



Minutes

*Of a Meeting of the Council of the City of Kenora
Tuesday, April 10, 2007 – City Council Chambers
5:00 p.m.*

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WITH Mayor L. Compton in the Chair, Councillor W. Cuthbert, Councillor C. Drinkwater, Councillor D. McCann, Councillor R. McMillan, Councillor A. Poirier, Councillor C. Van Wallegghem, Bill Preisenzanz, CAO, Joanne L. McMillin, City Clerk.

### Call to Order

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

### Confirmation of Minutes

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

THAT the Minutes of the regular meeting of the Council of the City of Kenora held Monday, March 12, 2007, and of the special meeting held Thursday, March 29, 2007 be confirmed as written and ordered filed.

### Public Information NOTICES as per By-law Number 14-2003

**Mayor Compton 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: -

1. *An amendment to Procedural By-Law #160-2005 (Standing Committee Meeting Procedures)*
2. *The 2007 Operating Budget and Capital Budgets for the Kenora Municipal Telephone System (KMTS)*

### Declarations of Pecuniary Interest

Mayor Compton 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:

#### Thelma Wilkens-Page

Ms Wilkens-Page, President of the Chamber of Commerce presented Council with a copy of her Deputation on behalf of the Chamber with respect to the recent comments in the media concerning a proposed condominium development on Water Street. She expressed concern that Council should be taking whatever action is necessary to move the project forward as expediently as possible. In closing Ms Wilkens-Page stated the Chamber's interest has been and will continue to be to promote the city and encourage growth that in turn will help the economic well being of our community and their members.

#### Emily Tacknyk-Roulston

Ms Tacknyk-Roulston expressed her opinion on a number of items, including: parking meters and referred to recent action taken by the Town of Fort Frances with the removal of their parking meters and she was not aware they raised property taxes as a result.



Ms Tacknyk-Roulston does not believe a Performing Arts Centre is affordable for our area, noting our population decreases in the winter and in the summer it's too busy with people on the lake so she doesn't feel a Centre of this nature is warranted. Regarding the proposed Harbourfront restructuring, Ms Tacknyk-Roulston does not believe the large trucks and trailers will be able to maneuver around corners in the downtown area.

Ms Tacknyk-Roulston referred to the availability of reserve monies, as advised last year by former Councillor Colin Wasacase and that these dollars should be used to upgrade various sewer lines and roads in the downtown and residential areas.

Again Ms Tacknyk-Roulston would like to see a four-lane highway link up with the existing lanes in Manitoba. She suggested we should attempt to acquire money from the province of Manitoba as it is their residents using these roads in our area to come to their cottages.

**Approval of Accounts**

**2. Moved by R. McMillan, Seconded by D. McCann & Carried:-**

THAT the Reports dated **March 23, 29, and April 2, 2007** 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 **\$2,862,199.17** be hereby authorized for approval.

**Tax Levels – 2007 New Construction/New to Class**

**3. Moved by D. McCann, Seconded by R. McMillan & Carried:-**

THAT Council approve the implementation of the minimum tax level of 90% for new construction / new to class properties for 2007; and

THAT the appropriate by-law be approved for this purpose.

**Loan to Kenora Health Care Centre Corporation**

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

THAT Council of the City of Kenora hereby authorize a repayable loan in accordance with Section 107(2)(a) of the Municipal Act in an amount not to exceed \$350,000.00 to the Kenora Health Care Centre Corporation; and further

THAT By-law Number 127-2006 be amended to increase the debenture amount from \$2.450 million to \$2.8 million with provision for a lump sum repayment.

**Repairs to Harbourfront Tents**

**5. Moved by D. McCann, Seconded by C. Drinkwalter & Carried:-**

THAT Council of the City of Kenora hereby authorize the withdrawal of \$15,500.00 from the Tent Replacement Reserve for purposes of major tent repairs for the City Harbourfront tents; and further

THAT the Draft 2007 Operating Budget be amended for this purpose.

