



Minutes

Of a Meeting of the Council of the City of Kenora
Monday, August 13, 2007 – City Council Chambers
5:05 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 Walleghem, Bill Preisenzanz, CAO, Joanne L. McMillin, City Clerk.

### Call to Order

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

### Confirmation of Minutes

1. Moved by C. Drinkwater, Seconded by D. McCann & Carried:-

THAT the Minutes of the last Regular Meeting of the Council of the City of Kenora held **Monday, July 16, 2007** be confirmed as written and circulated.

### 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 the 2007 Capital Budget to authorize reallocation of funds from the City's server replacement program for implementation of a virtualized server environment with centralized storage area networks, including a reduction of the related budget allocation from \$97,000 to \$79,775;*
2. *To redirect capital funds remaining from Coney Boardwalk Capital Project for washroom repairs at Coney Beach;*
3. *To increase Daily Rate Fees for the Castle of Learning & Discovery Children's Centre effective September 1, 2007;*
4. *To redirect capital funds remaining from purchase of Park's mower to capital purchase of Ice Re-surfacer;*
5. *An Amendment to Tariff of Fees By-Law #100-2003 - Schedule "B" Recreation Rates effective September 1, 2007;*
6. *To amend By-law #127-2002 Transit Service Agreement - Schedule "G" to amend Bus Pass Rates;*
7. *To amend the 2007 Capital Budget to authorize an appropriation from the Downloaded Solid Waste Reserve for the purchase of software for the Solid Waste Transfer Station Scale program.*

### 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:

### Dennis Wallace

Mr. Wallace advised Council that it is his pleasure to bring forward the Memorandum of Understanding (MOU) between the City and the Lake of the Woods Development Commission for adoption this evening, and gave an explanation as to the role of the Commission and briefly the Committees that have been established. He further outlined the work these Committees are presently carrying out and he touched on the project highlights, particularly Downtown Revitalization, and various cultural aspects. In closing he reiterated he is pleased with the progress to-date and will be back to Council to discuss other matters of mutual interest such as the HR function and the reporting mechanism.

### Patrick Brett

Mr. Brett advised Council that as a Member of the Kenora Police Services Board, he is here this evening to speak to his concerns around the ongoing police costing process, and requested Council to entertain a resolution that was adopted by the Kenora Police Services Board on August 10. The resolution requests Council to allow the following to attend future Steering Committee meetings of the Police Review Committee as stakeholder representatives in a non-voting capacity: the Chair and at least one other Member of the KPS Board, the Chief of Police or designate, the OPP D/Commander or designate, a Member of the Kenora Police Association and a Member of the Ontario Provincial Police Association. In closing Mr. Brett advised a formal copy of the Board's resolution will be forwarded to Council, and he filed his deputation with the Clerk for the public record.

### Colin Wasacase

Colin Wasacase, Chair of the Kenora Police Services Board thanked Council for allowing the Police representatives to attend tonight to present these deputations, citing that the three policing services in the area have always collaborated within the community. He also thanked Mayor Compton for his suggestion for a meeting with the CAO for discussions between the City and the Police.

### Chief Jorgensen

Chief Jorgensen spoke to the oversight in limiting various stakeholders in the police costing process to communicating through deputations which has deprived all concerned the opportunity to engage in open, honest dialogue from the start of the process. Chief Jorgensen requested Council to heed the request of the Kenora Police Services Board and to adopt the resolution of the Board that was read by Mr. Brett in order that all stakeholders are involved with the dialogue and assured that the process is unbiased.

Chief Jorgensen filed his deputation with the Clerk for the public record.

### Approval of Accounts

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

THAT the Reports dated **July 31, and August 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 **\$3,095,679.94** be hereby authorized for approval.

### New Procedural By-law

#### **3. Moved by R. McMillan, Seconded by C. Drinkwalter & Carried:-**

THAT Council give three readings to By-law #100-2007 being a by-law to establish Rules of Order and Procedures for the Council of the City of Kenora; and further



THAT By-law Number 160-2005, as amended, be and is hereby repealed.

**RFP – Delivery of Police Services**

**4. Moved by D. McCann, Seconded by C. Van Wallegghem & Carried:-**

THAT Council of the City of Kenora hereby receive the report of Jack Watkins – Evaluating the Effectiveness of Hybrid Policing in Kenora – July 2007 as presented to the Council Police Costing Review Committee; and

THAT the recommendation by the CPRC Committee to suspend further review and study of the hybrid policing model in the City of Kenora be accepted; and further

THAT the police costing review process focus its resources on the development of an RFP for the delivery of police services for the City of Kenora as provided within the proposal as submitted by Jack Watkins, Consultants on Police Services Inc.

