



Minutes

*Of a Meeting of the Council of the City of Kenora
Monday, January 16, 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 A. Poirier, Councillor T. Szajewski, Councillor C. Wasacase, Bill Preisenzanz, CAO, Joanne L. McMillin, City Clerk.

Regrets: Councillor Parkes

### Call to Order

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

### 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, December 12, 2005** 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 2005 Capital Budget to authorize an appropriation from the Police Capital Projects Reserve to fund the purchase of a police cruiser purchased in 2005;**
- **To assume a road as a highway for municipal purposes and to officially name Parts 1-7, inclusive, on Plan 23R-10935 as "TJ Way".**

### 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. Councillor Compton advised he will have a Declaration to declare during tonight's closed session.

### DEPUTATIONS:

#### Don Kinger – Lake of the Woods

Mr. Kinger filed a copy of his presentation with the Clerk which was circulated to Members of Council. Mr. Kinger raised concerns regarding the ice conditions on Lake of the Woods as a result of the outflow at the Norman Dam, and inquired if the City would address these concerns with the Lake of the Woods Control Board.

#### Recognitions – City Staff

Councillor Poirier recognized the following City staff that was first on the scene involving the rescue efforts during the January 12 Adams Block fire:



**Kenora Police Service:**

Sgt. Dwight Lundgren  
Cst. Trevor Biggs  
Cst. Shannon Bonkowski

**Kenora Road's Department:**

Ian Clark  
Brian Kumhyr  
Rick Vinet  
Greg Rapinda

**Kenora Fire & Emergency Services:**

Don Engstrom  
Terry McLeod  
Scott Lockhart  
Earl Bichon  
Kyle Borup  
Ole Hensrud  
Gord Frenette  
Bryce Desjarlais

Councillor Poirier commended all staff for their quick thinking and the immediate assistance they provided given the gravity of the situation that was unfolding. He thanked them very much for their involvement, particularly the Roads Crew that was able to immediately start rescuing residents of the building by using their equipment to remove people from the top floors.

**Approval of Accounts**

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

THAT the Reports dated **December 8, 21, 30, 2005, and January 6, 9, and 12, 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 **\$4,979,910.21** be hereby authorized for approval.

**2006 Budget Process**

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

THAT Council of the City of Kenora hereby adopt a public consultation process as part of the 2006 budget process which would incorporate the following components:

1. public consultation session
2. written submissions
3. City portal on-line survey ; and further

THAT a budget consultation policy be developed by June 2006 to address active citizen participation in the annual budget process for the City of Kenora.

**Funding of Police Cruiser - KPS**

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

THAT Council give three readings to a by-law to amend the 2005 Capital Budget to authorize an appropriation from the police capital projects reserve in the amount of \$29,991.03 to fund the purchase of the police cruiser purchased in 2005, but originally budgeted for in 2004; and further



THAT in accordance with Notice By-Law Number 14-2003, public notice is hereby given that Council intends to amend the 2005 Budget at its January 16 meeting.

**Staff Parking**

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

THAT Council of the City of Kenora hereby support the development of a policy for staff parking based on a cost recovery basis; and

THAT alternate parking options be identified for staff currently utilizing the Parkade facility; and further

THAT the Parkade be reconfigured for public parking on a daily and monthly operation.

**Municipal Insurance**

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

THAT Council of the City of Kenora hereby maintain insurance coverage for 2006 with the Frank Cowan Insurance Company on a month by month basis; and further

THAT request for proposals to provide annual insurance coverage for the City of Kenora be requested from other insurance carriers for the balance of 2006.

**Energy Policy – Northwestern Ontario**

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

WHEREAS the Northwestern Ontario Municipal Association (N.O.M.A.) has developed and adopted an Energy Policy for Northwestern Ontario, and

WHEREAS the policy was developed in conjunction with municipal leaders, the Northwestern Ontario Associated Chambers of Commerce and representatives of major industries across the Northwest, and

WHEREAS the recommendations contained within the policy are designed to reverse the trend of mill closures while at the same time providing incentives for the establishment of new energy hungry industries in the region, and

WHEREAS the recommendations contained within the policy are also designed to stimulate new investment in new forms of energy production in the Northwest;

THEREFORE be it resolved that the Corporation of the City of Kenora endorses the N.O.M.A. Energy Policy and calls upon the other orders of Government to implement the recommendations, and

THAT a copy of this resolution be forwarded to the Thunder Bay Municipal League, N.O.M.A. and A.M.O., and further

BE IT Resolved that a copy of this resolution be forwarded to area MPs & MPPs, Ontario's Minister of Energy, Minister of Finance and Premier McGuinty.

