

Minutes

Of a Meeting of the Council of the City of Kenora Monday, January 29, 2007 – City Council Chambers 5:00 p.m.

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

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:-

- To authorize an appropriation from the City's contingency reserves to fund the costs relating to the 2006 Kenora Police Association settlement.
 - To amend the Tariff of Fees By-law to provide for a Post Secondary Student Membership Rate at the Kenora Recreation Centre.

Call to Order

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

Confirmation of Minutes

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

THAT the Minutes of the regular meeting of the Council of the City of Kenora held Monday, January 15, 2007, be confirmed as written and ordered filed.

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 was none declared.

DEPUTATIONS:

Doug Johnson - Chairman - Thistles Celebration Committee

Mr. Johnson, Chair of the Thistles Celebration Committee discussed the tremendous success of the recent 100th Year Thistles Celebration, noting that it has been a "great ride" over the last year and he re-capped the various activities that have taken place in the City, and most recently, the arrival of the Stanley Cup. He further thanked the Lake of the Woods Museum for the fabulous display which hundreds of citizens enjoyed. Mr. Johnson further remarked on the extensive media coverage our Celebration received across Canada, and acknowledged the City's involvement with this special project, and in particular thanked Mayor Compton, and Members of Council for their support and Bill Preisentanz for making arrangements for Trade-marking of the Thistle logo. Prior to viewing a PowerPoint presentation on the Celebrations, Mr. Johnson thanked and acknowledged all Committee Members for their input and the excellent job they did in making this Celebration such a success. He noted he has worked on many committees but that this particular one, comprising of 5.5 City employees, was an excellent Committee that worked together very well. Mr. Johnson then presented Mayor Compton with a cheque in the amount of \$15,000 representing re-payment of the City's loan to the Organizing Committee, and again thanked the City and all citizens for their support of this celebration.



In response, Mayor Compton thanked Mr. Johnson on behalf of City Council for his excellent job on behalf of the Committee, and acknowledged the unfortunate absence of Mrs. Bertha Sanna who was not able to attend. Mayor Compton further thanked and acknowledged all Committee Members for their efforts on this Committee.

Sharon Smith – Mink Bay Wetland Presentation

Sharon Smith, on behalf of the "Friends of Mink Bay" thanked Council for its decision to not authorize a snow machine corridor through the Mink Bay Wetland area and behind the Keewatin Public School. She advised they appreciated Council taking the time to walk the area, speak with and listen to the concerns of all stakeholders, and to make a decision that respects the values and best interests of the whole community. She then gave a PowerPoint presentation explaining they hope to demonstrate to Council, their vision of what this beautiful wetland can bring to the City.

In closing, Ms Smith presented Council with a Petition containing 564 names petitioning the City that "none of this area ever be used as a snow machine corridor, recognizing that Keewatin businesses will not be affected, that this trail will not bring business into Kenora, that Sunset Trail Riders have other options, and that they recognize that snow machine traffic cannot be regulated or controlled."

Ms Smith was thanked for her presentation and she advised she would send an electronic version of all information to the Clerk for Council's information and review.

Roland Roen – Speed Limit along Highway 596

Mr. Roen requested Council to give consideration to amending the Traffic By-law in order to reduce the speed limit from 80 km/h to 60 km/h in the area from the By-Pass south to Duffus Road. He explained this would accommodate his business along Darlington Drive as their heavy equipment trucks are slow moving when they pull out of the plant (Roen Redi-Mix Contracting) and the traffic along Darlington Drive moves quite fast on this stretch of highway. In closing, he noted while there have not been any accidents in this vicinity as yet, he feels 80 km/h is somewhat excessive and would like to keep the area safe for everyone traveling this particular part of the City.

Weyerhaeuser Public Advisory Committee

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

THAT the following be appointed to the Kenora Public Advisory Group for Weyerhaeuser with a term to expire November 30, 2010:-

Councillor Van Walleghem Mayor Compton, Alternate; and further

THAT these representatives be authorized to attend the Annual Meeting of the Kenora Public Advisory Group at the Trus Joist Mill in Kenora on Tuesday, February 20, 2007.

Approval of Accounts

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

THAT the Reports dated January 10, 16, and 18, 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 \$2,117,894.65 be hereby authorized for approval.

