



# Minutes

**Of a Meeting of the Council of the City of Kenora  
Monday, March 21, 2011 – City Council Chambers  
5:00 p.m.**



**WITH Mayor D. Canfield, Councillor C. Drinkwalter, Councillor R. Lunny,  
Councillor R. McKay, Councillor R. McMillan, Councillor S. Smith.**

**Regrets: Councillor L. Roussin**

**Staff:** Karen Brown, CAO, Warren Brinkman, Fire & Emergency Services Manager, Rick Perchuk, Operations Manager, Sharen McDowall, HR Manager, Tara Rickaby, Planning Administrator, and Heather L. Kasprick, City Clerk.

## **Call to Order**

**Mayor Canfield called the meeting to order and Councillor Smith read the Prayer.**

## **Public Information Notices as per By-law Number 144-2007**

**Mayor Canfield 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:-

- An amendment to the Rates & Fares Schedule to Taxi By-Law number 88-2009 to provide for a rate increase effective April 18, 2011
  - An amendment to the Official Plan

## **Confirmation of Minutes**

**1. Moved by C. Drinkwalter, Seconded by S. Smith & Carried:-**

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

- Regular Council Meeting held February 22, 2011

## **Declaration of Pecuniary Interest & General Nature Thereof**

Mayor Canfield 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.

### **Councillor McMillan declared a pecuniary interest with Motion #19**

Councillor McMillan stated he is declaring a Pecuniary Interest on motion#19 on tonight's agenda referencing the Kenora Police Services Board (KPSB). His spouse is an appointed member of the Police Services Board and within this report remuneration to members is addressed. Based on this he made his declaration of Pecuniary Interest.

### **Deputations**

#### **Mort Goss, Co-Chair of the Kenora Harbourtown BIZ (proposed signage on Harbourfront)**

BIZ has a budget of \$50,000 per year collected by city levy. That money is spent on promotion, beautification and improvement of the downtown core as defined in the 2003 by-law establishing the Business Improvement Area. BIZ executive have some history with electronic signage. In 2008, we were approached by a local financial institution who wished to make a major contribution to a community project. They suggested an electronic reader board to publicize local and community events, and to promote tourism. No consensus was reached to allow any form of advertising other than recognition of the sponsoring organizations. Between the two partners, over \$140,000 was committed towards what we felt was solving an identified problem to inform people of events in our city. Kenora Tourism would handle the input, and the IT department would handle the technical requirements. There was a project architect design the housing for the sign. Drawings were prepared and presented to Council, BIZ members, Harbourtown Centre Committee and the public. The response to that project was that while the design was pleasing, the electronic sign did not fit the authentic Kenora theme. That plan was shelved permanently. Billboards are prohibited under the new sign bylaw, and now cannot be repaired or modified in any way. Mr. Goss asked that Council deny the variance and establish a working group and try to find a broader consensus from the community stakeholders. Council thanked Mr. Goss for his presentation and a copy of his deputation was provided to the Clerk.

#### **Michael LeMaistre (proposed signage on Harbourfront)**

Mr. LeMaistre presented as a concerned citizen regarding the variance for the Pattison Outdoor Advertising and feels it will be a detriment to the work being done to make Kenora a more desirable destination. He noted safety issues around the sign that he felt needs to be addressed that was not identified in the Transportation Safety Assessment Image Quality report. Within this report there is no mention that there are two access lanes into the visitor parking lot or that people can be turning into and out of either of them. It does not mention that people can park on the south shoulder to take photos or that east bound drivers can make a left hand turn into the parking area. Despite there being a underpass boardwalk in this area, people, including children, often run across the road in this area to access the Harbourfront and the parking lot. Mr. LeMaistre has no doubt that the sign structure will make a surrounding that fits in with our local area, however, the main attraction will be a glaring display of what is in the centre of the structure. The content of the sign will be controlled by Pattison in Winnipeg and they do not have to consult the City when considering advertisers, they have no allegiance to the City or any stake in the affect the advertisers will have on our businesses in Kenora. Mr. LeMaistre concluded his deputation by requesting Council to deny the sign variance and not allow Pattison to

install a digital billboard on the Harbourfront. Council thanked Mr. LeMaistre for his presentation and a copy of his deputation was provided to the Clerk.

