



MINUTES

**Of a Meeting of the Council of the City of Kenora
Tuesday, February 19, 2013 – City Council Chambers
5:00 p.m.**

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

**Regrets: Councillor R. McMillan**

**Staff:** Karen Brown, CAO, Warren Brinkman, Fire & Emergency Services Manager,  
Rick Perchuk, Operations Manager, Colleen Neil, Recreation Services Manager,  
Joanne L. McMillin, City 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 tonight's meeting:-

- A new comprehensive Taxi by-law
- An appropriation from the Kenora Recreation Equipment Reserve in the amount  
of \$3,754.63 related to the boat launch outdoor washroom capital project;
- Amend the 2012 Budget for costs associated with the September, 2012 Fire  
109;
  - Amend Schedule "B" to the Tariff of Fees and Charges By-Law to add an  
installation rate for benches;
    - Authorize the naming of roads as Bell Point Road and Aube Drive
- Authorize the naming of roads as Hillesden Road and North Marston Drive
- Authorize the sale of municipal property known as M31 Lot 12 to 14 Bulmer Pt  
Pcl 15520
- Authorize zoning amendments for Z01/13 Bell and Z02/13 City amendments.

## **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 January 21, 2013
- Special Council Meeting held January 28, 2013

### **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.
- There were none declared.

### **Deputations**

**N/A**

### **Additions to the Agenda**

**1A Moved by R. Lunny, Seconded by L. Roussin & Carried:-**

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

1. A motion to declare and certify a submission under the MIII Expression of Interest funding application for the rehabilitation of the Winnipeg River West Branch Bridge.

### **MIII EOI Submission**

**1B Moved by R. Lunny, Seconded by L. Roussin & Carried:-**

That further to Council of the City of Kenora adopting Resolution #16 dated December 17, 2012 relating to the submission of the initial application for the rehabilitation of the Winnipeg River West Branch Bridge under the Municipal Infrastructure Investment Initiative (MIII), Council of the City of Kenora hereby certifies and makes the following declaration with respect to its submission under the MIII Expression of Interest funding application for the rehabilitation of the Winnipeg River West Branch Bridge:-

- That the information in the Expression of Interest is factually accurate;
- That the City of Kenora is committed to the development of a Comprehensive Asset Management Plan that includes all of the information and analysis described in Building Together: Guide for Municipal Asset Management Plans, by December 31, 2013; and further

That Resolution Number 1C dated January 21, 2013 be and is hereby rescinded.

### **Various Minutes**

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

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

- November 14, December 12, 2012 – Accessibility Advisory Committee
- December 12, 2012 – Kenora Event Centre Committee (Inaugural Meeting)
- January 8 – Kenora Event Centre Committee
- January 14 – Committee of the Whole
- January 14 – Homelessness & Behavioural Issues Task Force
- January 15 – Property & Planning
- January 16 – Environmental Advisory Committee
- January 22 – Kenora Transit Commission
- January 22 – Community Policing Committee (No Quorum)
- January 24 – Lake of the Woods Museum Board

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

- December 5, 2012 – Northwestern Health Unit Board of Health
- December 13, 2012 – Kenora District Services Board
- December 20, 2012 – District of Kenora Home for the Aged
- October 31, 2012, December 4, 2012 – Lake of the Woods Development Commission; and further

That these Minutes be circulated and ordered filed.

### **FCM Conference**

#### **3. Moved by R. McKay, Seconded by C. Drinkwalter & Carried:-**

That authorization be hereby given for Mayor Canfield and Councillor Lunny to attend the 2013 Annual Conference of the Federation of Canadian Municipalities (FCM), taking place in Vancouver, BC May 31 to June 3, 2013; and further

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

### **City Hall Summer Student**

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

That Council approves the hiring of one (1) cashier summer student for City Hall for a period of 16 weeks during the 2013 summer season.

### **Survey Results – Deer Hunt**

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

That Council receive the results from the deer hunt survey for the amendment to the discharge of firearms by-law deer hunt from October 1, 2012 to December 15, 2012.

### **Terms of Reference – Homelessness Task Force**

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

That Council hereby approves the Terms of Reference for the Homelessness and Behavioural Issues Task Force; and further

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

## **Citizen's Prosperity Trust Fund Report**

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

That Council of the City of Kenora hereby accepts the report on the Kenora Citizens' Prosperity Trust Fund as of December 31, 2012.

