



# Minutes

*Of a Meeting of the Council of the City of Kenora  
Monday, September 13, 2010 – City Council Chambers  
5:00 p.m.*

~~~~~  
**With Mayor L. Compton in the Chair, Councillor W. Cuthbert, Councillor C. Drinkwater, Councillor D. McCann, Councillor R. McMillan, Councillor J. Parson, Councillor C. Van Walleghem.**

**Staff:** Karen Brown, CAO, Colleen Neil, Recreation Services Manager, Rick Perchuk, Manager of Operations, Warren Brinkman, Fire & Emergency Services Manager and Heather Kasprick, Deputy Clerk

**Call to Order**

**Mayor Compton called the meeting to order and Councillor Parson 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:-

- A by-law to establish interest charges on overdue city accounts
  - Adopt an amended Procedural By-law
- Amend the 2010 capital budget in the amount of \$36,500 plus net impacts of HST to fund a multi-municipal waste recycling plan
- Amend the 2010 budget contingency reserve in the amount of \$20,800 plus net impacts of HST for a Non-Union Compensation/Pay Equity Maintenance Review
  - A By-law to amend Zoning By-law 160-2010 at a specific property
    - A By-law to authorize the transfer of lands to Bowman et al.
      - Naming of an unnamed Street – Deacon Lane

**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.

**None declared.**

**Deputations:  
None requested.**

**Additions to the Agenda:**

**Naming of an Unnamed Street**

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

**That** due to health and safety concerns, the Council of the City of Kenora hereby requires that a portion of unnamed roadway located between Kay Street and Norman Drive be hereby named "Deacon Lane" effective immediately; and

**That** as a result of a request for the naming of this Lane, Council intends to adopt a by-law at its September 13, 2010 meeting naming the above-described portion of roadway as "Deacon Lane" as the property is unidentified for purposes of 9-1-1 and other emergency services; and

**That** notwithstanding provisions of Notice By-law Number 144-2007, Council deems it necessary and expedient to process the naming of this Lane as it affects only one property owner; and further

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

**Council Term in Review**

**2. Moved by J. Parson, Seconded by R. McMillan & Carried:-**

**That** a copy of the Council Term in Review report reviewing the achievements of the current term of Council be posted on the City's portal and made available to the media.

**Executive Summary Report Read by Mayor Compton regarding the Council Term in Review.**

This 2006 - 2010 term of Council represents the first four year term of Council for the City of Kenora. With the impending close of this Council's term, there is value in reflecting on the highlights of various projects and achievements by the City of Kenora under the direction of the current Council. This report represents the culmination of various decisions made by the current Council. It is not exhaustive, as four years is a lot of time to capture in a single report, but it does contain the highlights of the last four years as seen through the eyes of City administration.

The following is a brief summary of the achievements as included in this report.

- Items initiated by the previous Council, completed in this term
  - 911 Service completion
  - Downtown Revitalization Phase I
  - KMTS Transaction completed addressing the sale of the utility
  - Ontario Municipal Partnership Fund (OMPF) funding change to safeguard the grant against anticipated funding losses of \$1.7 million annually

- Items initiated and completed under the direction of current Council
  - Accessibility Standards implemented throughout City facilities
  - Beaches, Parks and Trails Study completed addressing preliminary plans and cost estimates
  - Budget system automated allowing updated data
  - Business & Industry Strategic Market Analysis completed
  - City of Kenora Brand developed in partnership with community organizations
  - Community improvement Plan addressing incentives for building façade improvements
  - Coney Island shuttle service
  - Council reports posted on-line and available to the public
  - Curbside collection improvements, including dual stream collection
  - Downtown revitalization Phase II – First Street Plaza
  - Drinking Water Quality Management System compliance
  - Economic Development Plan Updated
  - Economic Recovery and Diversification Strategy developed
  - Education and Training Strategy addressing post secondary education and adult training
  - Environmental Committee created
  - Fire & Emergency Services Facility construction
  - Fire & Emergency Services initiatives to enhance community safety
  - Fleet review, including reduction of City fleet
  - Forensic lab facility to be constructed by the Province
  - Governance model changes
  - Highway 17 East and West Gateway Project improving access to community
  - Information Technology Related Enhancements addressing efficiencies and security of the community and information
  - Kenora Citizens' Prosperity Trust Fund addressing security of the net proceeds of the KMTS sale
  - Kenora Recreation Centre Building and Parking Lot Projects addressing cost saving efficiencies, facility enhancements and grounds improvements
  - Lake of the Woods Development Commission created
  - Lake of the Woods Labour Adjustment Committee to assist Kenora Forest Product and other forest sector employees
