



MINUTES

**Of a Meeting of the Council of the City of Kenora
Tuesday, October 20, 2015 – City Council Chambers
12:00 p.m.**

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**WITH Mayor D. Canfield, Councillor M. Goss, Councillor R. McMillan, Councillor D. Reynard, Councillor L. Roussin, Councillor S. Smith, Councillor C. Wasacase**

**Staff:** Karen Brown, CAO, Heather Kasprick, City Clerk, Rick Perchuk, Operations Manager, Rick Perchuk, Operations Manager, Colleen Neil, Recreation Services Manager, Tara Rickaby, Planning Administrator

## **Call to Order**

**Mayor Canfield called the meeting to order and Councillor Wasacase delivered a blessing.**

## **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:-

- Amend the 2015 Operating & Capital Budget to withdraw funds from the Fleet Reserve in the amount of \$20,000 to offset the cost of an insurance deductible for bylaw enforcement vehicles
- Amend the 2015 Capital Budget to withdraw funds from the Parks Reserve Fund, of up to \$15,000.00 to construct and electrify a stage at Anicinabe Park.
- To amend the 2015 Capital and Operating Budget to withdraw funds from the Planning Reserves in the amount of \$3,320.00 + HST for the purpose of the consolidation of the Official Plan and Zoning Bylaw.

## **Confirmation of Minutes**

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

That the following Minutes of the Council of the City of Kenora be adopted as circulated:-

- Regular Meeting held September 15, 2015

## **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 Today's Agenda or from a previous Meeting
  - ii) From a Meeting at which a Member was not in Attendance
- Councillor R. McMillan declared an indirect pecuniary interest related to Resolution number 2 regarding Financial Statements and Resolution number 9 regarding Various Committee Minutes as his spouse is a member of the Kenora Police Services Board and receives remuneration.

Mayor Canfield congratulated the new MP's throughout the District and thanked Mr. Rickford for his commitment to the Kenora District over the past many years.

### **Deputations/Presentations**

Jaret Ring and Lorna Talocka were presented certificates for completing the payroll practitioner program and they were presented plaques by Mayor Canfield and Councillor McMillan in recognition of their achievements.

### **Additions to the Agenda**

None

### **August 2015 Financial Statements**

#### **2. Moved by D. Reynard, Seconded by M. Goss & Carried:-**

That Council hereby accepts the monthly Financial Statements of the Corporation of the City of Kenora as August 30, 2015.

**Councillor McMillan abstained.**

### **Q3 Contracts**

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

That Council hereby receives the information report with respect to contracts awarded within the Corporate Services Manager's approval limits for January to September 2015.

### **Council-CAO Covenant Policy**

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

That Council gives three readings to a bylaw to adopt a new Council-CAO Covenant Policy #CC 1-1; and further

That Council and the CAO sign off on the new policy effective October 20, 2015; and further

That the Council Gifts and Term Supplies Policy #CC-1-1 be hereby renumbered in the Policy Manual to #CC-3-1.

### **Role Statements Policy**

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

That Council hereby adopts a new Mayor Role Statement Policy #CC 1-2 to the City of Kenora Comprehensive Policy Manual; and further

That Council hereby adopts a new Council Role Statement Policy #CC 1-3 to the City of Kenora Comprehensive Policy Manual; and further

That Council hereby adopts a new CAO Role Statement Policy #CC 1-4 to the City of Kenora Comprehensive Policy Manual; and further

That the appropriate bylaws be passed for this purpose.

### **Parking Permit Policy Amendment**

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

That Council gives three readings to a bylaw to amend the Parking Meter Permit Policy #LS-1-1.

### **Ontario Medical Association Resolution of Support**

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

Whereas the Ministry of Health and Long-term Care (Ministry) unilaterally imposed several cuts when the Ontario Medical Association rejected the government's offer during contract negotiations on January 9, 2015; and

Whereas the City of Kenora continues to make access to primary care health care through family physicians a priority for its residents, many of whom are aging; and

Whereas the City of Kenora has committed to working, in partnership, with community stakeholders in the development of a long term Health Care Strategy focused on sectoral collaboration in Kenora Region; and

Whereas the Government of Ontario has recently restricted the number of family physicians who can enter into a Family Health Network or Family Health Organization; and

Whereas these imposed actions will lead to difficulties in recruiting and retaining physicians for the underserved communities in the District of Kenora and other similar areas of the Province; and

Whereas the Ontario Medical Association has also expressed its concern that the Government of Ontario's actions will hurt patient care across the province;

Therefore Be It Resolved That the City of Kenora hereby supports the Ontario Medical Association in their call for the Province to reverse its new policy restricting the number of family physicians who can join Family Health Networks and Organizations; and further

That the City of Kenora supports the Ontario Medical Association in its efforts to ensure a fully-funded health care system that accounts for the demand for care of Ontario's aging and growing population; and further

That a copy of this resolution be sent to the Association of Municipalities of Ontario, the Honourable Eric Hoskins, Minister of Health and Long-Term Care; the Honourable Deb Matthews, President of the Treasury Board, Sarah Campbell, M.P.P. for Kenora-Rainy

River; and the Ontario Medical Association. Dr. Michelle Thomas, President Kenora Medical Association (KMA), Dr. Clay Hammett, OMA Representative, Dr. Buzz Pedersen, Lead Physician, FHN, Dr. Brad Kyle, President of Medical Staff at LOWDH.

