



# Minutes

Of a Meeting of the Council of the City of Kenora  
Monday, July 17, 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, Councillor C. Wasacase, Bill Preisentanz, CAO, Paulette Grouda, Deputy Clerk.

### Call to Order

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

### Confirmation of Minutes

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

THAT the Minutes of the last Regular Meeting of the Council of the City of Kenora held **Monday, June 26, 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:-

- ***An increase in daily rates at the Castle of Learning & Discovery Children's Centre, effective September 1, 2006;***
- ***An amendment to the 2006 Capital Budget to accommodate the Museum Annex Restoration Project.***

### 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:

There were no Deputations.

### Approval of Accounts

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

THAT the Reports dated **June 30 and July 13, 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 **\$3,869,869.55** be hereby authorized for approval.

### Transfer of Federal Public Transit Funds

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

THAT Council of the City of Kenora give three readings to a by-law for a municipal funding agreement with the Association of Municipalities of Ontario for the transfer of federal public transit funds to the City of Kenora.

**Bear Wise Municipal Response Agreement****4. Moved by R. McMillan, Seconded by T. Szajewski & Carried:-**

THAT Council give three readings to a by-law to authorize the execution of the 2006 Bear Wise Municipal Response Agreement with the Ministry of Natural Resources.

**Loan to Thistle's Centennial Celebration Committee****5. Moved by R. McMillan, Seconded by T. Szajewski & Carried:-**

THAT Council authorize an interest free, repayable loan up to a maximum of \$15,000 to the Kenora Thistles Centennial Celebration Committee for the purpose of purchasing promotional material for the upcoming events related to the Thistle's Centennial Celebration; and

THAT this loan be repaid on or before January 21<sup>st</sup>, 2007.

**Advance of funds to Kenora Health Care Centre****6. Moved by R. McMillan, Seconded by L. Compton & Carried:-**

Whereas Council of the City of Kenora previously ratified By-law Number 14-2006, a By-law to authorize a loan up to \$1,800,000 to establish a community medical clinic through the Kenora Health Care Centre; and

Whereas the Kenora Health Care Centre now requires funds from the approved City loan fund for capital purposes;

Now Therefore Be It Resolved that Council hereby authorizes a loan advance to the Kenora Health Care Centre in accordance with the terms and conditions of By-law Number 14-2006 in the amount of \$45,000.00.

*Councillor McMillan requested the Rules of Order be Suspended in order to introduce the following 3 Motions:-*

**City Hall Renovations - Deductible****6A. Moved by R. McMillan, Seconded by C. Wasacase & Carried:-**

THAT Council authorize payment of the City's deductible in the amount of \$50,000 related to the City Hall break in and related damages in accordance with the requirements under the City's insurance policy; and

THAT Council authorize the following appropriations from reserves for the purpose of funding this deductible:

- \$20,000 from the Insurance Deductible Reserve; and
- \$30,000 from the City Hall Reserve; 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 August 21 meeting; and further

THAT Council give three readings to a by-law to amend the capital budget to authorize an appropriation from the reserves as outlined.

**City Hall Renovations – Additional Works-Phase 1****6B. Moved by R. McMillan, Seconded by T. Szajewski & Carried:-**

THAT Council authorize additional works for the proposed works under the City Hall Restoration, exclusive of Phase 2 Works, in the amount of \$36,513.08 plus GST related to additional renovations performed as a result of the City Hall break in and related damages; and



THAT City Staff be authorized to pursue the opportunity for ordering a special carpet run to match the existing carpet, provided that there is an overall savings to the City for doing related to the cost of doing these works; and

THAT Council authorize an offsetting appropriation from the City Hall Reserve for the purposes of funding these renovations; and

THAT City Staff be further authorized to proceed with the required repairs to the main stairway due to structural issues as well as address the accessibility related issues in the main customer service area and that these repairs be also funded through the City Hall Reserve; 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 August 21 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.

**City Hall Renovations – Additional Works-Phase 2**

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

THAT should the City be unable to obtain a special carpet run to match the existing carpet, Council authorize additional works related to the City Hall Restoration in the amount of \$34,917.60 plus GST, representing Phase 2 Works, related to additional renovations performed as a result of the City Hall break in and related damages; and

THAT Council authorize an offsetting appropriation from the City Hall Reserve for the purposes of funding these renovations; 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 August 21 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.

