



MINUTES

**Of a Meeting of the Council of the City of Kenora
Tuesday, February 18, 2014 – City Council Chambers
12:00 p.m.**



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

Regrets: Councillor R. McKay, Councillor R. Lunny

Staff: Karen Brown, CAO, Colleen Neil, Recreation Services Manager, Sharen McDowall, HR Manager, Lauren D'Argis, Corporate Services Manager, Warren Brinkman, Emergency Services Manager, Joanne L. McMillin, City Clerk, Heather Kasprick, Deputy Clerk, Heather Lajeunesse, Deputy Clerk.

Call to Order

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

Public Information Notices as per By-law Number 144-2007

Mayor Canfield 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 meeting:-

- Council will approve \$30,000 in expenditures for Coney Island Wharf Rehabilitation
- Council will authorize the purchase of a new Street Sweeper in the amount of \$204,980.03
- Council will adopt a by-law to rename Clarence Street to Round Lake Ridge and name the lane commonly known as Clarence Street as Clarence Street

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 January 21, 2014

Addition to the Agenda

1A. Moved by L. Roussin, Seconded by S. Smith & Carried:-

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

Approval to execute an amending agreement with the Minister of Community Safety and Correctional Services for provision of Police Services.

ABSTENTION: Councillor McMillan

Police Services Agreement

1B. Moved by L. Roussin, Seconded by C. Gallivan & Carried:-

That Council hereby authorizes the execution of an amending agreement with the Minister of Community Safety and Correctional Service for the provision of Police Services under Section 10 of the Police Services Act; and further

That By-law Number 18-2014 be now read a First & Second Time, and approved in its present form and presented for Third & Final Reading.

ABSTENTION: Councillor McMillan

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 #1A, Motion #1B, Motion #6 and Motion #14 on today's agenda as they pertain to the Kenora Police Services Board, to which his spouse is a Member, and receives remuneration.

Presentations

N/A

Deputations

N/A

Strategic Planning Funding Application (FedNor)

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

That Council of the City of Kenora approves the submission of a request for funding to the Federal Economic Development Agency for Northern Ontario (FedNor) for \$30,000 for the completion of the City of Kenora's comprehensive strategic plan; and further

That the City of Kenora is committed to funding up to \$20,000 for this project and is willing to cover any project cost overruns.

Strategic Planning Funding Application (NOHFC)

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

That Council of the City of Kenora approves the submission of a request for funding to the Northern Ontario Heritage Fund (NOHFC) for \$50,000 for the completion of the City of Kenora's comprehensive strategic plan; and further

That the City of Kenora is committed to funding up to \$20,000 for this project and is willing to cover any project cost overruns.

AMO Conference Attendance

4. Moved by C. Gallivan, Seconded by L. Roussin & Carried:-

That authorization be and is hereby given for the following Members of Council to attend the 2014 Annual Conference of the Association of Municipalities of Ontario (AMO) taking place in London, August 17-20, 2014:-

Mayor David Canfield
Councillor Rory McMillan
Councillor Sharon Smith
Councillor Ron Lunny; and further

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

Coney Work Prior to Budget Approval

5. Moved by R. McMillan, Seconded by L. Roussin

That Council hereby approves the \$30,000 in expenditures relating to the Coney Island Wharf Rehabilitation prior to the finalization of the 2014 budget; and further

That public notice is hereby given that Council intends to include this purchase under the 2014 Capital Budget.

MOTION WITHDRAWN

Councillor McMillan then introduced the following motion:-

Motion to Withdraw Motion #5

5A. Moved by R. McMillan, Seconded by L. Roussin & Carried:-

That Motion #5 on today's agenda with respect to the Coney Island Wharf Rehabilitation works be hereby withdrawn due to the projected cost estimates.

December 2013 Preliminary Financial Statements

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

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

ABSTENTION: Councillor McMillan

Donation Water Quality Forum

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

That Council of the City of Kenora hereby authorizes a donation in the amount of \$500 to the 2014 International Rainy-Lake of the Woods Watershed Forum in International Falls, MN, March 12 and 13, 2014.

Letter of Support – Save Canada Post

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

That further to Council receiving a request from the Canadian Union of Postal Workers (CUPW) to endorse resolutions with respect to the elimination of door-to-door delivery, and cuts at Canada Post, authorization is hereby given for a letter of support to be sent to the Canadian Union of Postal Workers from the Mayor's Office with respect to their request.

HR Policy Amendments

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

That Council hereby approves the amended City of Kenora Recruitment Policy #-1-1 and the amended City of Kenora Salary Administration Policy # HR-3-1; and further

That Council gives three readings to a by-law to amend the Comprehensive Policy Manual for this purpose, thereby repealing By-law Number 168-2009.

