

# MINUTES

### of the

# Operations Committee Community Services Committee Finance & Administration Committee

#### Of Council

Held Tuesday, May 6, 2008 City Council Chambers 11:30 a.m.

PRESENT: Mayor Compton

Councillor W. Cuthbert Councillor C. Drinkwalter Councillor D. McCann Councillor R. McMillan Councillor A. Poirier

Councillor C. Van Walleghem

B. Preisentanz, CAO J. McMillin, City Clerk

R. Perchuk, Operations Manager

W. Brinkman, Fire & Emergency Svces Manager

K. Brown, Finance & Administration Manager

S. McDowall, HR Manager

C. Neil, Recreation Services Manager

### **OPERATIONS STANDING COMMITTEE MINUTES**

A. PUBLIC INFORMATION NOTICES AS PER BY-LAW NUMBER 144-2007

Take Notice that in keeping with Notice By-law #144-2007, Council intends to approve the following at its Monday, May 12 Meeting:

# B. <u>DECLARATION OF PECUNIARY INTEREST & THE GENERAL</u> NATURE THEREOF:

1) On Today's Agenda

2) From a Meeting at which a Member was not in Attendance

There were none declared.

#### C. CONFIRMATION OF MINUTES

Moved by W. Cuthbert, Seconded by C. Van Walleghem, & Carried:-THAT the Minutes from the last regular meeting held April 7, 2008 be confirmed as written and filed.

#### D. REPORTS

#### **WATER & SEWER**

#### 1. Drinking Water Quality Management Plan for the City of Kenora

#### Bruce Graham

Bruce provided a half hour Power Point Presentation giving an overview of the Municipal Drinking Water Licensing Program – Focus on Drinking Water Quality Standard, and circulated a handout on the licensing program.

#### **ROADS**

# 2. Trapper Council Agreement – City of Kenora Nuisance Beaver Program – 2008

#### RECOMMENDATION

THAT the Agreement appended hereto, between the Kenora Trapper's Council and the City of Kenora, respecting nuisance beaver services for the period May 16 to September 15, 2008, inclusive, be accepted.

#### Recommendation approved.

### **JMCMILLIN**

# 3. 2008 Interlocking Brick/Concrete Sidewalk Maintenance Tender RECOMMENDATION

THAT the following tenders be received by the City of Kenora, GST extra,

Roen Redi-Mix & Contracting Inc \$ 115,673.50

Prime Construction \$ 101,950.00

Don Hagar Contracting Inc \$ 75,150.00

THAT the quotation submitted by Don Hagar Contracting Inc., in the amount of \$75,150.00 (GST extra), be accepted.

#### Recommendation approved.

#### **JMCMILLIN**

#### **PARKS**

#### 4. Kenora Rowing Club Regatta

#### RECOMMENDATION

THAT Council of the City of Kenora acknowledge the Kenora Dragon Boat Festival on Sunday August 10, 2008 at Garrow Park/Rabbit Lake, and further:

THAT approvals be granted as outlined below in conjunction with the above-noted Special Event;

- 1. A variance be granted for the motor size on Rabbit Lake set by Bylaw No. 153-2005 [officials' boats (including the Canadian Military Safety Boat) need to operate 25-30 h.p. motors to keep up to the racing boats to ensure their safety on the water for the date above]
- 2. The event buoys to be placed in the water 1 (one) day prior to the event, to be removed following the Dragon Boat Festival.
- 3. The park rental fee of \$100.00 (one hundred dollars) be waived for the Community Foundation to have exclusive use on, August 10,

2008, of Garrow Park including the Tennis Courts.

#### **JMCMILLIN**

#### Recommendation approved.

#### 5. Canadian Army Veteran's Event

#### RECOMMENDATION

THAT Council of the City of Kenora acknowledge the 2<sup>nd</sup> Annual Lewis Mackenzie Order of Canada ICROSS National Honour Ride to be held August 1<sup>st</sup>, 2<sup>nd</sup> & 3<sup>rd</sup>, 2008, and further;

THAT approvals be granted as outlined below in conjunction with the above noted Special event:

1. Free use of the City Parking Lot beside the Parkade on the Friday night -

August 1<sup>st</sup> from 6:00 p.m. – 11 p.m.