**RECORDED VOTE:~**

| <b>COUNCIL</b>       | <b>AYE</b> | <b>NAY</b> | <b>Dec. of Interest</b> |
|----------------------|------------|------------|-------------------------|
| Councillor Compton   |            | <b>X</b>   |                         |
| Councillor McMillan  | <b>X</b>   |            |                         |
| Councillor Parkes    | <b>X</b>   |            |                         |
| Councillor Poirier   | <b>X</b>   |            |                         |
| Councillor Szajewski | <b>X</b>   |            |                         |
| Councillor Wasacase  | <b>X</b>   |            |                         |
| Mayor Canfield       | <b>X</b>   |            |                         |

**National Women’s Hockey September Event**

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

THAT Council give approval to the Community Services Department to secure the opportunity to host the National Women’s September Festival event with Hockey Canada to be held at the Kenora Recreation Centre from September 2-10, 2006; and



THAT Council authorize the purchase of a self-contained dehumidifier, plus installation costs to a maximum of \$25,000 including related operating costs for the remainder of the year, for the hosting of the event; and further

THAT this purchase be funded from the incremental and unbudgeted revenues accruing to the City generated through corporate funding and game revenue, resulting from the hosting of this event in 2006.

**Increase in Day Care Fees**

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

THAT Council of the City of Kenora approve the fee increase for the daily rates for the Castle of Learning & Discovery Children’s Centre from \$25.00/day to \$26.00/day for the School-Age Day Camp, \$28.00/day to \$29/day for preschool children and for an increase in the toddler daily rate from \$31.00/day to \$32.00/day effective September 1, 2006; and

THAT notice is hereby given in accordance with Notice Bylaw #14-2003 to increase the daily rate fee for the Castle of Learning; and further

THAT Resolution #12 dated June 26, 2006 be and is hereby rescinded.

**Amendment of Budget for Museum Annex Restoration**

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

THAT Council hereby approves an amendment to the 2006 capital budget, authorizing funding of the Museum Annex Restoration Project in the amount of \$227,000, with funding to be provided as follows:

- \$25,000 allocated from the Museum Annex heating renovation capital project already approved for 2006;
- \$7,694 to be appropriated from the Museum Annex Reserve;
- \$35,000 to be appropriated from the interest accrued in the Museum Annex Reserve Fund; and
- \$159,306 to be appropriated from the City’s Contingency Reserve; and

THAT this withdrawal from the City’s Contingency Reserve be repaid through a reduction in the Lake of the Woods Museum Budget in the amount of \$14,700 commencing in July 2007 relating to expenditures anticipated for the Museum Annex building as requested in the 2006 budget; 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 July 17<sup>th</sup> meeting; and further

THAT Council give three readings to the related by-law to amend the 2006 capital budget.

**RECORDED VOTE:~**

| COUNCIL              | AYE      | NAY      | Dec. of Interest |
|----------------------|----------|----------|------------------|
| Councillor Compton   |          | <b>X</b> |                  |
| Councillor McMillan  | <b>X</b> |          |                  |
| Councillor Parkes    | <b>X</b> |          |                  |
| Councillor Poirier   | <b>X</b> |          |                  |
| Councillor Szajewski | <b>X</b> |          |                  |
| Councillor Wasacase  | <b>X</b> |          |                  |
| Mayor Canfield       | <b>X</b> |          |                  |



**Terms of Reference for Harbourtown Centre Committee**

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

THAT the Council of the Corporation of the City of Kenora hereby approves the revised terms of reference for the Harbourtown Centre Committee; and

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

THAT By-law Number 82-2003 be and is hereby repealed.

**New Deal for Planning in Northern Ontario**

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

THAT The Council of the Corporation of the City of Kenora hereby supports the following resolution, and respectfully requests that "Northwestern Ontario" be added after each reference to "Northern Ontario:"

**"WHEREAS** Northern Ontario and Northwestern Ontario communities experience a different social and economic circumstance than other regions of the Province of Ontario; and

**WHEREAS** the current program of planning policy and legislation adopted by the Province does not appear to recognize our circumstance and economic or growth issues; and

**WHEREAS** Northern Ontario and Northwestern Ontario communities are under extreme challenges and dire forecasts regarding employment and growth for the future; and

