



Minutes

*Of a Meeting of the Council of the City of Kenora
Monday, March 26, 2007 – City Council Chambers
5:00 p.m.*

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

*Regrets: Mayor L. Compton*

## **Call to Order**

A/Mayor McMillan called the meeting to order and Councillor Cuthbert read the Prayer.

## **Confirmation of Minutes**

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

THAT the Minutes of the last Regular Meeting of the Council of the City of Kenora held **Monday, March 12, 2007** be confirmed as written and circulated.

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

**A/Mayor McMillan 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 Amend Tariff of Fees By-law #100-2003 to provide for fees regarding the cost of ice candles.

## **Declarations of Pecuniary Interest**

A/Mayor McMillan 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:**

### **Emily Tacknyk-Roulston**

Ms Tacknyk-Roulston advised she would be submitting two Petitions (a total of over some 600 names) on behalf of two senior citizens regarding proposed changes to the Harbourfront, specifically the roundabout for the subway intersection in place of the traffic lights. Further she indicated one Petition states that there had been very little effort put into obtaining signatures due to time constraints, however it could be said quite easily and without fear that many thousands of signatures could be obtained as those who signed were more than eager to. Also the Petition referred to Council being well aware there is a great deal of resentment in the general population concerning the Harbourfront efforts. Ms Tacknyk-Roulston presented the Clerk with the two Petitions for a response by Council.

### **Ted Weiss**

Mr. Weiss, President of Sunset Trail Riders Snowmobile Club presented a copy of his presentation to the Clerk for the public record and for Members of Council concerning the suggestion by Council to remove the requirements of trail permits within the City. He appealed to Council to consider the



ramifications of this action for next season which will essentially result in a free pass in the community for snowmobiles to run the streets, lanes, sidewalks and private property with no rules or regulations. He indicated that STR has a strong interest in supporting the community and that they clearly need the same from Council. He believes there will be no winter tourism available in Kenora if this proposal is put into place, and he offered several choices to the City: (1) continue to allow STR to put a user pay trail system through the community for free and support the user pay system; (2) organize and fund a non-STR group to maintain a corridor; (3) the City could maintain a corridor; (4) have no corridor and let snowmobilers fend for themselves. In closing he requested Council to make a decision with a vision for the future and not the past.

### **Marion McKay**

Ms McKay presented a copy of her presentation to the Clerk for the public record and for Members of Council expressing concern on a few issues regarding snowmobiling and the in-town corridor.

She explained she is not a snowmobiler but feels the sport can give a real boost to our community for tourism and that it should be a user-pay system like anything else in our town. As a taxpayer and a non-snowmobiler she does not want tax dollars used for the purpose of insuring and maintaining the trails in Kenora. Ms McKay questioned what rules will apply to the open trail system? Further, she referred to the reduction of snowmobile deaths in Ontario, likely due to the work of the OFSC and having signage and a safety system in place. She asked Council if they believe the citizens of Kenora are willing to take over this liability.

Ms McKay referred to STR having trained some 200 young snowmobilers in the last 2 years (12 to 16 years of age) who do not have an Ontario driver's license but have the course to drive and be a respectable snowmobiler. She questioned if the City will take on a similar education program to teach our youth and to learn to drive responsibly. Ms McKay also expressed concern on neighbourhood complaints and matters pertaining to enforcement, the racing of machines and drinking that has taken place on the in-town corridor, the lack of commitment and little effort to control recklessness; Ms McKay feels it is completely irresponsible on the City's part to open the trails up for free and allow snowmobilers to be all over the roads and sidewalks.

In closing she stated our economy needs winter tourism and specifically snowmobiling and we don't need anymore studies to figure it out, instead the City should work with the local club and stand behind enforcement of the trails and to treat this issue as a fiscally responsible business decision, not an emotional one.

### **Approval of Accounts**

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

THAT the Reports dated **March 14, 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 **\$2,063,095.60** be hereby authorized for approval.

### **Asset Management Program - COMRIF**

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

THAT Council approve a supporting resolution ranking the Asset Management Program as the highest priority for funding under the Canada-Ontario Municipal Rural Infrastructure Fund.