**RECORDED VOTE – MOTION #4**

| COUNCIL                   | AYE | NAY | Dec. of Interest |
|---------------------------|-----|-----|------------------|
| Councillor Cuthbert       | X   |     |                  |
| Councillor Drinkwalter    | X   |     |                  |
| Councillor McCann         | X   |     |                  |
| Councillor McMillan       | X   |     |                  |
| Councillor Poirier        | X   |     |                  |
| Councillor Van Wallegghem | X   |     |                  |
| Mayor Compton             | X   |     |                  |

**Terms of Reference – Police Costing Review Committee**

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

THAT Council of the City of Kenora hereby approve the terms of reference for the Council Police Costing Review Committee; and further

THAT three readings for a bylaw be given adopting the terms of reference.

**RECORDED VOTE – MOTION #5**

| COUNCIL                   | AYE | NAY | Dec. of Interest |
|---------------------------|-----|-----|------------------|
| Councillor Cuthbert       | X   |     |                  |
| Councillor Drinkwalter    | X   |     |                  |
| Councillor McCann         | X   |     |                  |
| Councillor McMillan       | X   |     |                  |
| Councillor Poirier        |     | X   |                  |
| Councillor Van Wallegghem | X   |     |                  |
| Mayor Compton             | X   |     |                  |

**Endorsation of Resolution – Owen Sound**

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

THAT Council of the City of Kenora hereby supports and endorses the following resolution from the Council of the City of Owen Sound: -

“WHEREAS Consolidated Court costs have put huge demands on local host municipal Police Services to provide security and pay 100% of the costs; and

WHEREAS the Consolidated Court is used by the entire surrounding community and even by those further a field with its local municipal taxpayers responsible for paying for security; and

WHEREAS a Consolidated Court could be used for a ‘change of venue’ trial from outside their jurisdiction which would require the local municipal taxpayer



responsible to pay for security; and

WHEREAS the Province of Ontario is the only Canadian Province or Territory not paying for Court Security;

THEREFORE BE IT RESOLVED THAT the Provincial Government be requested to fulfill its responsibility and pay for 100% of Court Security costs" and further

THAT a copy of Kenora's supporting resolution be forwarded to the Premier of Ontario, Howard Hampton, M.P.P. and the City of Owen Sound."

**Funding Agreement – "Anti-Violence Intervention Strategy"**

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

THAT the Council of the City of Kenora hereby authorizes the Kenora Police Services Board to enter into an agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services for funding in the amount of \$155,000.00 to enable a project to implement an "Anti Violence Intervention Strategy" in the City of Kenora; and

THAT Council authorizes the Chair of the Kenora Police Services Board to sign said agreement on behalf of the Board; and further

THAT Council authorizes the Chief of Police in conjunction with the Finance Department to administer said funds.

**Loan Agreement – Kenora Health Care Centre**

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

THAT Council of the City of Kenora hereby give three readings to a bylaw to amend the repayable loan agreement between the City of Kenora and the Kenora Health Care Centre by providing for an increase in the loan from \$2,450,000.00 to \$2,800,000.00 and authorizing lump sum payments for loan repayments.

**Amend Budget – Virtualized Server**

**9. Moved by W. Cuthbert, Seconded by C. Van Wallegghem & Carried:-**

THAT Council hereby approves the server hardware upgrade plan as outlined in the report dated 3 August 2007, including the related amendments to the 2007 municipal capital program; and

THAT in accordance with Notice By-Law Number 14-2003, public notice is hereby given that Council intends to amend the 2007 Budget for this purpose at its August 13 meeting; and further

THAT Council give three readings to a by-law to amend the 2007 capital budget to authorize the reallocation of funds from the City's server replacement program for the implementation of a virtualized server environment with centralized storage area networks, including a reduction of the related budget allocation from \$97,000 to \$79,775, representing a net savings to the City's 2007 capital program of \$17,225.

**City Vehicle Pool – Trial Basis by Council**

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

THAT Council of the City of Kenora hereby supports the option of Council members accessing City vehicles from within the vehicle pool on a trial basis for local City business travel.



