



MINUTES

**Of a Meeting of the Council of the City of Kenora
Tuesday, December 17, 2013 – City Council Chambers
12:00 p.m.**

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

**Staff:** Karen Brown, CAO, Rick Perchuk, Operations Manager, Sharen McDowall, HR  
Manager, Lauren D'Argis, Corporate Services Manager, Warren Brinkman, Fire &  
Emergency Services Manager, Heather Kasprick, Deputy Clerk.

## **Call to Order**

**Mayor Canfield called the meeting to order and Councillor Roussin 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 today's meeting:-

- Authorize a Tax Exemption for the Kenora Airport Authority
- Authorize a Tax Exemption for Royal Canadian Legions Branch #12 and #13
- Amend "Schedule D" of the Water and Sewer By-law to increase water and sewer rates
- Approve Section 357 Tax Adjustments for cancellation and refund of taxes
- Adopt a new Tariff of Fees and Charges By-law
- Adopt a by-law to rename a portion of Eleventh Avenue North to 'Artillery Way'

## **Confirmation of Minutes**

### **1. Moved by C. Gallivan, Seconded by S. Smith & Carried:-**

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

- Regular Council Meeting held November 19, 2013

### **Declaration of Pecuniary Interest & General Nature Thereof**

Deputy Mayor Roussin 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 Today's Agenda or from a previous Meeting
- ii) From a Meeting at which a Member was not in Attendance.

Councillor McMillan made a Declaration referring to Motion number 1a, 11, 12, 15 and Motion Number 17a & 17b on today's agenda as they pertain to the Kenora Police Services Board, to which his spouse is a Member, and receives remuneration.

Councillor Lunny made a Declaration referring to Motion number 13, on today's agenda as it pertains to the Royal Canadian Legion, to which he is a member of the Royal Canadian Legion.

Mayor Canfield made a Declaration referring to Motion number 9 on today's agenda as it pertains to the Kenora Airport Authority, to which he is a publicly appointed member of the Kenora Airport Authority.

### **Deputations**

N/A

### **Addition to Agenda**

#### **1a. Moved by C. Gallivan, Seconded by R. McKay & Carried:-**

That approval is hereby given for the following additional items to be added to today's agenda:

1. Request for consistent OMPF funding until OPP Model is finalized
2. Support for the proposed OPP Policing Billing Model

#### **ABSTENTION: Councillor McMillan**

### **Appointment to Lake of the Woods Development Commission**

#### **2. Moved by S. Smith, Seconded by R. Lunny & Carried:-**

That Council of the City of Kenora hereby appoints Ron Sabourin as a Director of the Lake of the Woods Development Commission; and further

That Council of the City of Kenora hereby appoints Lynn Moffatt as a Director of the Lake of the Woods Development Commission.

### **Council in Review Highlight Report**

#### **3. Moved by S. Smith, Seconded by C. Gallivan & Carried:-**

That a copy of the report reviewing the achievements for the 2013 year of Council be posted on the City's portal and made available to the media.

## **2014 Elections Method of Voting**

### **4. Moved by R. Lunny, Seconded by C. Gallivan & Carried:-**

That Council of the City of Kenora hereby approves the implementation of internet/telephone voting in the 2014 Municipal Election; and

That in keeping with Section 42 of The Municipal Elections Act, as amended, Council hereby gives three readings to a by-law authorizing an alternative voting method for next year's Municipal Election; and further

That Council directs staff to issue a Request for Proposal for internet/telephone voting for this purpose.

## **Accessibility Multi-Year Plan**

### **5. Moved by S. Smith, Seconded by C. Gallivan & Carried:-**

Whereas under the Accessibility for Ontarians with Disabilities Act (AODA), 2005, the City is required to maintain a multi-year accessibility plan; and

Whereas the Accessibility Plan will identify measures that the City of Kenora will take in the next five years to identify, remove and prevent barriers to people with disabilities who utilize the facilities and services of the City of Kenora; and

Whereas annually a status report will be completed to outline the progress of measures taken to implement the Multi-Year Accessibility Plan;

Therefore be it Resolved that Council of the City of Kenora hereby accept the Multi-Year Accessibility Plan 2014-2018 as presented; and further

That Council endorses the Multi-Year Accessibility Plan 2014-2018 for the City of Kenora.

