



Minutes

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



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

Regrets: Councillor R. McKay

Staff: Karen Brown, CAO, Warren Brinkman, Fire & Emergency Services Manager, Rick 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 Drinkwalter 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:-

Confirmation of Minutes

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

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

- Regular Council Meeting held June 18, 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 Interest on the following motions on tonight's agenda as his spouse is a Member of the Kenora Police Services Board:-

Motions: 7, 10, 11, 13 and By-law Number 87-2012.

Deputations

Len "Kroppy" Kropioski

Mr. Kropioski expressed concern on the recent changes taking place at the Harbourfront that he has learned through the local media; and he referred to the naming of the Harbourfront tent as "Whitecap Pavilion" and feels there should be a more suitable name for that structure as it is a poor choice in his opinion.

He questioned the status of the Thistle Pavilion and whether it will remain as a seasonal information Centre and will it continue to be named 'Thistle Pavilion' since we would then have two 'pavilions' on the Harbourfront. Mr. Kropioski indicated there is nothing about Kenora's proud heritage regarding our hockey or hockey artifacts in the Thistle Pavilion and those things could be a major attraction to Kenora and he further questioned what happened to those items.

Another concern raised by Mr. Kropioski was the food vendors that have been approved to operate along the Harbourfront and that it has created a disrupted image along the lake.

In closing Mr. Kropioski stated that while it is good to have input from others he put his trust and fate in the elected Council and these decisions should have all been made by City Council and not through another group.

Mayor Canfield thanked Mr. Kropioski for attending and providing a Deputation and that he will look into the questions he raised and be back in touch with him.

Addition to Agenda

1A Moved by R. Lunny, Seconded by S. Smith & Carried:-

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

1. Approval to proceed with an RFP for the works on the Winnipeg River West Branch Bridge for spring, 2013.

Winnipeg River West Branch Bridge Works

1B Moved by R. Lunny, Seconded by S. Smith & Carried:-

That the Winnipeg River West Branch Bridge works be tendered for rehabilitation work to be done in 2013.

Appointment to Lake of the Woods Museum Board

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

That Council hereby appoints Craig Cunningham to fill the vacancy created by the resignation of Charmaine Romaniuk on the Lake of the Woods Museum Board, with a term to expire November 30, 2014.

Amendment to 2012 Capital Budget – Recreation Centre Projects

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

That Council hereby approves amending its 2012 capital budget to transfer \$60,000.00 from the Loader project to the Dockside Washroom project at the Kenora Recreation Centre Boat Launch; and

That Council hereby approves amending its 2012 capital budget to transfer \$150,000.00 from the Desk Modification project to the Basketball Relocation project, previously approved for 2013; and

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

That Council hereby gives three readings to a by-law to amend the 2012 budget for these purposes.

Deferral of Whitecap Pavilion User Guide

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

That further to the matter of the Harbouredome User Guide being deferred to Council's July 16, 2012 meeting, as recommended by a Committee of the Whole on July 9, 2012, the matter of the now "Whitecap Pavilion User Guide" be hereby deferred indefinitely in order to allow City staff the opportunity to meet with Tourism staff and resolve any concerns prior to being submitted to Council for approval.

Amendment to 2012 Budget – JM Arena Repairs/Upgrades

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

That Council hereby authorizes an appropriation from the JM Arena Reserve up to a maximum of \$65,000 to offset costs related to repairs and upgrades of the arena for the purposes of occupancy compliance; and

That in accordance with the Notice By-law #144-2007, public notice is hereby given that the City intends to amend its 2012 Operating Budget at its July 16th meeting; and further

That Council hereby gives three readings to a by-law to amend the 2012 budget for this purpose.

Attendances at NWO Regional Conference

6. Moved by S. Smith, Seconded by L. Roussin & Carried:-

That authorization be hereby given for up to four (4) Council Members to attend the NWO Regional Conference in Thunder Bay, taking place September 27 and 28, 2012 at the Victoria Inn; and further

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

Adoption/Receipt of Various Minutes

7. Moved by C. Drinkwater, Seconded by R. Lunny & Carried:-

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

- May 10 – Heritage Kenora
- June 11 – Committee of the Whole
- June 12 – Property & Planning Committee
- June 14 – Special Committee of the Whole
- June 20 – Environmental Advisory Committee
- June 26 – Lake of the Woods Museum Board

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

- April 11 – Kenora Police Services Board
- May 28 & June 22 – District of Kenora Home for the Aged

That these Minutes be circulated and ordered filed.

