



Minutes

*Of a Meeting of the Council of the City of Kenora
Monday, March 9, 2009 – City Council Chambers
5:00 p.m.*

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WITH Mayor L. Compton in the Chair, Councillor W. Cuthbert, Councillor C. Drinkwalter, Councillor D. McCann, Councillor R. McMillan, Councillor C. Van Walleggem.

Regrets: Councillor A. Poirier

Staff: Karen Brown, Finance & Administration Manager, Warren Brinkman, Fire & Emergency Services Manager, Colleen Neil, Recreation Services Manager, Rick Perchuk, Operations Manager and Joanne L. McMillin, City Clerk.

### Call to Order

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

### Public Information NOTICES as per By-law Number 144-2007

Mayor Compton then read the following notices:-

As required under Notice By-law #144 -2007, Council hereby advises the public of its intention to adopt the following at tonight's meeting:-

- *To assume certain roads in the Keewatin neighbourhood;*
- *To amend General Tariff of Fees and Charges By-Law 147-2007 Schedule "D" to provide for Seasonal Docking Fees.*

### Confirmation of Minutes

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

THAT the following Minutes of the last Meeting of the Council of the City of Kenora and other Committees be confirmed as written and circulated:-

- **Regular Council Meeting held February 17, 2009**

### DECLARATION OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

Mayor Compton then asked if any Member of Council had any Declarations of Pecuniary Interest and the General Nature Thereof pertaining to any items as follows:-

- i) On Tonight's Agenda or from a previous Meeting
- ii) From a Meeting at which a Member was not in Attendance.

There were none declared.

### **DEPUTATIONS:**

#### **Heather Newton – Youth Empowering Youth Initiative**

Miss Newton attended with a group of youth, requesting Council to assist with establishing a Youth Centre in the City. One of the youth who is hoping to see a facility in Kenora appealed to Council to provide core funding for this purpose, to provide a suitable building and/or possibly apply for a provincial or federal grant to assist with this initiative.

Miss Newton presented the Clerk with a Petition setting out the need for a community Youth Centre to offer fun events and activities for community youth, rather than having them spend time using drugs and alcohol. Miss Newton also provided a variety of other information; including stats for youth issues in the city, noting that Kenora exceeds the rates in the area in every way. Miss Newton pointed out that many other community Youth Centres in Northwestern Ontario have been able to open with the assistance at the local level from their Municipal Councils. Miss Newton and the youth were thanked for attending and advised this item will be referred to the Finance & Administration Committee of Council on April 6 for review.

#### **Appointment of Weed Inspector for City of Kenora**

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

THAT the appointment of Barb Manson, Parks Supervisor, as City of Kenora Weed Inspector, be hereby accepted; and

THAT the Clerk proceed with the reporting requirements to the Ministry of Agriculture, Food and Rural Affairs, prior to April 1, 2009; and further

THAT Council give three readings to a by-law to endorse her appointment as Weed Inspector.

#### **O AFC Board of Directors Nomination for Re-Election – Chief Brinkman**

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

THAT Council support the Ontario Association of Fire Chief's Nominating Committee's nomination to have Chief Warren Brinkman allow his name to stand for re-election to the Ontario Association of Fire Chiefs 2009/2010 Board of Directors.

#### **Change in date/time – Emergency Services Committee Meetings**

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

THAT the regular Emergency Services Standing Committee of Council meeting dates be changed to be held in conjunction with, and prior to the Finance & Administration, Community Services and Operations Standing Committees on the Monday meeting date, commencing at 3:30 p.m.; and further

THAT this change be reflected in the Rules of Order and Procedure By-law.

**Police Officers Recruitment Fund**

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

THAT as recommended by the Kenora Police Services Board, authorization is hereby given to enter into a funding agreement with Her Majesty the Queen in Right of the Province of Ontario as represented by the Ministry of Community Safety and Correctional Services under the Police Officers Recruitment fund; and further

THAT Council give three readings to a by-law authorizing the Mayor and Clerk to execute the agreement between the Ministry of Community Safety and Correctional Services, the City of Kenora and the Kenora Police Services Board.