## **City of Kenora Accessibility Policy**

### **6. Moved by S. Smith, Seconded by R. McMillan & Carried:-**

That Council of the City of Kenora hereby approves the City of Kenora Accessibility Policy; and further

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

## **Asset Management Plan**

### **7. Moved by R. Lunny, Seconded by C. Gallivan & Carried:-**

That Council approve for submission to the Province of Ontario, the Asset Management Plan as prepared by Public Sector Digest; and further

That Administration continues to improve the data underlying the plan and strategies with which to manage the City's infrastructure.

## **Closure of Veterans Affairs Offices**

### **8. Moved by R. Lunny, Seconded by S. Smith & Carried:-**

That further to the closure of the nine (9) District Veteran Affairs Offices across Canada, including the office located in Thunder Bay, Ontario, the Council of the Corporation of the City of Kenora hereby petitions the Honourable Julian Fantino, Federal Minister of Veterans Affairs, setting out its opposition to these closures; and

That the Council of the City of Kenora strongly urges the Federal Minister of Veterans Affairs to re-consider this decision in the best interest of serving Canada's Veterans; and further

That a copy of this resolution be forwarded to the Honourable Julian Fantino, Federal Minister of Veterans Affairs, Greg Rickford, MP Kenora, John Rafferty, MP Thunder Bay-Rainy River, Bruce Hyer, MP Thunder Bay-Superior North, the Union of Veterans' Affairs Employees, the Public Service Alliance of Canada and the Northwestern Ontario Municipal Association.

## **Kenora Airport Authority Tax Exemption Request**

### **9. Moved by R. McMillan, Seconded by R. Lunny & Carried:-**

That in response to a Request from the Kenora Airport Authority (KAA) for the exemption of municipal property taxes, the Council of the City of Kenora hereby approves the requested exemption for the non-commercially leased portions for a ten (10) year period from 2014 to 2023; and further

That three readings be given to a by-law to authorize the exemption.

**ABSTENTION: Mayor Canfield**

## **NWBC Ideas Forum Agreement**

### **10. Moved by R. McMillan, Seconded by L. Roussin & Carried:-**

That Council of the City of Kenora gives three readings to a by-law to authorize the execution of an agreement between the City of Kenora and the Ministry of Economic Development, Trade and Employment for event planning and hosting services for the Northwest Business Centre; and further

That the Mayor and Clerk be authorized to enter into this agreement.

## **October 2013 Financial Statements**

### **11. Moved by R. Lunny, Seconded by C. Gallivan & Carried:-**

That Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora as at October 31, 2013.

**ABSTENTION: Councillor McMillan**

## **OPP Contract Renewal**

### **12. Moved by R. Lunny, Seconded by L. Roussin & Carried:-**

Whereas the City of Kenora's contract with the Ministry of Community Safety and Correctional Services (MCSCS) for policing services as provided by the Ontario Provincial Police (OPP) is set to expire on July 17, 2014; and

Whereas the MCSCS and OPP are currently reviewing the existing billing model for the provision of policing services; and

Whereas the OPP have advised that they are not in a position to renew Section 10 contracts until early 2015; and

Whereas the City is obligated to provide policing in accordance with the Police Services Act;

Now therefore let it be resolved that Council hereby approves the amendment of the current contract between the MCSCS and the City of Kenora effective July 17, 2014 to ensure the continuance of policing services through the Ontario Provincial Police (OPP) effective July 18, 2014; and further

That this renewal be in effect until such time as the City is able to enter into a new agreement with the MCSCS or is otherwise revoked by Council.