Abstention: Councillor McMillan

Kenora Youth Council Review

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

That Council hereby directs administration to review the terms of reference for the Kenora Youth Council based on a review of the first term and make recommendations related to the structure and membership of the Kenora Youth Council while exploring opportunities to tie appointments to the Kenora Youth Council in to local government week activities in the fall of each year; and

That Council hereby approves holding any appointments to the Kenora Youth Council pending said review; and

That Council hereby directs the Clerk to advise any members of the first Kenora Youth Council that have indicated their interest in continuing on as a member of that Council as to next steps in the process, together with a thank you for their interest in continued participation; and further

That an amended Terms of Reference for the Kenora Youth Council be brought forward to Council for approval by the September Council meeting.

Homelessness Task Force

9. Moved by S. Smith, Seconded by L. Roussin & Carried:-

That the City of Kenora establish a Task Force on Homelessness to develop a community strategy to address homelessness and related issues in Kenora; and further

That the CAO be directed to provide Council with a report recommending the establishment of said task force, including proposed framework and membership, prior to the September 2012 Council meeting.

1,000 Officers Partnership Program

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

That Council give three readings to a by-law to authorize the execution of an agreement between the Minister of Community Safety and Correctional Services, the City of Kenora, and the Kenora Police Services Board with respect to the Safer Communities-1,000 Officers Partnership Program; and further

That the Mayor and Clerk be authorized to execute the agreement for this purpose.

Abstention: Councillor McMillan

2011 Annual Report & Audited Financial Statements

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

That Council hereby approves the 2011 City of Kenora Annual Report, including the 2011 audited financial statements for the City; and further

That a copy of this report be made available for public viewing on the City's portal, as well as the front desk at City Hall.

Abstention: Councillor McMillan

Endorsement of FCM Campaign

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

Whereas The Building Canada Plan and a number of important federal-provincial transfer agreements vital to Canada's cities and communities, will expire in March 2014; and

Whereas Federal investments over the last few years have helped to slow the decline of our cities and communities, and the Government of Canada has committed to develop a new long-term plan for municipal infrastructure funding in consultation with municipal and provincial/territorial governments; and

Whereas a seamless transition from the Building Canada Plan to a new long term plan is necessary to ensure that municipalities can continue planning their capital spending effectively; and

Whereas The Federation of Canadian Municipalities (FCM) has launched a campaign to ensure the new plan reflects municipal priorities across the country and asks its member municipalities to pass a Council resolution supporting the campaign; and

Whereas our community has continuing infrastructure needs, in particular a significant bridge infrastructure, some in urgent need of rehabilitation works, that can only be met through the kind of long-term planning and investment made possible by a national plan;

Now Therefore Be It Resolved that the Council of the Corporation of the City of Kenora endorses the FCM campaign and urges the Minister of Transport, Infrastructure and Communities to work with FCM to ensure the new long-term infrastructure plan meets the core infrastructure needs of cities and communities; and

Be It Further Resolved that Council urges the Minister of Transport, Infrastructure and Communities to ensure that the new long-term plan is fully in place when existing programs expire in 2014; and

Be It Further Resolved that a copy of this resolution shall be sent to the Honourable Denis Lebel, Minister of Transport, Infrastructure and Communities, to the Honourable Bob Chiarelli, Minister of Transportation and Infrastructure, to the Honourable Kathleen Wynne, Minister of Municipal Affairs and Housing, to Greg Rickford, MP Kenora Riding, to Sarah Campbell, MPP Kenora – Rainy River, to the Federation of Canadian Municipalities and to the Association of Municipalities of Ontario.

Monthly Financial Statements - May

13. 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 May 31, 2012.

