorization be hereby given for the City of Kenora to enter into a subdivision agreement with Northwest Development for development of a fourteen (14) lot subdivision as per the conditions of draft approval of 29th October, 2003; and further

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



**Amended Terms of Reference – Economic Development Committee**

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

THAT further to Council adopting By-law Number 19-2006, dated February 13, 2006, establishing the City of Kenora Economic Development Committee, authorization be hereby given for the terms of reference to be amended to permit five (5) representatives of the business community; and

THAT Council give three readings to a by-law to amend By-law Number 19-2006 to reflect this change; and

THAT Marc Bissonnette, Tara Letwiniuk-Douglas, Geordie McEwen, and Rod McKay be appointed to the City of Kenora Economic Development Committee to represent the business community; and further

THAT before November 30, 2006 the Economic Development Committee review the committee membership established in the Terms of Reference with consideration given to the inclusion of "community members at large".

**Planning Advisory's 2006 Training Budget**

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

THAT due to the legislative functions delegated under the authority of The Planning Act to the Kenora Planning Advisory Committee, Council hereby approves the Committee's training budget at the status-quo level to permit one (1) staff member and one (1) Committee member to attend the 2006 Annual Conference of the Ontario Association for Consent Granting Authorities taking place in Niagara Falls, as training for the Committee is essential for its continuing education requirements.

**Summer Staff – Tourism Centre & Pavilion**

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

THAT Council hereby approves the hiring of three (3) summer students to staff the Tourism Centre and Thistle Pavilion for the summer of 2006.

**Proposal - Playground Structure – Keewatin Central Park**

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

THAT the following proposals be received for the construction and installation of a play structure at Keewatin Central Park:

- Blue Imp \$ 26,909.58  
{ This fee includes additions of Off Roder & Climb-a-Round \$19,889.00 (playstructure + \$4,113.00 (additions) + taxes = \$26,909.58)}
- Gametime 19,980.50
- Belair Rec. Products 19,999.96
- Kangaroo Products 21,399.89
- Henderson Rec. Equip. Ltd. 26,169.21;

AND FURTHER THAT the proposal from Blue Imp in the amount of \$26,909.58 be accepted for the Keewatin Central Play Structure.

**By-laws – First & Second Reading**

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

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

**#31-2006** – to confirm Standing Committee proceedings;





**#32-2006** - to authorize a letter of agreement with Her Majesty the Queen in Right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario;

**#33-2006** – to authorize the execution of a Collective Agreement with the International Brotherhood of Electrical Workers Local 559 (Water Plant Unit);

**#34-2006** – to appoint a temporary Deputy Division Registrar and Lottery Licensing Officer;

**#35-2006** - to execute an agreement with Andrew B. Paterson for donation of a bear statue for donations;

**#36-2006** – to execute an agreement with the Friends of Old Keewatin Ballpark;

**#37-2006** – to authorize the execution of a GIS Hosting Services Agreement with the Municipality of Red Lake;

**#38-2006** – to authorize the execution of a Subdivision Agreement with Northwest Development (2004) Ltd.;

**#39-2006** – to amend By-law Number 19-2006 being a by-law to establish the Terms of Reference for the City Economic Development Committee.

**By-laws – Third & Final Reading**

**26. 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: -

**#31-2006** – to confirm Standing Committee proceedings;

**#32-2006** - to authorize a letter of agreement with Her Majesty the Queen in Right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario;

**#33-2006** – to authorize the execution of a Collective Agreement with the International Brotherhood of Electrical Workers Local 559 (Water Plant Unit);

**#34-2006** – to appoint a temporary Deputy Division Registrar and Lottery Licensing Officer;

**#35-2006** - to execute an agreement with Andrew B. Paterson for donation of a bear statue for donations;

**#36-2006** – to execute an agreement with the Friends of Old Keewatin Ballpark;

**#37-2006** – to authorize the execution of a GIS Hosting Services Agreement with the Municipality of Red Lake;

**#38-2006** – to authorize the execution of a Subdivision Agreement with Northwest Development (2004) Ltd.;

**#39-2006** – to amend By-law Number 19-2006 being a by-law to establish the Terms of Reference for the City Economic Development Committee.

**Motion to Table #27 & #28**

**27A Moved by L. Compton, Seconded by I. Parkes, & Carried:-**



THAT Motion #'s 27 and 28 concerning a by-law to establish Terms of Reference for the "Snowmobile Friendly Steering Committee" as set out in By-law #40-2006 be hereby tabled.

**By-law – First & Second Reading – Snowmobile Friendly Committee**

**27. Moved by C. Wasacase, Seconded by R. McMillan,**

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

**#40-2006** – to establish Terms of Reference for the "Snowmobile Friendly Steering Committee" as a sub-committee of the City of Kenora Economic Development Committee.

**MOTION #27 TABLED**

**By-law – Third & Final Reading – Snowmobile Friendly Committee**

**28. Moved by C. Wasacase, Seconded by T. Szajewski,**

**THAT** the following **By-law** be now approved in its present form and be presented for **THIRD AND FINAL** Reading: -

**#40-2006** – to establish Terms of Reference for the "Snowmobile Friendly Steering Committee" as a sub-committee of the City of Kenora Economic Development Committee.

**MOTION #28 TABLED**

**Adjournment**

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

THAT this meeting be now declared closed at 6:27 p.m.

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

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

**.....2006**

.....  
**MAYOR**

.....  
**CITY CLERK**