  - Lake water quality initiatives for Lake of the Woods and other water bodies
  - Land ambulance site property provided to KDSB
  - Landfill site decision to implement full use of Jones Road site
  - Major Recreation Facility Strategy completed
  - Marine waterline servicing Norman and Keewatin replaced
  - Marriage ceremonies, including contracting Marriage Commissioners
  - Norman Park Re-Development Plan created
  - Northwestern Ontario Immigration Web Portal Project implemented
  - Official Plan and Zoning By-law review completed and now in force
  - Olympic Torch Relay Event
  - Our City Publication, providing increased communication
  - Park Enhancements to various City parks

- Paterson Medical Clinic expansion
  - Performing Arts & Conference Centre opportunity assessment
  - Phone system replaced with Voice Over IP system
  - Policing decision to move to OPP
  - Recycling contract with Dryden to haul recycling to Winnipeg
  - Regional conferences hosted
  - Smart Community 21 award for 2009
  - Staff Restructuring in various departments
  - Strategic Plan for Community – first ever in City history
  - Strategic Plan for Corporation reviewed and updated
  - Surveillance system addressing community safety
  - Tangible Capital Assets inventoried and valued
  - Tourism Marketing strategies and programs developed
  - Tourism Strategy (2008) implemented
  - Trails Committee developed and trails made a City priority
  - Transfer Facility enhancements
  - Union collective agreements in place beyond end of term
  - Violence and Harassment policies adopted
  - Waterfront Development Guidelines established
- Items currently in progress, to be brought forward to next term
    - Abitibi land redevelopment discussions
    - Allan Cup to be hosted in 2011
    - Anicinabe Park Washroom / Shower House replacement
    - Bridge study completed and priority rehabilitation design underway for both the Keewatin Channel and the Husky bridges
    - Common Ground lands received and held in trust pending transfer
    - Common Ground Research Forum Project ongoing
    - Downtown Revitalization – Phase II – Harbourfront ongoing
    - Hennepin Lane development discussions initiated
    - Issues identification and lobbying senior levels of government
    - Lake of the Woods Discovery Centre under construction
    - Marine Waterline to Coney Island to be installed
    - Municipal Cultural Plan development funding approved
    - Parking plan and long term vision for addressing issues initiated
    - Parks and Trail Enhancements ongoing
    - Risk Management review in progress
    - Website re-development project in progress
    - Wharf rehabilitation, including works on Main, Matheson and Second Street wharfs
- Summary of major funding received
    - The City has been successful in a number of funding programs over this term of Council, helping to make many of the visions of Council a reality. Major projects funded include:
      - Downtown Revitalization, Phases I and II
      - Fire & Emergency Services Facility
      - Highway 17 East and West Gateway Project
      - Kenora Recreation Centre Building and Parking Lot Projects
      - Lake of the Woods Discovery Centre; and

- Marine Waterline Projects
- Wharf rehabilitation

This council came in at a difficult time. Council was sworn in only a year after the Abitibi mill closure and during the term there was a continued and escalating crisis in the forestry industry, as well as significant economic upheaval, not only in Kenora, but globally. This Council, however, has not stood still. Council has actively worked to make decisions that assisted the City not only to address the challenges that it faced over the past four years, but also to help position the City to prepare for the challenges of tomorrow. Council has worked hard to develop the plans needed to move the City forward and many difficult decisions needed to be made. The past four years has been a busy term with the finalization of carry over projects, completion of new ones and identification of priorities for 2011 for the new Council.

### **Confirmation of Minutes**

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

**That** the following Minutes of the last Meetings of the Council of the City of Kenora be confirmed as written and circulated:-

- Regular Meeting ~ August 9, 2010
- Committee of the Whole – August 12, 2010
- Committee of the Whole – August 24, 2010
- Special Meeting – September 8, 2010

### **Establish Elections Compliance Audit Committee**

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

**That** Council give three readings to a by-law to establish an Elections Compliance Audit Committee for the City of Kenora and to adopt a Terms of Reference in accordance with the Municipal Elections Act; and further

**That** the following contingent be retained as members to the Elections Compliance Audit Committee, with a term to expire November 30, 2014:-

- Doris Dyson, Chapple, ON
- Paul Heayn, Dryden, ON
- Sheila Hintz, Ignace, ON
- Bill Naturkach, Fort Frances, ON
- Warren Paulson, Atikokan, ON

### **Girls Fastball League Request**

#### **5. Moved by C. Van Walleghem, Seconded by W. Cuthbert & Carried:-**

**That** Council support the Kenora Girls Fastball League's request to name the City of Kenora as a sponsor in their application for funds from the Kenora and Lake of the Woods Regional Community Foundation for equipment purchases.

