



MINUTES

City of Kenora

Committee of the Whole of Council

Date: March 11, 2014
Time: 9:00 am
Location: City Hall Council Chambers

Present Mayor D. Canfield
Councillor C. Gallivan
Councillor R. Lunny
Councillor R. McMillan
Councillor S. Smith

Regrets Councillor R. McKay
Councillor L. Roussin

Staff Karen Brown, CAO
Rick Perchuk, Operations Manager
Warren Brinkman, Emergency Services Manager
Charlotte Caron, Property & Planning Manager
Lauren D'Argis, Corporate Services Manager
Joanne McMillin, City Clerk

1. Declaration of Pecuniary Interest & the General Nature Thereof

i) On today's agenda; ii) From a meeting at which a Member was not in attendance. Councillor McMillan made the following Declarations:

Item numbers 5.4 (Remuneration) and 5.11 (Police Board Minutes) as his spouse is a Member of the Kenora Police Services Board.

2. Confirmation of Previous Committee Minutes

Moved by R. Lunny, Seconded by R. McMillan and Carried:-

That the Minutes from the last regular Committee of the Whole meeting held February 11, 2014 be confirmed as written and ordered filed.

3. Presentations

There were no presentations.

4. Deputations

There were no deputations.

5. Business Administration Reports

5.1. 2014 NOMA Annual General Meeting Attendance

Recommendation:

That authorization is hereby given for the following Members of Council to attend the 2014 Northwestern Ontario Municipal Association (NOMA) Annual General Meeting taking place in Fort Frances, April 23, 24 & 25, 2014:-

Councillor Lunny
Councillor McMillan
Councillor Smith; and further

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

Recommendation approved.

5.2. Appointment to Community Policing Committee

Recommendation:

That Council of the City of Kenora hereby appoints OPP Constable Laurie Harkof to the Kenora Community Policing Committee to replace Constable Dave Cain as the one voting Member representing the Ontario Provincial Police in keeping with the Committee's Terms of Reference By-law Number 68-2011; and further

That the term of this appointment shall be at the pleasure of Council but not to exceed November 30, 2014.

Recommendation approved.

5.3. Closed Meeting Investigator

Recommendation:

That Council give three readings to a by-law to authorize an extension to the contract agreement between the City of Kenora and Paul S. Heayn for Closed Meeting Investigator Services; and further

That this extension shall be in effect as of January 1, 2014 to and including December 31, 2014 under the same terms and conditions as set out in the contract authorized by Kenora's By-law Number 69-2011.

Recommendation approved (resolution and by-law).

5.4. Council Remuneration Report 2013

Recommendation:

That Council receive the reports prepared by Charlotte Edie, Treasurer dated March 3, 2014 as required under Section 284 of The Municipal Act, 2001, as amended, setting out the Annual Statement of Remuneration and Expenditures for Members of Council in accordance with Remuneration By-law #48-2013.

Recommendation approved.

5.5. Election Agreements for Services

Recommendation:

That Council gives three readings to the following by-laws in preparation for the upcoming Municipal Elections:

i) To authorize the execution of an Addendum to the existing Memorandum of Understanding with Comprint Systems Incorporated (Datafix) for Municipal VoterView Services in conjunction with the 2014 Municipal Election;

ii) To authorize the execution of a contract with Scytl Canada Inc. for services of telephone/internet voting provider for the 2014 Municipal Election.

Recommendation approved (resolution and two by-laws).

5.6. Kenora Substance Abuse Mental Health Task Force Support

Recommendation:

That Council of the City of Kenora hereby supports the request of the Kenora Substance Abuse Mental Health Task Force (the Task Force) to name the City of Kenora as a sponsor in their application for funding in the amount of \$3,500.00 from the Kenora and Lake of the Woods Regional Community Foundation to purchase communications materials.

Recommendation approved.

5.7. Long Term Funding for Social Housing Letter of Support

Recommendation:

That further to the Council of the City of Kenora being advised that federal funding for housing is declining and the government currently appears to be exiting the long term commitment to address the housing needs in Canada, authorization is hereby given for Mayor Canfield to forward a letter to the Honourable Jason Kenney, Minister of Employment and Social Development imploring the federal government to work on a long term plan immediately with provincial/territorial Housing Ministers to address the need for housing across the country; and further

That a copy of the Mayor's letter be forwarded to the Honourable Linda Jeffrey, Minister of Municipal Affairs and Housing, Greg Rickford, MP, Sarah Campbell, MPP and the Kenora District Services Board.