- 2. For the participation of Mayor & Council during the Flag Raising Ceremony at Kenora Armories at 10 a.m. on Saturday August 2<sup>nd</sup>.
- 3. Use of part of the Keewatin Wharf along the brick wall for parking for the memorial service at Beatty Park from 10:30 a.m. Noon on Sat. Aug.  $2^{nd}$ .
  - Free use of Beatty Park for the Memorial Service from 10:30 a.m. Noon on Sat. Aug. 2<sup>nd</sup>, 2008.

**JMCMILLIN** 

### Recommendation approved.

### 6. Ban on Feeding Wild Animals

#### RECOMMENDATION

THAT authority is granted within the Municipal Act to single tier municipalities to pass by-laws respecting matters within the spheres of jurisdiction entitled "Animals"; and

THAT Council has agreed to institute a by-law to prohibit the feeding of wild animals within the boundaries of the City of Kenora; and further

THAT the following adoption of the by-law, Administration will make arrangements to establish a Set Fine Schedule for this purpose as set out below:

BY-LAW	SHORT FORM	SET FINE
SECTION #	WORDING	
Section 2. (a)	Intentional	\$ 500.00
	Feeding of wildlife	
Section 2. (b)	Place or allow any	\$ 500.00
	device or material	
	to attract wildlife	
	(Exception – Bird	
	SEED/FEED)	
Section 2. (c)	Failure to remove	\$ 500.00

	materials	
Section 2. (d)	Failure to modify	\$ 500.00
	or remove device	

### Recommendation approved (resolution and by-law).

**JMCMILLIN** 

Rick Perchuk is to have Barb Manson check with the Town of Gore Bay as to their experience with the implementation of a similar by-law.

**RPERCHUK** 

It was further agreed that those areas outlined in the Discharge of Firearms By-law should be included as exempt from this by-law during the hunting season and this wording is to be incorporated into the By-law. A further suggestion was made to change the exemption of Bird Feeders to Bird Seed/Feed in the prohibitions.

#### 7. Kenora Port Authority

#### RECOMMENDATION

THAT the following be hereby appointed to the Kenora Port Authority, with a term to expire November 30, 2010:-

Councillor Chris Van Walleghem
Councillor David McCann
Connie Von Petzinger – Lake of the Woods Property Owners
Association
Bill Richards – Kenora Business Community
Darcy Morton – Keewatin Business Community
Brian MacDonald – Public-at-Large
Michael Murray – Public-at-Large; and

THAT the following also be appointed as Resources to the Committee: -

Chris Deslauriers – Kenora Wharf Management
Joanne Hill – Keewatin Wharf Management
Bill Preisentanz - CAO
Marco Vogrig - Municipal Engineer
Joanne McMillin - City Clerk
Jeff Port – City Planner
One Member of the Kenora Police Service Marine Unit

One Member of the Kenora Police Service Marine Unit
One Member of the Ontario Provincial Police Marine Unit; and further

THAT Resolution #25 dated December 4, 2006 be and is hereby rescinded.

Recommendation approved.

**JMCMILLIN** 

It was agreed that the Operations Manager can request any staff to attend as Resource at these meetings, such as John Nabb.

**RPERCHUK** 

#### ITEMS ON HOLD:

Municipal Roads Snow Clearing Policy

#### **NEXT MEETING**

Monday, June 9, 2008.



### **COMMUNITY SERVICES COMMITTEE MINUTES**

May 6, 2008 at 12:20 p.m.

# A. PUBLIC INFORMATION NOTICES AS PER BY-LAW NUMBER 144 - 2007

Take Notice that in keeping with Notice By-law #144-2007 Council intends to approve the following at its Monday, May 12 Meeting:

# B. <u>DECLARATION OF PECUNIARY INTEREST & THE GENERAL</u> <u>NATURE THEREOF</u>

1) On Today's Agenda

2) From a Meeting at which a Member was not in Attendance

There were none declared.