**Agreement with Great West Life**

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

THAT three readings be given to a by-law to authorize the execution of an



agreement between the Corporation of the City of Kenora and the Great-West Life Assurance Company with respect to an employee benefits program.

**Agreement - Lake of the Woods Labour Action Centre**

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

THAT three readings be given to a by-law to authorize the execution of an agreement between The Canada Employment Insurance Commission and The Corporation of the City of Kenora with respect to the Lake of the Woods Labour Action Centre.

**Veterans' Licence Plates**

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

THAT as recommended by the Kenora Police Services Board, Council provide an exemption to vehicles displaying an Ontario Veteran's license plate from the provision of 'penalties' of the City's Traffic By-law for expired time at a metered stall or parking lot.

*Councillor McMillan requested the Rules of Order be Suspended to introduce the following item:-*

**Payment to Kenora and LOW Community Foundation**

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

THAT Council hereby approves a payment of \$12,500.00 to the Kenora and Lake of the Woods Community Foundation representing operating funding for the first half of 2006, in accordance with the funding commitment made by Council.

**Sno-X Races - 2006**

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

THAT Council hereby supports the Sno-X Races to utilize the Kenora Recreation Centre grounds on March 4 and 5, 2006 for their races; and

THAT authorization be given for the City of Kenora to finalize an agreement with the Sno-X Organizing Committee for snow hauling, construction, breakdown and clean-up at the site for the event; and further

THAT the Sno-X Organizing Committee be required to name the Corporation of the City of Kenora as an additional insured with respect to liability arising out of the operation of the event with additional liability insurance to be secured for the construction and breakdown of this event.

**Traffic By-law Amendments**

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

THAT the City of Kenora Traffic Regulation Bylaw 127-2001 be amended to include the following changes to Schedule B "No Parking-Tow Away Zones" for St. Clair Street (Hwy 17) at Ninth Street:-

**SCHEDULE "B" NO PARKING-TOW AWAY ZONES**

| Column 1<br>Add: STREET | Column 2<br>LOCATION                     | Column 3<br>SIDE | Column 4<br>RESTRICTION |
|-------------------------|------------------------------------------|------------------|-------------------------|
| St. Clair Street        | From Ninth Street easterly for 20 metres | South            | Anytime                 |



AND 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 Trail at Peterson Road:-

**SCHEDULE "O" STOP SIGNS AT INTERSECTIONS**

| Column 1<br>INTERSECTION             | Column 2<br>FACING TRAFFIC  |
|--------------------------------------|-----------------------------|
| ADD: Sunrise Trail and Peterson Road | West bound on Sunrise Trail |

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

**Access along 19<sup>th</sup> Avenue North**

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

THAT as recommended by the Operations Committee, the City not provide access at this time to property located along 19<sup>th</sup> Avenue North; and further

THAT should the snowmobile corridor be removed on 19<sup>th</sup> Avenue North, the City re-consider the issue of access to this location.

**Approval of Vehicle Operation Policy**

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

THAT Council of the City of Kenora hereby approves Human Resources Vehicle Operation Policy; and further

THAT this policy be incorporated into the City's Policy Manual.

**By-law – Use of Extension Cords over/upon Public Walkways**

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

THAT Council give three readings to a by-law to authorize the installation and use of extension cords over or upon public walkways.

**Adjusted rates – Solid Waste and Recyclable Haulage**

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

THAT effective December 1, 2005, the adjusted rate of contracted solid waste hauled from the City of Kenora Transfer Facility to the Brady Road Landfill by Northern Bulk Hauling Ltd. be \$689.00 per load, plus GST; and further

THAT effective December 1, 2005 the adjusted rate of contracted recycling materials hauled from the City of Kenora Transfer Facility to the Metro Materials Recovery facility by Northern Bulk Hauling Ltd. be \$689.00 per load, plus GST.

**Agreement with NOHFC – Water Treatment Plant Upgrade**

**17. Moved by T. Szajewski, Seconded by c. Wasacase & Carried:-**

THAT Council give three readings to a by-law to authorize the entering into of an agreement with the Northern Ontario Heritage Fund Corporation to provide funding for the Water Treatment Plant Upgrade Project for \$83,541.00, including taxes.

**Service Agreement with Sioux Narrows-Nestor Falls**

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



THAT authorization be hereby given for the City of Kenora to enter into a service agreement with the Township of Sioux Narrows-Nestor Falls for the provision of planning, engineering and building advisory services, for the year 2006, and

THAT three readings be given to a by-law for this purpose; and further

THAT By-law Number 23-2005 be repealed.