**Procedural changes to Standing Committee Meetings**

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

THAT Council hereby approves the following changes to the Standing Committee Meeting Procedures on a trial basis effective April 16 to December 31, 2007:

THAT the Finance and Administration, Community Services, and Operations Committees will meet on the First & Third Monday of every month between 4:00 p.m. and 7:00 p.m., with one Agenda; and

THAT the Property and Planning Committee will meet the First & Third Tuesday of every month between 9:00 a.m. and 11:00 a.m.; and

THAT Emergency Services will meet the Third Wednesday of every month between 8:30 a.m. and 10:00 a.m.; and

THAT the Clerk finalize the details and give appropriate notice in accordance with the Notice By-Law 14-2003 with respect to these changes; and further

THAT three readings be given to amend the Procedural By-Law for this purpose.

**NWHU – Community Food Security**

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

WHEREAS the Board of Health for the Northwestern Health Unit plays an essential role in fostering communities; and

WHEREAS food security is a key determinant of health, a prerequisite for healthy eating and fundamental to human and environmental health; and

WHEREAS the Board of Health for the Northwestern Health Unit supports the operation and development of food security initiatives, such as community gardens and kitchens, cooking classes, food boxes, food localism activities, and related municipal planning and activities; and

WHEREAS the results of the 2006 Nutritious Food Basket survey reveal that the cost of eating in Northwestern Ontario has increased 17% in the past eight years; but in the same period the minimum wage has increased only 13%; and social assistance rates increased only 3% in 2005 and 2% in December 2006;

THEREFORE BE IT RESOLVED THAT the Board of Health for the Northwestern Health Unit further its support for community, food security for residents of Northwestern Ontario by requesting the Premier of Ontario take action to ensure adequate social assistance rates, and affordable housing; and

FURTHER BE IT RESOLVED THAT a copy of this Resolution be forwarded to the Leader of the Opposition, the Minister of Health and Long-term Care, the Minister of Children and Youth Services, the Minister of Health Promotion, local Members of Provincial Parliament, and the Chief Medical Officer of Health for their support and action.

**Video Surveillance Policy**

**6. Moved by C. Van Walleggem, Seconded by W. Cuthbert & Carried:-**

THAT Council of the City of Kenora hereby approve Policy No. AD-3-1 being a policy of the Corporation of the City of Kenora to utilize video surveillance to ensure the security of individuals, assets and property.



**Liquor License Endorsement Policy**

**7. Moved by A. Poirier, Seconded by W. Cuthbert & Carried:-**

THAT Council hereby approves Liquor License Endorsement Policy #CC-11-1; and further

THAT the policy be included in the City's Policy Manual.

**Pinecrest Community Club Grant**

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

THAT Council of the City of Kenora receives the recommendation from the Leisure Services Committee, approving the grant amount of \$4000.00 to Pinecrest Community Club.

*Councillor Cuthbert requested the Rules of Order be suspended to introduce the following item:*

**Scheduling of Budget Meeting**

**8A Moved by W. Cuthbert, Seconded by C. Van Walleghem & Carried:-**

THAT the Budget Committee of Council hold a budget meeting on Friday, March 30 between 11:30 a.m. and 1:00 p.m. in the Council Chambers for the purpose of discussing the Economic Development Program budget; and further

THAT the public be invited to attend.

*Councillor Poirier requested the Rules of Order be suspended to introduce the following item:*

**Ministry of Municipal Affairs & Housing – Special Grant**

**8B Moved by A. Poirier, Seconded by D. McCann & Carried:-**

THAT Council authorize the Mayor & the CAO to execute an agreement between the Ministry of Municipal Affairs & Housing and the City of Kenora for the purpose of providing a special assistance grant for 2006 in the amount of \$584,895, dated this 26 day of March 2007.

**Rate Changes – Ice Candles**

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

THAT Council hereby accepts the 2006 Ice Candle Report; and

THAT authorization be given for the following rate changes associated with Ice Candle purchases at the LOW Cemetery:-

- Pick-up candles from \$5.00 per ice candle to \$8.00 per ice candle
- Place and light candle rate of \$10.00 to remain the same; and further

THAT Council give three readings to a by-law to amend Schedule "B" to Tariff of Fees By-law #100-2003 for this purpose.

**Hiring of Summer Students and Seasonal Labourers**

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

THAT Council of the City of Kenora hereby approves the hiring of two (2) seasonal parks labourers for a total of 57 weeks between March and December, 2007; and



THAT Council approves the hiring of three (3) summer students for the Lake of the Woods Cemetery (for 18 weeks each for a total of 54 weeks) from April to August, 2007; and

THAT Council approves the hiring of four (4) parks students for the Parks Department (for 14 weeks each for a total of 56 weeks) from May to August, 2007; and

THAT Council approves the hiring of four (4) roads students for the Operations Department (for 14 weeks each for a total of 56 weeks) from May to August, 2007; and further

THAT this recommendation is pending on the approval of the 2007 Operational Budget.

