



Minutes

**Of a Meeting of the Council of the City of Kenora
Monday, April 16, 2012 – City Council Chambers
5:00 p.m.**



**WITH Mayor D. Canfield, Councillor C. Drinkwater, Councillor R. Lunny,
Councillor R. McKay, Councillor R. McMillan, Councillor L. Roussin,
Councillor S. Smith.**

Staff: Karen Brown, CAO, Warren Brinkman, Fire & Emergency Services Manager, Richard Perchuk, Operations Manager, Colleen Neil, Recreation Services Manager, Sharen McDowall, HR Manager, and Joanne L. McMillin, City Clerk.

Call to Order

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

Council observed a Moment of Silence in Memory and Respect of City Staff Member Gwen Gall who passed away April 5, 2012.

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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 2012 Operating Budget in the amount of \$5,000 from the City's Northwest Business Centre deferred revenue for office renovations;
- An amendment to the 2012 Operating Budget for an allocation in the amount of \$8,000 from the City's Northwest Business Centre deferred revenue for administrative supplies and \$11,000 for program implementation;
- An amendment to the 2012 Operating Budget in the amount of \$3,725 from the City's Northwest Business Centre deferred revenue for a summer student pending grant approval through the federal summer student program, as well as \$17,160 being allocated from deferred revenue for a one year Intern position through the NOHFC Intern Program;
- Amendments to the 2011 capital budget in the amount of \$44,323.26 from the Landfill loader to the Landfill dump truck as appropriate, and the transfer of \$5,582.20 from the Keewatin Medical Building to JM Maintenance building;

- A by-law to set tax ratios and tax rate reductions for prescribed property classes for 2012;
- A by-law to adopt the estimates for all sums required for the year, to establish tax rates and to provide for penalty and interest in default for 2012;
- An amendment to Tariff of Fees & Charges By-law #120-2011 for a revised schedule of Park Rental rates, effective May 1, 2012;
 - To authorize the purchase of property known as 1210 Hwy 17 E;
 - An amendment to the 2012 Capital budget in the amount of \$95,000 plus disbursements funded through the contingency fund for a land purchase.

Confirmation of Minutes

1. Moved by L. Roussin, Seconded by R. McMillan & Carried:-

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

- Regular Council Meeting held March 19, 2012;
- Special Council Meeting held April 3, 2012.

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 made a Declaration of Pecuniary Interest with respect to Item #9 on tonight's agenda regarding various Minutes as his wife is a Member of the Kenora Police Services Board.

Presentations

Mayor Canfield called upon City Hall Staff Member Arleen Wilcox and presented her with a Certificate of Merit for her dedication and efforts on the Adopt a Block Program, and her significant and daily contributions to beautifying our community.

Deputations

Teika Newton – Common Ground Research Forum

Ms Newton attended to advise of the Common Ground Research Forum. She indicated that as of April this year the CGRF has graduated one Master's student, Mya Wheeler-Wiens, and that Jim Robson the Post-Doctoral Fellow has also completed his field studies with CGRF as well. Plans are underway in organizing an event to share their research results with the community and Mya and Jim will be making their presentation at that time. Ms Newton extended an invitation for Members of Council to attend the event that will take place Thursday, June 14, 2012 between 7:00 p.m. and 9:00 p.m. in the Rosewood Terrace at the Best Western Lakeside Inn.

Ms Newton was thanked for her deputation.

Additions to the Agenda

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

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

1. The Closing of City Hall on Christmas Eve and New Year's Eve.

City Hall Closures for Christmas Eve & New Year's Eve

2A Moved by R. McMillan, Seconded by R. Lunny & Carried:-

That Council hereby approves closing City Hall, including the Provincial Offences office, on Christmas Eve and New Years Eve in 2012.

Chief Brinkman's Nomination – O AFC Board of Directors

3. Moved by C. Drinkwalter, Seconded by R. McMillan & 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 2012/2013 Board of Directors.