**Fred Ralko, Fire and Emergency Services Firefighter (alarm box and bell)**

Mr. Ralko from the Fire and Emergency Services Department wished to address Council's decision not to relocate the tower bell and alarm box from the old fire station on Second Street South to the new building on Barsky's Hill. Mr. Ralko addressed the process in which the decision took place and that the vote was based on contradicting recommendations from the City CAO as well as the Property & Planning Committee. The basis of this decision was on the cost factor of relocating the pieces as well as maintaining the heritage of the building. Mr. Ralko provided Council with history of the bell and advised that throughout the day and night each alarm was sounded by the bell, which summoned the fire fighters to a fire emergency and to place their lives in jeopardy for the good of their fellow citizen. When a fire fighter had died in the line of duty, it was the mournful toll of the bell that solemnly announced a comrade's passing. Currently, fire fighters use these traditions as symbols, which reflect honour and respect on all those who have given so much and have served. They have used the bell during their services on the anniversaries of 9-11, where they remember all fire fighters who have lost their lives including the ones in New York that day. Mr. Ralko, on behalf of the fire fighters, asked Council to reconsider and amend by-law number 160-2008. Council thanked Mr. Ralko for his presentation and a copy of his deputation was provided to the Clerk.

**Additions to the Agenda**

**2. Moved by S. Smith, Seconded by R. McMillan & Carried:-**

That approval be hereby given for the following additional items to be added to tonight's agenda:-

1. Sponsorship of the Northwestern Ontario Annual Chambers of Commerce Spring Meeting
2. Resolution to lobby for the critical infrastructure crisis with roads and bridges
3. Amending agreement with FedNor for Port of Kenora-Phase II
4. Use of Wood in Mid-Rise construction resolution

**Appointment to the Accessibility Committee**

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

That Council of the City of Kenora hereby appoints the following to the Accessibility Advisory Committee with a term to expire November 30, 2012:-

**Barbara Penner  
Ron Brown**

**Appointment to the Environmental Committee**

**4. Moved by R. McMillan, Seconded by R. Lunny & Carried:-**

That as a result of Rosemary Robertson resigning from the Lake of the Woods District Property Owners' Association (LOWDPOA) thereby creating a vacancy for this representation on the Environmental Advisory Committee (EAC); Council of the City

of Kenora hereby appoints Rosemary Robertson to fill the final public-at-large vacancy on the EAC with a term to expire November 30, 2012.

### **Appointment to Planning Advisory Committee**

#### **5. Moved by R. Lunny, Seconded by R. McMillan & Carried:-**

That the Council of the City of Kenora appoints Wendy Cuthbert as a member of the Kenora Planning Advisory Committee, until November 30, 2012.

### **Aerial Ladder Replacement**

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

That Council hereby approves the acquisition of a used Aerial Ladder as supplied by the Oakville Fire Department, with total costs for purchase, including any required retrofit and transportation to the City of Kenora, not to exceed the amount of \$80,000.00, net of impact of applicable taxes; and further

That Council hereby provides direction to staff to include this item in the City's 2011 Capital Budget, to be funded through the City's Fire Equipment Reserve.

### **Daycare Summer Student**

#### **7. Moved by C. Drinkwalter, Seconded by R. Lunny & Carried:-**

That Council approves the hiring of two (2) summer students for 2011 for The Castle of Learning and Discovery Children's Centre, with one student being hired for 10 weeks and the other being hired for 17 weeks.

### **Municipal Fire Protection Seminar - Kenora**

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

That Council of the City of Kenora hereby approves attendances at the "Essentials of Municipal Fire Protection-A Decision Makers' Guide Seminar" being hosted in Kenora on Wednesday, March 30, 2011.

### **LOW Museum Summer Students**

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

That Council of the City of Kenora approve the hiring of two summer students for the Lake of the Woods Museum for the months of May through August 2011; and

That the Museum Director be authorized to fill the respective positions and to establish the employment terms of reference in consultation with the Human Resources Manager according to Municipal Hiring Practices and Regulations; and further

That this approval is conditional upon the approval of the 2011 budget.