**NAFN – Annual Hockey Tournament**

**11. Moved by C. Van Wallegem, Seconded by A. Poirier & Carried:-**

THAT Council of the City of Kenora hereby authorizes a grant of \$3,000.00 for the use of the Kenora Recreation Centre for the 18<sup>th</sup> Annual Tournament (NAFN Hockey Tournament) being held in Kenora on April 5 to 8, 2007.

**Municipal Forest Fire Management Agreement**

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

THAT Council for the City of Kenora enter into a further Municipal Forest Fire Management Agreement with the Ministry of Natural Resources for the period between 1 April 2007 through to 31 March 2010, and further

THAT By-Law #17-2004 be and is hereby repealed.

**MTO Surface Treatment Program - 2007**

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

THAT the following roads be identified for inclusion in the Ministry of Transportation Surface Treatment Program (double application) for the year 2007:

| <u>Location</u> | <u>Length</u>                                                        | <u>Application</u> |
|-----------------|----------------------------------------------------------------------|--------------------|
| Essex Road      | From the Lajeneusse bridge, southerly                                | 1.0 km double      |
| Duffus Road     | From the junction of Darlington Drive, westerly                      | 1.0 km double      |
| Coker Road      | From the junction of the Redditt Road, easterly                      | 1.0 km double      |
| Gould Road      | Entire Length                                                        | 1.9 km double      |
| East Melick     | Various patches (between Essex Road junction & School Road junction) | 1.0 km double      |

**Kenora Water System Summary Report**

**14. Moved by W. Cuthbert, Seconded by C. Drinkwalter & Carried:-**

THAT the Council of the City of Kenora accepts the 2006 Kenora Water System Summary Report, for the period January 1<sup>st</sup>, 2006 to December 31<sup>st</sup>, 2006, as prepared by Warren Ortlieb, Water and Sewer Supervisor.

**Removal of Trail Permit Requirement**

**15. Moved by W. Cuthbert, Seconded by D. McCann:-**



THAT Council of the City of Kenora hereby accepts the recommendation of the Property & Planning Committee with respect to promoting snowmobiling within the community by removing the trail permit requirement for the designated corridor within the City limits; and further

THAT once final direction on this matter is confirmed Council give three readings to a by-law to amend By-law #154-2001 for this purpose.

**Motion to table Motion #15**

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

THAT Motion Number 15 on tonight’s agenda with respect to proposed changes to the snowmobile corridor be hereby tabled.

**MOTION DEFEATED**

**Removal of Trail Permit Requirement**

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

THAT Council of the City of Kenora hereby accepts the recommendation of the Property & Planning Committee with respect to promoting snowmobiling within the community by removing the trail permit requirement for the designated corridor within the City limits; and further

THAT once final direction on this matter is confirmed Council give three readings to a by-law to amend By-law #154-2001 for this purpose.

**RECORDED VOTE:**

| <b>COUNCIL</b>            | <b>AYE</b>    | <b>NAY</b> | <b>Dec. of Interest</b> |
|---------------------------|---------------|------------|-------------------------|
| Councillor Cuthbert       | √             |            |                         |
| Councillor Drinkwalter    | √             |            |                         |
| Councillor McCann         | √             |            |                         |
| Councillor McMillan       | √             |            |                         |
| Councillor Poirier        |               | √          |                         |
| Councillor Van Wallegghem |               | √          |                         |
| Mayor Compton             | <b>ABSENT</b> |            |                         |

**Proposed NWOntario Regional Development Authority**

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

Whereas NOMA at its AGM in April 2006 unanimously agreed to strike a Regional Recovery Program (RRP) Committee to develop a plan to chart a course for economic recovery for the Northwestern Ontario Region; and

Whereas the complex decisions affecting the Northwest are best understood and made by those who live here and by speaking with one voice; and

Whereas the Report “Forging the Future ... an economic vision for Northwestern Ontario” dated January 2007, authored by the NOMA led RRP Committee, identified critical issues facing the municipalities in Northwestern Ontario; and