#### C. CONFIRMATION OF MINUTES

Moved by R. McMillan, Seconded by A. Poirier, & Carried:-THAT the Minutes from the last regular meeting held April 7, 2008 be confirmed as written and filed.

#### D. REPORTS:

#### No Reports.

#### **UPDATES**

#### New Seating at Recreation Centre

There will be a presentation regarding this matter next Tuesday at 5:00 p.m. to the Leisure Services Committee at the Rec. Centre if any Member would like to attend.

#### • M. McCaffrey - Volleyball Courts

Apparently there are 2 Corporate Sponsors willing to assist with funding to establish the beach volleyball courts at the Recreation Centre which Council gave approval to, conditional upon there being no cost to the City.

#### Vandalism at Skate Park

KPS working closely to monitor this situation. Restitution has been paid/community hours donated with respect to this damage. Other municipalities view it as 'art' and do not attempt to recoup cost for damages, etc., given the amount of time, effort and cost in keeping up with the vandalism. However Colleen noted for now we will continue to repair.

#### Coney Island Washrooms

John Nabb is looking into this matter.

#### **NEXT MEETING**

Monday, June 9, 2008.



### **FINANCE & ADMINISTRATION COMMITTEE**

May 6, 2008 at 12:30 p.m.

# A. PUBLIC INFORMATION NOTICES AS PER BY-LAW NUMBER 144-2007

Take Notice that in keeping with Notice By-law #144-2007 Council intends to approve the following at its Monday, May 12 Meeting:

• To amend the 2008 Operating Budget with respect to allocations for the Lake of the Woods Museum and Kenora Public Library.

# B. <u>DECLARATION OF PECUNIARY INTEREST & THE GENERAL</u> <u>NATURE THEREOF</u>

1) On Today's Agenda

2) From a Meeting at which a Member was not in Attendance

There were none declared.

#### C. CONFIRMATION OF MINUTES

Moved by D. McCann, Seconded by C. Drinkwalter & Carried: THAT the Minutes of the last regular meeting held Monday, April 7 be confirmed as written and filed.

# D. <u>STANDING COMMITTEE DEPUTATIONS</u>:-N/A

#### E. REPORTS:

# 1. Licensing By-law #80-2006 – Vending Regulations RECOMMENDATION:

THAT Council of the City of Kenora hereby embark on a coordinated effort to obtain stakeholder opinion from the public and other affected groups and agencies concerning the operation of mobile food carts on public property, including streets and sidewalks within the City of Kenora; and further

THAT a May 31<sup>st</sup> deadline be established for receipt of this feedback.

#### Recommendation approved.

# 2. Wilco – Noise By-law Exemption (May 13 to October 31/08) RECOMMENDATION:

THAT Council hereby grants approval for a Noise By-law Exemption to Wilco Construction effective May 13 to October 31, 2008 with respect to the Downtown Revitalization Project, as follows:-

**JMCMILLIN** 

- Monday to Saturday: 6:00 a.m. 11:00 p.m.
- Sewer/Water only: Monday to Saturday inclusive (24 hrs. on an asrequired basis) and further

THAT the fee for such exemption be and is hereby waived.

#### Recommendation approved.

**JMCMILLIN** 

# a) Parliamentary Procedure with Fred Dean - Council & Staff - Attendance @ Dryden Workshop - June 6/08

Councillors Drinkwalter and Poirier would be interested in attending the Dryden Session if Fred Dean will not provide the same session in Kenora on June 6. The Clerk advised she would check with Mr. Dean.

**JMCMILLIN** 

#### b) Kenora Session with Fred Dean - Mon., June 2

- Time; Topics; Location

Joanne to check with Fred to determine possibility of the above session taking place in Kenora on June 2.

**JMCMILLIN** 

# 4. Lease Renewal with River Air – Water Street Parking RECOMMENDATION:

THAT Council give three readings to a by-law to authorize the execution of a land lease renewal between the Corporation of the City of Kenora and River Air Limited for a two year term, with a further three year option, commencing June 1, 2008.

**JMCMILLIN** 

#### Recommendation approved (resolution and by-law).

#### 5. Section 357 – Cancellation & Refund of Taxes

#### **RECOMMENDATION:**

THAT the Section 357 tax adjustments totaling \$64,904.05, with potential refunds of \$64,904.05 be approved.