Abstention: Councillor McMillan

Community Infrastructure Investment Fund

14. Moved by R. Lunny, Seconded by R. McMillan:-

That Council hereby approves funding applications to the Community Infrastructure Investment Fund Program, for the following projects, listed in order of City priority:

- Keewatin Memorial Arena – Ice Plant Replacement;
- Keewatin Memorial Arena – HAVAC and Roofing Replacement;
- Keewatin Memorial Arena – Arena Floor/Boards and Glass Replacement;
- Kenora Recreation Centre – Basketball Court Rehabilitation/ Relocation and Dock Extension;
- City Hall – Heritage Roof Replacement; and

That Council hereby directs administration to develop and submit funding applications for these projects, on behalf of the City, based on the priorities as set out within this resolution and with proposed project costs based on a detailed review of proposed projects; and

That Council hereby directs administration to review opportunities for obtaining additional funding through the also recently announced Ontario Trillium Foundation Community Capital Fund to determine potential funding opportunities for these projects; and further

That any additional required Council resolutions supporting the related funding applications be brought forward to the August Council meeting for approval if so required.

Motion Defeated

Councillor Lunny introduced a revised motion as follows:-

Community Infrastructure Investment Fund

14A Moved by R. Lunny, Seconded by R. McMillan & Carried:-

That Council hereby approves funding applications to the Community Infrastructure Investment Fund Program, for the following projects, listed in order of City priority:

- Keewatin Memorial Arena – Ice Plant Replacement;
- Keewatin Memorial Arena – HAVAC and Roofing Replacement;
- Keewatin Memorial Arena – Arena Floor/Boards and Glass Replacement;
- City Hall – Heritage Roof Replacement; and

That Council hereby directs administration to develop and submit funding applications for these projects, on behalf of the City, based on the priorities as set out within this resolution and with proposed project costs based on a detailed review of proposed projects; and

That Council hereby directs administration to review opportunities for obtaining additional funding through the also recently announced Ontario Trillium Foundation Community Capital Fund to determine potential funding opportunities for these projects; and further

That any additional required Council resolutions supporting the related funding applications be brought forward to the August Council meeting for approval if so required.

Community Infrastructure Investment Fund - LOWDC

15. Moved by S. Smith, Seconded by R. McMillan,

That Council hereby commits matching funding, contingent on funding approval through the Community Infrastructure Investment Fund Program to the Lake of the Woods Development Commission, for the following project:

- Coney Island North Dock Rehabilitation; and further

That a copy of this resolution and related commitment be forwarded to the Lake of the Woods Development Commission for their information and action in pursuing this potential funding opportunity.

Councillor Smith requested this motion be amended as follows:

Motion to Amend Motion #15

15A Moved by S. Smith, Seconded by R. Lunny & Carried:-

That Council hereby amends Motion #15 on tonight's agenda with respect to the LOWDC and CIF Funding by deleting the first paragraph and replacing it with the following wording:-

"That Council hereby approves a commitment to the Lake of the Woods Development Commission (LOWDC) of up to a maximum of 50% or \$150,000, contingent on both funding approval through the Community Infrastructure Investment Fund Program as well as the LOWDC seeking other partner funding, including that of the private sector, to help reduce the City's overall contribution for the following project:"

Community Infrastructure Investment Fund – LOWDC As Amended

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

That Council hereby approves a commitment to the Lake of the Woods Development Commission (LOWDC) of up to a maximum of 50% or \$150,000, contingent on both funding approval through the Community Infrastructure Investment Fund Program as well as the LOWDC seeking other partner funding, including that of the private sector, to help reduce the City's overall contribution for the following project:

- Coney Island North Dock Rehabilitation; and further

That a copy of this resolution and related commitment be forwarded to the Lake of the Woods Development Commission for their information and action in pursuing this potential funding opportunity.

Amendment to Capital Budget – DTR Project

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

That Council hereby authorizes a budget amendment to the funding for the Downtown Revitalization Phase 3 Design and Tendering services project, currently pending FEDNOR and NOHFC funding approval through an additional appropriation of \$140,000 from the City's Contingency Reserve; and

That Council hereby authorizes ENL, the successful consulting firm, to proceed with the design and tendering services, in the amount of \$288,350 + HST; and

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

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

Main Street South Pedestrian Crosswalk

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

That Council hereby agrees to install Courtesy Crossing Signage with amber beacons (for motorists) and Wait for Gap Signage (for pedestrians) at the Main Street Pedestrian Crosswalk in front of the Kenora Public Library to better define the responsibilities of each; and further

That a further review of the necessity for the installation of a pedestrian refuge island located between north and south bound lanes of traffic on Main Street South be a future consideration if so required.

