



Minutes

Monday, June 13, 2011

3:30 p.m.

City Council Chambers

Action

Present: Councillor C. Drinkwalter
Councillor R. Lunny
Councillor R. McKay
Councillor R. McMillan
K. Brown, CAO
S. McDowall, HR Manager
C. Neil, Recreation Services Manager
H. Kasprick, Deputy Clerk

Regrets: Mayor D. Canfield
Councillor L. Roussin
Councillor S. Smith
R. Perchuk, Manager of Operations
W. Brinkman, Emergency Services Manager
J. Findlay, Economic Development Officer
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A. Public information Notices

As required under Notice By-law #144 -2007, the public is advised of Council's intention to adopt the following at its June 20, 2011 meeting:-

- Amend the Tariff of Fees by-law to increase rates for the day camp and professional development day rates for the Castle of Learning & Discovery Children's Centre

B. Declaration of Pecuniary Interest & the General Nature Thereof

- 1) On Today's Agenda
- 2) From a Meeting at which a Member was not in Attendance
None Declared.

C. Confirmation of Previous Committee Minutes Motion:

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

That the Minutes from the last regular Committee of the Whole Meeting held May 9, 2011, be confirmed as written and filed.

D. Presentations/Deputations

Kenora Public Library Board

Kenora Library Board Chair Marj Poirier addressed Council regarding the Library's budget deficit and the difficult decisions they will be faced with if the operating budget allocated to them is not increased.

To assist in reducing the library deficit, staffing has been decreased and the Library has also reduced its hours open to the public at both branches. There has been a large decrease in donation revenue, and the funds they were previously able to generate from video/DVD rentals in the past, is now not permitted under the Ontario Public Library Act. Staff have been aggressive in securing provincial grant money, however, funds received from the Province often have stipulations as to where, when, and how grants may be spent.

The Library Board is planning to undertake an operational review to determine the most efficient and effective delivery model for our community. The intent is for the Library Board to have the remainder of 2011 to conduct the review and develop an operational plan for implementation within the 2012 budget. The recently completed Kenora Public Library Strategic Plan and the Kenora Public Library Business Plan will assist the completion of the review. The hope is that an operational review will help the library move forward into the future.

One option for Council to consider is to increase the budget by \$59,940 (total municipal funding of \$615,725). This includes a difference of \$48,940 plus \$11,000 for vested benefits, and staff hours would be increased as per business plan effective July 1, 2011. The second option would be to have services at the Keewatin Branch Library maintained and there would be no increase in the part-time staffing levels as that allocation would be incorporated into the general fund. This option requires \$608,020 in municipal funds an increase of \$52,235 (includes \$11,000 vested benefits). The last option would be to close Keewatin. There would be no increase in the part-time staffing levels as that allocation would be incorporated into the general fund. It requires \$585,790 in municipal funds, an increase of \$19,005 (includes \$11,000 vested benefits). Finance staff requested an amended budget from the Library staff be presented as soon as possible.

Council agreed to hold a special Council meeting before the end of June to consider additional funding for the Library, however, the decision on the allocation of any additional funding rests solely with the Library Board.

E. Reports:

Community & Protective Services

Councillor Drinkwater, Chair, reviewed the Committee reports:-

1. Castle of Learning and Discovery Centre rate increase to Day Camp & PD Day fees

Recommendation:

That the Council of the City of Kenora approve the fee increase to the day camp and professional development day rates for the Castle of Learning & Discovery Children's Centre to \$31.00 per day

That in accordance with Notice By-Law Number 144-2007, public notices is hereby given that Council intend to amend the Tariff By-Law by by-law at its June 20, 2011 meeting; and

That Council give three readings to a by-law to amend Schedule "B" to Tariff of Fees and Charges By-Law Number 147-2007; and

THAT this increase takes effect June 20, 2011.

Recommendation Approved (resolution & by-law).

HKasprick

2. Kenora Substance Abuse and Mental Health Task Force

Recommendation:

That Council of the City of Kenora supports the Kenora Drug Strategy, Vision, Mission, and Goals of the Kenora Substance Abuse and Mental Health Task Force in its entirety.

Recommendation Approved.

HKasprick

3. Kenora Library Board Request

Staff will provide a report to Council for a special meeting before the end of June.

KBrown

4. Municipal Alcohol Policy

Recommendation:

That Council hereby authorizes a one-time variance of City of Kenora Municipal Alcohol Policy – Policy #CS-01-01 to allow 60% of all servers and door staff to be Smart Served certified and up to one hour to vacate temporary licenced city facilities for large events taking place at the Harbourfront during the months of July and August 2011.

Recommendation Approved.

HKasprick

6. Kenora Community Policing Committee

Recommendation:

That Council give three readings to a by-law to adopt a revised Terms of Reference for the Kenora Community Policing Committee for the purpose of replacing the Keewatin-Patricia District School Board representative with a representative from the Seniors Coalition; and further

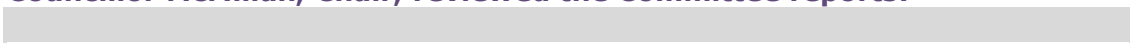
That Ralph Mosher, Vice-Chair of the Seniors Coalition be appointed as the Senior representative on the Kenora Community Policing Committee, with a term to expire November 30, 2012.

