



# City of Kenora Committee of the Whole Agenda

Monday, September 12, 2011

3:30 p.m. to 6:30 p.m.

City Hall Council Chambers

## 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 September 19<sup>th</sup> meeting:-

- Amendment to the Tariff of Fees By-law to include a surcharge for the re-issuing of Marriage Licences after-hours;
- Amendment to the 2011 Water & Sewer Capital Budget and Five Year Capital Budget for the emergency purchase of a new generator for the Government Road Lift Station in the amount of \$42,900;
- Amendment to the 2011 Operating Budget to appropriate \$13,275 plus applicable taxes from the Station 2 Reserve to complete works associated with the exhaust extraction system (former Keewatin Fire Hall);
- Amendment to the 2011 Operating Budget to appropriate \$32,237 from the City's Contingency Reserve to fund the incremental costs related to the negotiated settlement with the Kenora Professional Fire Fighters Association.

## 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.

## C. Motion for Confirmation of Previous Committee Minutes:

That the Minutes from the last regular Committee of the Whole Meeting held August 8, 2011 be confirmed as written and filed.

## D. Deputations

3:30 p.m.

- Gudelia Morency, Regional Outreach and Education Advisor  
Office of the Independent Police Review Director, Toronto

3:45 p.m.

- Kelli Saunders - IJC Task Force

## E. Reports:

## Community & Protective Services

Councillor Drinkwater - Chair

Item Subject

Disposition

1. Dave Holland Lease Agreement  
Recommendation:

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That Council of the City of Kenora extends the existing lease with Dave Holland Sports Enterprise Ltd. for an additional 12 months commencing September 30<sup>th</sup>, 2011 under the same terms and conditions as the current lease; and further

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

**2. Nederman Exhaust Extraction System** .....

**Recommendation:**

That Council of the City of Kenora authorize the removal of the Nederman Magnatrac exhaust extraction system from former Fire Station 1 and relocate this exhaust extraction system to the City of Kenora Fire and Emergency Services Station 2 (formerly the Keewatin Fire Hall); and

That Council hereby approves an amendment to the 2011 operating budget to appropriate \$13,275 plus applicable taxes to complete this work from City of Kenora Fire and Emergency Services Station 2 reserve account; and

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2011 Municipal Operating Budget by by-law at its September 19<sup>th</sup> meeting; and further

That Council hereby gives three readings to a by-law to amend the 2011 budget for this purpose.

**3. Memorandum of Agreement – KPFFA** .....

**Recommendation:**

THAT Council of the City of Kenora hereby approve the Memorandum Agreement by resolution between the Corporation of the City of Kenora and the KPFFA Local 943 for the term January 1, 2011 to December 31, 2013.

That Council hereby approves an amendment to the 2011 Operating Budget to appropriate \$32,237 from the City’s Contingency Reserve to fund the incremental costs related to the negotiated settlement with the Kenora Professional Fire Fighters Association; and

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2011 Municipal Operating Budget by by-law at its September 19<sup>th</sup> meeting; and further

That Council hereby gives three readings to a by-law to amend the 2011 budget for this purpose.

**Corporate Services**

**Councillor McMillan, Chair**

Item	Subject	Disposition
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1.	<b>K.D.S.B. Report from Councillor Roussin</b>	Monthly Update
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**2. A.M.O. Conference Summary** .....

**Recommendation:**

That Council accepts the report resulting from the recent AMO conference held in London, Ontario August 21 to 24, 2011 as presented.

**3. Council Gifts Policy** .....

**Recommendation:**

That Council hereby approves the revised Council Gifts and Term Supplies Policy #CC-1-1 as it relates to those items required to be provided to Members of Council at the beginning of a new Term of Office; and further

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

**4. Fabric of Diversity Conference** .....

**Recommendation:**

That authorization be hereby given for Councillor Smith and Councillor McMillan to attend the Fabric of Diversity Conference in Kenora, taking place September 14 and 15, 2011 at the Lakeside Inn; and further

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

**5. Health and Safety Policy Manual** .....

**Recommendation:**

That Council hereby approves the City of Kenora Health and Safety Policy Manual as amended; and further

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

**6. Houseboats at Coney Island** .....

**Recommendation:**

That Council hereby directs administration to work with the Ontario Provincial Police and the Ministry of Natural Resources to provide notice to the registered owners of the various vessels currently parked either on or in front of the City’s water lot on the North East side of Coney Island to remove their vessel by October 31, 2011; and

That Council further direct administration to have the related vessels removed and impounded should the registered owners not comply with the City’s direction as provided; and further

That Administration be hereby directed to take whatever further action is deemed necessary on this matter as a result of any non-compliance to the City’s notice for removal of the vessels on or after November 1, 2011, following consultation with the appropriate authorities.