Rabbit Lake Regatta Approvals

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

That the Council of the City of Kenora hereby acknowledges the Northwest International Rowing Association Regatta to be held August 17 & 18, 2012 on Rabbit Lake; and

That Council also acknowledges the Kenora Rowing Club (mini-two) Regatta to be held July 28, 2012; and

That the following approvals be granted as outlined below in conjunction with both of these events:

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, to be removed the following week by the Kenora Rowing Club.

Month of May – Water/Wastewater Summary Report

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

That Council of the City of Kenora hereby accepts the Kenora Water and Wastewater Systems Monthly Summary Report, as prepared by Randy Polischuk, Water and Sewer Foreman, Jim Campbell, Water Treatment Plant Operator and David Nachuk, Wastewater Treatment Plant Operator, for the month of May, 2012.

KDSB – Expression of Interest (Ambulance Base Financing)

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

Whereas the Kenora District Services Board (KDSB) has submitted a Request for Expression of Interest seeking financing options relating to the newly constructed Land Ambulance Base located in Kenora, Ontario; and

Whereas the investment goals of the City of Kenora do not coincide with this type of investment;

Now therefore be it resolved that the City of Kenora not respond to the KDSB Request for Expression of Interest requesting construction financing in the amount of \$2,800,000 for its new Land Ambulance Base.

Declaration of Surplus Land – Minnesota Street

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

That the Council of the City of Kenora hereby declares property abutting 21 Minnesota Street (PLAN M248 PT LOT 23 PCL15557), described as a lane on PLAN M12, Pcl 1174, Pcl 12428, as surplus to the needs of the municipality; and

That a portion of the municipal property will be transferred to Robert George Bergman and Frances Patricia Bergman; and

That the survey instructions will be issued by the City of Kenora; and

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

That once the advertising process has been completed, Council give three readings to a by-law to authorize the sale of land to the property owner as a lot addition (consolidation) at the appraised value as established by Century 21 – Reynard Real Estate, plus survey and all other associated costs.

Refusal to Declare Surplus Lands – Highway 17 West

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

That the Council of the City of Kenora refuses to declare the road allowance abutting 1820 Highway 17 West as surplus to the needs of the municipality at this time.

Adoption of Community Improvement Plan

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

That the Property and Planning Committee recommends to Council to adopt a new by-law incorporating various amendments to the Harbourn Centre Community Improvement Plan; and

That Council gives three readings to a new by-law for this purpose thereby repealing By-law Number 113-2007; and further

That the Notice of Decision be forwarded and advertised per the appropriate sections of the Planning Act.

Tender – Kenora Recreation Centre Boat Launch Washrooms
24. Moved by R. McMillan, Seconded by R. Lunny & Carried:-

That the following quotations, for the Kenora Recreation Centre Boat Launch Washrooms, (HST extra), be received:-

Hy-Grade Precast	\$38,225.00
Parkworks	\$48,500.00; and further

That the City of Kenora accepts the quotation submitted from Hy-Grade Precast Concrete to supply and deliver a precast washroom facility (Benchmark Plus) for the amount of \$38,225.00 plus HST.

Approval of By-laws

25. Moved by C. Drinkwater, 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:~

#82-2012 – To confirm the proceedings of Council

#83-2012 – To adopt a Community Improvement Plan for the Harbourn Centre

#84-2012 – To authorize the sale of land to Poole

#85-2012 - To amend the 2012 Capital Budget for Recreation Centre Projects

#86-2012 - To amend the 2012 Operating Budget for JM Arena Repairs

#87-2012 - To execute an agreement with the Ministry of Community Safety and Correctional Services for the 1,000 Officers Program

#88-2012 – To amend the 2012 Capital Budget for the Downtown Revitalization Phase 3 Design/Tender Works.

Announcements

Councillor Lunny read a public announcement with respect to the regulation that boats are not to be docking at or operated in the vicinity of the Keewatin Beach docks as these docks are intended for swimming purposes only.

Adjournment to Closed Meeting

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

That this meeting be now declared closed at 5:49 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 an item pertaining to the following:-

i) A Labour Relations Matter.

Council reconvened at 6:40 p.m. to the Open Meeting with the following direction from its Closed Session:

- Direction to Administration to make contact with certain agencies regarding a labour relations matter.

The meeting closed at 6:41 p.m.

The Corporation of the City of Kenora:

Confirmed As Written ThisDay

Of.....2012

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Mayor

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City Clerk