Council EMCP2 Training – Thunder Bay

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

That authorization be and is hereby given for the following Members of Council to attend the EMCP 2 Training taking place in Thunder Bay on May 28 and 29, 2012:-

- Councillor Drinkwalter
- Councillor McKay
- Councillor Roussin
- Councillor Smith; and further

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

Temporary Street Closure for Flash Mob

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

That Council supports the Main Street South street closure between the Kenora Public Library and First Street South on Friday, May 4 at 12:00 noon for approximately 15 minutes to allow the students of the Keewatin Patricia District School Board to hold a Pink Day Flash Mob; and further

That citizens of the City of Kenora be encouraged to attend the performance and assist in awareness of eliminating bullying in our City.

Budget Amendment – NWBC Office Renovations

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

That Council of the City of Kenora approves an allocation in the amount of \$5,000 to be funded through an appropriation from the City's Northwest Business Centre deferred revenue for office renovations; and

That in accordance with Notice By-law #144-2007, notice is hereby given that Council intends to amend its 2012 Operating Budget at its April 16th, 2012 Council Meeting; and further

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

Budget Amendment – NWBC Program Implementation

7. Moved by L. Roussin, Seconded by R. McMillan & Carried:-

That Council of the City of Kenora approves an allocation in the amount of \$8,000 to be funded through an appropriation from the City's Northwest Business Centre deferred revenue for administrative supplies; and

That Council hereby approves an allocation in the amount of \$11,000 be funded through an appropriation from the City's Northwest Business Centre deferred revenue for program implementation; and

That in accordance with Notice By-law #144-2007, notice is hereby given that Council intends to amend its 2012 Operating Budget at its April 16th, 2012 Council Meeting; and further

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

Budget Amendment – NWBC Staffing

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

That Council of the City of Kenora approves the hiring of one summer student for the 2012 summer season for the Northwest Business Centre pending grant approval through the federal summer student program with \$3,725 being allocated from deferred revenue; and

That an Intern position be created for a period of one year through the NOHFC Intern Program with \$17,160 being allocated from deferred revenue; and

That in accordance with Notice By-law #144-2007, notice is hereby given that Council intends to amend its 2012 Operating Budget at its April 16th, 2012 Council Meeting; and further

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

Various Committee/Board Minutes

9. Moved by L. Roussin, Seconded by R. Lunny & Carried:-

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

- December 7, 2011 – Kenora Police Services Board
- January 18 – Accessibility Advisory Committee
- February 14 & March 20 – Community Policing Committee
- March 12 – Committee of the Whole
- March 13 – Property & Planning Committee
- March 21 – Environmental Advisory Committee
- March 27 – Lake of the Woods Museum Board; and

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

- February 23 - Northwestern Health Unit
- February 24 – District of Kenora Home for the Aged
- March 21 – Lake of the Woods Development Commission; and further

That these Minutes be circulated and ordered filed.

Abstention: Councillor R. McMillan

Tourism Services Assistant Position

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

That Council hereby approves the one (1) year trial Tourism Services Assistant Position to become a permanent, full time position effective May 1, 2012.

2011 Budget Amendment – Approved by Managers

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

That Council hereby approves amending its 2011 capital budget to transfer \$44,323.26 from the Landfill loader to the Landfill dump truck, these projects belonging within the Solid Waste Department as appropriate; and

That Council hereby approves amending its 2011 capital budget to transfer \$5,582.20 from Keewatin Medical Building to JM Maintenance building, these projects belonging within the Rentals Department as appropriate; and

That in accordance with Notice By-law #144-2007, notice is hereby given that Council intends to amend its 2011 Capital Budget for these purposes at its April 16, 2012 meeting; and further

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

Various Tools related to Capping Process for 2012

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

That Council hereby approves the implementation of the following tools related to the capping process for the 2012 taxation year:

- Annualized Tax Limit of 10% for each of the commercial, industrial and multi-residential property classes.
- Prior Year's CVA Tax Limit of 5% for each of the commercial, industrial and multi-residential property classes.
- CVA Tax Threshold for Protected Properties related to increases in the amount of \$250 for each of the commercial, industrial and multi-residential property classes.
- CVA Tax Threshold for Clawed Back Properties related to decreases in the amount of \$250 for each of the commercial, industrial and multi-residential property classes.
- CVA Tax in 2011
- Cross Over CVA Tax in 2012; and further

That Council hereby gives three readings to a By-law to adopt optional tools for the purposes of both administering limits for certain property classes and excluding certain properties from the capping process.