**7. LOW Coordinator Position – Ministry of Environment** .....

**Recommendation:**

That the Council of the City of Kenora draft correspondence to the International Joint Commission (IJC) requesting that they consider the comments provided at the August 20, 2011 Forum and integrate them into the International Lake of the Woods and Rainy River Watershed Task Force Report (Task Force Report); and

That the Commissioners be requested to provide a summary of the recommendations that will go forth to the Department of Foreign Affairs and International Trade Canada and the United States Department of State; and

That the City of Kenora Council requests the Ministry of the Environment to retain the position of the Lake of the Woods Coordinator, slated for termination; and further

That a copy of the resolution be forwarded to the Municipalities and First Nations within the Lake of the Woods and Rainy River watershed seeking their support and requesting they forward similar correspondence.

**8. Appointment to Kenora Municipal Non-Profit Housing Recommendation:** .....

That Council hereby appoints Wendy Cuthbert to fill a vacancy created by the resignation of Shawn Bailey on the Kenora Municipal Non-Profit Housing Corporation with a term to expire November 30, 2012.

**9. Ke-ondaatiziying Treaty 3 Area Economic Conference Recommendation:** .....

That authorization be hereby given for up to four (4) Councillors and staff to attend the Ke-ondaatiziying Treaty 3 Area Economic Opportunities Conference in Kenora, taking place September 28, 29, and 30th 2011 in Kenora; and further

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

**10. Noise By-law Exemption – Rideout Community Club Recommendation:** .....

That Council hereby grants a temporary exemption to Section 10 of Noise By-law Number 27-2007 to Brad Maluorno on behalf of the Rideout Community Club for the sole purpose of permitting local bands to conduct band practices at the Community Club during the following times on a one (1) month trial basis between September 19 and October 19, 2011:-

Wednesday evenings between 4:00 p.m. and 9:00 p.m.  
Friday evenings between 4:00 p.m. and 9:00 p.m.; and

That Council hereby waives the exemption fee for this purpose; and

That Council hereby authorizes the City Clerk to immediately revoke this exemption should there be an increase in the number of complaints from multiple neighbouring residents during this period; and further

That at the conclusion of the temporary noise exemption period, the City Clerk is hereby authorized to continue approving monthly noise exemptions in accordance with this approval or to advise the Community Club that this activity must cease and desist, based on feedback during the trial period.

**11. Surcharge for Re-issuing Marriage Licences After Hours Recommendation:** .....

That Council give three readings to a by-law to amend Tariff of Fees & Charges By-law Number 147-2007 to provide for a \$200 surcharge for re-issuing Marriage Licenses After Hours over and above the cost of paying for an additional Marriage License; and further

That public notice is hereby given that Council intends to adopt the amending by-law at its September 19, 2011 meeting at which time the applicable fee will come into effect on a forward basis.

**12. Receipt and Approval of Various Committee Minutes** .....

**Recommendation:**

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

- July 7 & August 4 – Harbourtown Centre Committee
- July 11 & August 12 – Committee of the Whole
- July 12 – Property & Planning Committee
- July 14 & August 30 – Environmental Advisory Committee

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

- May 26 – Kenora Public Library Board
- June 30 – Northwestern Health Unit Board of Health
- June 3 & July 22 - District of Kenora Home for the Aged; and further

That these Minutes be circulated and ordered filed.