**ABSTENTION: Councillor McMillan**

## **Royal Canadian Legion Tax Exemption Request**

### **13. Moved by R. McMillan, Seconded by L. Roussin & Carried:-**

That in response to a request from the Royal Canadian Legion Branch #12 and Branch #13 for the exemption of municipal residential property taxes, the Council of the City of Kenora hereby approves the requested exemption for a ten (10) year period from 2014 to 2023; and further

That three readings be given to a by-law to authorize the exemption.

**ABSTENTION: Councillor Lunny**

## **Strategic Plan RFP Award**

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

That Council hereby accepts the request for proposals from Urban Metrics Inc. for consulting services for the City of Kenora Strategic Plan.

## **Various Committee Minutes**

### **15. Moved by R. McKay, Seconded by L. Roussin & Carried:-**

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

Various Minutes from Brand Leadership Team (April, May, August, September, October, December, 2012, March, April, May, June & November, 2013)  
November 5 – Urban Trails Committee  
November 6 – Event Centre Committee  
November 12 – Committee of the Whole and Property & Planning  
November 19 – Kenora Community Policing Committee  
November 21 – Heritage Kenora; and

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

October 23 – Kenora Police Services Board  
October 31 – District of Kenora Home for the Aged Board of Management; and further

That these Minutes be circulated and ordered filed.

**ABSTENTION: Councillor McMillan**

**Water and Sewer Rate Increase**

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

That as recommended by BMA Management Consulting Inc. in the Water and Wastewater Long Range Financial Plan Forecast approved by Council resolution on November 21, 2011, the 2014 water and sewer rates be increased by 10% over the 2013 rates; and

That in accordance with Notice By-Law Number 144-2007, public notice is hereby given that Council intends to amend "Schedule D" By-Law #168-2004 to increase water and sewer rates as set out on the attached "Schedule D"; and

That Council give three readings to a by-law for this purpose; and further

That this by-law shall take effect and come into force on January 1, 2014.

**Winter 2013 Section 357 Cancellation and Refund of Taxes**

**17. Moved by C. Gallivan, Seconded by R. Lunny & Carried:-**

That Council hereby approves the Section 357 tax adjustments with potential refunds totaling \$13,024.02.

**Consistent OMPF Funding**

**17a. Moved by R. Lunny, Seconded by C. Gallivan & Carried:-**

Whereas the anticipated increase in OPP costs net of Solicitor General funding in 2014 for the City of Kenora is \$821k which represents a 3.5% tax rate increase; and

Whereas the average net OPP cost in the City of Kenora in 2014 will be \$914 per household which is one of the highest per household rates in Ontario; and

Whereas the City of Kenora's projected net OPP costs will be reduced in 2015 by approximately \$2.8M under the proposed billing model indicating that the City, under the stated principles of fairness and transparency has been overpaying OPP costs by many millions of dollars in past years;

Now Therefore let it be resolved That the Ministry of Community Safety and Correctional Services and the Ontario Provincial Police be strongly encouraged to adhere to the principles outlined at the community engagement sessions and to implement the new OPP Municipal Policing Billing Model as presented at the regional engagement sessions; and further;

That the Ministry of Municipal Affairs and Housing be requested to not reduce the OMPF funding for hub communities until the OPP Municipal Policing Billing Model is finalized.

### **Support for the Proposed OPP Billing Model**

#### **17b. Moved by R. Lunny, Seconded by R. McKay & Carried:-**

Whereas the average OPP cost net of Solicitor General funding in the City of Kenora in 2014 will be \$914 per household which is one of the highest per household rates in Ontario, and

Whereas the City of Kenora is a single tier hub municipality that services a large area and many surrounding communities, and

Whereas the Council of the City of Kenora fully supports the proposed OPP Policing Billing Model stated principles of fairness and transparency, and

Whereas single tier, urban municipalities that are pay a disproportionately large share of OPP costs due to their inherent social community fabric of those municipalities and those that surround them;

Now therefore, let it be resolved that the Council of the City of Kenora completely endorses the Ministry of Community Safety and Correctional Services and the proposed OPP Policing Billing Model.

