



Minutes

Of a Meeting of the Council of the City of Kenora
Monday, June 26, 2006 – City Council Chambers
5:00 p.m.

~~~~~

WITH Mayor D. Canfield in the Chair, Councillor L. Compton, Councillor R. McMillan, Councillor A. Poirier, Councillor T. Szajewski, Paulette Grouda, Deputy Clerk.

Regrets: Councillor I. Parkes, Councillor C. Wasacase, Bill Preisenzanz, CAO

### Call to Order

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

### Confirmation of Minutes

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

THAT the Minutes of the last Regular Meeting of the Council of the City of Kenora held **Monday, June 12, 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 at tonight's meeting: -

- *To authorize an appropriation from the City Hall Reserve in the amount of \$7,904.16 to offset costs related to the replacement of two heating/ cooling units at City Hall;*
- *To authorize an increase in daily rates at the Castle of Learning & Discovery Children's Centre, effective September 1, 2006;*
- *To stop up, close and sell that part of Eighth Street described as Part 1 on Plan 23R-11262;*
- *To stop up, close and sell the lane or parts thereof described as Parts 2, 3, 4 and 5 on Plan 23R-11262;*
- *To accept the transfer of Part 2 on Plan 11273 to be incorporated into the City's Road allowance for Wyder Road;*
- *To provide that the Line Fences Act does not apply to all or any part of the City of Kenora and for the regulation, erection and maintenance of fences in The City of Kenora.*

### 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:



**Bruce Corbett**

Mr. Corbett advised of the recently passed Smoke Free Ontario Act and the fact that it would be preferable for the City to pass a By-law that all enclosed spaces have optional smoking places for all adult citizens in the City of Kenora.

**David Schwartz**

Mr. Schwartz spoke to Council regarding needed safety improvements on Railway Street between the Real Canadian Wholesale Club and the second railway crossing to the east. There are real serious safety issues in this area due to heavy traffic and no proper sidewalks or bikeways. A paved strip would be better than a sidewalk for cyclists as curbs give no escape to a cyclist.

Sedesky Road/Railway Street intersection is also a hazard for vehicle traffic. Henry Rasmussen spoke in support of Mr. Schwartz presentation and the need for this situation to be recognized by Council.

A copy of the Petition bearing 99 signatures was presented to Council.

**Laurie Morrell**

Mrs. Morrell, representing CUPE Local 191, requested Council to place the agenda item authorizing the City to enter into an agreement with the Kenora Assembly of Resources for the delivery of Special Events on this evening's Council Meeting on HOLD pending upcoming scheduled discussions with CUPE in regard to an agreement between the Union and the City from 2004. This agreement outlines the areas of town and the type of work Buck Matiowski and crew were allowed to perform as well as a complaints mechanism. Because discussion on this document are underway CUPE is asking Mayor and Council to put this agreement on HOLD until this process is completed.

**Summer KPS By-law Enforcement Officers**

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

THAT Council give three readings to a by-law to appoint the following students as By-law Enforcement Officers for the period June 20 to September 10, 2006:-

**Stefanie Kuentzle  
Matt Liske  
Mathew Hall**

**Approval of Accounts**

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

THAT the Reports dated **June 8 and 22, 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 **\$1,262,248.03** be hereby authorized for approval.

**Withdrawal from City Hall Reserve**

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

THAT Council authorize an appropriation from the City Hall Reserve in the amount of \$7,904.16 to offset costs related to the replacement of two heating / cooling units 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 June 26 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 Staff Parking Policy**

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

THAT Council of the City of Kenora adopt City Staff Parking Policy HR-2-16; and further

THAT alternate parking locations for City staff currently utilizing the parkade be pursued on the basis that the parkade be developed for public parking on a long term basis or as demand materializes.

**Amended Anniversary, Retirement & Resignation Policy**

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

THAT Council of the City of Kenora approve the amended HR-8-5-0 Municipal Anniversary, Retirement and Resignation Policy.

**Agreement with Kenora Assembly of Resources**

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

THAT Council of the City of Kenora hereby give three readings to a by-law to authorize an agreement with the Kenora Assembly of Resources (KAR) for the delivery of Special Events and Community Social Service programs for the period June 01 – December 31, 2006.

**Loss of Livestock Claim - Martins**

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

THAT due to extenuating circumstances, the City of Kenora receive the late claim filed by Alfonso and Darlene Martins on April 28, 2006 for their loss of livestock on March 30, 2006; and

THAT in accordance with the June 16 report of the Valuer, authorization be hereby given for payment of \$250.00 dollars per miniature horse for a total of \$750.00 to Mr. and Mrs. Martins for this purpose; and further

THAT this claim be paid on the basis that it is not precedent-setting.