Lakehead University Students Union Resolution-Tuition Fees

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

WHEREAS affordable public post-secondary education benefits all Canadians; and



WHEREAS increasing tuition fees is an unnecessary financial barrier to public postsecondary education; and

WHEREAS student debt has skyrocketed by over 350% over the past fifteen years; and

WHEREAS the Government of Canada has failed to restore the public post-secondary education funding cuts of the 1990s; and

WHEREAS the Government of Ontario has cancelled the tuition fee freeze after only two years and approved fee increases of up to 36% over the next four years; and

WHEREAS hinterland communities experience a different social and economic circumstance than other regions of Canada making public post-secondary education inaccessible for many; and

WHEREAS Northern Ontario communities are under extreme challenges regarding employment growth and the attraction of young people for the future; and

WHEREAS public post-secondary education is a cornerstone of positive, long-term development of Northwestern Ontario; and

WHEREAS the majority of Ontarians oppose tuition fee increases and support greater public funding for post-secondary education; and

WHEREAS solidarity with all community partners is important for this campaign's success;

NOW THEREFORE BE IT RESOLVED THAT that the Council of the Corporation of the City of Kenora hereby endorses Lakehead University Student's Union and the Canadian Federation of Students' campaign for affordable, accessible and increased funding for public post-secondary education; and further

BE IT RESOLVED that the Government of Canada and the Government of Ontario increase funding for public post-secondary education to promote access and quality in terms of student financial aid and grants; and further

THAT public post-secondary education be kept on the agenda with regard to the contributions that public post-secondary institutions and graduates make to the world, Canada, Ontario and most importantly, our local communities to become successful.

Funding of 2006 KPS Contract

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

THAT Council recognize the negotiated contract between the Kenora Police Services Board and the Kenora Police Association, and

THAT Council authorize an additional allocation in the 2006 budget in the amount of \$122,879.39, representing funding for incremental wage and benefits costs resulting from the negotiated contract between the Kenora Police Services Board and the Kenora Police Association; and further

THAT notice is hereby given that Council intends to give three readings to a by-law to authorize a corresponding appropriation from the City's contingency reserves to fund the costs relating to this settlement.

IBEW (Telephone) Memorandum of Agreement & Collective Agreement

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

THAT Council of the City of Kenora hereby approves the Memorandum Agreement between the Corporation of the City of Kenora and IBEW Local 559 Telephone Unit for the term January 1, 2006 to December 31, 2006; and further



THAT Council give three readings to a by-law authorizing an agreement between the Corporation of the City of Kenora and IBEW Local 559 Telephone Unit for the term January 1, 2006 to December 31, 2006.

Sunset Trail Riders - Warm-up Shelter

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

WHEREAS Council approved to accept a charitable donation for the purposes of constructing a Warm-up Shelter on the trail system, subject to the Sunset Trail Riders submitting a suitable proposal for this Warm-up Shelter, including the construction of the facility, the determination of an appropriate strategic location that would best promote winter snow machine related tourism to the Kenora area and the long-term responsibility for this shelter; and

WHEREAS approval of the submitted proposal is dependent upon Council review and consideration to determine suitability of that proposal; and

WHEREAS the Sunset Trail Riders has, in Council's opinion, submitted a suitable proposal for the Warm-up Shelter;

NOW THEREFORE BE IT RESOLVED That Council approves the proposal as received from the Sunset Trail Riders for the construction of a Warm-up Shelter on the trail system, including appropriate placement of said structure; and

THAT following construction of the shelter, Council authorizes payment to the Sunset Trail Riders representing payment for the construction of the Warm-up Shelter, up to a maximum of the donation amount received for these works; and further

THAT the ongoing responsibility for the Warm-up Shelter, including upkeep, maintenance and related expenditures be fully the responsibility of the Sunset Trail Riders, with no liability back to the City of Kenora.

Motion to Table Motion #8

Moved by R. McMillan, Seconded by C. Van Walleghem, & Carried:-

THAT Motion #8 on tonight's agenda with respect to "Enhancing the Economy of Northwestern Ontario be hereby tabled.

Motion #8 – Motion Tabled

Moved by W. Cuthbert, Seconded by D. McCann

THAT having reviewed the Report "Enhancing the Economy of Northwestern Ontario" authored by the NOMA led Regional Recovery Program Committee;

IT IS THEREFORE RESOLVED THAT the Report be endorsed by the Council of the Corporation of the City of Kenora, and further

BE IT RESOLVED that the concept of the creation of the Northwestern Ontario Regional Development Authority (NWORDA) be endorsed by the Council of the Corporation of the City of Kenora, and

THAT NOMA be advised of the decision of this Council.

MOTION TABLED.