### **KAR Agreement 2014**

#### **18. Moved by S. Smith, Seconded by L. Roussin & Carried:-**

That the Council of the City of Kenora gives three readings to a by-law authorizing a contract between the Kenora Assembly of Resources (KAR) and the City of Kenora for provision of services at the Harbourfront and related areas for the period January 1, 2014 through December 31, 2014.

### **Amend Tariff of Fees By-law – Operations "Schedule D"**

#### **19. Moved by R. McKay, Seconded by L. Roussin & Carried:-**

That Council authorizes an amendment to Schedule "D" - Operations Department to the Tariff of Fees & Charges By-law to include the following addition to Section #25:

|                            | Office Hour | Out of Office Hour |
|----------------------------|-------------|--------------------|
| 40 Yard Bin Switch         | \$115.00    | \$250.00           |
| Haul Contractor Bin to KAL | \$215.00    | \$315.00           |

;and further

That three readings be given to a new comprehensive Tariff of Fees and Charges By-law for this purpose; and further

That By-law #121-2013 be hereby repealed.

### **CIF Project #413 Compaction Trailer Grant**

#### **20. Moved by R. McKay, Seconded by R. Lunny & Carried:-**

That Council of the City of Kenora give three readings to a bylaw to execute an agreement with Waste Diversion Ontario (WDO) and Stewardship Ontario for funding under the Continuous Improvement Fund (CIF) in the amount of \$90,000.00 plus HST representing provincial contributions under the Blue Box Program Plan for the purchase of a Compaction Trailer for the Transfer Station; and further

That the Mayor and Clerk be authorized to execute all related documents.

### **LAS Fuel Procurement Program**

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

That the Council of the City of Kenora hereby approves Kenora's participation in the LAS Fuel Procurement Program, supported by the Association of Municipalities of Ontario (AMO), for reduced fuel costs; and further

That the Council of the City of Kenora give three readings to a bylaw to execute an agreement with the LAS Fuel Procurement Program for the purchase and management of municipal fuel and lubricant purchases; and further

That the Mayor and Clerk be authorized to execute all related documents.

### **Multi-Year Governance Agreement for Joint Transit Procurement**

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

That Council hereby authorizes the Mayor and Clerk to enter into a five (5) year Multi-Year Governance Agreement for Joint Transit Procurement between the Corporation of the City of Kenora and Metrolinx, effective December 1, 2013 for a five (5) year term, ending December 1, 2018; and further

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



### **Rename Street 'Artillery Way'**

#### **23. Moved by R. McKay, Seconded by R. Lunny & Carried:-**

That in recognition of the continued positive impact that 116 Independent Field Battery has in the community, the Council of the City of Kenora hereby renames a portion of road locally known as Eleventh Avenue North, described as PT BLK H PLAN 158 DES PART 1 23R-8059 PCL 39 184, to 'Artillery Way'; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to adopt a by-law at its December 17 Council Meeting, renaming the above described portion of road to 'Artillery Way'.

### **Snow and Ice By-law**

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

That Council of the City of Kenora hereby adopts the following By-law "Being a By-Law to Regulate the Depositing of Snow and Ice from Privately Owned Property onto City Owned or City Maintained Sidewalks and Road Allowances", as attached hereto; and further

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

### **Traffic By-law Amendment – No Parking First Street South**

#### **25. Moved by R. McKay, Seconded by L. Roussin & Carried:-**

That Council authorizes an amendment to the City of Kenora Traffic Regulation By-law # 127-2001 to include the addition to Schedule "B" - No Parking Area – Tow Away Zones as set out in Richard Perchuk's December 2, 2013 Committee Report; and further

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

### **Water Wastewater Systems Month Summary October 2013**

#### **26. Moved by R. McKay, Seconded by L. Roussin & Carried:-**

That Council of the City of Kenora hereby accepts the October 2013 Kenora Water and Wastewater Systems Monthly Summary Report, as prepared by Biman Paudel, Water and Sewer Supervisor, Ryan Peterson, Water Treatment Plant Operator and Gord St. Denis, Wastewater Treatment Plant Operator.