**Endorsation of Resolution – Town of Marathon**

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

THAT Council of the City of Kenora hereby endorses and supports the following resolution adopted by the Town of Marathon with respect to Distance Markers for Highways 17 and 11, and directs that a copy of this resolution be forwarded to the Honourable Jim Bradley, Minister of Transportation, and the Honourable Howard Hampton, MPP, seeking their endorsement:-

“WHEREAS the members of the Marathon Emergency Services Department and members of other North Shore and Regional Fire Departments find themselves responding to motor vehicle collisions on Highway's 11 and 17; and

WHEREAS these departments are required to respond in all weather conditions and all times of the day and night; and

WHEREAS the four zones of the Thunder Bay District Mutual Fire Aid group support the efforts of its member departments in promoting the safety of its members and the public they serve; and

WHEREAS there have been cases where service to these people has been unduly delayed due to the inexact method of locating the accident scene; and

WHEREAS valuable time has been lost reconfirming the accident scenes locale through the 911 caller; and

WHEREAS The Corporation of the Town of Marathon wishes to see the best quality service is provided to its residents and those persons traveling our highways”

NOW THEREFORE BE IT RESOLVED THAT The Corporation of the City of Kenora support the Town of Marathon in urging the Minister of Transportation to expedite the installation of distance markers along Highways 11 and 17 so as to offer a more definable method of establishing an accidents location, and thereby ensuring a timely response to those travelers in need.

**Attendance at A.M.O. Conference**

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

THAT the following four (4) Members of Council be hereby authorized to attend the Annual AMO Conference taking place in Ottawa, ON, August 16 to 19, 2009:-

**Mayor Compton  
Councillor Drinkwalter  
Councillor McMillan  
Councillor Poirier;** and further

THAT all eligible expenses in accordance with Council's Travel & Per Diem Policy be hereby authorized.

**Revised Comprehensive Procedural By-law**

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

THAT Council give three readings to a by-law to establish Rules of Order and Procedures for the Council of the City of Kenora; and

THAT Council approve a revised meeting schedule as a result of changes to the Comprehensive Procedural By-law effective April 6, 2009; and

THAT Resolution #15 dated October 20, 2008 be and is hereby rescinded; and further

THAT By-law Number 20-2008, as amended, be and is hereby repealed.

**Proclamations/Tag Days/Parade Permit Policy**

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

THAT Council give three readings to a by-law to approve a revised Proclamations/Tag Days/Parade Policy #CC-3-1.

**Canadian Olympic Committee – CRTC Application**

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

THAT authorization be hereby given for a letter of support to be submitted on behalf of the Council of the City of Kenora to the Canadian Olympic Committee, extending the City's support of their application with the Canadian Radio and Telecommunications Commission (CRTC) to establish a Canadian Amateur Sport Network.

**Nomination – Order of Ontario**

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

THAT further to receipt of a request for municipal support for the nomination of Don Parfitt to the Order of Ontario, Council of the Corporation of the City of Kenora extends its support for such nomination in the form a letter from the Mayor's Office on behalf of the Council of the City of Kenora.

**Job Descriptions – By-law Enforcement**

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

THAT Council of the City of Kenora hereby approves the following revised job descriptions dated March 2, 2009:

- By-law Enforcement/Animal Control
- By-law Enforcement/Parking Control; and further

THAT recruitment for these positions commence immediately.

**Coney Island Shuttle Service - Contract**

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

THAT Council give three readings to a by-law to authorize the entering into of a contract with John O'Flaherty, o/a Kenora Marine Transportation Services for the operation of a shuttle service to Coney Island for the 2009 and 2010 seasons.

**Medical Clinic Loan**

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

THAT Council give three readings to a by-law to amend By-law Number 14-2006 being a by-law to authorize a loan to establish a Community Medical Clinic.

**Approval for Additional Item to be added to Agenda**

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

THAT approval be hereby given for an additional item to be added to tonight's agenda concerning submission of a funding application to NOHFC regarding the second phase of the Downtown Revitalization Plan.

**NOHFC Funding Application**

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

THAT the Council of the Corporation of the City of Kenora hereby approves the submission of an application for funding, in the amount of \$2 million, to the Northern Ontario Heritage Fund, for "The Port of Kenora Tourism & Investment Attraction Project: Phase II"; the second phase of implementation of the Downtown Revitalization Plan.

**Grant – N.A.F.N.**

**15. Moved by C. Van Wallegghem, Seconded by R. McMillan & 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 20<sup>th</sup> Annual North American First Nations Hockey Tournament taking place in Kenora, April 9<sup>th</sup> -12th, 2009.

**KAR Agreement**

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

THAT Council of the City of Kenora hereby authorize a service delivery agreement with the Kenora Assembly of Resources for the provision of special events/social programming for the term January 01, 2009 to December 31, 2010 subject to a 90 day termination notice by either party; and further

THAT three readings be given to a bylaw to authorize an agreement with the Kenora Assembly of Resources for the delivery of Special Events and Community Social Service programs.