**Section 257 – Tax Adjustments**

**6. Moved by R. McMillan, Seconded by W. Cuthbert & Carried:-**

THAT the Section 357 tax adjustments totaling \$2,522.04, (plus applicable penalty adjustment), with potential refunds of \$2,046.80 be hereby approved.



**Suspension of Video Surveillance Program**

**7. Moved by C. Van Wallegghem, Seconded by C. Drinkwalter & Carried:-**

THAT Council of the City of Kenora hereby suspend any further efforts in implementing a video surveillance program until advised of BIZ's position or by May 7, 2007, whichever comes first; and

THAT City Administration pursue other partnerships and opportunities during this interim period; and further

THAT the City of Kenora 2007 Video Surveillance program be placed on the agenda meeting for final recommendation after the April 24<sup>th</sup> BIZ meeting.

**Attendance at LOW Property Owners' Association Annual Meeting**

**8. Moved by C. Drinkwalter, Seconded by D. McCann & Carried:-**

THAT the Mayor Compton, Councillors Cuthbert, McCann, McMillan, Poirier, and Van Wallegghem be hereby authorized to attend the Lake of the Woods Property Owners' Association Annual Cottage Show and Annual General Meeting being held in Winnipeg on April 30, 2007; and further

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

**Approval of 2007 K.M.T.S. Budgets**

**9. Moved by A. Poirier, Seconded by D. McCann & Carried:-**

THAT the 2007 Operating and Capital Budgets of the Kenora Municipal Telephone System be approved; and further

THAT in accordance with Notice By-law #14-2003, public notice is hereby given of Council's intention to adopt the 2007 KMTS Operating and Capital Budgets.

**Approval of Summer Student - Cashier**

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

THAT Council approve the hiring of a summer student to act as Relief Cashier in the Finance & Administration department.

**Approval of Summer Student – Parking Ticket Processing**

**11. Moved by W. Cuthbert, Seconded by R. McMillan & Carried:-**

THAT Council approve the hiring of a summer student to perform parking ticket processing in the Finance & Administration department.

**Service Agreement with Kenora Assembly of Resources**

**12. Moved by C. Van Wallegghem, Seconded by R. McMillan & Carried:-**

THAT Council of the City of Kenora hereby give three readings to a by-law authorizing a service agreement with the Kenora Assembly of Resources for the provision of special events/social programming for the term January 01, 2007 to December 31, 2008 subject to a 90 day termination notice by either party.

**Acoustic Panels for Aquatic Centre**

**13. Moved by C. Van Wallegghem, Seconded by C. Drinkwalter & Carried:-**

THAT Council approve the capital funding project for the Acoustic Panels for the Aquatic Centre; and



THAT Council authorize the inclusion of the purchase of the Acoustic Panels for the Aquatic Centre in the City's 2007 Capital Budget; and

THAT Council authorize the Manager of Community Services to proceed with this project prior to final approval of the City's 2007 Five Year Capital Plan; and further

THAT the Draft 2007 Capital Budget be amended to authorize the appropriation of \$15,000 from the Kenora Recreation Centre Reserves.

**Approval of Full-time Ontario Works Caseworker**

**14. Moved by C. Van Walleggem, Seconded by R. McMillan & Carried:-**

THAT Council of the City of Kenora approve the hiring of one full time Caseworker for the Ontario Works office; and further

THAT the Ontario Works Supervisor be authorized to fill this position in consultation with the Human Resources Manager according to Municipal Hiring Practices and Regulations.

**Approval of Summer Student – LOW Museum**

**15. Moved by C. Drinkwalter, 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; and further

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 the approval of the 2007 Operating Budgets.

**Hiring of Summer Students – Various Departments**

**16. Moved by D. McCann, Seconded by R. McMillan & Carried:-**

THAT Council approve the hiring of three summer students to staff the Tourism Centre and Thistle Pavilion, one summer student for the Sewer and Water Department and two summer students for the Solid Waste Department for the summer of 2007.

