



City of Kenora
Committee of the Whole Agenda
REVISED

Monday, May 14, 2012
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 May 22, 2012 meeting:-

- I. An amendment to the 2011 capital budget to transfer \$60,434.41 from the Infrastructure project to the Compressor project, these projects belonging within the Recreation Centre Department as appropriate;
- II. Adoption of the 2012 Business Improvement Board Levy in the amount of \$50,261.41;
- III. Authorization of an additional budget request in the amount of \$70,000.00 to complete the 2012 Municipal Paving Program and Library Parking Stalls to be funded through the reallocation of said funds from the Bridge Inventory/Audit project approved under the 2012 Capital Budget.

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 Special Committee of the Whole Meeting held April 2, 2012 and of the last regular Committee of the Whole Meeting held April 10, 2012 be confirmed as written and filed.

D. Deputations:

3:30 p.m.
Presentation by LOWDC – Q1 Report

E. Reports:

Community & Protective Services

Councillor Drinkwater - Chair

Item	Subject	Disposition
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1.	Lease Agreement – Loaf `N Jug
	Recommendation:	

That Council give three readings to a by-law to authorize the execution of a three year lease agreement with Loaf & Jug for an area of municipal property which a deck encroaches on a portion thereof located at 1132 Ninth St North.

2. Lease Agreement – Hap’s on the Harbourfront

Recommendation:

That Council give three readings to a by-law to authorize the execution of a three year lease agreement with the Hap’s on the Harbourfront Inc. for municipal property (municipal sidewalk area) abutting Bernier Drive and 130 Main St South, Plan3 blk 1 lot 4 PCL 10770 Design as RP 23R6182 PTS 12, 13 & 14 in the amount of \$350.00 per the term (3) three years.

3. Lease Renewal Agreement – Red Cross

Recommendation:

That Council give three readings to a by-law to authorize the execution of a two year lease agreement with the Canadian Red Cross for municipal property located 1008 Ottawa Street (Unit A).

4. Library Board Resolution Request

Recommendation:

That Council adopt a resolution supporting the request from the Kenora Public Library Board calling for Industry Canada to re-instate Community Access Program Sustainability Funding; and further

That a copy of the resolution be forwarded to Honourable Christian Paradis, Minister of Industry and Greg Rickford, MP-Kenora, all libraries in Northwestern Ontario and the Ontario Library Association requesting that they endorse this resolution.

Corporate Services

Councillor McMillan, Chair

Item	Subject	Disposition
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1. K.D.S.B. Report from Councillor Roussin **Monthly Update**

2. Renaming of Black Sturgeon Island

Recommendation:

That further to the request received from Deb Small regarding the re-naming of her “Island A” described as CON 1M PCL5441 in Black Sturgeon Lake, the Council of the City of Kenora hereby supports the proposed name change of “Island A” to “James Island” after the original trapper that first owned the island; and further

That a copy of this resolution to be provided to Deb Small that will form part of her application that is being forwarded to the Province of Ontario’s Geographic Names Board for approval of this name change.

3. South Harbourfront Lot and Harbourfest

Recommendation:

That authorization be hereby given for the closure of the South Harbourfront Parking Lot as set out below in conjunction with Harbourfest 2012:

From Friday, August 4 at 6:30 p.m. to
Sunday, August 6 at 6:30 p.m.; and

That Harbourfest is responsible to erect and dismantle the necessary barricades for this purpose and to provide access to the lot for Emergency Vehicles if and where required; and

That the City of Kenora is not responsible for the removal of, or owner notification to any vehicles that may be parked in the South Harbourfront Lot at the posted closure times; and further

That Administration develop a policy for the use of the South Harbourfront Lot for events for Council’s consideration.

4. Various Committee Minutes

Recommendation:

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

- January 4 & April 5 – Harbourtown Centre Committee
- February 8 – Accessibility Advisory Committee
- February 22 & March 2 – Youth Council Minutes
- March 5 – Kenora Police Services Board
- April 2 – Special Committee of the Whole
- April 10 – Committee of the Whole
- April 11 – Property & Planning Committee
- April 11 – Kenora Urban Trails Committee
- April 17 – Community Policing Committee
- April 18 – Environmental Advisory Committee
- April 20 – Audit Committee
- April 24 – Lake of the Woods Museum Board

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

- March 23 - Northwestern Health Unit
- March 30 – District of Kenora Home for the Aged
- April 18 – LOW Development Commission

That these Minutes be circulated and ordered filed.