## **Ontario Association of Fire Chiefs Board of Directors**

### **10. Moved by C. Drinkwalter, Seconded by S. Smith & Carried:-**

That Council of the City of Kenora hereby supports the O AFC's Nominating Committee's nomination for Warren Brinkman, Emergency Services Manager to let his name stand for re-election to the Ontario Association of Fire Chiefs 2011/2012 Board of Directors.

## **Safe Grad**

### **11. Moved by C. Drinkwalter, Seconded by R. Lunny & Carried:-**

That Council of the City of Kenora hereby supports the work of the Kenora Safe Grad Committee towards an all-inclusive, drug/alcohol free, safe celebration of graduation from high school; and further

That a grant in the amount of \$3000.00 be authorized for the use of the Kenora Recreation Centre for this purpose.

## **Handi Transit Services By-law**

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

That Council give three readings to a by-law to provide for various municipal services to Kenora Handi Transit; and further

That By-law #123-2010 be hereby repealed.

## **Internal Audit Policy**

### **13. Moved by R. McMillan, Seconded by R. Lunny & Carried:-**

That Council hereby approves the Internal Audit Policy #AD-6-1; and further

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

## **Provincial Offences Prosecution Policy**

### **14. Moved by R. McMillan, Seconded by S. Smith & Carried:-**

That Council hereby approves the City of Kenora Provincial Offences Prosecution Policy #AD-5-1; and further

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

## **Taxi By-law amendment**

### **15. Moved by R. McMillan, Seconded by S. Smith & Carried:-**

That further to consultation with the local taxi companies, Council hereby approves an increase to the Rates & Fares Schedule to Taxi By-law Number 88-2009, effective April 18, 2011; and further

That as required under Notice By-law Number 144-2007, public notice is hereby given that Council intends to give three readings to a by-law at its March 21 meeting to amend the Rates & Fares Schedule for this purpose.

### **Various Committee Minutes**

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

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

- February 8, 2011 – Kenora Urban Trails Committee
- February 14, 2011 – Committee of the Whole
- February 15, 2011 – Special Committee of the Whole
- February 15, 2011 – Property & Planning Committee
- February 15, 2011 – Community Policing Committee
- February 22, 2011 – Lake of the Woods Museum Board
- February 22, 2011 – Special Committee of the Whole
- March 7, 2011 – Budget Committee
- March 8, 2011 – Community Policing Committee

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

- December 15, 2010 – Kenora Public Library Board
- January 31, 2011 – District of Kenora Home for the Aged
- January 19, 2011 – Kenora Police Services Board; and further

That these Minutes be circulated and ordered filed.

### **NOACC Spring Meeting Sponsorship**

#### **16A. Moved by R. McMillan, Seconded by C. Drinkwalter & Carried:-**

That Council of the City of Kenora supports the sponsorship of the upcoming Northwestern Ontario Associated Chambers of Commerce Annual Spring Meeting with a donation in the amount of \$350.

### **Critical Infrastructure Crisis with Roads and Bridges**

#### **16B. Moved by R. McKay, Seconded by R. McMillan & Carried:-**

Whereas The Government downloaded highways and bridges in the late 1990's to the Municipalities in Ontario with funding for five years to meet the needs of this downloaded infrastructure; and

Whereas much of this infrastructure has deteriorated to the point that it will take millions of dollars to repair or replace in each Municipality; and

Whereas bridge rehabilitation in the City of Kenora alone would bankrupt the City of Kenora or cause massive tax increases; and

Whereas Northwestern Ontario, including the City of Kenora, has suffered dramatic loss of tax revenue because of the crash of the forest industry;

Therefore be it Resolved that the Government of Ontario immediately take back responsibility for bridges and provide sufficient annual funding to maintain the downloaded roads and highways.

### **Use of Wood in Mid-Rise Construction**

#### **16C. Moved by R. McKay, Seconded by R. McMillan & Carried:-**

Whereas the proposed changes to the Ontario Building Code will expand the role of wood in mid-rise construction, providing significant social, economic and environmental benefits to the province and its people without compromising safety; and

Whereas the proposed changes include fire safety measures which help ensure that six storey wood frame buildings will perform at least as well or better than buildings permitted under the current version of the code; and

Whereas the proposed code changes will permit increased design flexibility and help reduce the current impediments to the construction of mid-rise buildings; and

Whereas mid-rise wood framed buildings are safe, cost-effective, and will help municipalities achieve densification while preserving the richness of mixed-use community neighbourhoods; and

Whereas creating demand for Ontario's wood products also supports the forest industry, a key economic sector of Northern Ontario and the province as a whole. By increasing opportunities to build with wood from Ontario's sustainably managed forests, the proposed code changes support forest industry jobs and forest dependent communities.