## **Sustainable Forest Management**

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

Whereas Ontario is a world leader in sustainable forest management and less than 1/2 of 1% of Ontario's forests are harvested each year and by law plans to renew the forest must be in place prior to harvest and that planned renewal must occur; and

Whereas wood is renewable, reusable and recyclable; and

Whereas there is a need to provide certainty to a valuable renewable resource that employs over 200,000 hard working Ontarians in over 260 communities; and

Whereas Ontario's forest sector already provides for the needs of species at risk through the Crown Forest Sustainability Act (CFSA) and that the forest sector is required to continuously update their management practices to be consistent with provincial recovery strategies developed under the Endangered Species Act (ESA);

Therefore be it resolved that the Council of the City of Kenora supports the EBR posting #011-7696 for the following reasons:

1. To date, the ESA has resulted in unnecessary costs and the unnecessary loss of economic development. Government policy should be based on sustainable development and consider the socio-economic impact on hardworking families and the communities they call home.
2. It acknowledges that there are challenges/issues with the implementation of the ESA that need to be addressed and that a five year transition measure will provide the necessary time to improve the ESA's implementation.
3. Ontario's sustainable forest sector is a vital part of Ontario's green economy. In addition, Ontario's renewable forest sector already provides for the protection of species at risk and their habitat – a fact that the Ministry of Natural Resources has already recognized.

## **Boat Launch Outdoor Washroom Project**

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

That Council hereby authorizes an appropriation from the Kenora Recreation Equipment Reserve in the amount of \$3,754.63 to offset costs related to the boat launch outdoor washroom capital project; and

That in accordance with the Notice By-law #144-2007, public notice is hereby given that the City intends to amend its 2012 Capital Budget at its February 19 meeting; and further

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

### **Annual Community Club Grants**

#### **10. Moved by C. Drinkwalter, Seconded by R. Lunny & Carried:-**

That Council of the City of Kenora approves a grant to the Rideout, Central and Evergreen Community Clubs in the amount of \$8,000 each.

### **Fourth Quarter Recreation Department Report**

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

That Council accepts the 2012 Fourth Quarter Report for the Recreation Department.

### **Payment of MNR Invoice – Kenora 109 Fire**

#### **12. Moved by C. Drinkwalter, Seconded by R. Lunny & Carried:-**

That Council of the City of Kenora hereby accepts the invoice from the Ministry of Natural Resources pertaining to costs associated with the September, 2012 Kenora 109 Fire; and

That approval be hereby given for the invoice in the amount of \$32,596.52 to be sourced from Contingency Reserves; and

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2012 Budget at its meeting on February 19, 2013; and further

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

### **Bench Installation Policy**

#### **13. Moved by R. McKay, Seconded by C. Drinkwalter & Carried:-**

That Council hereby approves a City of Kenora Bench Policy and Bench Installation rate effective March 1, 2013; and

That Council gives three readings to a by-law to amend the Comprehensive Policy Manual for this purpose; and

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to make an addition to the Tariff of Fees and Charges By-law #120-2011 at its February 19, 2013 meeting to give effect to the bench installation rate; and further

That Council gives three readings to a by-law to amend Schedule "B" to Tariff of Fees and Charges by-Law Number 120-2011 for this purpose.

## **Summer Students for Operations**

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

That Council of the City of Kenora hereby approves the hiring of 2013 summer students in various departments as set out below:-

- three (3) summer students for the Lake of the Woods Cemetery (for 18 weeks each for a total of 54 weeks) from April – August, 2013;
- four (4) parks students for the Parks Department (for 14 weeks each for a total of 56 weeks) from May – August, 2013;
- four (4) roads students for the Roads Department (for 14 weeks each for a total of 56 weeks) from May – August, 2013;
- one (1) student for the Water & Sewer Department (for a total of 16 weeks) from May – August, 2013;
- two (2) students for the Solid Waste Department (for 16 weeks each for a total of 32 weeks) from May – August, 2013, and further

That these positions are conditional upon Council approval of the 2013 City Operational Budgets.

## **December, 2012 Water/Wastewater Monthly Report**

### **15. Moved by C. Drinkwalter, Seconded by L. Roussin & Carried:-**

That Council of the City of Kenora hereby accepts the December 2012 Kenora Water and Wastewater Systems Monthly Summary Report, as prepared by Biman Paudel, Water and Sewer Supervisor, Jim Campbell, Water Treatment Plant Operator and David Nachuk, Wastewater Treatment Plant Operator.

## **Properties added to Municipal Registry**

### **16. Moved by L. Roussin, Seconded by C. Drinkwalter & Carried:-**

That the Council of the City of Kenora enters properties described as 321 First Avenue South – Water Lot RP1965 PCL 3592, and 318 Third Street South - PLAN 3 BLK 2 LOT 54 into the municipal registry of properties of cultural heritage significance or interest; and further

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

## **Naming of Roads – Bell Subdivision**

### **17. Moved by L. Roussin, Seconded by C. Drinkwalter & Carried:-**

That the Council of the City of Kenora hereby names the road running to the northeast on the draft plan of subdivision as Bell Point Road and the road running to the northwest on the draft plan of subdivision be named Aube Drive; and

That public notice has been given that Council intends to give three readings to a by-law authorizing the naming of the roads; and further

That the Developer be and is hereby responsible for the associated costs of the road signage which is to be erected by the City of Kenora.