Request to Province - Kenora's RSCM

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

WHEREAS the City of Kenora is currently facing anticipated losses of \$1.7 million in provincial funding annually by 2011 based on the provincial formulas for the new Ontario



Municipal Partnership Fund (OMPF), representing an anticipated impact on property taxes of 11.3% based on 2006 budget information; and

WHEREAS the City of Kenora is currently in receipt of \$.9 million in provincial stabilization funding annually under the OMPF grant program for which the Province has advised there is no guarantee for continued receipt past 2011, representing a further significant impact on property taxes; and

WHEREAS the City of Kenora is being significantly penalized in its OMPF entitlement through the application of the Rural and Small Communities Measure (RSCM) in comparison with its sister municipalities in Northwestern Ontario; and

WHEREAS the City of Kenora is currently facing an economic crisis through the current closure of one of its major employers and taxpayers, the full impacts of which remain undetermined, for the City directly, its taxpayers and the community;

NOW THEREFORE BE IT RESOLVED That the City petition the Minister of Finance directly to amend the City's RSCM to be equal to that of other, similarly sized Northwestern Ontario municipalities, representing an RSCM of 100, retroactive to the 2005 OMPF entitlement.

Vehicle Operation Policy

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

THAT Council of the City of Kenora hereby approves the amended Human resources Vehicle Operation Policy Number HR-2-19; and

THAT this policy be incorporated into the City's Policy Manual; and further

THAT Resolution Number 14 dated January 16, 2006 be and is hereby rescinded.

Grant funds to Mt. Evergreen Ski Club

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

THAT Council hereby supports advancing funds to the Mt. Evergreen Ski Club for purposes of the purchase of a groomer, and development of a learning hill, in the amount of \$90,000; and further

THAT this item be included in the 2007 Capital Budget.

Wage Increase - Contracted Fitness Instructor

12. Moved by C. Van Walleghem, Seconded by D. McCann & Carried:-

THAT Council of the City of Kenora receive the recommendation from the Leisure Services Committee to authorize the increase and implementation of the contracted fitness instructors wage to \$20.00 per hour, effective immediately.

Community Club Grants

13. Moved by C. Van Walleghem, Seconded by R. McMillan & Carried:-

THAT Council of the City of Kenora receive the recommendation from the Leisure Services Committee approving the grant amount of \$4,000.00 to Central, Rideout and Evergreen Community Clubs.

<u>Post Secondary Membership Rate – Recreation Centre</u>

14. Moved by C. Van Walleghem, Seconded by C. Drinkwalter & Carried:-

THAT Council of the City of Kenora receive the recommendation from the Leisure Services Committee, approving the rate of \$140.00 for a post secondary student's membership rate at the Kenora Recreation Centre; 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 the new rates take effect immediately upon third and final reading of the by-law.

LOW Sports Association – Donation

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

THAT authorization be hereby given for a donation in the amount of \$200.00 to the Lake of the Woods Sports Association; and further

THAT authorization be hereby given for Councillor Van Walleghem to attend the Dinner on behalf of the City of Kenora.

Extension of Ice at Keewatin Memorial Arena

16. Moved by C. Van Walleghem, Seconded by D. McCann:-

THAT Council of the City of Kenora receive the recommendation from the Leisure Services Committee to authorize the ice in the Keewatin Memorial Arena be left in for one additional week to facilitate the hosting of an additional tournament for Lake of the Woods Girls Minor Hockey April 13-15, 2007.

Councillor Poirier requested Motion #16 be amended as follows:-

Motion to Amend Motion #16

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

THAT Motion #16 on tonight's agenda be amended by adding the following at the end of the paragraph:- "Conditional upon Confirmation of 6 out-of-town teams being registered by March 13, 2007."

Motion #16 as Amended

16. Moved by C. Van Walleghem, Seconded by D. McCann: & Carried-

THAT Council of the City of Kenora receive the recommendation from the Leisure Services Committee to authorize the ice in the Keewatin Memorial Arena be left in for one additional week to facilitate the hosting of an additional tournament for Lake of the Woods Girls Minor Hockey April 13-15, 2007, conditional upon confirmation of 6 out-of-town teams being registered by March 13, 2007.

Kenora in Bloom – 2007 Program

17. Moved by C. Van Walleghem, Seconded by C. Drinkwalter & Carried:-

THAT Council of the City of Kenora hereby accept the 2006 Kenora in Bloom Report and Evaluation Grid; and

THAT Council hereby supports the City of Kenora's participation in the 2007 National Communities in Bloom Competition in the Friends Category; and further

THAT this item in the amount of \$6,150.00 representing the required fee, registration fee, operation expenses, and program delivery of Kenora in Bloom be referred to the 2007 Parks Operating Budget review process.