Investment Policy Amendment

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

That Council hereby approves the amended Investments Policy #CS-04-02; and further

That Council give three readings to a bylaw to amend the Comprehensive Policy Manual for this purpose.

Joint and Several Liability Resolutions

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

Whereas Council of the Corporation of the City of Kenora received a request to endorse a Private Member's resolution as introduced by Randy Pettapiece, MPP for Perth Wellington calling on the Provincial Government to reform the rules of Joint and Several Liability and to address the alarming rise in insurance premiums due to rising litigation and claim costs; and

Whereas it is the opinion of this Council that the government should protect taxpayers from higher property taxes by implementing a comprehensive, long-term solution to reform joint and several liability insurance for municipalities by no later than June 2014;

Now therefore be it resolved that the Council of the Corporation of the City of Kenora hereby petitions the Province of Ontario to respond to the request to develop a long-term solution to reform the rules of Joint and Several Liability as it relates to premiums for rising litigation and claim costs; and further

Be it resolved that a copy of Kenora's resolution be forwarded to the Honourable K. Wynne, Premier of Ontario, the Honourable C. Sousa, Minister of Finance, R. Pettapiece, MPP for Perth Wellington and Sarah Campbell, MPP for Kenora-Rainy River for their information and action to this request.

Health and Safety Policy Statements 2014

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

That Mayor and Council review, approve, and sign accordingly the following documents:

The City of Kenora Occupational Health and Safety Policy Statement;
The City of Kenora Workplace Harassment Policy;
The City of Kenora Workplace Violence Prevention Policy; and
The Drinking Water Quality Management System Commitment and Endorsement Page.

Prosperity Trust Fund December 2013

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

That Council of the City of Kenora hereby accepts the 2013 Fourth Quarter report regarding the Kenora Citizens' Prosperity Trust Fund, as prepared by and attached to the February 3, 2014 report of Lauren D'Argis, Corporate Services Manager.

Various Committee Minutes

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

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

January 7 – Urban Trails Committee
January 8 – Event Centre Committee
January 14 - Committee of the Whole and Property & Planning
January 15 – Environmental Advisory Committee
January 16 – Lake of the Woods Museum Board
January 21 & January 22 – Special Committee of the Whole
January 21 – Budget Meeting of Council
January 23 – Heritage Kenora; and

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

November 19 & December 17 – Planning Advisory Committee
November 27 – Kenora Police Services Board
November 29 – Northwestern Health Unit Board of Health
December 12 - Kenora District Services Board
December 19 – District of Kenora Home for the Aged Board of Management; and further

That these Minutes be circulated and ordered filed.

ABSTENTION: Councillor McMillan

Application Approval for OSRCF

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

That Council of the City of Kenora approves the submission of an application to the Ontario Sport and Recreation Communities Fund requesting funding for the subsidization of training opportunities for the qualification of swimming instructors and life guards.

Community Club Grants 2014

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

That Council of the City of Kenora hereby approves the 2014 Community Club grant applications in the amount of \$8000.00 to each of the following Clubs:-

Rideout Community Club
Central Community Club
Evergreen Community Club

Stantec/Nelson Report on Proposed Event Centre

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

That Council of the City of Kenora hereby receives the report from Stantec and Nelson Architecture regarding the proposed expansion to the Kenora Recreation Centre.

Student Wages 2014

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

That Council of the City of Kenora authorizes the increase and implementation of the wage step level plan for the student staff in Recreation department, as outlined; and

That the change take effect June 1, 2014; and further

That the wage scale be amended with each Provincial minimum wage increase in the future.

Elimination Water and Sewer Cross Connections

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

That Council hereby accepts the report entitled "Elimination of Identified Cross Connections" as prepared by Biman Paudel, Water and Sewer Supervisor, dated January 17, 2014.

Water Wastewater Systems Monthly Summary December 2013

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

That Council of the City of Kenora hereby accepts the December 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.

Renaming of Street – Plan M102

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

That the Council of the Corporation of the City of Kenora gives three readings to a by-law rename the road, shown on Plan M102 as Clarence Street to Round Lake Ridge; and

That the lane, commonly known as Clarence Street, be named Clarence Street; and

That the City of Kenora assumes the road, if it has not already been assumed; and

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to pass a by-law to rename these roads; and

That the Municipal Solicitor is to coordinate this process; and further

That the Mayor and Clerk be hereby authorized to execute any and all documents required to complete these transactions.