### **Naming of Roads – Coker Subdivision**

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

That the Council of the City of Kenora hereby names the road as described as "Hillesden Road" and "North Marston Drive" on the draft plan of subdivision be named Hillesden Road and North Marston Drive; and further

That public notice has been given that Council intends to give three readings to a by-law authorizing the naming of the roads.

### **OPP Lease – Former KPS Building**

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

That Council hereby approves a lease with the Ontario Provincial Police for the use of the former Kenora Police Services Facility; and further

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

### **Site Plan Agreement - Bowman**

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

That Council give three readings to a by-law to authorize entering into a site plan agreement between the City of Kenora and Constance Anne Bowman, Thomas Maxwell Bowman, Mary-Margaret Mazzei and Catherine Jean Pokotylo; and

That in order to meet a condition of approval of an application for consent (B01/12) the site plan agreement shall apply to lands described as follows:

PIN 42167 – 0124 LT  
Description PCL 29148 SEC DKF SRO; PT W PT OF W ½ Mining location 18 Jaffray PT 2  
KR1055, PT 1 & 2 23R2992; KENORA

Address Kenora

PIN 42167 – 0300 LT  
Description PCL 25566 SEC DKF SRO; PT W PT of W ½ Mining Location 18 Jaffray PT 1  
KR1055; KENORA

Address Kenora

PIN 42167- 0351 LT  
Description PT RDAL IN FRONT OF W PT Mining Location 18 Jaffray Designated as PTS  
1, 2, 3 & 4 23R11972; City of Kenora

Address Kenora; and further

That the property owners shall be responsible for all costs of registration of said agreement and provide the City of Kenora with proof of such registration.

### **Sale of Lands to Hermanson/Chambers**

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

That the Council of the Corporation of the City of Kenora hereby accepts an offer for lands described as M31 LOT 12 TO 14 BULMER PT PCL 15520 from Hermanson, Sondrea Lee, Chambers, Roxanne and Chambers, Kenneth at the price of \$10,000 + any applicable taxes, conditional upon the lots described above and PLAN M31 LOT 15 TO 16 PCL30925 being deemed not to be lots within a plan of subdivision; and

That the purchaser be responsible for all costs associated with the purchase/sale, excluding fee for provision of the opinion of value, and including for those associated with the deeming by-law, including registration and fee; and further

That the Municipal Solicitor be responsible to coordinate the agreement of purchase and sale and transfers.

### **Zoning By-law Amendment Approval (Bell)**

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

That Council hereby approves the proposed Zoning By-law Amendment #Z01/13 Bell, to amend Zoning By-law Number 160-2010, as amended, for the property described as Part of Lot 5, Concessions 1, PIN 42134 -0451 & 42134 -032, City of Kenora, District of Kenora from RU to BSL and EP and to reduce the required frontage on new Lot 19 from 90 metres to 46 metres as the application is consistent with the Provincial Policy Statement (2005), and meets the purpose and intent of both the City of Kenora Official Plan (2010) and Zoning By-law No. 160-2010, as amended for the reasons outlined in the planning report; and further

That all new lots are counted as part of the new development under the Black Sturgeon Lake Restricted policies of the City of Kenora Official Plan, which is consistent with the intent of the City of Kenora Official Plan.

### **Zoning By-law Amendment Approval (City)**

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

That Council hereby authorizes the recommended City initiated Z02/13 Zoning By-law amendments to the City of Kenora Zoning By-law Number 160-2010, as amended; and further

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

### **Approval of By-laws**

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



- #5-2013 – To confirm proceedings of Council
- #6-2013 – To authorize the sale of land to Creed
- #7-2013 – To add certain properties to the Municipal Registry
- #8-2013 – To authorize the naming of roads in the Bell Subdivision
- #9-2013 – To authorize the naming of roads in the Coker Subdivision
- #10-2013 – To authorize a lease with the O.P.P. on the former KPS Building
- #11-2013 – To amend Comprehensive Zoning By-law #160-2010 (Bell)
- #12-2013 – To amend Comprehensive Zoning By-law #160-2010 (City)
- #13-2013 – To authorize a New Comprehensive Taxi By-law
- #14-2013 – To authorize the entering into of a Site Plan Control Agreement
- #15-2013 – To authorize a Terms of Reference for the Homelessness Task Force
- #16-2013 – To authorize an amendment to the 2012 Budget (Boat Launch Washrooms)
- #17-2013 – To authorize an amendment to the 2012 Budget (Kenora 109 Fire)
- #18-2013 – To authorize a Bench Installation Policy
- #19-2013 – To amend the Tariff of Fees and Charges By-law

### **Adjourn to Closed Session**

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

That this meeting be now declared closed at 5:30 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 items pertaining to:-

- i) A Labour Relations Matter

### **At 6:10 p.m., Council reconvened to the Open Meeting**

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

That Council hereby reconvenes to the Open Meeting at 6:10 p.m. with no direction or reports from its Closed Meeting.

The meeting adjourned at 6:11 p.m.

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

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

**Of.....2013**

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**Mayor**

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**City Clerk**