



Minutes

*Of a Meeting of the Council of the City of Kenora
Monday, June 11, 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 Walleghem, Bill Preisenzanz, CAO, Joanne L. McMillin, City Clerk, Heather Kasprick, Deputy Clerk.

### Call to Order

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

### 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: -

- *An amendment to Tariff of Fees & Charges By-law – Child Minding Rates;*
- *An amendment to the 2007 Capital Budget to authorize an appropriation from the Downloaded Roads Reserve for the Municipal Road Works Program.*

### Confirmation of Minutes

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

THAT the Minutes of the regular meeting of the Council of the City of Kenora held **Monday, May 28, 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 were none declared.

### DEPUTATIONS:

#### Valerie Brown

Mrs. Brown circulated copies of her Deputation to Members of Council and to the Clerk for the public record. Mrs. Brown gave a history of the use of the boardwalk on Coney Island and that should the City remove it, her and her family members will be deprived from land access to the beach, playing field and to visit with other Coney friends. She noted that some island residents with physical limitations rely on the boardwalk for easier mobility to access the beach as it is a solid surface.

In closing, Mrs. Brown appealed to Council to reconsider the permanent removal of the boardwalk and to leave it in place for the benefit of residents, visitors and town people, not only for the history that it holds but also because Coney is known as the best beach in the area and is a tourist destination.



**Mac Morrison**

Mr. Morrison asked where things are at with Handi Transit and that the City should keep Handi Transit and keep the rates at the current level as it is a necessary service.

He referred to the high costs of building, particularly for young people noting that his son is currently building and needs a BICN number that costs about \$700 which is an additional cost to build plus the expense of a building permit, etc.

Mr. Morrison also referred to the Keewatin Library but just found out that there are two other choices for the re-location of the Library. He mentioned there should be a volunteer for the janitorial service so that expenses can be cut.

Mr. Morrison presented a copy of his Deputation to the Clerk for the public record.

**Dave Scrimger**

Mr. Scrimger addressed Council on the matter of the Coney Island Boardwalk and thanked Council for delaying the decision for two weeks. However, he advised he is requesting Council to turn the motion down as there could be a deal made to make the Coney Island ratepayers happy as well as the City.

He referred to the high costs to the City associated with the tearing out of the boardwalk, barging it and disposing of it. In addition to putting the land back to its natural state this could also be quite costly. Many would agree to maintain the boardwalk once it has been replaced, and they are asking for a fair and equitable resolution.

Mr. Scrimger presented a copy of his Deputation to the Clerk for the public record.

**Michael Strecker**

Mr. Strecker circulated information to each Member of Council with respect to his property located on Highway 17 East.

**Pearl Bannister**

Mrs. Bannister addressed Council on environmental matters, and in particular, sodium chloride in our water. She indicated cancer rates have excelled as a result of fluoridation. Mrs. Bannister advised she had distributed an article to Council regarding sodium chloride in our water system and its detrimental affects on our health. She would like to see this stopped and that if residents want fluoride they can add their own with the use of tablets, but it should not be in our water system.

In closing she referred to the continued use of pesticides and herbicides on private property and that they are a main cause of breast cancer and wants a ban on their use. Mrs. Bannister provided a copy of a video for Council regarding this matter.

**Approval of Accounts**

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

THAT the Reports dated **May 24, 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 **\$691,071.39** be hereby authorized for approval.



**COMRIF Asset Management Program**

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

THAT Council hereby authorizes the Mayor and the CAO to execute the Funding Agreement for the COMRIF Asset Management Program (AMP) Project; and further

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

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

**Loan Advance – Kenora Health Care Centre Corporation**

**3A) Moved by R. McMillan, Seconded by C. VanWalleghem & Carried:-**

THAT Council of the City of Kenora hereby authorize the following loan advance to the Kenora Health Care Centre Corporation in accordance with the terms and conditions of Bylaw Numbers, 14-2006, 127-2006, and 47-2007:

1. \$200,000 effective June 6, 2007

**Coney Island – South Boardwalk**

**4. Moved by W. Cuthbert, Seconded by D. McCann:**

THAT Council hereby approves the removal of the South Boardwalk at Coney Island from private property.

**MOTION #4 DEFEATED**

**Amendment to Tariff of Fees – Child Minding Rates**

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

THAT Council of the City of Kenora receives the recommendation from the Recreation Coordinator, approving the rate of \$4.00 per hour per child for the A & W Child Minding Centre for the 2007; and

THAT the \$4.00 an hour fee be waived for those members who have purchased an annual membership; 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 for this purpose; and further

THAT the new rates take effect and come into force upon third and final reading of the by-law.

**Memorial Service @ LOW Cemetery**

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

THAT Council hereby approves the Canadian Army Veteran Motorcycle Units to hold a Memorial Service at the Lake of the Woods Cemetery on Saturday, August 4<sup>th</sup>, 2007 at 11 a.m.; and further

THAT general vehicular traffic be prohibited in the Cemetery from 10:30 a.m. to 12:30 p.m. on Saturday, August 4<sup>th</sup>, 2007, during the Memorial Service.

**Amendment to Traffic By-law – Schedule "B"**

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

THAT the City of Kenora Traffic Regulation By-law 127-2001 be amended to include the following changes to Schedule "B" – No Parking Area – Tow Away Zone – St. Clair Street at Main Street, Wharf Street and Tenth Street.



| <u>Column 1</u><br>STREET/HIGHWAY | <u>Column 2</u><br>LOCATION                                                | <u>Column 3</u><br>SIDE | <u>Column 4</u><br>TIME |
|-----------------------------------|----------------------------------------------------------------------------|-------------------------|-------------------------|
| <b>Add:</b><br>St. Clair Street   | From 30 metres west of<br>Main Street (Hwy 17) easterly<br>to Tenth Street | North                   | Anytime                 |

**Municipal DataWorks Agreement**

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

THAT authorization be hereby given for the City of Kenora to enter into an agreement with the Ontario Good Roads Association (OGRA) to allow access to the software Municipal DataWorks, being a web-based infrastructure asset repository owned and managed by the Ontario Good Roads Association (OGRA) on behalf of its members; and further

THAT the Municipal DataWorks Data Provision Agreement, attached to R. Perchuk’s May 30, 2007 Report, be hereby accepted.