**JMCMILLIN** 

### Recommendation approved.

# 6. Land Ambulance & Family Health Team Facility

#### **RECOMMENDATION:**

THAT Council of the City of Kenora hereby state its initial support for the Kenora Health Care Centre's planned expansion of the Paterson Medical Clinic to include a land ambulance and office facility complex; and further

THAT the request for interim funding and long term financing of the project through the issuance of a debenture be referred to the City solicitor for review and report.

**JMCMILLIN** 

#### Recommendation approved.

### 7. Strategic Planning 2015 and Beyond

#### **RECOMMENDATION:**

THAT Council of the City of Kenora hereby give notice of its intent to embark on a strategic planning exercise Kenora Vision 2015 and Beyond; and further

THAT the Finance & Administration Committee and Senior Management identify resources and develop a work plan to embark on a community-based strategic planning exercise at the June Committee meeting.

**JMCMILLIN** 

### Recommendation approved.

## 8. 2008 Budget Allocation – Museum and Library

#### RECOMMENDATION:

THAT Council hereby approves amending its 2008 budget allocations to the Kenora Public Library and the Lake of the Woods Museum Board as follows:

- Kenora Public Library amended 2008 Operating Budget Allocation of \$495,845;
- Lake of the Woods Museum amended 2008 Operating Budget Allocation of \$201,650;

AND THAT Council hereby gives three readings to By-law #69-2008 – A By-Law to Adopt Amended Estimates for Operating and Reserves to be incorporated into the sums required for municipal purposes, during the year 2008; and further

THAT in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2008 Municipal Operating and Municipal Five Year Capital Plan by by-law at its May 12<sup>th</sup> meeting.

JMCMILLIN HKASPRICK

#### Recommendation approved.

#### 9. Proposed Closing of City Hall – January 2

#### **RECOMMENDATION:**

THAT Council hereby approves closing City Hall, including the Provincial Offences office, on January 2, 2009.

#### Recommendation approved.

**JMCMILLIN** 

#### 10. Terms -Trust Fund resulting from KMTS entities sale Proceeds

Bruce Ormiston will be scheduled to attend a future meeting with Committee to review this item, and Karen will advise when a date has been established.

**KBROWN** 

#### **HOLD**

#### 11. KPSBoard – Recommended Increase - Taxi Fares

#### **RECOMMENDATION:**

WHEREAS the costs of operation including the astronomical gas prices are placing an additional burden on Taxi owners;

THEREFORE be it resolved that the Kenora Police Services Board approves the recommendation from the Kenora Police Service to

increase taxi fares as requested by Co-ot Taxi as follows;

### 1<sup>St</sup> Year – 5% Increase

Rates
First One Tenth Kilometre \$ 3.44 plus GST
Per One Tenth Kilometre .19 plus GST
Waiting Time Hour

Old Rates

New Rates
3.61 plus GST
.20 plus GST
41.58 plus GST

### 2<sup>nd</sup> Year – 3% Increase

RatesOld RatesNew RatesFirst One Tenth Kilometre\$ 3.61 plus GST\$ 3.72 plus GSTPer One Tenth Kilometre.20 plus GST.21 plus GSTWaiting Time Hourly41.58 plus GST42.83 plus GST

### 3<sup>rd</sup> Year – 3% Increase

Rates
First One Tenth Kilometre \$ 3.72 plus GST \$ 3.83 plus
GST
Per One Tenth Kilometre .21 plus GST .22 plus GST

Per One Tenth Kilometre .21 plus GST .22 plus GST Waiting Time Hourly 42.83 plus GST 44.12 plus GST

AND THAT these increases are effective as follows:

1<sup>st</sup> year increase June 1, 2008 2<sup>nd</sup> year increase June 1, 2009 3<sup>rd</sup> year increase June 1, 2010.