### **HST and Infrastructure Deficit**

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

**Whereas** the Government of Ontario has entered into an agreement with the Government of Canada to implement the Harmonized Goods and Services Tax (HST);

**And Whereas** the HST will add 8% to many goods and services where currently only the 5% GST is charged, including gasoline and diesel fuel, resulting in increased tax revenues for the Government of Ontario;

**And Whereas** the majority of public infrastructure in Ontario is municipal infrastructure, and includes roads and highways, bridges, and transit systems;

**And Whereas** there exists an infrastructure deficit in Ontario and it's estimated at more than \$100 billion;

**And Whereas** Ontario municipalities struggle to pay for needed repairs and maintenance to such infrastructure;

**And Whereas** the Government of Canada, through its Federal Gas Tax Fund, provides municipalities with a portion of federal gas tax revenue for investments in environmentally sustainable infrastructure;

**And Whereas** the Federal Gas Tax Funding is up-front and predictable, increasing the capacity of municipalities to address local infrastructure investment priorities and plan for the long term;

**And Whereas** investing in infrastructure is crucial component of a strong economy and part of the Government of Ontario's strategy for jobs and growth in Ontario;

**Now Therefore Be It Resolved That** Council of the City of Kenora requests the Government of Ontario to provide municipalities with a portion of HST generated through the sale of gasoline and diesel fuel in order to enable municipalities to address current infrastructure deficits and continue to invest in environmentally sustainable infrastructure; and

**That** this resolution be forwarded with a request for action to: the Ontario Ministry of Transportation, Kenora District MPP's and MP's, the Premier's Office, and the Association for Municipalities of Ontario (AMO).

### **HST Current Infrastructure Projects**

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

**Whereas** the Harmonized Goods and Services Tax has come into effect on July 1, 2010 resulting in an 8% increase on many products and services for tax payers and municipalities;

**And Whereas** municipalities have entered into funding agreements the Federal and Provincial government for municipal infrastructure projects that are fundamental to the quality of life of Ontarians and to stimulate economic growth;

**And Whereas** effective July 1, 2010, costs to complete municipal infrastructure projects will increase by 1.78% resulting from the HST which taxpayers will have to bear;

**And Whereas** reporting requirements will need to be adjusted on grant claim settlements;

**And Whereas** there will be increased costs to the municipalities to administer the HST rebates on the municipal infrastructure projects;

**Therefore Be It Resolved That** the Federal and Provincial governments increase the grants to fund the costs resulting from the HST impact on all funding agreements in place; and

**That** the Federal and Provincial Governments amend the Grant claims forms to record the HST impact; and

**That** the Federal and Provincial Governments take into consideration the impact of the HST on future funding initiatives; and further

**That** this resolution be forwarded to Prime Minister Stephen Harper, Premier Dalton McGuinty for their consideration.

#### **Interest on Overdue City Accounts**

**8. Moved by R. McMillan, Seconded by C. Van Wallegghem & Carried:-**

**That** Council hereby approves interest to be charged on overdue accounts at a rate of 1½% monthly (or 19.56% per annum) for all contracts or any other arrangements whereby the City is providing services for a fee where neither interest nor late penalty charges are currently assessed under existing by-laws, and

**That** the appropriate by-law be passed for this purpose.

#### **July Financial Statements**

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

**That** Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora as at July 31, 2010.

#### **Stable Funding for the Homeless/Shelter Program**

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

**That** Council hereby approves a letter to Minister Meilleur expressing the City's commitment to pursue stable funding for both the homelessness / shelter program

issue as well as transitional housing, including a request for the Ministry's long term strategic plan for addressing the homelessness issue across the Province.

### **KDSB Uploaded Costs**

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

**That** Council hereby approves a formal notice to the Kenora District Services Board (KDSB) advising that the City is dissatisfied with the treatment of the uploaded savings in the 2010 KDSB budget and formally requesting that savings related to the uploaded costs to the Province in 2011 and future year budgets be passed on directly to the municipalities in the KDSB service area.