**Increase in Recreation Rates**

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

THAT as recommended by the Leisure Services Committee, Council of the City of Kenora hereby approves the Recreation Facility Rates as set out in the July 20 report; and

THAT in accordance with Notice By-Law Number 14-2003, public notice for this increase is hereby given; and

THAT Council give three readings to a by-law to amend Schedule "B" to Tariff of Fees and Charges By-Law Number 100-2003; and further

THAT these increases come into force and take effect September 1, 2007.

**Increase in Rates – Castle of Learning & Discovery Children’s Centre**

**12. Moved by C. Van Wallegghem, Seconded by W. Cuthbert & Carried:-**

THAT the Council of the City of Kenora hereby approves the fee increase for the daily rates at the Castle of Learning & Discovery Children’s Centre from \$26.00/day to \$27.00/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 \$32.00/day to \$33.00/day effective September 1, 2007, and further

THAT in accordance with Notice By-law #14-2003, public notice for this increase is hereby given; and further

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

**Amend Budget – Coney Island Re-allocation**

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

THAT Council of the City of Kenora re-direct capital funds remaining from the Coney Boardwalk Capital project as approved in the 2007 Capital budget for repairs to the main washroom at the Coney Beach; and

THAT in accordance with Notice By-Law Number 14-2003, public notice is hereby given that Council intends to amend the 2007 Budget for this purpose at its August 13 meeting; and further

THAT Council give three readings to a by-law to amend the 2007 capital budget to authorize the reallocation of funds from the Coney Boardwalk Capital Budget to the repairs of the main washroom at the Coney Beach.

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

**Approval of Special Occasions Permit – Coney Island**

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

THAT approval be hereby given for the Alcohol and Gaming Commission to issue a Special Occasions Permit to Denise Kearney in conjunction with a wedding taking place at Coney Island Park as noted below: -

**Saturday, September 8, 2007 between the hours of 4:00 p.m. and 6:00 p.m.;**  
and further



THAT Ms Kearney be provided with a copy of the Municipal Alcohol Policy for completion prior to the above event.

**Increase in Bus Pass Rates – Conventional Transit**

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

THAT Council of the City of Kenora hereby amends Schedule "G" of By-law #127-2002 by amending the current Bus Passes 18 Rides for \$34.00 and replacing it with two new Bus Pass rates as follows: -

- Bus Passes 20 Rides - \$36.00
- Bus Passes 30 Rides - \$50.00; and

THAT the new Bus Pass rate schedule be effective September 1, 2007; and further

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

**2007 Bear Wise Project – Transfer Station**

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

THAT Council give three readings to a by-law to enter into an agreement with the Ministry of Natural Resources under the 2007 Bear Wise Project, to permit the release of funds in the amount of \$10,000.00 to bear proof the City of Kenora Transfer Station.

**Amend Budget – Computer Software – Solid Waste**

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

THAT Council hereby approves an amendment to the 2007 Capital Budget for an appropriation from the Downloaded Solid Waste Reserve Funds in the amount of \$12,000.00 for the purpose of funding the computer software program "Weigh It" from Trux Route Management Systems Inc.; and further

THAT in accordance with Notice By-law #14-2003, public notice is hereby given that Council intends to adopt the applicable by-law at its August 13 Council Meeting.

**Amendment to Traffic By-law**

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

THAT the City of Kenora Traffic Regulation Bylaw 127-2001 be amended to include the following deletion to Schedule "C"- Limited/Restricted Parking:

**Delete:**

| <u>Column 1</u>              | <u>Column 2</u>                         | <u>Column 3</u> | <u>Column 4</u>                                                |
|------------------------------|-----------------------------------------|-----------------|----------------------------------------------------------------|
| 6 <sup>th</sup> Avenue South | From Park Street<br>South for 15 meters | West            | 15 Minutes<br>8:00 a.m. to<br>5:00 p.m.<br>Monday to<br>Friday |

**Application to Fed Nor – Downtown Revitalization Project**

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

THAT the Council of the City of Kenora hereby supports an application to Fed Nor in the amount of \$500,000 for Phase I of the Downtown Revitalization Project.

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





**Approval of M.O.U. – Lake of the Woods Development Commission**

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

THAT the Council of the City of Kenora hereby approves the Memorandum of Understanding between the City of Kenora and the Lake of the Woods Development Commission dated August 13, 2007 regarding the provision and delivery of development services for the City of Kenora.