# Recommendation approved (resolution and by-law).

### JMCMILLIN HKASPRICK

#### 12. 2008 BIZ Levy

### **RECOMMENDATION:**

THAT Council hereby approves the Harbourtown Centre Business Improvement Board budget request in the amount of \$50,000 representing the 2008 Business Improvement Board levy; and

THAT Council give three readings to By-law #68-2008 to adopt the estimates for funds to be raised for 2008 on behalf of the Harbourtown Centre Business Improvement Board; and further

THAT in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to formally adopt the 2008 Business Improvement Board Levy at its May 12<sup>th</sup> meeting.

#### Recommendation approved (resolution and by-law).

#### JMCMILLIN HKASPRICK

#### 13. BIA Under Levy

#### **RECOMMENDATION:**

THAT Council hereby approves the write off of the under levy related to the former Business Improvement Area levy in the amount of \$2,483.82 as of 31

December 2007.

#### Recommendation approved.

#### **JMCMILLIN**

# 14. Sunset Trail Riders – Request for Charitable Donation Receipt RECOMMENDATION:

THAT Council hereby approves the proposal for the purchase of a groomer dated April 24, 2008, as submitted from the Sunset Trail Riders resulting from Council Resolution #9, approved on April 14, 2008, pending the following amendment:

The paragraph "The STR appreciates the City of Kenora assisting in facilitating this donation. The amount of the donation payable to the City of Kenora is \$36,000. The purchase amount for the groomer and the trailer is \$36,000." be replaced with the following wording: "The STR agrees and understands that, following both approval of this proposal and resulting purchase of this groomer, the City will reimburse the STR for costs related to the purchase up to a maximum of the related donation amounts received for this purpose"; and

THAT City administration be authorized, pending receipt of the amended proposal from the Sunset Trail Riders, to proceed with accepting the related donations; and further

THAT City administration be authorized, pending receipt of documentation of the purchase of the groomer by the Sunset Trail Riders, to reimburse the Sunset Trail Riders for this purchase to a maximum of either the total donations collected or the actual purchase costs incurred, whichever is less.

#### Recommendation approved.

### **JMCMILLIN**

# 15. Agreement- Adjustment Advisory Program for the Labour Adjustment Process

#### **RECOMMENDATION:**

THAT Council give three readings to a by-law to authorize the execution of an agreement with the Minister of Training, Colleges and Universities with respect to the Adjustment Advisory Program for the Labour Adjustment Process.

### Recommendation approved (resolution and by-law).

### JMCMILLIN HKASPRICK

# 16. Endorsation of Resolution (Tay Township) Provincial Funding RECOMMENDATION:

WHEREAS it is very encouraging for municipalities to see that the federal and provincial governments have, for several years now, finally given formal recognition, through their various short and long-term budget announcements, that they have certain responsibilities to help fund new and replacement municipal infrastructure; and

WHEREAS the funding contributions from the senior levels of government result in, among other things, cleaner air and water, safer roads and bridges, etc.; and

WHEREAS the funding has resulted from programs such as the Canada-Ontario Municipal Rural Infrastructure Fund, Rural Infrastructure Investment Initiative, Municipal Infrastructure Investment Initiative, Move-Ontario and the Municipal Roads and Bridges Fund; and

WHEREAS the stated objectives of the various programs such as "... to ensure that Ontarians in small urban and rural communities enjoy a quality of life that is second to none ..."; "... support economic development, prosperity and quality of life in small and rural municipalities"; "... to direct new infrastructure funding to support the construction or renewal of municipally owned infrastructure assets" are admirable and very desirable; and

WHEREAS, with the exception of the Move Ontario and the Municipal Roads and Bridges Funds, detailed, costly, onerous and in some cases, very complicated applications had to be submitted to try and access funds from the various programs; and

WHEREAS those applications were submitted as a municipality's highest priority; and

WHEREAS those municipal priorities were then subjected to the province's own set of criteria;

WHEREAS a perception has evolved that the selection process is politically driven rather than being based on an open and accountable analysis of project eligibility and community needs;

WHEREAS the senior levels of government now recognize that ALL municipalities are in urgent need of new and replacement infrastructure and that municipalities have very limited resources from which to fund these many and varied projects;

NOW THEREFORE BE IT RESOLVED THAT the province make infrastructure funding available to ALL municipalities based upon formulae similar to those developed for the Move Ontario and the Municipal Roads and Bridges Fund so that municipal politicians and staff do not have to waste valuable time, effort and money in applying for the various programs' funds that would enable the construction of necessary projects; and

FURTHERMORE BE IT RESOLVED THAT a copy of this motion be sent to the Premier of Ontario, the Minister of Municipal Affairs and Housing, the Leader of the Official Opposition of Ontario, the Leader of the New Democratic Party of Ontario, and to Tay Valley.