Therefore be it Resolved that the City of Kenora express to the Government of Ontario its full support of the proposed changes to the Ontario Building Code regarding the use of wood in mid-rise construction and urge that the proposed changes be included in the 2012 edition of the Ontario Building Code.

### **LOW Discovery Centre Agreement-True North Storytelling**

#### **17. Moved by S. Smith, Seconded by R. McMillan & Carried:-**

That Council hereby authorizes amending the end date of the current contract with True North Storytelling Inc. from March 31, 2011 to June 30, 2011; and further

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

### **KAR, LOWDC and Special Events**

#### **18. Moved by S. Smith, Seconded by C. Drinkwalter**

That Council hereby formally approves the transfer of special events to the Lake of the Woods Development Commission (the Commission) effective 1 January 2011; and



That the Memorandum of Understanding between the City and the Commission be updated accordingly; and

That the appropriate by-law be passed for this purpose; and

That Council hereby authorizes City Administration to negotiate a service agreement with the Kenora Assembly of Resources (KAR) to 31 December 2012 to continue to provide social programming; and

That Council approves the appropriate by-law once a suitable service agreement has been negotiated; and

That the administration of the KAR services agreement be separated from the Commission and special events and be dealt with directly by City administration, independent of the Commission; and further

That Council create an Ad Hoc Committee to review the social programming services provided under the KAR contract with the intent of developing a long term plan for the provision of those services beyond the extended KAR service agreement, including a transition plan, with review and recommendations to be completed in 2011, and phase in to occur during 2012.

### **Motion to Amend Motion #18**

**18A. Moved by S. Smith, Seconded by C. Drinkwalter & Carried:-**

That Motion #18 on tonight's agenda be hereby amended by amending the fourth paragraph pertaining to the service agreement with the Kenora Assembly of Resources (KAR) to read:

That Council hereby authorizes City Administration to negotiate a service agreement with the Kenora Assembly of Resources (KAR) to 31 December 2011 to continue to provide social programming, with a review of the services provided under that contract to occur prior to 31 December 2011; and

And further;

That adoption of by-law #27-2011 as set out in Motion #37 be placed on hold at this time.

### **Motion #18 as Amended**

**18. Moved by S. Smith, Seconded by C. Drinkwalter & Carried:-**

That Council hereby formally approves the transfer of special events to the Lake of the Woods Development Commission (the Commission) effective 1 January 2011; and



That the Memorandum of Understanding between the City and the Commission be updated accordingly; and

That the appropriate by-law be passed for this purpose; and

That Council hereby authorizes City Administration to negotiate a service agreement with the Kenora Assembly of Resources (KAR) to 31 December 2011 to continue to provide social programming, with a review of the services provided under that contract to occur prior to 31 December 2011; and

That Council approves the appropriate by-law once a suitable service agreement has been negotiated; and

That the administration of the KAR services agreement be separated from the Commission and special events and be dealt with directly by City administration, independent of the Commission; and further

That Council create an Ad Hoc Committee to review the social programming services provided under the KAR contract with the intent of developing a long term plan for the provision of those services beyond the extended KAR service agreement, including a transition plan, with review and recommendations to be completed in 2011, and transition to occur during 2012.

### **Council Remuneration**

#### **19. Moved by R. Lunny, Seconded by C. Drinkwater & Carried:-**

That Council receive the reports prepared by Charlotte Edie, Treasurer dated February 28, 2011 as required under Section 284 of The Municipal Act, 2001, as amended, setting out the Annual Statement of Remuneration and Expenditures for Members of Council in accordance with Remuneration By-law #60-2005.