Recommendation Approved (resolution & by-law).

HKasprick

Corporate Services

Councillor McMillan, Chair, reviewed the Committee reports:-



1. K.D.S.B. Report from Councillor Roussin

There was no update provided as Councillor Roussin was not present.

2. Property & Planning - Public Meetings, June 20 @ 4:30 p.m.

No longer required.

3. Association of Municipalities of Ontario (AMO) Nomination

Recommendation:

That Council of the Corporation of the City of Kenora hereby nominates Mayor David S. Canfield to the position of Director for the Northern Caucus as the Northwestern Ontario Municipal Association (NOMA) appointee to the Association of Municipalities of Ontario (AMO); and further

That Council's letter of support of this nomination together with Mayor Canfield's written consent be forwarded to AMO.

Recommendation Approved.

HKasprick

4. Application to Accessibility Committee

Recommendation:

That Council hereby appoints Ruth Bowiec to the Accessibility Advisory Committee with a term to expire November 30, 2012.

Recommendation Approved.

HKasprick

5. Appointment to fill Vacancy–Keewatin Municipal Non-Profit Housing Corporation

Recommendation:

That Robert J. Allan be hereby appointed to the Keewatin Municipal Non-Profit Housing Corporation to fill the vacancy created by the resignation of Sharlene Forsberg, with a term to expire November 30, 2012.

Recommendation Approved.

HKasprick

6. Appointment to Kenora Transit Authority Commission

Recommendation:

That Chris Van Wallegghem be hereby appointed to the Kenora Transit Authority Commission to fill the vacancy created by the resignation of John Balkwill, with a term to expire November 30, 2012.

Recommendation Approved.

HKasprick

7. Closed Meeting Investigator Services Agreement

Recommendation:

That Council hereby authorizes a joint agreement with various municipalities for the purposes of retaining Closed Meeting Investigator Services for the year 2011, with two further one year automatic renewals under the same terms and conditions; and further

That Council give three readings to a by-law to authorize the execution of an agreement with Paul S. Heayn with respect to services as a Closed Meeting Investigator.

Recommendation Approved (resolution & by-law).

HKasprick

8. Attendance at Northwestern Ontario Regional Conference

Recommendation:

That authorization be hereby given for up to four (4) Council Members to attend the NWO Regional Conference in Thunder Bay, taking place September 22 and 23, 2011 at the Valhalla Inn; and further

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

Recommendation Approved.

HKasprick

9. Endorsation of Resolution – Elections Act Amendment

Recommendation:

Whereas Section 43 of the Election Finances Act, governing the financial reporting requirements for members of the Ontario parliament provides for a 60 day period following the announcement of non-compliance by a member to comply with the reporting requirements prior to the seat being declared vacant; and

Whereas Section 80 of the Municipal Elections Act sets out the penalty to municipal election candidates who have not complied with the financial reporting requirements provides for the automatic vacancy of the seat on Council and the candidate being deemed to be ineligible to be elected or appointed to any position covered by the Municipal Elections Act until after the next municipal election; and

Whereas there is a discrepancy in the standard to which elected representatives are being held to between the provincial and municipal levels in relation to the penalty for non-compliance for election financial reporting; and

Whereas the penalty to municipal candidates appears to be far beyond what would appear to be fair and reasonable, considering that the sentence could amount to eight (8) years of ineligibility to be elected or appointed;

Now Be It Resolved That Council of the Corporation of the City of Kenora supports the position of the Corporation of the United townships of Head, Clara & Maria and strongly requests:

That the Province of Ontario immediately amend the Municipal Elections Act to ensure that municipal representatives and candidates are held to the same standard as their provincial counterpart with regard to the penalties applicable for non-compliance to the election financial reporting requirements; and further

That a copy of this resolution to be forwarded to the Honourable Dalton McGuinty, Premier of Ontario, the Honourable Rick Bartolucci, Minister of Municipal Affairs and Housing, the Association of Municipalities of Ontario and the Township of Head, Clara & Maria.

Recommendation Approved.

HKasprick

10. Revised Conference/Per Diem Policy

Recommendation:

That Council hereby approves changes to a revised Conference/Per Diem Policy to clarify the entitlement to a Per Diem on travel days as well as amending the wording for Meal Allowance and Mileage Allowance to be paid in accordance with current staff policies; and further

That Council give three readings to a by-law to adopt a revised Conference/Per Diem Policy #CC-7-1, to be included in the Comprehensive Policy Manual.

Recommendation Approved (resolution & by-law).

HKasprick

11. Service Agreements with Kenora Hydro and Kenora Energy

Recommendation:

That Council hereby approves entering into a Maintenance and Service Level Agreements between Kenora Hydro Electric Corporation Ltd. and the City of Kenora as of January 1, 2011; and

That Council hereby approves entering into a Maintenance and Service Level Agreements between Kenora Energy Corporation Ltd. and the City of Kenora as of January 1, 2011; and

That the appropriate by-laws be passed for these agreements; and further

That By-law #147-2009 be hereby repealed.