### **Kenora Airport Development Strategy**

#### **27. Moved by C. Gallivan, Seconded by R. McMillan & Carried:-**

That Council of the City of Kenora approve the submission of a request for funding to the Ministry of Northern Development & Mines' Northern Communities Investment Readiness Initiative (NCIR) for the completion of an Airport Development Strategy on behalf of the Kenora Airport Authority.

## **Application for Variance to Discharge of Firearms By-law**

### **28. Moved by L. Roussin, Seconded by R. McMillan & Carried:-**

That Council of the City of Kenora hereby amends the Discharge of Firearms By-law Number 148-2010 by adding into Section 5. General Exemption, Jeff Rose, while providing private animal capture/relocation/dispatching services, in order to euthanize wounded animals; and further

That the amending by-law be adopted after receipt of a criminal record check, proof of all required licenses/permits and a certificate of insurance naming the City of Kenora harmless, and with the proviso that a copy of the By-law is carried by Jeff Rose at all times, in the course of his mandate.

## **Lease Renewal Keewatin Public Works Garage – Units A & C**

### **29. Moved by L. Roussin, Seconded by R. McMillan & Carried:-**

That the Council of the Corporation of the City of Kenora gives three readings to a by-law to authorize the execution of a lease agreement between the City of Kenora and K C Refrigeration for the period January 1, 2014 to December 31, 2015 for the land described as Keewatin Public Works Garage Part 1, PLC126 Plan 23RR6726, 23R4158; Unit A; and further

That the Council of the Corporation of the City of Kenora gives three readings to a by-law to authorize the execution of a lease agreement between the City of Kenora and K C Refrigeration for the period January 1, 2014 to December 31, 2015 for land described as Keewatin Public Works Garage Part 1, PLC126 Plan 23RR6726, 23R4158; Unit C; and further

That the Mayor and Clerk be authorized to enter into the agreements for the extension of the lease agreements.

## **2014 Hourly Equipment and Truck Rental Tender**

### **30. Moved by C. Gallivan, Seconded by R. Lunny & Carried:-**

That Council hereby receives the tenders for the Hourly Rental of Equipment and Trucks for 2014; and further

That the ranking lists attached to the November 21, 2013 report prepared by the Municipal Engineer for Hourly Rental of Equipment and Trucks for 2014 be hereby accepted; and further

That Council adopts the ranking lists for purposes of hiring non-owned Equipment and Trucks for the period January 1 through to December 31, 2014.

## **Approval of By-laws**

### **31. Moved by R. McMillan, Seconded by R. McKay & 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:~

- #125-2013** - To confirm the proceedings of Council
- #126-2013** - To authorize an alternative voting method for the 2014 Election
- #127-2013** - To approve the City of Kenora Accessibility Policy
- #128-2013** - To enter into an agreement with the Ministry of Economic Development
- #129-2013** - To authorize a Tax Exemption for the Royal Canadian Legion
- #130-2013** - To approve a Water and Sewer Rate increase
- #131-2013** - To enter into a contract with Kenora Assembly of Resources
- #132-2013** - To establish a Comprehensive Tariff of Fees and Charges By-law
- #133-2013** - To enter into an agreement with Waste Division Ontario and Stewardship Ontario
- #134-2013** - To enter into an agreement with the LAS Fuel Procurement Program
- #135-2013** - To enter into an agreement with Metrolinx
- #136-2013** - To rename a portion of Eleventh Avenue North to Artillery Way
- #137-2013** - To regulate snow and ice removal on City property
- #138-2013** - To amend Traffic By-law #127-2001
- #139-2013** - To amend Discharge of Firearms By-law
- #140-2013** - To enter into a lease agreement with KC Refrigeration – Unit A
- #141-2013** - To enter into a lease agreement with KC Refrigeration – Unit C

**Announcements:**

N/A

**Close Meeting:**

**32. Moved by C. Gallivan, Seconded by S. Smith & Carried:-**

That this meeting be now declared closed at 12:55 p.m.

**The Corporation of the City of Kenora:**

**Confirmed As Written This .....Day**

**Of.....2014**

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**Mayor**

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**City Clerk**