Whereas NOMA must continue to press the senior levels of government for the tools to effectively address economic crisis faced by northern communities; and

Whereas NOMA is now requesting municipal support in principle for the Report and the concept of the creation of NWORDA;



Now Therefore Be It Resolved that the City of Kenora acknowledges the issues identified in the Report, and the ongoing efforts of the RPP to develop a pan-Northern growth and development plan and associated policy changes by senior levels of government that in turn support the implementation of the plan, recognizing that there still needs to be recognition and inclusion of strategic First Nation partnerships in an economic vision of Northwestern Ontario development; and

That the creation of a new organizational body from Northwestern Ontario to act as one voice in addressing the economic issues of the region deflects from the underlying reality that the present level of senior governments have created the present 'policy vacuum' and need to be pressured into creation of a plan for the future growth, development and prosperity of the North Now; and

That the City of Kenora not support the concept of the creation of NWORDA; and further

That NOMA and the municipalities within the NOMA District be advised of the City of Kenora position.

**Lease with Bob Bell & Sons Ltd.**

**17. Moved by W. Cuthbert, Seconded by A. Poirier & Carried:-**

THAT the Council of the Corporation of the City of Kenora enters into a lease agreement with Bob Bell & Sons Ltd. for the use of a portion of green space located at the Harbourfront for a platform upon which to locate tables and chairs; and

THAT the lease be in effect for the balance of 2007, ending on December 31<sup>st</sup>, at a rate of \$5 per square foot + taxes for a total of 196 square feet; and further

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

**2007 Urban Street & Highway Line Painting Tender**

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

THAT Council receives the following tenders for the 2007 Urban Street and Highway Line Painting (GST Included): -

|                     | <b><u>Line Marking</u></b> | <b><u>Hourly Rate (Extra Work)</u></b> |
|---------------------|----------------------------|----------------------------------------|
| Rite-Way Decorators | \$88,260.90                | \$47.50                                |
| Northwest Lines     | \$75,260.00                | \$65.00; and                           |

THAT the quotation submitted by North-West Lines Ltd., in the amount \$75,260.00 (GST included) with an hourly rate of \$65.00 (GST extra) for extra work, be accepted; and further

THAT Northwest Line's bid of \$9,116.00 for Option 1 Works for the re-configuration on Main Street to allow for angle parking not be accepted.

**By-laws – First & Second Reading**

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

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

**#30-2007** – to confirm proceedings of Council at its Standing Committee Meetings held March 20 & 21, 2007;



**#31-2007** – to assume, stop up, close and sell a portion of road allowance on Dufresne Island (Haus);

**#32-2007** – to stop up, close and sell a portion of property on Peterson Road (Moncrief Construction);

**#33-2007** – to amend Zoning By-Law #160-2004, as amended (Sas);

**#34-2007** – to extend lease agreement for green space at Harbourfront (Bob Bell & Sons Ltd.);

**#35-2007 – HOLD** (advertising required);

**#36-2007** – to amend Tariff of Fees By-Law 100-2003 Schedule B (Ice Candles);

**#37-2007** – to execute a Municipal Forest Fire Management Agreement with Ministry of Natural Resources.

**By-laws – Third & Final Reading**

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

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

**#30-2007** – to confirm proceedings of Council at its Standing Committee Meetings held March 20 & 21, 2007;

**#31-2007** – to assume, stop up, close and sell a portion of road allowance on Dufresne Island (Haus);

**#32-2007** – to stop up, close and sell a portion of property on Peterson Road (Moncrief Construction);

**#33-2007** – to amend Zoning By-Law #160-2004, as amended (Sas);

**#34-2007** – to extend lease agreement for green space at Harbourfront (Bob Bell & Sons Ltd.);

**#35-2007 – HOLD** (advertising required);

**#36-2007** – to amend Tariff of Fees By-Law 100-2003 Schedule B (Ice Candles);

**#37-2007** – to execute a Municipal Forest Fire Management Agreement with Ministry of Natural Resources.

**Announcements**

**Special Meeting – Thursday, March 29 @ 4:00 p.m.**

A/Mayor McMillan advised the public that a special meeting will be advertised to take place on Thursday, March 29<sup>th</sup> at 4:00 p.m. for the purpose of adopting several by-laws regarding the Tunnel Island property transfer.

**Adjournment**

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

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





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

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

**.....2007**

.....  
**MAYOR**

.....  
**CITY CLERK**