Recommendation approved.

5.8. Men's Provincial Curling Letter of Support

Recommendation:

That the Council of the Corporation of the City of Kenora hereby extends its support to the Kenora Curling Club in its application to host the Northern Ontario Travelers Insurance Men's Provincial Curling Championships taking place between February 4 and February 8, 2015

and recognizes this is a great event for both our community and the Kenora Curling Club; and further

That a letter of support be forwarded from the Mayor's Office for this purpose and wishing every success to the Organizing Committee in securing the bid for this event to be held in Kenora in February, 2015.

Recommendation approved.

5.9. Resolution of Support Electricity Rates

Recommendation:

That Council of the Corporation of the City of Kenora hereby supports and endorses the resolution received by the Town of Arnprior, a copy of which is attached to the February 27 report of the City Clerk, urging the Province of Ontario to ensure electricity rates both in the short and long-term allow businesses to remain competitive and the vulnerable residents of our communities in Ontario are not overburdened by ever-increasing electricity rates; and

That Council urges the Ontario Energy Board in the strongest possible way not to approve any further rate increases for electricity; and further

That a copy of this resolution be forwarded to the Premier of Ontario, the Minister of Energy and Infrastructure, the Ontario Energy Board, the Ontario Power Authority, the Association of Municipalities of Ontario, Sarah Campbell, MPP and the Town of Arnprior.

Amended Recommendation:

That Council of the Corporation of the City of Kenora hereby supports and endorses in principle the resolution received by the Town of Arnprior, a copy of which is attached to the February 27 report of the City Clerk, urging the Province of Ontario to ensure electricity rates both in the short and long-term allowing businesses to remain competitive and the vulnerable residents of our communities in Ontario are not overburdened by ever-increasing electricity rates; and

That Council urges the Ontario Energy Board in the strongest possible way not to approve any further rate increases specific to the cost of power and the global adjustment portions of the electricity billing; and further

That a copy of this resolution be forwarded to the Premier of Ontario, the Minister of Energy and Infrastructure, the Ontario Energy Board, the Ontario Power Authority, the Association of Municipalities of Ontario, Sarah Campbell, MPP and the Town of Arnprior.

Recommendation approved.

5.10. Taxi By-law Amendments

Recommendation:

That Council give three readings to a by-law to amend Schedule "B" to Comprehensive Taxi By-law Number 13-2013 to reflect a 3% fare increase effective April 1, 2014; and

That this amendment also include provision for two supplementary increases effective April, 2016 and April, 2018; and

That two new sections be added to the Taxi By-law by amending Section 8 to include subsection 8.24, a provision that requires Taxi Drivers to display their Photo ID in their vehicle, and by amending Section 10 to include subsection 10.10, a provision that requires Taxi Drivers to post the approved rates and fares as set out in this amendment to By-law Number 13-2013; and

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 March 18 meeting, approving a 3% increase to taxi rates; and further

That these amendments to By-law Number 13-2013 shall take effect and come into force on April 1, 2014.

Recommendation approved (resolution and by-law).

5.11. Various Committee Minutes

Recommendation:

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

- February 4 - Event Centre Committee
- February 14 - Committee of the Whole and Property & Planning
- February 18 - Kenora Community Policing Committee

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

- August 2012 to January 2014 (various minutes) – Brand Leadership Team
- January 17 - Northwestern Health Unit Board of Health
- January 21 & February 18 - Planning Advisory Committee
- January 29 - Kenora Police Services Board
- January 30 - District of Kenora Home for the Aged Board of Management
- February 18 - Kenora Urban Trails Committee; and further

That these Minutes be circulated and ordered filed.

Recommendation approved.

6. Community Services Reports

6.1. Event Centre Next Steps

Discussion:

Councillor McMillan introduced Ruth Illman of the Event Centre Committee to answer any questions of the report. Ruth noted the two requests in the report; seeking Council support to continue to move forward working on the project, and to have discussion with Council and Senior Management to identify and define the elements that encompass the next phase of the business case for the type of financial information and statistical data that will support it. There would then be a request back to Council at which time Council can make a decision as to whether or not the Event Centre is viable.