**Community Club Grants**

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

THAT Council of the City of Kenora receives the recommendation from the Leisure Services Committee, approving the grant amount of \$4000.00 to Central, Pinecrest, Rideout and Evergreen Community Clubs.

**Amendment to Leisure Services Committee By-law**

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

THAT Council give three readings to a by-law to amend By-law #34-2004 being a by-law to establish a Leisure Services Committee.

**Traffic By-law Amendment – “Prohibited Turning Movements”**

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

THAT Council give three readings to a by-law to amend Traffic Regulation By-law Number 127-2001 to include the following addition to Schedule “N”- Prohibited Turning Movements:

|      | <b><u>Column 1</u></b>                                                | <b><u>Column 2</u></b>                                           | <b><u>Column 3</u></b> |
|------|-----------------------------------------------------------------------|------------------------------------------------------------------|------------------------|
|      | <b>HWY/FACING TRAFFIC</b>                                             | <b>TURN PROHIBITED</b>                                           | <b>TIMES/DAYS</b>      |
| Add: | 7 <sup>th</sup> Avenue South,<br>northbound at<br>Second Street South | STRAIGHT THROUGH<br>OR LEFT<br>onto 2 <sup>nd</sup> Street South | Anytime                |

**2009 Surface Treatment Program**

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

THAT the following roads be approved for inclusion under the Ministry of Transportation Surface Treatment Program for the year 2009:



| <b>Location</b> | <b>Length</b>                                                         | <b>Application</b>   |
|-----------------|-----------------------------------------------------------------------|----------------------|
| Essex Road      | From two kilometers south of Lajeneusse Bridge, southerly             | 1.0 km<br>double     |
| Duffus Road     | Side roads, Murphy Lane and Grouse Drive                              | 600 metres<br>double |
| Peterson Road   | From one kilometer west of the junction of the Redditt road, westerly | 1.0 km<br>double     |
| Sunnyside Road  | From Highway 596 junction, westerly                                   | 1.0 km<br>double     |
| Sedesky Road    | Entire length                                                         | 800 metres<br>double |
| Coker Road      | From the junction of the Redditt Road, easterly                       | 2.0 kms<br>single    |

### **Amendment to Tariff of Fees By-law – Seasonal Docking**

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

THAT Council give three readings to a by-law to amend Schedule "D" to Tariff of Fees & Charges By-law Number 147-2007 to provide for seasonal docking fees.

### **Receipt of 2008 Water System Summary Report**

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

THAT the Council of the City of Kenora hereby receives the 2008 Kenora Water System Summary Report, for the period January 1<sup>st</sup>, 2008 to December 31<sup>st</sup>, 2008, as prepared by Warren Ortlieb, Water and Sewer Supervisor.

### **Indigent Burials Support of Resolution/Indigent Burials Policy**

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

THAT Council of the City of Kenora supports the United Counties of Stormont, Dundas and Glengarry Resolution which requests petitioning the Ministry of Community and Social Services (MCSS) to request a review and appropriate adjustment of the recommended rates for indigent funerals; and

THAT the MCSS amend the current policy to provide financial assistance to cover funeral expenses for all needy individuals, regardless of their age or whether or not they are receiving support through Ontario Works or the Ontario disability Support Program, at the time of death; and

THAT a copy of this resolution be forwarded to the Minister of Community and Social Services, the Association of Municipalities of Ontario, the Kenora District Services Board, the United Counties of Stormont, Dundas and Glengarry; the City of Dryden, and the Honourable Howard Hampton, MPP, Kenora-Rainy River District; and

THAT Council hereby adopts Indigent Burials Policy #OP-5-1; and further

THAT Council give three readings to a by-law to approve the Indigent Burials Policy for inclusion in the City of Kenora Policy Manual.

**Approval of Revised Rules, Regulations & Rates – LOW Cemetery**

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

WHEREAS the Lake of the Woods Cemetery in the City of Kenora is owned by the Corporation of the City of Kenora; and

WHEREAS the Cemeteries Act, R.S.O. 1990, Chapter C-4, Section 50 provides that an owner of a cemetery may make by-laws for regulating the operation of the cemetery;

THEREFORE BE IT RESOLVED THAT the Council of the City of Kenora hereby approves the revised Rules and Regulations for the Care and Control of the Lake of the Woods Cemetery; and

BE IT RESOLVED THAT Council hereby approves the revised increase for the Lake of the Woods Cemetery rates; and further

BE IT RESOLVED THAT Council adopts the applicable by-laws for these purposes, and such by-laws will come into force and be in effect upon the approval of the Ministry of Small Business & Consumer Services.