### **BCF Extension Agreement**

#### **20. Moved by R. Lunny, Seconded by R. McMillan & Carried:-**

Whereas the Ministry of Energy and Infrastructure and the Ministry of Agriculture, Food and Rural Affairs has allocated funds to the City of Kenora for the purpose of funding the Lake of the Woods Discovery Centre Project; and

Whereas the City of Kenora's request for an extension to October 31, 2011 has been approved to allow for an additional construction season to finish the project;

Now therefore, let it be resolved that authorization be given for the Corporation of the City of Kenora to enter into an extension agreement with Her Majesty the Queen in Right of Ontario as represented by the Ministry of Energy and Infrastructure and the Ministry of Agriculture, Food and Rural Affairs; and further

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

### **City Hall Summer Student**

#### **21. Moved by R. Lunny, Seconded by C. Drinkwalter & Carried:-**

That Council hereby approves the hiring of a summer student to act as both relief cashier and perform parking ticket processing in the Finance & Administration department.

### **NOWC Curling Request**

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

That Council hereby approves a donation of \$500 for Team Ficek to help offset costs related to attending the National Championships in Edmonton, Alberta in 2011.

### **ISF Extension Agreement**

#### **23. Moved by R. Lunny, Seconded by S. Smith & Carried:-**

Whereas the Ministry of Energy and Infrastructure and the Ministry of Agriculture, Food and Rural Affairs has allocated funds to the City of Kenora for the purpose of funding the Highway 17 Gateway Rehabilitation Project; and

Whereas the City of Kenora's request for an extension to October 31, 2011 has been approved to allow for an additional construction season to finish the project;

Now therefore, let it be resolved that authorization be given for the Corporation of the City of Kenora to enter into an extension agreement with Her Majesty the Queen in Right of Ontario as represented by the Ministry of Energy and Infrastructure and the Ministry of Agriculture, Food and Rural Affairs; and further

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

### **NAFN Hockey Tournament**

#### **24. Moved by R. Lunny, Seconded by S. Smith & Carried:-**

That Council of the City of Kenora hereby authorizes a grant in the amount of \$3,000 for the use of the Kenora Recreation Centre for the 22<sup>nd</sup> Annual North American First Nations Hockey Tournament held April 7-10, 2011.

### **Port of Kenora Phase II funding agreement amendment**

#### **24A. Moved by R. Lunny, Seconded by R. McMillan & Carried:-**

Whereas Industry Canada, FedNor, has allocated funds to the City of Kenora for the purpose of funding the Port of Kenora-Phase II; and

Whereas the City of Kenora's request for an adjustment of the funding mix and the cost categories;

Now therefore, let it be resolved that authorization be given for the Corporation of the City of Kenora to enter into an amending agreement with Industry Canada, FedNor; and further

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

### **Keewatin Medical Clinic Lease**

#### **25. Moved by R. McKay, Seconded by R. McMillan & Carried:-**

That Council of the Corporation of the City of Kenora give three readings to a by-law to authorize a lease agreement between the City of Kenora and the Keewatin Medical Clinic for land described as location 904 Ottawa Street; and further

That the Mayor and Clerk be authorized to execute the agreement on behalf of the City of Kenora.

### **Kenora Water Summary 2010**

#### **26. Moved by R. McKay, Seconded by R. McMillan & Carried:-**

That Council of the City of Kenora hereby receives the 2010 Kenora Water System Summary Report as prepared by Warren Ortlieb, Water and Sewer Supervisor, for the period of January 1<sup>st</sup>, 2010 to December 31<sup>st</sup>, 2010.

### **Request for Surface Treatment**

#### **27. Moved by R. McKay, Seconded by R. McMillan & Carried:-**

That the following roads be approved for inclusion under the Ministry of Transportation Surface Treatment Program for the year 2011:

<b>Location</b>	<b>Length</b>	<b>Application</b>
Peterson Road-Variou Patches	2.0 km	Single
James Road-Easterly of Redditt Rd	3.0 km	Double

### **Summer Students Water & Sewer/Solid Waste**

#### **28. Moved by R. McKay, Seconded by R. McMillan & Carried:-**

That Council of the City of Kenora approve the hiring of one (1) student for the Water & Sewer Department for a total of 16 weeks; and further

That Council of the City of Kenora approve the hiring of two (2) students for the Solid Waste Department for 16 weeks each for a total of 32 weeks; and further

That all positions approved are conditional upon Council approval of the 2011 City Operational Budgets.