**Parking Lot Closures @ Harbourfront – Special Events**

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

THAT authorization be hereby given for the following closures at the Harbourfront for various events and attractions during the 2006 summer months: -

**Canada Day**

- All docks excluding Docks in Section "C" – June 30 @ 6:00 p.m. to July 2, 2006 at 1:00 p.m.

**Harbourfest**

- South Parking Lot: Wed., August 2 @ 6:00 p.m. to Mon., August 7 @ 12:00 Noon
- North Parking Lot: Fri., August 4 @ 6:00 p.m. to Mon., August 7 @ 6:00 a.m.
- All docks excluding Docks in Section "C"



**KBI**

- South Parking Lot: Tues., August 8 @ 6:00 a.m. to Mon., August 15 @ 6:00 a.m.
- All docks excluding Docks in Section "C"

AND FURTHER THAT these approvals be subject to all necessary signage, advertising, notifications and clean-up being in place for each event.

***Councillor Poirier requested the Rules of Order be Suspended in order to introduce the following item:-***

**Exemption to Noise By-Law for Demolition of Adams Block**

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

THAT authorization be hereby given to provide an exemption to Noise By-law Number 40-2001 to Jarnel Contracting for the demolition of the Adams Block on McClellan Avenue on Tuesday, June 27, 2006; and further

THAT the exemption be in place from 3:30 a.m. until 7:00 a.m. on June 27 for this purpose.

**Handicap Boat Stalls @ Harbourfront**

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

THAT Council accepts and approves the recommendation of the Accessibility Committee to establish two (2) Designated Handicap Boat parking stalls at the Kenora Harbourfront.

**Garrow Parking Paving Project**

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

THAT the Mayor and Council of the City of Kenora authorize the approval of the Garrow Park Parking Lot Paving Project; and further

THAT the funding of this project be utilized from the approved City Capital Paving Program and a partnership contribution from the Kenora Borealis Multi-Sport Club in the amount of \$3,000.00.

**Increase in Fees at Castle of Learning Day Care Centre**

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

THAT the 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, \$27.00/day to \$28/day for preschool children and for an increase in the toddler daily rate from \$30.00/day to \$31.00/day effective September 1, 2006, and

THAT notice is hereby given in accordance with Notice Bylaw No. 14-2003 to increase the daily rate fee for the Castle of Learning; and further

THAT Resolution #9 dated July 12, 2004 be and is hereby rescinded.

***Councillor Szajewski requested the Rules of Order be Suspended in order to introduce the following item:-***

**National Women's Hockey Team – September Festival**

Councillor Szajewski read a report from Barry Reynard Community Services Manager regarding the opportunity of hosting the National Women's Hockey Team September Festival and the need for the addition of a dehumidifier to



ensure the quality of the ice. While there is no budget allocation for the addition of the dehumidifier, recovery of this expenditure can be captured in ticket revenue for the scheduled round robin games, corporate sponsorship and partnerships.

Council gave 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<sup>nd</sup> to 10<sup>th</sup>, 2006.

**Amendment to Traffic Regulation By-law #127-2001**

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

THAT Council give three readings to a by-law to amend Traffic Regulation By-law #127-2001 to include the following changes to Schedule "M" One-Way Streets, Schedule "N" Prohibited Turning Movements, and Schedule "U" Do Not Enter;

**SCHEDULE "M" ONE-WAY STREETS - Delete:-**

| Column 1<br>STREET | Column 2<br>DIRECTION OF TRAVEL | Column 3<br>BETWEEN                                           |
|--------------------|---------------------------------|---------------------------------------------------------------|
| Hennepen Lane      | North bound                     | 3 <sup>rd</sup> Street South and 2 <sup>nd</sup> Street South |
| Hennepen Lane      | South bound                     | 1 <sup>st</sup> Street South and 2 <sup>nd</sup> Street South |

**SCHEDULE "N" PROHIBITED TURNING MOVEMENTS – Add:-**

| Column 1<br>HIGHWAY/FACING TRAFFIC | Column 2<br>TURN PROHIBITED            | Column 3<br>TIMES/DAYS |
|------------------------------------|----------------------------------------|------------------------|
| Hennepen Lane, south bound         | LEFT onto 2 <sup>nd</sup> Street South | Anytime                |

**SCHEDULE "U" DO NOT ENTER - Add:-**

| Column 1<br>FROM HIGHWAY | Column 2<br>DO NOT ENTER | Column 3<br>DIRECTION |
|--------------------------|--------------------------|-----------------------|
| Second Street South      | Hennepen Lane            | North bound           |
| Second Street South      | Hennepen Lane            | South bound           |

**Agreement with Metro Waste Paper Recovery Inc.**

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

THAT the Agreement dated July 1, 2006 between The Corporation of the City of Kenora and Metro Waste Paper Recovery Inc., for the processing and marketing of recyclable materials, be hereby ratified; and further

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

**Fence Regulation By-law**

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

THAT Council give three readings to a by-law to provide that *The Line Fences Act* does not apply to all or any part of the City of Kenora and for the regulation, erection and maintenance of fences in The City of Kenora.