**Agreement for Maintenance & Operation of Anicinabe Park**

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

THAT Council give three readings to a by-law to authorize execution of an agreement between the City of Kenora and Larry Cruikshank for the Operation and Maintenance of Anicinabe Park.

**Approval for Purchase of DBH Pipe Thawing Unit**

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

THAT the Council of the City of Kenora hereby approves the purchase of a 2002 DBH Pipe Thawing Unit, from Alberta, in the amount of \$55,000.00, taxes and freight extra; and further

THAT an inspection of the Unit be made prior to a final decision to purchase.

**Assumption of Streets – Keewatin Neighbourhood**

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

THAT the Council of the City of Kenora directs the Municipal Solicitor to proceed with the requirements to assume Mather Street and Keewatin Street, in the Keewatin neighbourhood for highway purposes; and further

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



**Amendments to Sign By-law****28. Moved by W. Cuthbert, Seconded by R. McMillan & Carried:-**

THAT Council hereby authorizes amending Sign By-law Number 50-2004 by changing Section 19.1, which appoints a Committee and requires the election of a Chair, to reflect that the Property and Planning Committee acts as the Sign Committee; and

THAT in order to ensure compliance with the Sign By-law and provide a mechanism for any cost recovery by the City for costs incurred for removal of signs, etc. the By-law be further amended to include wording which would permit addition of said costs to the tax roll, if possible; and further

THAT three readings be given to an amending by-law for this purpose, following a review by the Municipal Solicitor.

**Agreement for a Community Video Program****29. Moved by W. Cuthbert, Seconded by R. McMillan & Carried:-**

THAT upon approval of the Municipal Solicitor, the City of Kenora enter into an agreement with CGI Communications, Inc. for the development and implementation of a Community Video Program for a term of three years; and further

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

**Funding to KAR and Keewatin BIZ – Canada Events****30. Moved by R. McMillan, Seconded by W. Cuthbert & Carried:-**

THAT the Council of the City of Kenora agrees to provide funding, for Canada Day events, to the Kenora Assembly of Resources, in the amount of \$4,666 and to Keewatin BIZ, in the amount of \$1,000.

**Purchase of a Diesel Truck****31. Moved by D. McCann, Seconded by R. McMillan & Carried:-**

THAT the following tenders for a ¾ Ton 4 X 4 truck, diesel unit, be received:-

|                 |                              |             |
|-----------------|------------------------------|-------------|
| Kantola Motors  | 2009 2500HD, Diesel engine   | \$39,995.22 |
|                 | 2009 2500HD, Gas engine      | \$31,695.37 |
| Derouard Motors | 2009 2500 4X4, Diesel engine | \$43,166.00 |
| Dingwall Ford   | 2009 F250 4X4, Diesel engine | \$41,074.37 |
| Bayview Toyota  | 2009 4X4, Gas engine         | \$36,487.70 |

AND FURTHER THAT the quotation submitted by Kantola Motors, for a 4 X 4 Diesel truck in the amount of \$39,995.22, including taxes, be hereby accepted.

**Approval of By-laws**

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

**THAT** the following **By-laws** be now read a **FIRST & SECOND TIME**, and approved in their present form and presented for **THIRD & FINAL** Reading:~

- #19-2009 - To authorize the execution of a Community Video Tour Book Agreement
- #24-2009 - To confirm proceedings of Council and other Committee Meetings
- #25-2009 - To adopt a Proclamations/Tag Days/Permits Policy
- #26-2009 - To enter into a Contract with John O'Flaherty for a Coney Island Shuttle Service
- #27-2009 - To enter into an Agreement with the Kenora Assembly Resources
- #28-2009 - To amend Comprehensive Traffic By-law #127-2001, as amended
- #29-2009 - To establish Rules or Order and Procedures for City Council
- #30-2009 - To amend Tariff of Fees and Charges By-law for Seasonal Docking
- #31-2009 - To adopt an Indigent Burials Policy
- #32-2009 - To execute an agreement with Larry Cruikshank for the Maintenance and Operation of Anicinabe Park
- #33-2009 - To establish Rules & Regulations for the Lake of the Woods Cemetery
- #34-2009 - To establish Rates for the Lake of the Woods Cemetery
- #35-2009 - To appoint a Weed Inspector for the City of Kenora
- #36-2009 - To execute an agreement with the Ministry of Community Safety & Correctional Services
- #37-2009 - To amend By-law #14-2006 being a by-law to authorize a loan to establish a Community Medical Clinic
- #38-2009 - To amend Leisure Services By-law Number 34-2004
- #39-2009 - To assume Mather and Keewatin Streets in the former Town of Keewatin, now City of Kenora.