## Recommendation approved. **JMCMILLIN 17**. Community Forum - Violence & Health (Dryden-June 19/20) Information only; forward to Sharen to determine if any staff is **JMCMILLIN** interested in attending. **Appointment to Harbourtown Centre Committee RECOMMENDATION:** THAT Jeff Robb be hereby appointed to replace Selen Alpay on the Harbourtown Centre Committee as a Chamber of Commerce rep., with a term to expire November 30, 2010. HOLD HOLD - Bill advised there may be others to appoint as well. BILL P. Hearing Health Care Crisis - Kenora Area It was discussed this is a critical service required in our community, but difficult to attract these professionals to the area. It was noted this item COUNCILLOR could be discussed along with the primary focus recruitment program for **MCMILLAN** physicians. Proclamation - "Supervised Access Services Week" **RECOMMENDATION:** THAT the Mayor be and is hereby authorized to proclaim the week of May 19-25, 2008 as "Supervised Access Services Week" in and for the City of Kenora. **JMCMILLIN** Recommendation approved. OTHER BUSINESS Common Ground Meeting/Presentation COUNCILLOR Councillor McMillan advised that he, Bill and Jennifer will work on setting **MCMILLAN** up a date regarding this item and will advise once it has been confirmed. Legion request for Poppy Symbol inscription on Columbarium This item is to be referred to Operations for Barb Manson to review as it **RPERCHUK** was noted there are certain regulations regarding placement of items on the columbariums. Funding to Offset costs for POW WOW It was noted we have not contributed to this before, nor is it in the budget. While Council supports the POW WOW in principle, there is no funding. **ITEMS ON HOLD:** • The Rat Portage **NEXT MEETING** • Monday, June 9, 2008.

1. Moved by D. McCann, Seconded by C. Drinkwalter and Carried: -

THAT pursuant to Section 239 of the Municipal Act, 2001, as amended, authorization is hereby given for Committee to move into a Closed Session at 1:20 p.m. to discuss items pertaining to the following:-

- Personal matter about an Identifiable Individual
  - Labour Relations
  - Potential Litigation Matter.

At 2:00 p.m., Committee reconvened to the Open Session with the following reports:

• IBEW Negotiations

#### **RECOMMENDATION:**

THAT Council of the City of Kenora hereby approves the Memorandum Agreement between the Corporation of the City of Kenora and IBEW Local 559 Water Unit for the term January 1, 2007 to December 31, 2009.

### Recommendation approved.

2008 Heritage Community Recognition Program

#### **RECOMMENDATION:**

THAT as recommended by the Lake of the Woods Museum, Ron and Ann Baker be hereby nominated by the Council of the City of Kenora for the 2008 Heritage Community Recognition Program for their initiative and hard work as volunteers in keeping the Lake of the Woods Railroad Museum operational since its inception; and further

THAT the City application be submitted to Ontario Heritage Trust before the deadline date of July 4, 2008.

#### Recommendation approved.

• Animal Shelters - Licensing Appeal

#### RECOMMENDATION:

THAT the Council of the City of Kenora hereby approves the business license application submitted by Rescue North based on the following conditions:

- 1. the housing of animals be operated in an enclosed structure
- 2. the enclosed structure include substantial sound proofing
- 3. business license application be amended to delete provision for the retail of goods and supplies; and further

THAT Animal Control By-law #20-2001 be amended to ensure compliance with the City's Zoning By-law.

#### Recommendation approved.

#### **Motion to Adjourn:**

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

THAT this meeting now stands adjourned at 2:07 p.m.

**JMCMILLIN** 

**JMCMILLIN** 

**JMCMILLIN**