Request to Stop Up Sell and Close – Clarence Street Area

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

That the Council of the City of Kenora declares streets and lanes shown on Plan M 102 and described as Verna Street (PIN 42176-0174), and portions of Park Avenue described as PIN 42176-0170 and 42176-0169, and lanes described as PIN 42176-0179 and 0180 as surplus to the needs of the municipality; and

That once the appraisal, surveying and advertising process have been completed, Council give three readings to a by-law to authorize the sale of land to Jennifer Elizabeth Marguerite McKibbon and Gary Morgan McKibbon, at the appraised value as established by Century 21 Reynard Real Estate, plus all associated costs; and

That the Municipal Solicitor be responsible to coordinate the agreement of purchase and sale and transfers of lands, including consolidation; and further

That the purchaser is responsible for all costs associated with the transfers.

**Transfer Portion of Municipal Property Authorizing By-law - Edison
23. 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 transfer lands described as Part 2, Plan 23R 12221 to Timothy Ron Edison and Alyssa Dawn Edison, as a consolidation with property described as PLAN M31 PT LOT 61 PT LOT 62 PT LOT 63 PCL 22714; and

That the Municipal Solicitor is to coordinate this process; and further

That the Mayor and Clerk be hereby authorized to execute any and all documents required to complete these transactions.

**Lease Agreement with 876556 Ontario Inc. - Dairy Queen
24. Moved by L. Roussin, Seconded by R. McMillan & Carried:-**

That Council of the City of Kenora gives three readings to a By-law to enter into a lease agreement, with 876556 Ontario Inc., for an additional ten (10) year period ending December 31, 2023 for the purpose of accommodating a Dairy Queen Franchise on the property municipally known as 821 Lakeview Drive; and further

That the Mayor and Clerk be authorized to enter into such agreement on behalf of the City of Kenora.

**New Street Sweeper Purchase
25. Moved by S. Smith, Seconded by C. Gallivan & Carried:-**

That Council hereby authorizes the purchase of a new Street Sweeper and spare parts, in the amount of \$204,980.03, HST extra; and

That Council hereby authorizes the purchase, as is prior to approval of the 2014 Roads Capital Budget, to be funded through the reallocation of 204,980.03, HST extra, from the Equipment Reserve Fund; and

That public notice is hereby given that Council intends to include this purchase under the 2014 Roads Capital Budget, and

That the only tender, for the supply and delivery of a new Street Sweeper and spare parts, be received:-

Joe Johnson Equipment 204,980.03 (HST extra); and further

That the tender submitted by Joe Johnson Equipment, Barrie, Ontario, in the amount of \$204,980.03 (HST extra) be hereby accepted.

Approval of By-laws

26. Moved by C. Gallivan, Seconded by L. Roussin & 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:~

#11-2014 - To confirm the proceedings of Council

#12-2014 - To approve the amended Recruitment Policy

#13-2014 - To approve the amended Salary Administration Policy

#14-2014 - To approve the amended Investments Policy

#15-2014 - To enter into a lease agreement with 876556 Ontario Inc (Dairy Queen)

#16-2014 - To transfer a portion of Power Street (Edison)

#17-2014 - To rename Clarence Street and to name Round Lake Ridge

Proclamations

Mayor Canfield read the following Proclamations:

- February 23 week as "Rotary International Week"
- March 2014 as "Red Cross Month"

Announcements

~Mayor Canfield read February 18 Media Release – *City faces excessive freezing water lines*

~Councillor McMillan read February 18 Media Release – *City Strategic Planning Process*

~Lake of the Woods Museum's 50th Anniversary upcoming activities were announced

~Chamber of Commerce business award winners were shared and it was noted that the guest speaker of the event Drew Dudley was well received.

~MP Greg Rickford attended the meeting at 12:35 p.m. and was thanked by Mayor Canfield for the FedNor funding that was received by the City to aid with repair and restoration of the heritage roof at City Hall. MP Rickford shared that Kenora and his riding remain top priority for him in his role. He indicated that a number of pieces for the area have been worked on together with Council and have been completed, adding that he will continue through FedNor to make the right investments for Kenora.

Adjourn to In-Camera Meeting

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

That pursuant to Section 239 (3.1) of the Municipal Act 2001, as amended, authorization is hereby given for Council to adjourn to a closed session at 12:40 p.m. for the purpose of educating/training the members; and further

That at the meeting, no member shall discuss or otherwise deal with any matter in a way that materially advances the business or decision-making of the Council during this particular session.

Council reconvened to Open Meeting at 2:00 p.m.

28. Moved by C. Gallivan, Seconded by R. McMillan & Carried:-

That Council reconvenes to the Open Meeting with no direction/reports from its Closed Session; and further

That this meeting be now declared closed at 2:00 p.m.

The Corporation of the City of Kenora:

Confirmed As Written ThisDay

Of.....2014

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Mayor

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City Clerk