Ruth explained the Event Centre Committee unanimously supports the project but recognizes it is not an ideal time given the City's infrastructure issues, however proceeding with the project would be investing in Kenora's future. Ideally the Committee is looking at no impact to the taxpayer and they need a good solid business case so it is important they sit down with Council to determine what is required so the Committee can move forward. They know they have to get partnerships from other levels, and it is hoped they receive 50% funding from NOHFC. Councillor Lunny asked when this would be moving forward and Councillor McMillan responded with his best guess towards the end of summer or first part of fall in terms of getting the business case done and confirmation of funding, however he mentioned this may be optimistic.

Councillor Smith questioned the comment about surveying residents/ratepayers and if in fact they are all in favour of the project. Councillor McMillan explained he doesn't have the statistical survey breakdown. Karen advised that Colleen is working on pulling together statistical information and it will be provided to Council. Councillor Smith mentioned she would be surprised if there is not any impact to taxpayers citing taxpayers are already paying as there was a cost of \$40,000 for the study.

Going forward Councillor Smith wants to ensure the taxpayers are made aware of what is going on with this project. She wants to know the stats on the need for the community, noting the reference that it is also going to be a tourism attraction. It was mentioned the Event Centre Committee has not met with the Tourism Committee as yet but they likely will in order to have that discussion. It was asked if the survey stipulated to the public if they are in support of the project are they supportive of a tax increase; Councillor Smith would like to know that information and how the survey was structured.

Ruth Illman was thanked for attending on behalf of the Event Centre Committee.

Mayor Canfield commented that we need a proper business case and agrees we have to get the numbers right so there are no surprises to the taxpayers.

Committee expressed support to continue to move forward on the project and start meeting with the Event Centre Committee and working towards defining the elements for a business case.

7. Economic Development Reports

7.1. Seven Generations Education Institute Letter of Support

Recommendation:

That Council authorizes the Mayor to sign a letter of support on behalf of the City of Kenora to Seven Generations Education Institute for the Manidoo Baawaatig campus improvements in Kenora.

Recommendation approved.

7.2. CDF Kenora Arts Project

Recommendation:

That Council hereby authorizes the Mayor and Clerk to enter into an agreement between the Corporation of the City of Kenora and Her Majesty the Queen in Right of Ontario as represented by the Minister of Tourism, Culture and Sport, effective April 1, 2014 for the Kenora Arts Project – Arts Professional Development Initiative; and further

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

Recommendation approved (resolution and by-law).

7.3. CDF Tunnel Island Common Ground Project

Recommendation:

That Council hereby authorizes the Mayor and Clerk to enter into an agreement between the Corporation of the City of Kenora and Her Majesty the Queen in Right of Ontario as represented by the Minister of Tourism, Culture and Sport, effective April 1, 2014 for the Tunnel Island Common Ground Project; and further

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

Recommendation approved (resolution and by-law).

8. Emergency Services Reports

8.1. Fire Dispatch Memorandum of Understanding

Recommendation:

That Council of the City of Kenora gives three readings to a by-law to

authorize the execution of an agreement between the Corporation of the City of Kenora, Kenora Central Ambulance Communications Centre and the Lake of the Woods District Hospital for provision of a Fire Dispatch/Control System for a five year term commencing on 1 April 2014 and expiring on 31 March 2019; and further

That By-Law Number 202-2010 be repealed.

Recommendation approved (resolution and by-law).

8.2. OAFB Board of Directors

Recommendation:

That Council of the City of Kenora supports the Ontario Association of Fire Chiefs' (OAFB) Nominating Committee's nomination of Fire & Emergency Services Manager Warren Brinkman for re-election to the Ontario Association of Fire Chiefs 2014/2015 Board of Directors.

Recommendation approved.

8.3. Safe Grad 2014

Recommendation:

That Council of the City of Kenora supports the work of the Kenora Safe Grad Committee towards an all-inclusive, drug/alcohol free, safe celebration of graduation from high school; and further

That a grant in the amount for \$3000.00 be authorized for the use of the Kenora Recreation Centre for this purpose.

Recommendation approved.

9. Operations Reports

9.1. 2013 Kenora Drinking Water System Annual Report

Recommendation:

That the Council of the City of Kenora hereby receives the 2013 Kenora Drinking Water System Summary Report, for the period January 1st, 2013 to December 31st, 2013, as prepared by Biman Paudel, Water and Sewer Supervisor.

Recommendation approved.

At this time Rick Perchuk read the following prepared statement with respect to both the boil water advisory as well as issues with water services including thaws and watermain breaks:-

"City crews continue to work on the Eighth Avenue North watermain in order to restore water services to nine (9) homes reported without water in the area.

Unfortunately, water services are freezing at a rate far greater than City crews can handle.