### **Paterson Medical Centre Loan Advance**

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

**That** Council hereby authorizes total loan advance of \$122,000 to the Kenora Health Care Centre Corporation in accordance with the terms and conditions of bylaw Number 37-2009, issued as follows:

- August 6, 2010 - \$60,000
- September 3, 2010 - \$62,000

### **Housekeeping Item- Repeal By-Law #19-2006**

#### **13. Moved by C. Drinkwater, Seconded by W. Cuthbert & Carried:-**

**That** Council hereby approves a By-law to repeal by-law number 19-2006, a by-law to establish terms of reference for the City of Kenora Economic Development Committee which has been replaced by the Economic Development Commission.

### **LOW Water Sustainability Foundation Appointment**

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

**That** Council hereby acknowledges and reconfirms its continued support for the Lake of the Woods Water Sustainability Foundation, the International Joint Commission and the new Bi-National Task Force as established, and the important works performed by these various organizations; and

**That** Council hereby supports the development of a permanent Bi-National Water Quality Management Board and that the scope of that Bi-National Water Management Board include the entire Lake of the Woods, together with its watershed; and

**That** Council hereby appoints Len Compton to sit as a community liaison appointment on the non-municipal Stakeholders Advisory Group for the Lake of the Woods Water Sustainability Foundation and to act as a liaison between that group and Kenora City Council; and further

**That** a copy of this resolution hereby be forwarded to each of these organizations.

### **Various Minutes to Adopt**

#### **15. Moved by J. Parson, Seconded by C. Van Walleggem & Carried:-**



**That** Council hereby adopts the following Minutes from various City of Kenora Committees:

- April 8, 2010 – Planning Advisory Committee/Committee of Adjustment
- May 18, 2010 – Planning Advisory Committee/Committee of Adjustment
- June 3, 2010 – Special Committee of Adjustment
- June 15, 2010 – Planning Advisory Committee/Committee of Adjustment
- July 7, 2010 – Special Committee of Adjustment
- July 20, 2010 – Planning Advisory Committee/Committee of Adjustment
- August 5, 2010 – Harbourtown Centre Committee; and
- 

**That** Council hereby receives the following Minutes from other various Committees:

- June 24, 2010 – Kenora District Services Board
- June 24, 2010 – NW Health Unit Board of Health
- June 25, 2010 – Kenora Home for the Aged
- June 30, 2010 – Kenora Police Services Board
- July 23, 2010 – Kenora Home for the Aged
- July 23, 2010 – NW Health Unit Board of Health; and further

**That** these Minutes be circulated and ordered filed.

#### **Procedural By-Law Amendment**

##### **16. Moved by J. Parson, Seconded by W. Cuthbert & Carried:-**

**That** Council give three readings to an amended Procedural By-Law for the City of Kenora as passed by Resolution Number 3 at the August 9, 2010 Council meeting; and further

**That** By-law Number 29 -2009 be and is hereby repealed.

#### **Red River College Alumni Dinner**

##### **17. Moved by J. Parson, Seconded by R. McMillan & Carried:-**

**That** authorization be hereby given for Mayor Len Compton to attend the Red River College Alumni Dinner taking place November 19, 2010 in Winnipeg, MB; and further

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

#### **Non Union Compensation/Pay Equity Maintenance Review**

##### **18. Moved by C. Van Wallegem, Seconded by J. Parson & Carried:-**

**That** Council hereby appoints McDowall Associates to perform a Non-Union Compensation / Pay Equity Maintenance Review on behalf of the City of Kenora; and further

**That** Council appoints McDowall Associates to ensure that an independent party, not previously involved with the establishment or updating of either the City's Non-Union Pay Grid or Non-Union Pay Equity Process, conducts the review; and further

**That** Council hereby approves a budget amendment in the amount of \$20,800 plus net impacts of HST, to be funded from the City's contingency reserve; and

**That** in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2010 Municipal Operating and Municipal Five Year Capital Plan by by-law at its September 13<sup>th</sup> meeting; and further

**That** Council hereby gives three readings to a by-law to amend the 2010 budget for this purpose.

#### **Kenora Recreation Centre Concession**

**19. Moved by C. Van Wallegghem, Seconded by R. McMillan & Carried:-**

**That** the City of Kenora through the Recreation Services Department continue to operate the Kenora Recreation Centre Concession and recommendations be brought forward to council in 2012 for operation recommendations for all city owned concessions.