**3<sup>rd</sup> & 4<sup>th</sup> Quarter Payments to LOWBIC**

**19. Moved by R. McMillan, Seconded by T. Szajewski:-**

THAT the Council of the Corporation of the City of Kenora accepts the 2005 third and fourth Quarter Reports as submitted by LOWBIC in January 2006; and further;

THAT the Finance Department be authorized to forward the third and fourth quarter payment for 2005 to LOWBIC.

**MOTION DEFEATED**

**Transfer of property from Weyerhaeuser & Hydro One**

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

THAT Council give three readings to by-laws to accept transfer, name and assume the road allowance and traveled portion of the road described as Parts 1-7, inclusive, of Plan 23R-10935 and

1. THAT the Corporation of the City of Kenora acquired from Weyerhaeuser Company Limited, Parts 1-6 of Plan 23R-10935, Part of Lots 20 and 21, Concession 5 and Part of Lot 14, Concession 6, Township of Jaffray and Part 7 of Plan 23R-10935 from Hydro One Networks Inc., Part of Lots 20 and 21, Concession 5 and Part of Lot 14, Concession 6, Township of Jaffray, now in the City of Kenora, District of Kenora, as a highway for public/municipal purposes;
2. THAT lands affected by the By-law were acquired by the City for the purposes of a highway
3. THAT the road is hereby named TJ Way;
4. THAT the Mayor and Clerk be and are hereby authorized to execute any and all documents required to complete this transaction.
5. THAT these by-laws shall take effect and come into force from and after the final passing thereof.

**Legal Process to Dispose of Road Allowances (Keewatin)**

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

THAT the Council of the City of Kenora hereby declares the lane allowance(s) abutting the following described property as surplus to the needs of the municipality: Lots 1, 2, 3, 4, 5, 6, 7, 8 and Part of 9, 10, 11, and 12 on Plan 18, Block 24, located to the south of St. Clair Street and in between 8<sup>th</sup> and 9<sup>th</sup> Streets (Keewatin neighbourhood) and;

THAT all property owners abutting the described lands, to the south and west, be offered the opportunity to purchase a portion of the lands; 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 the prospective purchasers as a lot addition (consolidation), at the market value, as established by Century 21 – Reynard Real Estate, plus survey and all other associated costs.

**By-laws – First & Second Reading**

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

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

#1-2006 – to confirm Standing Committee proceedings

#2-2006 - to execute an agreement with the Canada Employment Insurance Commission

#3-2006 – to execute an agreement with the Sno-X Organizing Committee

#4-2006 – to amend the Capital & Reserves Budget for 2005 (Police Projects)

#5-2006 – to amend Traffic By-law #127-2001 (Stop Signs @ Intersections & Tow-away Zones)

#6-2006 - to authorize the use of electrical extension cords over/upon sidewalks

#7-2006 – to authorize an agreement with NOHFC (Water Treatment Plant upgrade)

#8-2006 – to authorize the assumption and naming of a highway (TJ Way)

#9-2006 – to authorize an agreement with the Great West Life Assurance Company

#10-2006 – to authorize the purchase of land from Weyerhaeuser

#11-2006 – to authorize an agreement of purchase and sale with Hydro One Networks Inc.

#12-2006 – to authorize a Service Delivery Agreement with Sioux Narrows-Nestor Falls

**By-laws – Third & Final Reading**

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

**THAT** the following **By-laws** be now approved in their present form & be presented for **THIRD & FINAL** Reading: -

#1-2006 – to confirm Standing Committee proceedings

#2-2006 - to execute an agreement with the Canada Employment Insurance Commission

#3-2006 – to execute an agreement with the Sno-X Organizing Committee

#4-2006 – to amend the Capital & Reserves Budget for 2005 (Police Projects)

#5-2006 – to amend Traffic By-law #127-2001 (Stop Signs @ Intersections & Tow-away Zones)



#6-2006 - to authorize the use of electrical extension cords over/upon sidewalks

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#11-2006 – to authorize an agreement of purchase and sale with Hydro One Networks Inc.

#12-2006 – to authorize a Service Delivery Agreement with Sioux Narrows-Nestor Falls

**Announcements**

Councillor Compton filed with the Clerk a fourth quarter report for 2005 on behalf of Kenora Hydro, as well as an update report from the Kenora Municipal Telephone System (KMTS), both of which will be made available to Council and the Media.

**Adjournment to Closed Meeting**

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

THAT this meeting be now declared closed at 6:08 p.m.; and further

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

- Potential litigation matter.
- Disposition of land.
- Proposed acquisition of land.

**No action as a result of Closed Session**

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

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

**.....2006**

.....  
**MAYOR**

.....  
**CITY CLERK**