Due to the extreme cold temperatures this winter, frost has penetrated the ground deeper than the depth of many City water mains and service lines. As a result, any water service that is surrounded by frost is susceptible to freezing if there is no water flow in the lines.

Businesses and residential home owners need to ensure that their water services are used on a daily basis to help prevent any further freeze ups.

The City has two (2) DBH Pipe Thawing machines that use an electrical current to heat up the copper water service lines. This machine will not work on the plastic water services. In these cases a water pulsating machine is used which requires a small plastic hose to be pulsated into the water service line from the home to the watermain to thaw the line.

To date the City has received more than 300 calls reporting frozen services and as of this morning there are 89 locations without water.

The City wide Boil Water Advisory will remain in effect until repairs are completed on the two (2) existing water main leaks on Eighth Avenue North and First Street South and the three (3) service line leaks. As long as no further main breaks occur the City could begin water testing of the City water distribution system next week in order to remove the Boil Water Advisory."

Councillor McMillan questioned the cost of leaving a tap or bleeder running; Rick noted there is a special bleeder water rate for those that are required to run their bleeder and this will likely be reviewed. It was discussed it is more reasonable to pay a few extra dollars in a month for water than it is to have your line thawed however Rick explained the City is not charging as they don't have time to determine where the issue is in the line. The reason that taps should remain on a low flow is to help the City reduce the number of calls. These issues could continue for several months as it has been an exceptionally cold winter; typically it is in spring when the frost starts to move that we have these types of issues but this year the problem has been happening earlier and for some time now.

Councillor Gallivan thanked Rick and his Department for everything his crews have been doing for the City and it is very much appreciated.

9.2. 2014 Urban Street and Highway Line Marking Tender Recommendation:

That the following tenders for the 2014 Urban Street and Highway Line Marking (plus HST), be received:-

Line Marking	Hr. Rate	Bike Symbols
Rite-Way Decorators Ltd	\$ 123,617.63	\$ 75.00 \$ 125.00

North-West Lines \$ 99,325.00 \$ 75.00 \$ 75.00
Upper Canada Asphalt Inc \$ 130,014.00 \$180.00 \$98.00; and further

That the tender from North-West Lines, in the amount of \$99,325.00 (plus HST) with an hourly rate of \$75.00 (plus HST) for extra work and a rate of \$75.00 (plus HST) per unit for Bicycle Symbols, be hereby accepted.

Recommendation approved.

9.3. Solid Waste Management Monthly Summary January 2014

Recommendation:

That Council of the City of Kenora hereby accepts the January 2014 Solid Waste Management Monthly Summary Report, as prepared by Mukesh Pokharel, Solid Waste Supervisor.

Recommendation approved.

9.4. Traffic By-law Amendment - Rate of Speed Highway 17 East

Recommendation:

That Council authorizes an amendment to the City of Kenora Traffic Regulation By-law Number 127-2001 to include changes to Schedule "T" – Rate of Speed for Whitehead Road to the Highway 17 East City limits as set out in Richard Perchuk's February 27, 2014 Committee Report; and further

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

Recommendation approved (resolution and by-law).

9.5. Water Wastewater Systems Monthly Summary January 2014

Recommendation:

That Council of the City of Kenora hereby accepts the January 2014 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.

Recommendation approved.

10. Property & Planning Reports

10.1. 2014 Food Vendor Contracts

Recommendation:

That further to a call for proposals for the City's 2014 Mobile Food Program by the Property & Planning Department, Council of the City of Kenora hereby receives the following RFP's submitted for the Kenora Harbourfront:

- Gropp's Country Catering
- Smiling Hounds Holdings Inc. Operating as Ye Old Chip Truck
- Twisted Perogy; and

That in accordance with the Request for Proposal, Council hereby accepts the above three (3) food vendors to operate at the Kenora Harbourfront for the 2014 season; and further

That Council give three readings to the necessary by-laws authorizing the Mayor and Clerk to execute the required contracts for each of the vendors.

Recommendation approved (resolution and three by-laws).