Economic Development

Councillor Smith - Chair

Item	Subject	Disposition
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1. Harbourfest Fireworks Report

Recommendation:

That Council of the City of Kenora hereby authorizes the issuance of tax receipts for any donation of \$100 or greater made to the City of Kenora between January 1, 2012 and August 31, 2012 to be used specifically towards the 2012 Harbourfest fireworks display; and

That the City will pay the invoice(s) for the actual purchase of fireworks, including any specifically related expenditures, direct to the appropriate supplier(s) for the 2012 fireworks display to a maximum of the actual donation amounts received; and

That the issuance of tax receipts for donations for fireworks be restricted specifically to the 2012 fireworks display in recognition of the tourism impact the event has to the City of Kenora; and further

That the Harbourfest Committee be advised of Council's decision, including all related restrictions.

2. Phase III DTR Funding Proposals

Recommendation:

That authorization be given for the Corporation of the City of Kenora to apply for funding to the Northern Ontario Heritage Fund (NOHFC) for the Phase III Downtown Revitalization Design Project; and further

That authorization be given for the Corporation of the City of Kenora to apply for funding to FedNor for the Phase III Downtown Revitalization Design Project.

Finance

Councillor Lunny - Chair

Item	Subject	Disposition
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1. 2011 Budget Amendments Approved by Manager

Recommendation:

That Council hereby approves amending its 2011 capital budget to transfer \$60,434.41 from the Infrastructure project to the Compressor project, these projects belonging within the Recreation Centre 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 May 22, 2012 meeting; and further

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

2. Appointments to Audit Committee

Recommendation:

That as recommended by the Audit Committee, Council hereby re-appoints the following Members to the City of Kenora Audit Committee in accordance with the terms set out below:

- Kathleen O'Flaherty to November 30, 2013
- Cindy Gasparini to November 30, 2014; and further

That Resolution Number 4 dated December 6, 2010 be and is hereby rescinded.

3. Audit Committee - Revised Terms of Reference

Recommendation:

That as recommended by the Audit Committee, the Terms of Reference for the Audit Committee be amended for the purpose of changing the number of Council Members on the Committee from three (3) Members to two (2) Members together with the removing the inclusion of Mayor as Ex-Officio, and to increase the number of citizen appointments to three (3); and

That arrangements be made to advertise for the additional citizen appointment immediately; and

That Council give three readings to a by-law to authorize a revised Terms of Reference for the City of Kenora Audit Committee for this purpose; and further

That By-law Number 90-2011 be and is hereby repealed.

4. 2012 BIZ Levy

Recommendation:
That Council hereby approves the Harbourtown Centre Business Improvement Board budget request in the amount of \$50,261.41 representing the 2012 Business Improvement Board levy; and

That Council hereby gives three readings to a by-law to adopt the estimates for funds to be raised for 2012 on behalf of the Harbourtown Centre Business Improvement Board; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to formally adopt the 2012 Business Improvement Board Levy at its May 22nd meeting.

5. Increase in Provincial Payment-in-Lieu of Taxes

Recommendation:
That Council hereby supports and endorses the resolution from the Municipality of Meaford, to increase the Provincial payment-in-lieu of taxes for hospitals, universities and colleges, and correctional institutions; and further

That a copy of the resolution be forwarded to the Premier of Ontario, Minister of Finance, MPP for Kenora-Rainy River, the Minister of Municipal Affairs and Housing, the Association of Municipalities of Ontario (AMO), and the Municipality of Meaford.

6. March Financial Statements

Recommendation:
That Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora as at March 31, 2012.

7. Mayor’s Coalition Report

Recommendation:
That Council hereby participate in and fund the Mayors Coalition Steering Committee for affordable, sustainable, accountable policing; and further

That a copy of the resolution be forwarded to the Mayors Coalition Steering Committee.

8. Prosperity Trust Fund

Recommendation:
That Council hereby accept the report on the Kenora Citizens’ Prosperity Trust Fund.

9. Revised Credit Card Purchase Policy

Recommendation:
That Council hereby approves the amended City Purchase/Credit Cards Policy #FI-01-2; and further

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

10. Section 357 Write Offs

Recommendation:

That the Section 357 tax adjustments totaling \$9,706.42, with potential refunds of \$6,159.85 be approved.

11. Tax Collector Appointment

Recommendation:

That Council give three readings to a by-law to appoint Melissa Shaw as Tax Collector for the City of Kenora effective immediately; and further

That By-law Number 78-2010 which appointed Pat Geisel be rescinded effective June 15, 2012.

Operations Committee

Councillor McKay - Chair

Item	Subject	Disposition
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1. 2012 Municipal Road Works Tender

Recommendation:

That Council hereby authorizes an additional budget request in the amount of \$70,000.00 to complete the 2012 Municipal Paving Program and Library Parking Stalls; and

That Council hereby authorizes the additional request to be funded through the reallocation of \$70,000.00 from the Bridge Inventory/Audit project approved under the 2012 Capital Budget; and

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2012 Capital Budget at its May 22nd meeting; and

That Council hereby gives three readings to a by-law to amend the budget for this purpose; and further

That the following tenders for the 2012 Municipal Road Works be received:

- Pioneer Construction Inc. \$876,106.20 (HST not included)
- Moncrief Construction Ltd.\$ 996,994.44 (HST not included)

That the tender submitted by Pioneer Construction Inc., in the amount of \$876,106.20 (HST not included), be accepted.