**Transfer of Land from Bell**

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

THAT the Corporation of the City of Kenora assumed as a highway for public/municipal purposes, lands acquired from Lisa Dawn Bell, particularly, Part 2 on Plan 23R-11273, PIN 42134-0218 LT, now in the City of Kenora, District of Kenora; and



THAT the portion of the road forms part of the Wyder Road; and

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

THAT three readings be given to a by-law and that the Mayor and Clerk be and are hereby authorized to execute any and all documents required to complete this transaction.

**2007 Operating Budget – Planning Advisory Committee**

**17. Moved by L. Compton, Seconded by A. Poirier**

THAT the City of Kenora Planning Advisory Committee 2007 operating budget for travel and training be maintained at its 2006 level in order to ensure attendance at the Ontario Association of Committees of Adjustment and Consent Granting Authorities (OACA) annual training conference.

**MOTION TABLED**

**Councillor McMillan introduced a motion to table Motion #17:-**

**Motion to Amend No. 17**

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

THAT Motion No. 17 on tonight's agenda with respect to 2007 Operating Budget for travel and training be hereby tabled and referred to the Budget Process for 2007.

**By-laws – First & Second Reading**

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

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

**#85-2006**- to confirm the proceedings of Council at its June 20 & 21 Standing Committee meetings

**#86-2006** – to authorize the execution of an agreement with the Kenora Assembly of Resources for the delivery of Special Events and Community Social Service Programs

**#87-2006** – to adopt amended estimates for Capital and Reserves to be incorporated into the sums required for municipal purposes for 2006

**#88-2006** – to appoint By-law Enforcement Officers for the City of Kenora

**#89-2006** – to stop up, close and sell that part of Eighth Street on Registered Plan 18 designated as Part 1 on Plan 23R-11262

**#90-2006** – to amend Traffic By-law #127-2001 (Schedules "M", "N" and "U")

**#91-2006** – to authorize the execution of an agreement with Metro Waste Paper Recovery Inc.

**#92-2006** – to authorize the transfer of land to the City of Kenora (Bell)

**#93-2006** – to stop up, close and sell that part of a lane on Block 24, Registered Plan 18 designated as Parts 2, 3, 4, and 5 on Plan 23R-11262





**#94-2006** – to provide that the Lines Fences Act does not apply to all of Kenora and for the regulation, erection and maintenance of fences in the City of Kenora.

**By-laws – Third & Final Reading**

**19. 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: -

**#85-2006**- to confirm the proceedings of Council at its June 20 & 21 Standing Committee meetings

**#86-2006** – to authorize the execution of an agreement with the Kenora Assembly of Resources for the delivery of Special Events and Community Social Service Programs

**#87-2006** – to adopt amended estimates for Capital and Reserves to be incorporated into the sums required for municipal purposes for 2006

**#88-2006** – to appoint By-law Enforcement Officers for the City of Kenora

**#89-2006** – to stop up, close and sell that part of Eighth Street on Registered Plan 18 designated as Part 1 on Plan 23R-11262

**#90-2006** – to amend Traffic By-law #127-2001 (Schedules "M", "N" and "U")

**#91-2006** – to authorize the execution of an agreement with Metro Waste Paper Recovery Inc.

**#92-2006** – to authorize the transfer of land to the City of Kenora (Bell)

**#93-2006** – to stop up, close and sell that part of a lane on Block 24, Registered Plan 18 designated as Parts 2, 3, 4, and 5 on Plan 23R-11262.

**#94-2006** – to provide that the Lines Fences Act does not apply to all of Kenora and for the regulation, erection and maintenance of fences in the City of Kenora.

**ANNOUNCEMENTS:**

Councillor Poirier advised that the Grinder Pump Meeting will be held Wednesday June 28<sup>th</sup> at 7:00 p.m. at the Operations Building Boardroom.

Mayor Canfield advised that he had received an invitation from the Mayor of Windsor to a Summit meeting July 20<sup>th</sup> regarding Passports for Border Crossings. After some discussion it was agreed that the Mayor would contact the Mayor of Fort Frances and NOMA regarding representation at this meeting.

**Adjournment**

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

THAT this meeting be now declared closed at 5:45 p.m.; and further

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

- **Disposition of land.**



**No Action Arising from In Camera.**

**Meeting adjourned at 6:05 p.m.**

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

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

**.....2006**

.....  
**MAYOR**

.....  
**CITY CLERK**