**RFP - Ice Re-surfacer**

**19. Moved by C. Van Walleggem, Seconded by C. Drinkwalter & Carried:-**

THAT the following 'Request for Proposals' to supply an Ice Re-surfacer be received:

Zamboni - \$81,844.30  
Olympia - \$79,985.80; and

THAT the proposal from "Zamboni" in the amount of \$81,844.30 be hereby accepted; and further

THAT the shortfall for this purchase of \$1,844.30 be recovered from the savings that occurred with the capital purchase of the park's mower (surplus amount of \$3,121.55)

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

**Tender – Tandem Sand Truck**

**19A Moved by D. McCann, Seconded by W. Cuthbert & Carried:-**

THAT the following tenders for the supply and delivery of a new Tandem Sand Truck, be received: -

**Maxum Trucks (Winnipeg) Before tax and trade: \$140,622.00**  
**Champion Road Machinery (Th.Bay) Before Tax and trade: \$134,700.00**

AND THAT the tender from Champion Road Machinery, Thunder Bay, in the amount of \$134,700.00 before tax and trade be hereby accepted; and

THAT authorization be given for the advertising of the old Sewer Plant Truck for sale to the public; and further

THAT in accordance with Notice By-law #14-2003, notice is hereby given that Council intends to give three readings to a by-law at its September 10 meeting to amend the 2007 Capital Budget to authorize an appropriation of funds from the City's Vehicle/Equipment Reserve in the amount of \$100,000.00, in accordance with the recommendations as set forth in the City's 2007 fleet review towards the purchase of the sand truck, with the other \$40,000.00 already approved in the 2007 Sewer & Water Budget for this purpose.

**By-laws – First & Second Reading**

**20. Moved by A. Poirier, Seconded by C. Drinkwalter & Carried:-**

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

#92-2007 – to confirm proceedings of Council at its Standing and Various Committee Meetings



#93-2007 – to authorize execution of documents relating to the Amended Loan Agreement with the Kenora Health Care Centre

#94-2007 – to adopt amended estimate for Capital and Reserves to be incorporated into the sums required for municipal purposes for 2007 (virtualized server environment)

#95-2007 – to adopt amended estimate for Capital and Reserves to be incorporated into the sums required for municipal purposes for 2007 (Coney Island reallocations)

#96-2007 – to amend Schedule "B" to Tariff of Fees By-law #100-2003 (Recreation Rates)

#97-2007 – to amend Schedule "C" to Traffic By-law #127-2001

#98-2007 – to adopt amended estimate for Capital and Reserves to be incorporated into the sums required for municipal purposes for 2007 (computer software)

#99-2007 – to execute a Municipal Response Agreement with the Ministry of Natural Resources with respect to Human/Black Bear Conflict Management

#100-2007 – to establish Rules of Order and Procedures for Council and Committees of Council

#101-2007 – to amend Schedule "B" to Tariff of Fees By-law (Day Care Rates)

#102-2007 – to amend Schedule "G" to By-law #127-2002 (Bus Pass Rates).

**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: -

#92 -2007 – to confirm proceedings of Council at its Standing and Various Committee Meetings

#93 -2007 – to authorize execution of documents relating to the Amended Loan Agreement with the Kenora Health Care Centre

#94 -2007 – to adopt amended estimate for Capital and Reserves to be incorporated into the sums required for municipal purposes for 2007 (virtualized server environment)

#95 -2007 – to adopt amended estimate for Capital and Reserves to be incorporated into the sums required for municipal purposes for 2007 (Coney Island reallocations)

#96 -2007 – to amend Schedule "B" to Tariff of Fees By-law #100-2003 (Recreation Rates)

#97 -2007 – to amend Schedule "C" to Traffic By-law #127-2001

#98 -2007 – to adopt amended estimate for Capital and Reserves to be incorporated into the sums required for municipal purposes for 2007 (computer software)

#99 -2007 – to execute a Municipal Response Agreement with the Ministry of Natural Resources with respect to Human/Black Bear Conflict Management

#100-2007 – to establish Rules of Order and Procedures for Council and Committees of Council

#101-2007 – to amend Schedule "B" to Tariff of Fees By-law (Day Care Rates)

#102-2007 – to amend Schedule "G" to By-law #127-2002 (Bus Pass Rates).





**Adjournment**

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

THAT this meeting be now declared closed at 6:00 p.m.; and further

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

- **Personal Matter about an Identifiable Individual.**

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

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

**.....2007**

.....  
**MAYOR**

.....  
**CITY CLERK**