**WHEREAS** Northern Ontario and Northwestern Ontario communities desire to work within a positive and supportive planning policy and legislative system in effect in the Province of Ontario; now

**THEREFORE BE IT RESOLVED THAT** the Council of the City of Kenora hereby petitions the Government of Ontario (and the Minister of Municipal Affairs) to support Northern Ontario communities in preparing a package of policy and legislation in support of a "New Deal for Planning in Northern Ontario" and

THAT the Government and the Minister commence a series of consultations with representatives from Northern Ontario and Northwestern Ontario communities to implement this request, using the "New Deal for Planning in Northern Ontario (June 2006)" document as a starting point for discussions; and further

THAT a copy of this resolution be forwarded to the Ministers of Northern Development & Mines, Transportation, Natural Resources, Public Infrastructure Renewal and Northern Ontario and Northwestern Ontario MPPs."

**Transfer of Lands from Twin Eleven Investors Limited**

**12. Moved by L. Compton, Seconded by A. Poirier:-**

THAT the Council of the Corporation of the City of Kenora hereby assumes as a highway for public/municipal purposes, lands acquired from Twin Eleven Investors Limited, particularly, Part 2 on Plan 23R-11272, PIN 42161-0464 LT, now in the City of Kenora, District of Kenora; and

THAT the portion of the road forms part of the Lakeview Drive; and



THAT the purchase price of the said road shall not exceed the sum of One Dollar (\$1.00); and further

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

**MOTION TABLED**

**Councillor McMillan introduced a motion to table Motion #12:~**

**Motion to Table No. 12**

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

THAT Motion No. 12 on tonight's agenda with respect to transfer of lands from Twin Eleven Investors Limited be hereby tabled.

**Extension of Lease for Mrs. D's Chip Truck**

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

THAT the Corporation of the City of Kenora hereby extends the Lease Agreement with Bob Bell & Sons Ltd. for that portion of Harbourfront green space immediately west of the Patio currently used by their Chip Truck, on the terms and conditions as contained in the said Agreement for the year 2006; and

THAT said agreement shall be in effect to December 31, 2006 at a rent of \$5.00 per square foot, plus applicable taxes, payable at the passing of this by-law; and

THAT Bob Bell & Sons Ltd., provide the City with the required insurance; and

THAT all other terms and agreements contained in said agreement shall continue to be in effect for 2006; and further

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

**Proposed Sale of Road Allowance - Wetendorf**

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

THAT Council of the City of Kenora hereby declares a portion of the road allowance abutting property described as Plan M14 Pt Blk H Desgn RP; KR847 Part 3 Pcl 25054 & Row; OVR Parts 5 & 6 RP KR613; Part 1 RP KR847, 1313 Rocky Heights Road 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 Jeff and Candace Wetendorf, as a lot addition, at the appraised value as established by Century 21 – Reynard Real Estate, plus all associated costs.

**By-laws – First & Second Reading**

**15. Moved by I. Parkes, Seconded by L. Compton:-**

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

**#95-2006 – to confirm the proceedings of Council at its Standing Committee Meetings held July 11 & 12, 2006;**





**#96-2006** – to establish Terms of Reference for the Kenora Harbourtown Centre Committee;

**#97-2006** – to authorize the execution of an agreement between the City of Kenora and the Association of Municipalities of Ontario for the transfer of Federal Public Transit Funds;

**#98-2006** – to adopt amended estimates for Capital and Reserves to be incorporated into the sums required for municipal purposes, during the year, 2006;

**#99-2006** – to authorize the extension of an agreement between the City of Kenora and Bob Bell & Sons Ltd. for the use of a portion of green space located at the Harbourfront for a platform for tables and chairs for 2006;

**#100-2006** – to authorize the transfer of land to the Corporation of the City of Kenora;

**#101-2006** – to execute a Municipal Response Agreement between the City and the Ministry of Natural Resources for Human/Black Bear Conflict Management.

**By-laws Amended – First & Second Reading**

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

THAT Resolution #15 be amended to remove By-law #100-2006 for first and second readings.