**Adjourn to Closed Meeting**

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

THAT pursuant to Section 239 of the Municipal Act, 2001, as amended, authorization is hereby given for Council to move into a Closed Session at 5:45 p.m. to discuss an item pertaining to the following:-

- **Disposition of Land Matter.**

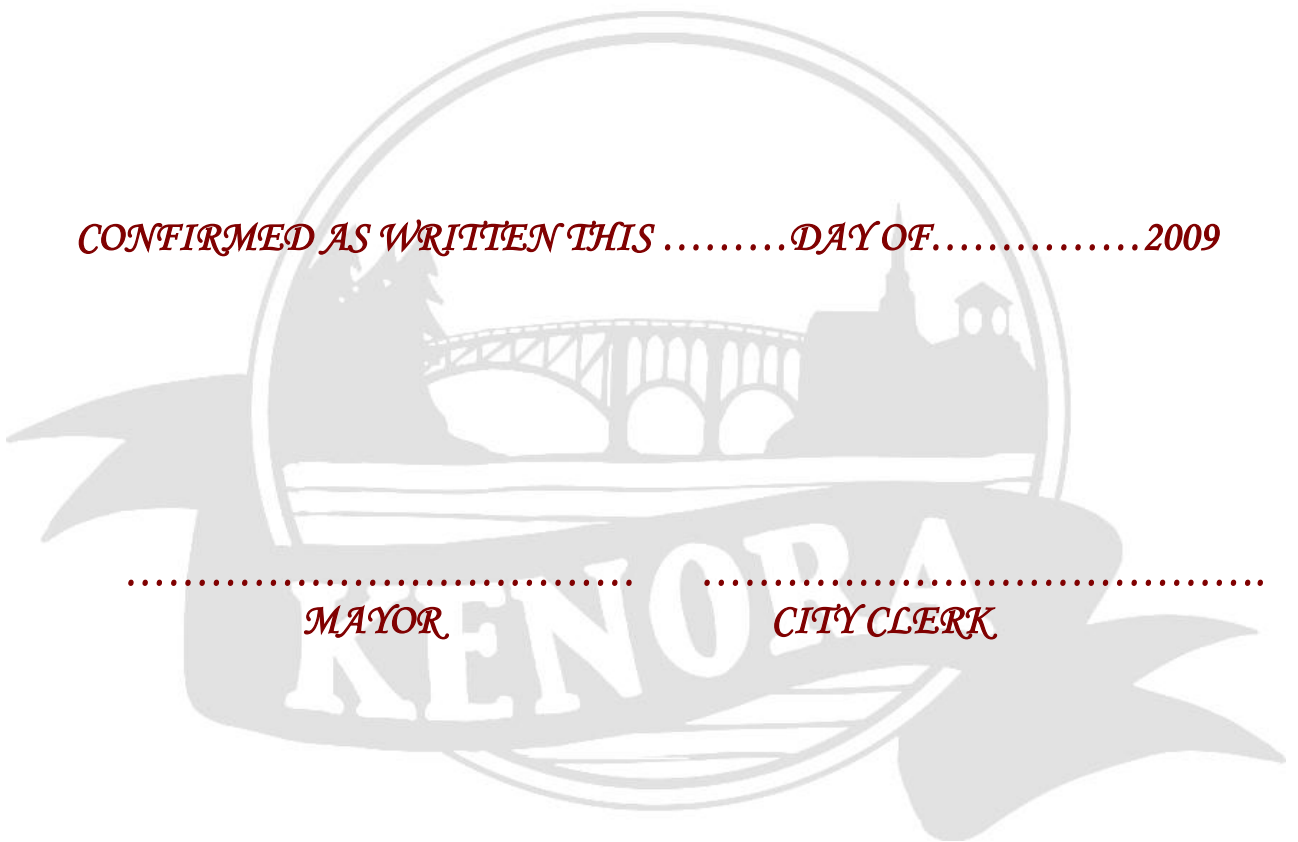
**At 6:20 p.m., Council reconvened to the Open Meeting**

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

The meeting adjourned at 6:25 p.m.

*THE CORPORATION OF THE CITY OF KENORA:*

*CONFIRMED AS WRITTEN THIS .....DAY OF.....2009*



*.....*  
*MAYOR* *CITY CLERK*