Rural Infrastructure Investment Initiative Program

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

THAT Council of the City of Kenora hereby applies under the Rural Infrastructure Investment Initiative program for funding in the amount of \$400,000 for the Keewatin Channel Bridge Paving project; and further



THAT three readings be given to a by-law authorizing the submission of an application to the Ontario Infrastructure Projects Corporation for funding from the Rural Infrastructure Investment Initiative for new eligible capital projects and to approve the expenditure of funds on said capital projects.

Traffic By-law Amendment – Sunrise Trail/Peterson Road

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

THAT the City of Kenora Traffic Regulation By-law 127-2001 be amended to include the following changes to Schedule O "Stop Signs at Intersections" and to Schedule P "Yield Signs at Intersections" at Sunrise Trail and Peterson Road:

Schedule "O" Stop Signs at Intersections

Column 1 INTERSECTION	Column 2 FACING TRAFFIC
Delete:	
Sunrise Trail and Peterson Road	West bound on Sunrise Trail

Schedule "P" Yield Signs at Intersections

Column 1	Column 2
INTERSECTION	FACING TRAFFIC
Add:	
Sunrise Trail and Peterson Road	West bound on Sunrise Trail

Traffic By-law Amendment - Pine Portage Road

20. Moved by D. McCann, Seconded by C. Van Walleghem & Carried:-

THAT the City of Kenora Traffic Regulation By-law 127-2001 be amended to include the following changes to Schedule N "Prohibited Turning Movements", Schedule O "Stop Signs at Intersections" and to Schedule P "Yield Signs at Intersections" on Pine Portage Road:

Schedule "N" Prohibited Turning Movements

Column 1	Column 2	Column 3
HIGHWAY/FACING TRAFFIC	TURN PROHIBITED	TIMES/DAYS
Add: Pine Portage Road, south bound	LEFT onto Highway 17 East	Anytime

Schedule "O" Stop Signs at Intersections

Column 1 INTERSECTION	Column 2 FACING TRAFFIC
Remove: Pine Portage Road and Highway 17 East	South bound on Pine Portage Road

Schedule "P" Yield Signs at Intersections

Desire date in 1101d Digital de 1110015000100115	
Column 1	Column 2
INTERSECTION	FACING TRAFFIC
Add: Pine Portage Road and Highway 17 East	South bound on Pine Portage Road

Pedestrian Crossing – Valley Drive

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

THAT Council hereby supports the recommendation from the Engineering Department and the Kenora Police Service that a controlled pedestrian crossing not be installed across from Pinecrest Home for the Aged on Valley Drive.



Transit Ridership Plan

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

THAT Council of the City of Kenora hereby receives the City of Kenora Transit Ridership Growth and Asset Management Plan.

Lease Agreement (Hing)

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

THAT Council give three readings to a by-law authorizing a five (5) year lease agreement for a parcel of land being 4 feet x 8 feet with 446562 Ontario Ltd. (Gam Hing Choo) for purposes of placement of a garbage container; and further

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

Planning Training Sessions

24. Moved by W. Cuthbert, Seconded by C. Van Walleghem & Carried:-

THAT the Council of the City of Kenora authorize the Planning Department to make arrangements with the Ontario Association of Committees of Adjustment and Consent-granting Authorities for training in Kenora and further

THAT such training costs shall not exceed \$2,000.

Terms of Reference – Lake Capacity Study – Black Sturgeon

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

THAT the terms of reference for a Lake Capacity Study of Black Sturgeon Lake be approved; and further

THAT the Planning and Economic Development Department is directed to proceed to distribute/advertise for a qualified consultant.

PAC & Property & Planning Committee Link

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

THAT in the absence of the Chair of the Kenora Planning Advisory Committee, the Vice-Chair be permitted to attend meetings of the Property and Planning Committee as the liaison role is an important link.