Claw Back Rates for Certain Property Classes

13. Moved by L. Roussin, Seconded by R. Lunny & Carried:-

That Council hereby gives three readings to a By-law to establish the claw back rates for certain property classes within the Corporation of the City of Kenora for 2012.

Minimum Tax Level for New Construction/New to Class

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

That Council hereby approves the implementation of the minimum tax level of 100% for new construction / new to class properties for 2012; and further

That Council hereby give three readings to a By-law to adopt optional tools for the purposes of administering limits for eligible properties within the meaning of Section 331 (new construction) for the commercial, industrial and multi-residential property classes for 2012.

Setting of Tax Ratios and Tax Rate Reductions for the Year

15. Moved by R. Lunny, Seconded by L. Roussin & Carried:-

That Council hereby provides three readings to the following By-laws:

A By-law to set tax ratios and to set tax rate reductions for prescribed property classes and subclasses for municipal purposes for the year 2012; and

A By-law to adopt the estimates for all sums required for the year, to establish rates to be levied for same and to provide for penalty and interest in default of payment thereof for 2012; and further

That in accordance with Notice By-law #144-2007, public notice is hereby given of Council's intention to set tax ratios and tax rates for 2012 at its April 16th, 2012 meeting.

February Financial Statements

16. Moved by R. Lunny, Seconded by L. Roussin & Carried:-

That Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora as at February 29, 2012.

Endorsation of Resolution – Municipality of Clarington

17. Moved by S. Smith, Seconded by R. Lunny & Carried:-

That Council hereby supports and endorses the resolution received from the Municipality of Clarington regarding special provincial funding to cover municipal deficits; and

That Council respectfully advises the Premier of Ontario that if any municipality in Ontario receives special funding from the Province to cover a budget deficit, that all local municipalities receive the same per capita funding from the provincial government; and further

That a copy of this resolution be forwarded to Sarah Campbell, MPP for Kenora-Rainy River District, the Association of Municipalities of Ontario, and the Municipality of Clarington.

Extension Agreement with Minister of Transport

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

That Council give three readings to a by-law to amend By-law Number 27-2002 being a by-law to authorize the entering into of certain agreements between the Corporation of the City of Kenora and Her Majesty the Queen in Right of Canada as represented by the Minister of Transport, Infrastructure & Communities for purposes of extending the Contribution Agreement; and further

That the extension of this agreement shall be in effect until March 21, 2013.

Amendment to Feeding of Wildlife By-law

19. Moved by S. Smith, Seconded by R. Lunny & Carried:-

That Council hereby gives three readings to a by-law to amend By-law Number 139-2008, being a by-law to prohibit the feeding of wild animals within the boundaries of the City of Kenora, to include additions to the following sections: Definitions, Prohibitions of Feeding and Exemptions, as set out on the draft by-law attached to Richard Perchuk's March 30, 2012 Report.

Amendment to Tariff of Fees By-law (Park Rentals)

20. Moved by R. McKay, Seconded by L. Roussin & Carried:-

That as recommended by Barbara A. Manson, Parks Supervisor, Council hereby approves the Park Rental rates outlined in the March 21, 2012 report of Rick Perchuk, Operations Manager, effective May 1, 2012; and

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend the Tariff of Fees and Charges By-law #120-2011 at its April 16th, 2012 meeting to give effect to these rates; 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 for this purpose; and further

That Council approve the Revised Parks Rental Permit.