**Approval to Incorporate LOW Development Commission**

**17. Moved by W. Cuthbert, Seconded by D. McCann & Carried:-**

THAT Council give three readings to a by-Law to authorize an application pursuant to the Corporations Act to incorporate The Lake of the Woods Development Commission.

**Establishment of Working Committee – Snowmobile Trails**

**18. Moved by W. Cuthbert, Seconded by R. McMillan & Carried:-**

THAT the Planning and Economic Development Staff be directed to establish a working group/committee consisting of one member of the Sunset Trail Riders and the Kenora Hospitality Alliance respectively, three residents of the community at large, and associated municipal Councillors and support staff as required; and further



THAT this Committee be requested to complete a report and recommendations by the end of September, 2007 in order that recommendations can be implemented for the 2007/08 winter season.

**Surplus Property & Process to Commence Selling Process**

**19. Moved by W. Cuthbert, Seconded by R. McMillan & Carried:-**

THAT the Council of the City of Kenora hereby declares a portion of the lane allowance abutting property described as Plan 149 Lot O Parcel 25755, PLAN M149 W OF N Q, M 149 E 140' LOT N & ALL LOT; N PARCEL 11674 and M 149 E 140' LOT Q & ALL LOT; P PARCEL 11674 as surplus to the needs of the municipality; and

THAT all affected neighbours be approached to determine their interest in purchasing said lands; and

THAT each be required to apply for the purchase of municipal property and provide a deposit of \$1000, which will be applied to the associated costs; 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

THAT once the advertising process has been completed, Council give three readings to a by-law to authorize the sale of land to the interested property owners, at the appraised value as established by Century 21 – Reynard Real Estate, plus all associated costs; and

THAT a condition of sale is provision of a drainage plan, by James Burley; and

THAT a condition of sale is that the Applicant applies for and is granted an entrance permit to access the property; and further

THAT the Mayor and Clerk are authorized to enter into the agreement of purchase and sale of said property.

**By-laws – First & Second Reading**

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

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

**#41-2007** – to confirm proceedings of Council at its April 3 and 4 Standing Committee Meetings

**#42-2007** – to adopt optional tools for the purposes of administering limits for eligible properties within the meaning of Section 331 (new construction) for the commercial, industrial and multi-residential property classes

**#43-2007** - to authorize a contract between the City of Kenora and Kelli Saunders Group & Gartner Lee

**#44-2007** – to amend Procedural By-law Number 160-2005 to provide for changes to the Standing Committee Meetings process;

**#45-2007** – to authorize the execution of an agreement between the City of Kenora and the Kenora Assembly of Resources for the delivery of special events and Community Social Programs

**#46-2007** – to authorize an application pursuant to the Corporations Act to incorporate the Lake of the Woods Development Commission



**#47-2007** – to amend By-law Number 14-2006 being a by-law to authorize a loan to establish a Community Medical Clinic.

**By-laws – Third & Final Reading**

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

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

**#41-2007** – to confirm proceedings of Council at its April 3 and 4 Standing Committee Meetings

**#42-2007** – to adopt optional tools for the purposes of administering limits for eligible properties within the meaning of Section 331 (new construction) for the commercial, industrial and multi-residential property classes

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**#47-2007** – to amend By-law Number 14-2006 being a by-law to authorize a loan to establish a Community Medical Clinic.

**Adjournment**

**22. Moved by A. Poirier, Seconded by D. McCann & Carried:-**

THAT this meeting be now declared closed at 5:26 p.m.; and further

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

- **Proposed Acquisition of Land.**

*At 6:00 p.m., Council returned from the Closed Session. There was no action to report as a result, and the meeting stood adjourned.*

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

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

**.....2007**

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**MAYOR**

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**CITY CLERK**