#### **Family Day 2011**

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

**That** approval be given for the Kenora Recreation Centre to remain open from 8:00 am to 4:00 pm February 21, 2011 for families and individuals to recreate on the Family Day Statutory Holiday; and further,

**That** all additional overtime costs for this day be included and approved in the proposed 2011 operating budget.

#### **JM Lease Agreement**

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

**That** Council of the City of Kenora extends the existing lease with the Jaffray Melick Arena for an additional 8 months commencing November 1, 2010.

#### **New Years Eve Event – Kenora Rotary Club**

**22. Moved by C. Van Wallegghem, Seconded by R. McMillan & Carried:-**

**That** approval be given for the Kenora Recreation Centre to remain open from 4:00 pm to 8:00 pm December 31<sup>st</sup>, 2010 for families and individuals to participate in recreation on the New Year's Eve Statutory Holiday; and further

**That** the City of Kenora waives the facility rental fees for this purpose; and further

**That** all staffing and additional costs for this day be covered by the Kenora Rotary Club.

#### **Downtown Delivery Vehicles**

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

**That** a meeting be coordinated with local businesses and the City of Kenora to discuss delivery trucks and lane traffic in accessing the downtown businesses; and further

**That** the Operations Manager report the results of the meeting to Council for consideration.

**Maintenance of 36 A,B,C,D Duffus Road**

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

**That** the City of Kenora continue to abstain from maintaining the road identified as 36 Duffus Road, A, B, C and D as this road is considered to be a private driveway.

**Budget Amendment - Multi-Municipality Waste Recycling Plan**

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

**That** Council hereby approves amending its 2010 capital budget to fund the \$36,500, plus net impacts of HST, for a Multi-Municipal Waste Recycling Plan Development Agreement; and further

**That** in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2010 Municipal Operating and Municipal Five Year Capital Plan by by-law at its September 13th meeting; and further

**That** Council hereby gives three readings to a by-law to amend the 2010 budget for this purpose.

**Multi-Municipality Waste Recycling Plan Agreement**

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

**That** Council give three readings to a by-law for the City of Kenora, acting on behalf of the City of Dryden, to enter into an agreement with the CIF Fund to receive funding in the amount of \$45,000.00 to produce a Waste Recycling Plan; and further

**That** the City of Kenora enter into an agreement with the Emerald Group Consultants to undertake, manage and complete the development of a co-operative Waste Recycling Plan for the Cities of Kenora and Dryden's blue box recycling programs.

**Traffic Amendment –Speed Zone**

**27. 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 "T" – Rate of Speed –Airport Road, Darlington Drive, and Highway 17 East;

**60 Kilometres Per Hour Zone**Add:

| <u>Column 1</u><br>STREET/HIGHWAY | <u>Column 2</u><br>LOCATION                        | <u>Column 3</u><br>MAXIMUM SPEED |
|-----------------------------------|----------------------------------------------------|----------------------------------|
| Airport Road                      | From Clarence Street,<br>northerly to Valley Drive | 60 kilometres per hour           |

Remove:

| <u>Column 1</u><br>STREET/HIGHWAY | <u>Column 2</u><br>LOCATION | <u>Column 3</u><br>MAXIMUM SPEED |
|-----------------------------------|-----------------------------|----------------------------------|
|-----------------------------------|-----------------------------|----------------------------------|

|                  |                                    |                        |
|------------------|------------------------------------|------------------------|
| Darlington Drive | From Highway 17A to<br>Duffus Road | 60 kilometres per hour |
|------------------|------------------------------------|------------------------|

Amend:

| <u>Column 1</u><br>STREET/HIGHWAY | <u>Column 2</u><br>LOCATION | <u>Column 3</u><br>MAXIMUM SPEED |
|-----------------------------------|-----------------------------|----------------------------------|
|-----------------------------------|-----------------------------|----------------------------------|

|                  |                                       |                        |
|------------------|---------------------------------------|------------------------|
| Darlington Drive | From Highway 17A to<br>Peterson Drive | 60 kilometres per hour |
|------------------|---------------------------------------|------------------------|

To Read:

| <u>Column 1</u><br>STREET/HIGHWAY | <u>Column 2</u><br>LOCATION | <u>Column 3</u><br>MAXIMUM SPEED |
|-----------------------------------|-----------------------------|----------------------------------|
|-----------------------------------|-----------------------------|----------------------------------|

|                  |                                       |                        |
|------------------|---------------------------------------|------------------------|
| Darlington Drive | From Duffus Road to<br>Peterson Drive | 60 kilometres per hour |
|------------------|---------------------------------------|------------------------|

**80 Kilometres Per Hour Zone**Add:

| <u>Column 1</u><br>STREET/HIGHWAY | <u>Column 2</u><br>LOCATION | <u>Column 3</u><br>MAXIMUM SPEED |
|-----------------------------------|-----------------------------|----------------------------------|
|-----------------------------------|-----------------------------|----------------------------------|

|                  |                                    |                        |
|------------------|------------------------------------|------------------------|
| Darlington Drive | From Highway 17A to<br>Duffus Road | 80 kilometres per hour |
|------------------|------------------------------------|------------------------|

Remove:

| <u>Column 1</u><br>STREET/HIGHWAY | <u>Column 2</u><br>LOCATION | <u>Column 3</u><br>MAXIMUM SPEED |
|-----------------------------------|-----------------------------|----------------------------------|
|-----------------------------------|-----------------------------|----------------------------------|

|                 |                                                |                        |
|-----------------|------------------------------------------------|------------------------|
| Highway 17 East | From Whitehead Road<br>to the east City Limits | 80 kilometres per hour |
|-----------------|------------------------------------------------|------------------------|

and further;

**That** the City of Kenora Traffic Regulation By-law 127-2001 Schedule "T" – Rate of Speed be amended to include the section "90 Kilometres Per Hour Zone" with the following addition – Highway 17 East;

**90 Kilometres Per Hour Zone**

Add:

| <u>Column 1</u><br>STREET/HIGHWAY | <u>Column 2</u><br>LOCATION                 | <u>Column 3</u><br>MAXIMUM SPEED |
|-----------------------------------|---------------------------------------------|----------------------------------|
| Highway 17 East                   | From Whitehead Road to the east City Limits | 90 kilometres per hour           |

**Traffic Amendment- No Parking Bayview Drive****28. 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 addition to Schedule "B" – No Parking Area – Tow Away Zone – Bayview Drive;

Add:

| <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 |
|-----------------------------------|-----------------------------------------------------------------------------------------------------------------------|-------------------------|-------------------------|
| Bayview Drive                     | From 122 metres southwest of Lakeview Drive, westerly to the end for a distance of 52 metres including the Cul de Sac | West                    | Anytime                 |
| Bayview Drive                     | From Lakeview Drive southerly for 60 metres                                                                           | Both                    | Anytime                 |

**Winter Maintenance Policy Amendment****29. Moved by D. McCann, Seconded by R. McMillan & Carried:-**

**That** Council hereby approves a revised Winter Maintenance Policy #OP-4-1; and further

**That** Council give three readings to a by-law to amend the Comprehensive Policy Manual for this purpose.

**LOW Development Commission Monthly Report****30. Moved by W. Cuthbert, Seconded by C. Van Walleggem & Carried:-**

**That** Council accept the August 2010 Monthly Report from the Lake of the Woods Development Commission.

**Application Z04/10 Scribilo to Amend Zoning By-law 160-2010****31. Moved by W. Cuthbert, Seconded by R. McMillan & Carried:-**

**That** the Council of the City of Kenora approves Application to Amend Zoning By-law Z04/10 Scribilo on properties described as 21 Mikado Avenue, PLAN M1 BLK 2 RP KR428 PART 1, and 21 ½ Mikado PLAN M1 BLK 2 E OF LOT 6 , from R2 – Residential, Second Density to R3 [18] – Residential, Third Density [18] with reduced

frontage requirement for each unit in a stacked dwelling from 6 metres per unit (24 metres) to 3.35 metres per dwelling unit (13.4 metres), and to increase the maximum width of a driveway in the R3 zone from 40% (or 10 metres) of the lot frontage to 64% or 8.55 metres. The effect of approval is to permit the construction of a four unit stacked dwelling with associated parking. The required site plan agreement should consider location of a bear-proof waste receptacle.