10.2. Columbarium Inscription Tender

Recommendation:

That Council hereby receives the following quotes for on-site lettering of the Columbaria niches located at the Lake of the Woods Cemetery for 2014, 2015 & 2016:

- 1) M.C. Delandes Monuments & Memorials - First Inscription fee - \$325.00 per niche, 2nd & supplement inscription fee - \$125.00 per niche, plus applicable taxes
- 2) Quinn & Simpson Co. Ltd. - First inscription fee - \$325.00 per niche, 2nd & supplement inscription fee - \$186.00 per niche, plus applicable taxes; and further

That the quote from M.C. Delandes Monuments & Memorials in the amount of \$325.00 (primary inscription) and \$125.00 (2nd & supplement inscriptions) on each individual niche (plus applicable taxes) be accepted for a three year term – 2014, 2015 & 2016.

Recommendation approved.

10.3. Delegation of Authority - Variances to Fence By-law

Recommendation:

That Council of the City of Kenora hereby delegates authority to the Manager of Property and Planning, Planning Administrator and Chief Building Official to make decisions on applications for variances to the City of Kenora Fence By-law Number 94-2006 subject to the following:

- The variance request is for either height or type of material being use and;
- The matter is referred to Council a) at the discretion of the aforementioned staff members; b) the applicant requests that the matter be referred to Council or c) a member of Council requests that the matter be referred to Council; and further

That Council give three readings to a by-law to amend By-law Number 94-2006 to reflect this change.

Recommendation approved (resolution and by-law).

10.4. Dairy Queen Lease Extension

Recommendation:

That further to Council authorizing By-law Number 15-2014 at its February 18 meeting to enter into a lease agreement for the Dairy Queen Franchise, authorization is hereby given for a housekeeping change to reflect the correct and new company name of the proponent, with all other aspects of the lease as approved by By-law Number 15-2014 remaining in effect; and

That Council gives three readings to a by-law to enter a lease agreement with P & S Gauthier Enterprises Inc. for a ten (10) year period ending December 31st, 2023 for the purpose of accommodating a Dairy Queen Franchise on property municipally known as 821 Lakeview Drive; and further

That By-law Number 15-2014 be hereby repealed.

Recommendation approved (resolution and by-law).

10.5. Planning Advisory Committee Terms of Reference

Recommendation:

That Council of the City of Kenora approves the Terms of Reference for the City of Kenora Planning Advisory Committee; and

That Council hereby delegates authority to the Kenora Planning Advisory Committee to make decisions under Sections 44(1), 51.2(4) and 54(1) of the Planning Act; and

That Council hereby appoints the Kenora Planning Advisory Committee as the Property Standards Appeal Committee; and further

That Council give three readings to a by-law for this purpose thereby repealing By-law Number 209-2010.

Recommendation approved (resolution and by-law).

10.6. Transfer of Municipal Property - Barclay

Recommendation:

That the Council of the Corporation of the City of Kenora gives three readings to a by-law to transfer lands described as Parts 1, and 2 23R - 12239 to Michael Barclay and Dayna Barclay, as a consolidation with property described as PLAN M56 LOT 95 PCL 32743; and

That the Mayor and Clerk be hereby authorized to execute any and all documents required to complete this transaction; and further

That the Municipal Solicitor is to coordinate this process.

Recommendation approved (resolution and by-law).

11. Other
N/A

12. Date of Next Meeting
Tuesday, April 8, 2014

13. Adjourn to Budget Committee Meeting
Moved by R. Lunny, Seconded by R. McMillan & Carried:-
That this meeting now adjourns to the scheduled Budget Committee Meeting at 10:50 a.m.

14. Reconvene to Open Meeting
Committee reconvened from the Budget Meeting to the open Committee of the Whole meeting at 11:33 a.m.

15. Adjourn to Closed
Moved by S. Smith, Seconded by C. Gallivan & Carried:-
That this meeting now adjourns at 11:33 a.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 items pertaining to the following:-

- i) Disposition of Land (1 item)
- ii) Personal Matter about an Identifiable Individual (2 items)

16. Reconvene to Open Meeting
Moved by R. Lunny, Seconded by C. Gallivan & Carried:
That Committee hereby reconvenes to the Open Meeting at 12:00 p.m. with the following from its Closed Session:

- An appointment to the Kenora Municipal Non-Profit Housing Board.

Personal Matter about an Identifiable Individual:-

Appointment to Kenora Municipal Non-Profit Housing Board
Recommendation:

That further to the resignation of Joan Schelske on October 18, 2013, Council hereby appoints Dean Barclay to the Kenora Municipal Non-Profit Housing Board with a term at the pleasure of Council but not to exceed November 30, 2014.

Recommendation approved.

17. Close Meeting
Moved by S. Smith, Seconded by C. Gallivan & Carried:

That this meeting be now declared closed at 12:00 p.m.