**Matheson Street Water Tower**

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

THAT Council of the City of Kenora take the following steps with respect to the future of the Matheson Street water tower structure;

- a) develop a request for proposals for third party use of the Matheson Street water tower structure;
- b) investigate advertising and promotional options for City purposes; and further

THAT results of these options for potential use of the Matheson Street water tower be brought forward at the first Council meeting in September 2007 for review and decision.

**Purchase of Jersey Barriers**

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

THAT the purchase of jersey barriers in accordance with the amended 2007 Capital Budget be hereby accepted; and

THAT the quote for jersey barriers submitted by Miller Pre-Cast, being the only supplier of jersey barriers, be hereby accepted; and further

THAT the Purchase Order with respect to this matter in the amount of \$60,790.50 (including tax) be hereby approved for payment.

**Amendment to Capital Budget – Road Works Program**

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

THAT Council give three readings to a by-law to amend the 2007 Capital Budget to authorize an appropriation from the Downloaded Roads Reserve Funds in the amount of \$59,800.07 for the purpose of funding the works related to the 2007 Municipal Road Works Program.

**Amendment to Sign By-law – Committee Composition**

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

THAT Council of the City of Kenora hereby authorizes an amendment to Sign By-law Number 50-2004, as set out in the Planning Assistant’s Report dated



June 1, 2007 with respect to appointing the Property and Planning Committee of Council as the City's Sign Committee for purposes of the by-law.

**Receipt of Report from "Making Kenora Home Committee"**

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

THAT the Council of the City of Kenora hereby accepts the report of the "Making Kenora Home Committee" entitled '**Community Solutions for Affordable Housing Projects.**'

**Meridian Planning Consultants Services for C.I.P.**

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

THAT Meridian Planning Consultants Inc. be retained by the City of Kenora for the purpose of completing a Community Improvement Plan according to the terms and conditions set out in the proposal dated May 22, 2007 and for a maximum cost of \$8919.38 + GST; and further

THAT Council give three readings to a by-law authorizing the Mayor and Clerk to enter into a contract for this purpose.

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

**Application to NOHFC – Cellular & Internet Services**

**15A) Moved by A. Poirier, Seconded by R. McMillan & Carried:-**

THAT the Council of the City of Kenora authorize a Stage II application to the Northern Ontario Heritage Funding Corporation for the expansion of cellular and high speed internet services in Northwest Ontario.

**Refusal of Application to Amend Zoning By-law**

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

THAT the Council of the City of Kenora hereby refuses Application #Z02/07 (Victory Baptist Church), to amend Zoning By-law #160-2004 from RR – Rural Residential to I – Institutional, specifically at property described as Concession 4 of Jaffray Part Location IT Designated as 23R8863, Part 1 THRU 8 REM PCL 5054.

**By-laws – First & Second Reading**

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

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

#70-2007 – to confirm proceedings of Council at its Standing and Committee Meetings

#71-2007 – to execute a funding agreement with the Ministry of Agriculture, Food and Rural Affairs under the COMRIF Asset Management Project

#72-2007 – to amend Schedule "B" to By-law Number 100-2003 being a by-law to establish a General Tariff of Fees & Charges for the City of Kenora

#73-2007 - to amend By-law Number 127-2001 being a by-law to Regulate Traffic on the Roads and Highways of the City of Kenora



#74-2007 – to adopt Amended Estimates for Capital and Reserves to be incorporated into the sums required for municipal purposes during the year, 2007

#75-2007 – to amend By-law Number 50-2004 to regulate signs and other advertising devices within the City of Kenora

#76-2007 – to authorize a contract with Meridian Planning Consultants.

**By-laws – Third & Final Reading**

**17. 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: -

#70-2007 – to confirm proceedings of Council at its Standing and Committee Meetings

#71-2007 – to execute a funding agreement with the Ministry of Agriculture, Food and Rural Affairs under the COMRIF Asset Management Project

#72-2007 – to amend Schedule “B” to By-law Number 100-2003 being a by-law to establish a General Tariff of Fees & Charges for the City of Kenora

#73-2007 - to amend By-law Number 127-2001 being a by-law to Regulate Traffic on the Roads and Highways of the City of Kenora

#74-2007 – to adopt Amended Estimates for Capital and Reserves to be incorporated into the sums required for municipal purposes during the year, 2007

#75-2007 – to amend By-law Number 50-2004 to regulate signs and other advertising devices within the City of Kenora

#76-2007 – to authorize a contract with Meridian Planning Consultants.

**NOTICE OF MOTION – Coney Island South Boardwalk**

I, Councillor Chris Van Wallegghem do hereby give Notice of Motion in keeping with Section 7.12 of Council’s Procedural By-law #160-2005, that the matter of the Coney Island South Boardwalk be included on the next regular Community Services Committee Agenda for the meeting to be held Monday, June 18, 2007.

**Adjournment**

**18. Moved by C. Drinkwalter, Seconded by C. Van Wallegghem & 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:

- **Potential Litigation Matter.**

**No report as a result of Closed Session**

The meeting adjourned at 6:30 p.m.



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

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

**.....2007**

.....  
**MAYOR**

.....  
**CITY CLERK**