**13. Deer Management** .....

**Recommendation:**

That Council hereby approves an amendment to the Discharge of Firearms By-law #148-2010 to authorize an extension to the areas in which deer hunting is allowed within City limits, for a trial period only for the period October 1, 2011 up to and including November 15, 2011, with the following restrictions:

- Hunting shall be restricted to hunting of deer only south of Highway 17A (the By-pass);
- Firearms authorized to be used for hunting within City limits south of the by-pass shall be restricted to archery equipment as defined per the rules and regulations of the Fish and Wildlife Conservation Act;
- Hunters eligible to hunt within City limits south of Highway 17A (the By-pass) shall be restricted to those eligible to hunt under the Resident – Open Season, as defined within the Ontario hunting regulations;
- Hunters shall have all required licenses and courses and comply with the rules and regulations as set out in the Fish and Wildlife Conservation Act and adhere to all related Provincial and Federal statutes;
- Hunting shall only be permitted on parcels of land of an area of five (5) hectares or greater;
- Hunting shall be prohibited on all city owned land;
- Hunting shall only take place on either crown land or private property which lies within the designated hunting areas and related size restrictions;
- Hunters must obtain written permission to hunt on private land from the property owner and display written permission at request of a law or by-law enforcement officer;

- Discharging a bow and arrow within 75 metres of an occupied dwelling or roadway is prohibited;
- No bow and arrow shall be discharged in the direction of any human, roadway, structure or domestic animal within reasonable range of the weapon at an angle which might allow the projectile to strike at, or dangerously near these objects;
- Field dressing shall be done in accordance with the wishes of the property owner and remains shall not be disposed of on City property; and further

That Council hereby authorizes an amendment to the Prohibit Feeding of Wild Animals By-law #139-2008 to authorize the feeding of deer within City limits north of the by-pass.

## Economic Development

Councillor Smith - Chair

Item	Subject	Disposition
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No reports.

## Finance

Councillor Lunny - Chair

Item	Subject	Disposition
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**1. FCM Membership** .....

**Recommendation:**

That Council defer the request for membership for the Federation of Canadian Municipalities (FCM) to the City's 2012 Operating Budget deliberations.

**2. July Financial Statements** .....

**Recommendation:**

That Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora as at July 31, 2011.

**3. Prosperity Trust Fund** .....

**Recommendation:**

That Council hereby accepts the report on the Kenora Citizens' Prosperity Trust Fund.

## Operations Committee

Councillor McKay - Chair

Item	Subject	Disposition
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**1. 16<sup>th</sup> Avenue N Crossing Stop Sign** .....

**Recommendation:**

That Council give three readings to a by-law to amend Traffic Regulation By-law #127-2001 to include the addition to Schedule O "Stop Signs at Intersections" for 16<sup>th</sup> Avenue North at 6<sup>th</sup> Street North:-

Schedule "O" Stop Signs at Intersections

**Add:**

Column 1  
Intersection

Column 2  
Facing Traffic

16<sup>th</sup> Avenue North and CP Rail  
Crossing @ Mile 144.84

South bound on 16<sup>th</sup> Avenue North

**2. New Generator – Government Rd. Lift Station** .....

**Recommendation:**

That Council hereby authorizes an additional budget request in the amount of \$42,900.00, plus HST, for the emergency purchase of a new generator for the Government Road Lift Station; and

That Council hereby authorizes the additional request to be funded through the reallocation of \$42,900.00, plus HST, from the Lift Station #913 Pump project approved under the 2011 Water & Sewer Capital Budget; and

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2011 Water & Sewer Capital Budget and its Five Year Capital Budget at its September 19, 2011 meeting; and further

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

**3. Municipal Docks & Wharves By-law** .....

**Recommendation:**

That Council give three readings to a by-law to regulate the use of waterfront properties with docking facilities as well as water lots utilized for boat anchorages; and further

That By-law Number 9-2010 with respect to a Municipal Docking Policy be hereby repealed.

**Other Business:**

**Next Meeting:**

- Tuesday, October 11, 2011

**Motion - Adjournment to Closed Meeting:**

**That** this meeting be now declared closed at \_\_\_\_\_ p.m.; and further

**That** pursuant to Section 239 of the Municipal Act, 2001, as amended, authorization is hereby given for Committee to move into a Closed Session to discuss an item pertaining to the following:-

- i) **Litigation Matter**

**Adjournment.**