February Summary Report – Kenora Water Systems

21. Moved by R. McKay, Seconded by R. Lunny & Carried:-

That Council of the City of Kenora hereby accepts the Kenora Water Systems Monthly Summary Report, as prepared by Warren Ortlieb, Water and Sewer Supervisor and Jim Campbell, WTP Operator, for the month of February, 2012.

Purchase of Lands (1210 Highway 17 East)

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

That the Council of the City of Kenora authorizes the purchase of property described as 1210 Highway 17 East, PLAN M63 PT LOT 129 PT LOT 130 W20 FT OF 131 PCL17841 for future municipal purposes; and

That the additional budget request, in the amount of \$95,000 + disbursements, be funded through the Contingency Fund; and

That in accordance with Notice By-law No. 144-2007, public notice is hereby given that Council intends to amend its 2012 Capital Budget at its meeting on April 16, 2012; and further

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

Recorded Vote for Resolution #22:~

Council	AYE	NAY	Dec. of Interest
Councillor Drinkwalter	✓		
Councillor Lunny	✓		
Councillor McKay	✓		
Councillor McMillan	✓		
Councillor Roussin		✓	
Councillor Smith	✓		
Mayor Canfield	✓		

Proclamation – “Emergency Preparedness Week”

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

That the Mayor be and is hereby authorized to proclaim the week of May 6 to May 12, 2012 as “Emergency Preparedness Week” in and for the City of Kenora and requests its observance as such by our citizens.

Approval of By-laws

24. Moved by C. Drinkwalter, Seconded by S. Smith & 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:~

#39-2012 - To confirm the proceedings of Council;

#40-2012 – To establish Claw Back Rates for Certain Property Classes for 2012;

#41-2012 –To adopt optional tools for the purposes of both administering limits for certain property classes and excluding certain properties from the capping process;

#42-2012 – To adopt optional tools for the purposes of administering limits for eligible properties within the meaning of Section 331 (New Construction) for Commercial, Industrial and Multi-residential property classes for 2012;

#43-2012 – To adopt amended estimates for all sums required for the year, to establish rates to be levied for same and to provide for penalty and interest in default of payment for 2012;

#44-2012 – To set tax ratios and to set tax rate reductions for prescribed property classes and subclasses for municipal purposes for 2012;

#45-2012 – (separate motion)

#46-2012 - To amend the 2012 Budget (NWBC program implementation);

#47-2012 – To amend the 2012 Budget (NWBC staffing);

#48-2012 – To amend the 2011 Budget (Solid Waste Department);

#49-2012 - To amend the 2011 Budget (Rentals Departments);

#50-2012 – To amend By-law Number 27-2002 to extend a federal contribution agreement;

#51-2012 – To amend By-law Number 139-2008 regarding the Feeding of Wild Animals;

#52-2012 – To amend the Tariff of Fees & Charges By-law #120-2011 (Park Rentals);

#53-2012 – To authorize the purchase of lands from the Estate of Lillian E. Willis;

#54-2012 – To amend the 2012 Budget (for Purchase of lands).

Approval of By-law - NWBC Renovations

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

That the following **By-law** be now read a **First & Second Time**, and approved in its present form and presented for **Third & Final** Reading:~

#45-2012 - To Amend the 2012 Operating Budget for Office Renovations to the Northwest Business Centre.

Adjournment – To Closed Session

26. Moved by C. Drinkwalter, Seconded by R. Lunny & Carried:-

That this meeting be now declared closed at 5:45 p.m.; and further

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

- i) **A Labour Relations Matter.**

Reconvene to Open Meeting:

27. Moved by R. Lunny, Seconded by C. Drinkwalter & Carried:-

That Council hereby reconvenes to Open Session at 6:45 p.m. with no action from its Closed Meeting; and further

That this meeting be now declared closed.

The Corporation of the City of Kenora:

Confirmed As Written ThisDay

Of.....2012

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Mayor

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City Clerk