Recommendation Approved (resolution & by-law).

HKasprick

12. Receipt and Approval of Various Committee Minutes

Recommendation:

That Council hereby adopts the following 2011 Minutes from various City of Kenora Committees:

- May 3 – Kenora Urban Trails Committee
- May 9 – Committee of the Whole Meeting
- May 10 – Property & Planning Committee Meeting
- May 10 – Environmental Committee
- May 16 – Special Committee of the Whole Meeting
- May 17 – Kenora Community Policing Committee
- May 24 – Lake of the Woods Museum Board
- May 30 – Special Committee of the Whole
- June 2 – Harbourtown Centre Committee; and

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

- April 20 – Kenora Police Services Board
- April 21 - Northwestern Health Unit Board of Health
- May 6 – Lake of the Woods Development Commission
- May 6 – District of Kenora Home for the Aged; and further

That these Minutes be circulated and ordered filed.

Recommendation Approved.

HKasprick

Economic Development

Councillor McKay, Vice-Chair, reviewed the Committee reports:-

1. NOHFC Application for Funding for Harbourfront Tent

Recommendation:

That Council of the City of Kenora support the appeal to Northern Ontario Heritage Fund (NOHFC) for \$800,000 in funding for the Harbourfront Tent.

Recommendation Approved.

HKasprick

2. Municipal Cultural Plan

Recommendation:

Whereas Council of the City of Kenora recognizes that Kenora is a vibrant, diverse and sustainable community that values arts, culture and heritage and our relationship with the natural environment; and

Whereas Kenora citizens work collaboratively to nurture and celebrate local talent and welcome others to share experiences in this place of beauty and rich history; and

Whereas a diverse Steering Committee developed a strong Municipal Cultural Plan for our community;

Therefore may it be resolved that the Council of the City of Kenora hereby adopts the Municipal Cultural Plan dated May 31, 2011; and further

That an Implementation Committee comprised of representatives from the municipality and public be hereby created.

Recommendation Approved.

HKasprick

3. Amended Memorandum of Understanding–LOW Development Commission

Recommendation:

That Council hereby authorizes a revised Memorandum of Understanding (MOU) with the Lake of the Woods Development Commission to update the Commission’s responsibilities to include the delivery of special events

throughout the City, including programming the Harbourfront Tent and managing City-owned special events equipment; and further

That these responsibilities for the delivery of special events are effective January 1, 2011; and further

That Council give three reading to a by-law to authorize the execution of the revised Memorandum of Understanding with the Lake of the Woods Development Commission; and further

That by-law number 95-2010 be hereby repealed.

Recommendation Approved (resolution & by-law).

HKasprick

Finance

Councillor Lunny, Chair reviewed the Committee reports:-

1. Insurance Renewal (July/11 to June/12)

HOLD.

BGraham

2. Financial Statements – April, 2011

Recommendation:

That Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora as at April 30, 2011.

Recommendation Approved.

HKasprick

3. Winnipeg Symphony

Recommendation:

That Council of the City of Kenora support the Lake of the Woods Concert Group annual Winnipeg Symphony Orchestra concert in the amount of \$500.00.

Recommendation Approved.

HKasprick

Operations Committee

Councillor McKay, Chair reviewed the Committee reports:-

1. Coney Island Shuttle Agreement

By-law only

HKasprick

2. 2011 Dragon Boat Festival

Recommendation:

That the Council of the City of Kenora hereby acknowledges the Kenora Dragon Boat Festival on Sunday, August 7, 2011; and further,

That the following approvals be granted in conjunction with the above-noted Special Event;

1. That authorization be granted for the officials' boats to operate 50 h.p. motors on Rabbit Lake.
2. That authorization be granted for the event buoys to be placed in the water 1 day prior to the event, to be removed in the following week.
3. That exclusive use of Garrow Park and the Tennis Courts at Garrow Park be approved for this event on August 7, 2011.

Recommendation Approved.

HKasprick

3. Tops and Bottoms Regatta – 2011

Recommendation:

That the Council of the City of Kenora hereby acknowledges the Kenora Rowing Club's Tops and Bottoms Regatta to be held July 22nd and July 23rd, 2011 on Rabbit Lake; and,

That the following approvals be granted as outlined below in conjunction with this event:

1. A variance be granted for the motor size on Rabbit Lake as set out by By-law No. 153-2005 (as there is a need to operate 25-50 h.p. motors to keep up to the racing boats to ensure their safety on the water for the event).
2. The event buoys to be placed in the water two to three (2-3) days prior to the event, and to be removed the following week by the Kenora Rowing Club.

Recommendation Approved.

HKasprick

4. Two Bears Marina & Wharfinger Duties

Recommendation:

That Council gives three readings to a by-law to authorize the execution of a Partnership Agreement between the Corporation of the City of Kenora and Two Bears Marina Inc. with respect to Wharfinger duties for the 2011 Season.

Recommendation Approved (resolution & by-law).

HKasprick

Next Meeting:

- Monday, July 11, 2011.

The meeting closed at 4:30 p.m.