**Transfer of municipal lands – Bowman et al.**

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

**That** Council of the City Kenora declares a portion of municipal property described as approximately 618 metres of 20 metre road allowance in front of properties described as JAFFRAY PT MC I8 PLAN KR 1055 PART 2 RP 23R2992 PARTS 1 AND 2 PCL 29148 DKF and CON 1J WPT ML 18 RP KR1055 PART 1 PCL25566 as surplus to the needs of the municipality to BOWMAN THOMAS & CONSTANCE, MAZZEI MARY MARGARET and POKOTYLO CATHERINE at the appraised value as established by Century 21 – Reynard Real Estate, plus all associated costs; and further

**That** in accordance with Notice By-law #144-2007, arrangements be made to advertise the sale of the subject lands for a three-week period; and further

**That** the Mayor and Clerk are authorized to enter into the agreement of purchase/sale.

**Variance request to the Fence By-Law**

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

**That** the Council of the City of Kenora approves a variance to the Kenora Airport Authority, to section 3.6 of Fence By-law No. 94-2006, to permit the barbed wire portion of a fence to face outward as the fence will be designed to maintain safety for aircraft movement by restricting access by animals to the runway area.

**Five year Review of Provincial Policy Statement (2005)**

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

**That** Council of the City Kenora provide input into the five year review of the Provincial Policy Statement (2005) by indicating that development of a policy statement which will help to implement the Northern Ontario Growth Plan; and further

**That** this is required in order to address northern issues, and to suggest that policies for mitigation measures, to protect natural heritage values, identified by the NHIC be developed and provided to municipalities in order to provide efficient and current information to prospective developers.

**RFP – Fire Hall No. 3**

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

**That** Council hereby offers the Sunset Trail Riders (STR) the opportunity to stay in their current, occupied space based on the same terms as the current lease set to expire on October 31, 2010, but on a month to month lease; and

**That** this offer be conditional on and in exchange for the following:

- The STR continue, on behalf of the Ontario Federation of Snowmobile Clubs (OFSC) to maintain the various OFSC trails into the City of Kenora;
- The STR actively market the City of Kenora to their existing and potential members and visitors;

and further;

**That** the new lease reflect a notice period, where the City of Kenora can provide notice to the STR that the lease is being terminated within 30 days if they are not in compliance with the conditions as reflected above.

### **Nominations for the Heritage Community Recognition Program – 2010**

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

**Whereas** the Heritage Community Recognition Program celebrates individuals and groups of volunteers for conservation activities; and

**Whereas** Heritage Kenora has recommended nomination of two individuals in recognition of their heritage conservation activities with respect to the St. Louis Roman Catholic Church Cemetery;

#### **Now Therefore be it resolved:**

**That** the Council of the City Kenora hereby nominates Laureen Parsons and Theodore (Ted) Szajewski for their achievements and activities which have led to the rediscovery, cataloguing and care of the abandoned gravesites in the St. Louis Roman Catholic Church Cemetery thus returning the cemetery to the community and to the families of those interred within it.

### **Planning Services**

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

**That** Council of the City of Kenora accepts the proposal of FoTenn Consultants, of September 3, 2010, to provide land use planning services, on an "as required basis", from October 1, 2010 to September 30, 2012; and further

**That** the Operations Manager is authorized to sign the proposal on behalf of the City of Kenora.

### **By-Laws to Adopt**

#### **38. Moved by J. Parson, Seconded by C. Van Wallegghem & 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:~

- #164-2010** - To confirm proceedings of Council and other Committee Meetings
- #165-2010** - Terms of Reference for an Elections Compliance Audit Committee
- #166-2010** - To establish interest on City overdue accounts
- #167-2010** - To repeal By-Law Number 19-2006
- #168-2010** - To adopt an amended Procedural By-Law
- #169-2010** - Amend the 2010 budget for a Multi-Municipal Waste Recycling Plan
- #170-2010** - To authorize an agreement with the CIF Fund
- #171-2010** - Traffic amendment for rates of speed on various roads
- #172-2010** - Traffic amendment for no parking zone on Bayview Drive
- #173-2010** - Amend the Winter Maintenance Policy
- #174-2010** - Amend budget for a Non-Union Compensation/Pay Equity Review
- #175-2010** - Zoning Amendment for Scribilo
- #176-2010** - Naming of an unnamed Street – Deacon Lane

**Adjournment**

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

**That** this meeting be now declared closed at 6:14 p.m

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

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

**OF.....2010**

.....  
**MAYOR**

.....  
**CITY CLERK**