**By-laws – First & Second Reading**

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

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

**#95-2006** – to confirm the proceedings of Council at its Standing Committee Meetings held July 11 & 12, 2006;

**#96-2006** – to establish Terms of Reference for the Kenora Harbourtown Centre Committee;

**#97-2006** – to authorize the execution of an agreement between the City of Kenora and the Association of Municipalities of Ontario for the transfer of Federal Public Transit Funds;

**#98-2006** – to adopt amended estimates for Capital and Reserves to be incorporated into the sums required for municipal purposes, during the year, 2006;

**#99-2006** – to authorize the extension of an agreement between the City of Kenora and Bob Bell & Sons Ltd. for the use of a portion of green space located at the Harbourfront for a platform for tables and chairs for 2006;

**#101-2006** – to execute a Municipal Response Agreement between the City and the Ministry of Natural Resources for Human/Black Bear Conflict Management.

**By-laws – Third & Final Reading**

**16. Moved by I. Parkes, Seconded by L. Compton:-**

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



**#95-2006** – to confirm the proceedings of Council at its Standing Committee Meetings held July 11 & 12, 2006;

**#96-2006** – to establish Terms of Reference for the Kenora Harbourtown Centre Committee;

**#97-2006** – to authorize the execution of an agreement between the City of Kenora and the Association of Municipalities of Ontario for the transfer of Federal Public Transit Funds;

**#98-2006** – to adopt amended estimates for Capital and Reserves to be incorporated into the sums required for municipal purposes, during the year, 2006;

**#99-2006** – to authorize the extension of an agreement between the City of Kenora and Bob Bell & Sons Ltd. for the use of a portion of green space located at the Harbourfront for a platform for tables and chairs for 2006;

**#100-2006** – to authorize the transfer of land to the Corporation of the City of Kenora;

**#101-2006** – to execute a Municipal Response Agreement between the City and the Ministry of Natural Resources for Human/Black Bear Conflict Management.

**By-laws Amended – Third & Final Reading**

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

THAT Resolution No. 16 be amended to remove By-law No. 100-2006 for third and final readings.

**By-laws – Third & Final Reading**

**16. 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: -

**#95-2006** – to confirm the proceedings of Council at its Standing Committee Meetings held July 11 & 12, 2006;

**#96-2006** – to establish Terms of Reference for the Kenora Harbourtown Centre Committee;

**#97-2006** – to authorize the execution of an agreement between the City of Kenora and the Association of Municipalities of Ontario for the transfer of Federal Public Transit Funds;

**#98-2006** – to adopt amended estimates for Capital and Reserves to be incorporated into the sums required for municipal purposes, during the year, 2006;

**#99-2006** – to authorize the extension of an agreement between the City of Kenora and Bob Bell & Sons Ltd. for the use of a portion of green space located at the Harbourfront for a platform for tables and chairs for 2006;

**#101-2006** – to execute a Municipal Response Agreement between the City and the Ministry of Natural Resources for Human/Black Bear Conflict Management.





**ANNOUNCEMENTS:**

**Information Picket** - Councillor McMillan advised there is a Legal Information Picket being held at Abitibi on Wednesday, July 19<sup>th</sup> 11:00 to 1:00 and encouraged Council and the public to attend.

**Canadian Bible Association** - Will be in Town Saturday, July 22<sup>nd</sup> at Lakeside Baptist Church.

**Skateboard Park** – Gratitude was extended to everyone involved in successfully completing and opening the new Skateboard Park.

**Thursday July 13<sup>th</sup> Highway Blockade** – Mayor Canfield advised that this was an unlawful blockade of Highway 17 and the OPP are dealing with this. There is a misconception that it was a Grassy Blockade but outsiders were responsible and Grassy did not sanction the blockade.

**Adjourn to Closed Session**

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

THAT this meeting be now declared closed at 5:57 p.m.; and further

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

- Disposition of land;
- Litigation Matter.

**Meeting Re-Opened at 6:45 p.m.**

**Action Arising from Closed Session**

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

THAT Council of the City of Kenora hereby declares municipal property described as Location Part D57, Parcel 619, and Parcel 4029, 542 Coney Island, as surplus lands to the needs of the municipality; and

THAT arrangements be made to list said property on the open market with Century 21 – Reynard Real Estate; and further

THAT once an accepted offer has been received on the property, arrangements be made to provide notice in accordance with Notice By-law #14-2003, and adoption of a by-law for this purpose.

**Meeting Adjourned at 6:46 p.m.**

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

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

**.....2006**

.....  
**MAYOR**

.....  
**CITY CLERK**