### **Proposal for Sign on CPR Property**

#### **29. Moved by R. Lunny, Seconded by C. Drinkwalter**

That the Council of the City of Kenora approves the request of Pattison Outdoor Advertising, agent for Canadian Pacific Railway for the following variances to Sign By-law No. 115-2010:

- 1) To section 8.1.1(b) to permit the location of a static digital billboard to be located at a specific site, east of McLeod Park, within the Harbourtown Centre Area; and

- 2) To section 4.1(h) to permit the location of a sign which does not relate to any uses, or uses, of the premises located on the same property;
- 3) To 7.3.1. Table D – Ground Sign - To permit the area and height of the sign; and
- 4) To 8.1.2. Table E – Ground Sign - To permit the area and height of the sign; and

That the variance is conditional upon the following;

- 1) The materials used to construct the sign include granite and pine, or a pine look, which are consistent with the materials used in the revitalization projects associated with the Harbourtown Centre;
- 2) The utilities required for the sign be located underground;
- 3) Samples of the proposed materials be submitted, together with a site plan and building permit application, to the City of Kenora Building Department; and;
- 4) The final location of the sign be approved by the City of Kenora in consideration of underground utilities and proximity to snow clearing area;

That this variance is for one static digital billboard only and that all other billboards and their foundations be removed;

That the proposal of February 1st, 2011, submitted by Rob Sedgwick of Pattison Outdoor Advertising, forms the basis for the agreement by the City of Kenora, notwithstanding that a destination sign will not be permitted; and

This variance is being approved because the static digital billboard, per Section 2 Intent, of the Sign By-law:

- (a) is appropriate in size, number and location to the type of activity or use to which it pertains
- (b) provides reasonable and appropriate means for the public to locate and identify facilities, business, services and events without difficulty or confusion;
- (c) is compatible with surrounding activities or uses
- (d) protects and enhance the aesthetic qualities and visual character of the City
- (e) is consistent with the City's planning, urban design and heritage objectives
- (f) does not create a distraction, or safety hazard, for pedestrians and motorists
- (g) minimizes adverse impacts on nearby property; and
- (h) balances the public's right to expression with the purpose and intent of this By- law.

### **Motion to Defer**

#### **29A. Moved by R. Lunny, Seconded by R. McMillan & Carried:-**

That Motion #29 on tonight's agenda pertaining to a static digital billboard sign as well as a variance to the sign by-law for such signage be hereby deferred to a subsequent meeting; and further

That the deferred meeting be identified as the next Property & Planning Committee of Council held April 12, 2011 at 9:00 a.m.

### **Application to Variance of Sign By-Law-Festival of the Arts**

#### **30. Moved by S. Smith, Seconded by R. Lunny & Carried:-**

That Council of the City of Kenora approves the Kenora District Festival of Arts variance request provided;

- the signs are placed and removed as per the requested dates on the application.
- that a copy of the location approval letter from the Keewatin-Patricia District School Board be submitted to the City.
- that the banner sign is located so as to not cause a distraction at the Lakewood School entrance or when approaching the round-about.

### **Request to Purchase Municipal Lands – East Melick Road**

#### **31. Moved by S. Smith, Seconded by R. McMillan & Carried:-**

That Staff be directed to indicate to John Drygasuk, that the road allowance property (Part 1 on Plan 23R 7282 and a portion of Part 3 on the same plan), adjacent to lands described as CON 1 M N PT LOT 5LESS PT 6 23R5620 PCL 35195 & RP 23R7282 PARTS 2 & 4 PCL 37689 PT 1 23R3759 and the East Melick Road, will not be declared surplus by the City of Kenora as the lands may be required in the future for municipal (road) purposes.

### **Environment Canada – Location of Hydrometric Monitoring Gauge**

#### **32. Moved by R. McKay, Seconded by R. McMillan & Carried:-**

That the Council of the City of Kenora approves in principle and directs staff to negotiate a lease arrangement with Environment Canada/Water Survey of Canada, to provide lands for the location of a hydrometric monitoring gauge in the Norman Headpond.