2. Bear Wise Program

Recommendation:

That the Council of the City of Kenora hereby requests the Ministry of Natural Resources to reconsider its position regarding the Bear Wise Program, being a decision to no longer provide site-specific visits and to no longer trap and relocate problem bears from the City of Kenora.

3. Coney Island Wharf Review Inspection

Recommendation:

That the City of Kenora prepare an RFP for Engineering Services for the review and design for the replacement of the Coney Island Wharf; and

That this request for proposal include tender documents and contract administration for the works; and further

That the Coney Island Wharf shall not be used for vessel craft exceeding 24 feet and be of light duty (pontoon or small craft) for drop off and pick only.

4. Coney Island Shuttle

Recommendation:
That Council give three readings to a by-law to authorize a two year contract between the City of Kenora and Wharf Marina to provide a shuttle service to Coney Island for the 2012 and 2013 seasons; and

That approval be given to provide a municipal grant to Wharf Marina in the amount of \$2,500 for the Coney Island Shuttle Service for the 2012 season; and further

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

5. Downtown Revitalization Phase 3 Consulting Eng. Services

Recommendation:
That the following proposals for the City of Kenora Downtown Revitalization Phase 3 Consulting Services be received (HST extra):

	Design/Tenders	Contract Admin/Inspection	Total
ENL	\$ 288,350.00	\$ 396,407.00	\$ 684,757.00
AECOM	\$ 340,500.00	\$ 495,000.00	\$ 835,500.00
KGS	\$ 514,475.00	\$ 851,225.00	\$1,365,700.00
GENIVAR	\$1,170,650.00	\$ 654,000.00	\$1,824,650.00; and

That the proposal submitted by ENL, in the amount of \$288,350 + HST in 2012 for design and tendering services and \$396,407 + HST for contract administration and inspection services for anticipated construction in 2013, 2014 and 2015, conditional upon future government funding approval, be hereby accepted.

6. 2012 Dragon Boat Festival

Recommendation:
That the Council of the City of Kenora hereby acknowledges the Kenora Dragon Boat Festival on Sunday, August 12, 2012; 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 12, 2012.

7. Houseboats Mooring

Recommendation:

That Council authorize the mooring of the existing identified houseboats in the Northeast Bay of Coney Island for a term of one year (May 2012 to May 2013); and

That the owners of these identified houseboats shall be required to provide a copy of their liability insurance and proof of ownership to the City no later than May 31, 2012; and

That the vessel being moored shall have sufficient anchorage to prevent the vessel leaving the moored position under any and all related weather and ice conditions; and further

That a detailed description of the anchorage weights along with the confirmation of these weights shall be provided with the application of mooring to the City.

8. Lakeview Drive Parking – Farmers Market Days

Recommendation:

That Council hereby approves an amendment to the Traffic Regulation By-law to allow parking along the south side of Lakeview Drive on the paved shoulder along the greenbelt from 190 metres west of the Roundabout, westerly for 160 metres on Wednesdays only for the period from June 20th, 2012 through to September 26th, 2012; and

That the City of Kenora Traffic Regulation By-law 127-2001 be amended to include the following changes to Schedule "B" – No Parking Areas – Tow Away Zone and to Schedule "C" – Limited /Restricted Parking – Lakeview Drive:-

Schedule "B" No Parking Areas – Tow Away Zone

<u>Column 1</u> STREET/HIGHWAY	<u>Column 2</u> LOCATION	<u>Column 3</u> SIDE	<u>Column 4</u> TIME
<u>Delete:</u>			
Lakeview Drive	From Main Street South to 14 th Street	Both	Anytime
<u>Add:</u>			
Lakeview Drive	From the Roundabout to 14 th Street	North	Anytime
Lakeview Drive	From the Roundabout to 190 metres westerly	South	Anytime
Lakeview Drive	From 190 metres west of the Roundabout westerly for 160 metres	South	Sunday-Tuesday Thursday-Saturday
Lakeview Drive	From 350 metres west of the Roundabout to 14 th Street	South	Anytime

Schedule "C" Limited /Restricted Parking

<u>Column 1</u> STREET	<u>Column 2</u> LOCATION	<u>Column 3</u> SIDE	<u>Column 4</u> RESTRICTION
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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 two items pertaining to the following:-

i) A Personal Matter about an Identifiable Individual



Reconvene to Open Meeting:

Adjournment.