Zoning By-law Amendment - White

27. Moved by W. Cuthbert, Seconded by C. Van Walleghem & Carried:-

THAT Council hereby approves Application No. Z01/07(White) for a Zoning By-law amendment to add a second residential unit within the principle dwelling unit as a use to the RR – Rural Residential zoning on property described as 53 Crystal Street, Plan M135 Lot 19 & Loc CL;11039 Des 23R10254 Part 1;Pcls 40055 & 42199; and further

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

Economic Development Commission Report

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

WHEREAS the Council of the City of Kenora adopted the City of Kenora Economic Development Plan in August of 2006; and

WHEREAS the top priority in Section 6.0 of the Plan is the establishment of an Economic Development Commission; and



WHEREAS the Chairman of the City of Kenora Economic Development Committee has completed a report, dated January 20, 2007, recommending the steps required for proceeding with the establishment of said Commission;

NOW THEREFORE be it resolved that Council of the City of Kenora hereby adopts the January 20, 2007 report, as submitted by the Committee Chairman.

Application for establishment of Community Development Corp.

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

THAT the Council of the Corporation of the City of Kenora direct the Municipal Solicitor to make application for the establishment of a Community Development Corporation, wholly owned by the City of Kenora, pursuant to Section 109 (1) of the Municipal Act; and further

THAT the Chairman and City administration work with the Municipal Solicitor to develop an operating by-law for the governance of the Corporation.

Proclamation – Kenora's Amazing Race for Health

30. Moved by C. Van Walleghem, Seconded by R. McMillan & Carried:-

THAT the Mayor be and is hereby authorized to proclaim the week of February 4 to 10, 2007 as "Kenora's Amazing Race for Health Week" in and for the City of Kenora.

Tender – Portage Bay Foot Bridge Repairs

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

THAT the following tenders, for the repair of the Portage Bay Foot Bridge in Keewatin be received:-

MD Contracting \$74,800.00 (plus GST)
Unit price #1: \$10.00 per 2"x6"x8'

Solid Construction \$23,019.00 (plus GST)
Unit price #1: \$3.10 per linear foot

Moncrief Construction \$19,200.00 (plus GST)
Unit price # 1: \$35.00 per 2"x6"x8'

Sierra Construction \$31,000.00 (plus GST)
Unit price #1: \$10.00 per square foot

AND THAT the tender received from Moncrief Construction, in the amount of \$19,200 plus GST and \$35.00 per 2"x6"x8', for the repair of the Portage Bay Foot Bridge in Keewatin, be hereby accepted; and further

THAT three readings be given to a by-law to authorize the entering into of a contract for this purpose.

By-laws – First & Second Reading

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

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

#10-2007 – to confirm the proceedings of Standing Committee Meetings held January 23 and 24, 2007

#11-2007 – to execute a Collective Agreement with the International Brotherhood of Electrical Workers, Local 559 (Telephone)



#12-2007 – to adopt amended estimates for Operating and Reserves to be incorporated into the sums required for municipal purposes, during 2006

#13-2007 – to amend Schedule "B" to Tariff of Fees & Charges By-law #100-2003

#14-2007 – to authorize the submission of an application to the Ontario Infrastructure Projects Corporation for funding from the Rural Infrastructure Investment Initiative for new eligible capital projects of the City of Kenora and to approve the expenditure of funds on said eligible capital projects

#15-2007 — to authorize the execution of an agreement with Moncrief Construction Limited for the Keewatin Portage Bay Foot Bridge Rehabilitation Project

#16-2007 – to amend Traffic By-law #127-2001 (Sunrise Trail & Peterson Rd.)

#17-2007 – to amend Traffic By-law #127-2001 (Pine Portage Rd.)

#18-2007 – to amend Zoning By-law #160-2004, as amended (White)

#19-2007 – to authorize the execution of a lease agreement with 446562 Ontario Ltd.

By-laws - Third & Final Reading

33. Moved by C. Drinkwalter, Seconded by C. Van Walleghem & Carried:-

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

#10-2007 – to confirm the proceedings of Standing Committee Meetings held January 23 and 24, 2007

#11-2007 – to execute a Collective Agreement with the International Brotherhood of Electrical Workers, Local 559 (Telephone)

#12-2007 – to adopt amended estimates for Operating and Reserves to be incorporated into the sums required for municipal purposes, during 2006

#13-2007 – to amend Schedule "B" to Tariff of Fees & Charges By-law #100-2003

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#17-2007 – to amend Traffic By-law #127-2001 (Pine Portage Rd.)

#18-2007 – to amend Zoning By-law #160-2004, as amended (White)

#19-2007 – to authorize the execution of a lease agreement with 446562 Ontario Ltd.

Adjournment

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

THAT this meeting be now declared closed at 6:14 pm



THE CORPORATION OF THE CITY OF KENORA:

CONFIRMED AS WRITTEN THISDAY OF

••••••	2007
MAYOR	CITY CLERK