### **B’Nai Brith Lease – Town Island**

#### **33. Moved by R. McKay, Seconded by & Carried:-**

That Council hereby authorizes a two year lease agreement with B’Nai Brith Jewish Community Camp Inc; and

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

### **Amendment to the Official Plan**

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

Whereas Council of the City of Kenora adopted By-law Number 97-2010 at a meeting held May 17, 2010, being a by-law to adopt an Official Plan; and

Whereas the Council of the Corporation of The City of Kenora held a public open house on the 23rd day of February, 2011 and a public meeting on March 15, 2011 respecting a proposal to amend Schedule 'A' of the City of Kenora Official Plan by

changing the designation of the subject lands from "Industrial Development Area and Rail Yard" to "Industrial Development Area and Rail Yard with a Future Development Area - Special Policy Area"; and

Whereas the Council has given serious consideration for the need to adopt an amendment to the Official Plan of the City of Kenora to enable the development of a Community Improvement Plan for the associate lands indicated on Schedule 'A' of the City of Kenora Official Plan; and

Whereas the Council has determined that the proposed amendment is appropriate and desirable for the development of the subject lands;

Therefore Let it Be Resolved that Council of the City of Kenora hereby adopts Amendment Number 1 to the City of Kenora Official Plan; and further

That By-law number 21-2011 shall come into force and take effect on the day after the conclusion of the required twenty one day appeal period.

### **2011 Urban Street/Highway Line Marking**

#### **35. Moved by R. McKay, Seconded by R. McMillan & Carried:-**

That the following tenders for the 2011 Urban Street and Highway Line Marking be received:

	<b>Line Marking</b>	<b>Hourly Rate-Extra Work</b>
Rite-Way Decorators Ltd	\$100,719.66 +HST	\$65.00 +HST
North-West Lines	\$ 87,495.00 +HST	\$70.00 +HST; and further

That the quotation submitted by North-West Lines, in the amount \$87,495.00 (plus HST) with an hourly rate of \$70.00 (plus HST) for extra work, be hereby accepted.

### **Downtown Revitalization Harbourfront Tent**

#### **36. Moved by R. McKay, Seconded by R. McMillan & Carried:-**

That the following tenders for the Kenora Downtown Revitalization Contract 500 Waterfront Pavilion be received:

	<b>Base Bid</b>	<b>Optional Mesh Sidewall</b>	<b>Optional Opaque Sidewall</b>
KMA Contracting Inc.	\$1,290,700.00+HST	\$ 90,100.00	\$ 94,500.00
Birdair, Inc.	\$1,603,305.00+HST	\$245,500.00	\$295,000.00; and further

That the tender submitted by KMA Contracting Inc., in the amount of the base bid of \$1,290,700 (plus HST) plus the optional opaque (solid) sidewalk price of \$94,500.00 (plus HST) less a \$30,000.00 completion date extension credit, be accepted.

### **Approval of By-laws**

#### **37. Moved by S. Smith, Seconded by R. McMillan & 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:~

- #20-2011** - Confirm the proceedings of Council Meetings;
- #21-2011** - Amendment to the Official Plan for the former Abitibi lands
- #22-2011** - Adopt Handi Transit Services
- #23-2011** - Adopt a new Internal Audit Policy
- #24-2011** - Adopt a new Provincial Offences Prosecutor Policy
- #25-2011** - Taxi increase in rates and fares effective April 18, 2011
- #26-2011** - Amend an agreement with True North Storytelling
- ~~**#27-2011** - Lake of the Woods Development Commission MOU~~
- #28-2011** - Amend agreement for BCF Funding
- #29-2011** - Amend agreement for ISF Funding
- #30-2011** - Approve the Keewatin Medical Clinic lease
- #31-2011** - Approve the B’Nai Brith Lease renewal
- #32-2011** - Amend an agreement with FedNor for Port of Kenora Phase II funding

**Adjournment**

**38. Moved by C. Drinkwalter, Seconded by S. Smith & Carried:-**

**That** this meeting be now declared closed at 6:07 p.m.

**The Corporation of the City of Kenora:**

**Confirmed As Written This .....Day**

**Of.....2011**

.....

**Mayor**

.....

**City Clerk**