### **Kenora Pickleball Club Sponsorship**

#### **8. Moved by R. McMillan, Seconded by D. Reynard & Carried:-**

That Council supports the Kenora Pickleball Club's request to name the City of Kenora as a sponsor in their application for funds through the Kenora & Lake of the Woods Regional Community Foundation for replacement of nets, wind nets and equipment.

### **Various Committee Minutes**

#### **9. Moved by D. Reynard, Seconded by M. Goss & Carried:-**

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

- July 30 – Harbour Safety Advisory Committee (Sessions 1 & 2)
- September 8 – Event Centre Committee
- September 15 – Kenora Urban Trails Committee
- September 16 – Environmental Advisory Committee
- September 24 – Lake of the Woods Museum Board; and

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

- June 30 – Kenora Police Services Board
- June 30 & July 28 – District of Kenora Home for the Aged Board of Management
- August 28 – Northwestern Health Unit Board of Health; and further

That these Minutes be circulated and ordered filed.

**Councillor McMillan abstained.**

### **Water and Sewer Long Range Financial Plan**

#### **10. Moved by L. Roussin, Seconded by R. McMillan**

That Council hereby approves the Water and Wastewater Long Range Financial Plan Forecast as required under the Safe Drinking Water Act and Ontario Regulation 453/07.

**Discussion:** Councillor Reynard has concerns that we need to explain this to the ratepayers and he is not comfortable with explaining the plan at this point. This is a significant proposed increase and he is seeking further explanation on the contents of the report. Councillor Roussin would like to see how the money was spent for the past 5 years in sewer and water. Council would like to defer this matter for further information and a special meeting will be set for this purpose with BMA who prepared the report.

**Motion is Deferred to a future meeting.**

### **Kenora Recreation Centre Commercial Lease**

#### **11. Moved by D. Reynard, Seconded by M. Goss & Carried:-**

That Council hereby authorizes the Mayor and Clerk to enter into a seven (7) month lease agreement between the Corporation of the City of Kenora and Rod Stasiuk,

effective October 20, 2015 for the Kenora Recreation Centre for the purposes of skate sharpening and hockey accessory retail; and further

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

### **Economic Development Intern Application**

#### **12. Moved by M. Goss, Seconded by D. Reynard & Carried:-**

That Council hereby directs administration to develop an application for funding to the Northern Ontario Heritage Fund Internship Program for a two year Economic Development Intern.

### **Fire Chief Appointment**

#### **13. Moved by C. Wasacase, Seconded by L. Roussin & Carried:-**

That Council hereby appoints Todd Skene as the Fire Chief and Manager of Fire and Emergency Services for the City of Kenora; and further

That the appropriate bylaw be passed for this purpose; and further

That Council hereby repeals bylaw number 16-2000, a bylaw that appoints Warren F. Brinkman as the Chief and Manager of Fire and Emergency Services for the City of Kenora.

### **Bylaw Vehicles Insurance Claim**

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

That Council hereby approves an additional allocation of \$20,000 to be funded through the Fleet Reserve for the payment of two \$10,000 deductibles for the insurance claim to replace two bylaw vehicles destroyed by water damage during a flooding; and further

That in accordance with Notice By-law Number 144-2007, public notice is hereby given that Council intends to amend its 2015 Operating & Capital Budget at its October 20, 2015 meeting to withdraw funds from the Fleet Reserve in the amount of \$20,000 to offset the cost of this payment; and further

That Council gives three readings to a by-law to amend the 2015 budget for this purpose.

### **Cameron Bay Water and Sewer Services – Moncrief Agreement**

#### **15. Moved by L. Roussin, Seconded by D. Reynard & Carried:-**

That further to Council accepting the tender of Moncrief Construction Ltd. related to Cameron Bay Sewer and Water, authorization be and is hereby given for the Mayor and Clerk to execute an agreement between the Corporation of the City of Kenora and Moncrief Construction Ltd.; and further

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

### **Keewatin Channel Bridge Construction**

#### **16. Moved by D. Reynard, Seconded by C. Wasacase & Carried:-**

Whereas the required rehabilitation of the Keewatin Channel Bridge has already been deferred for five years causing the bridge to further deteriorate; and

Whereas the City has applied and been denied for funding multiple times for this project; and

Whereas a contractor must be secured in sufficient time to have the joints and concrete safety barriers ordered in the fall of 2015 in order to allow construction to proceed in 2016; and

Whereas the City has submitted an Expression of Interest (EOI) in 2015 for the next intake of the OCIF (Ontario Community Infrastructure Fund) application-based funding for 90% of the project cost; and

Whereas this funding is not expected to be awarded until it would be too late to proceed with the works in 2016; and

Now therefore, let it be resolved that Council hereby approves proceeding with the tender for the required works related to the joint repair on the Keewatin Channel Bridge in the fall of 2015, with the intent of awarding those works in 2015 to allow the City to proceed in 2016, subject to the suitability of the tenders received.

### **Organizational Review Roads Department Staff Resources**

#### **17. Moved by D. Reynard, Seconded by C. Wasacase & Carried:-**

That Council of the City of Kenora hereby receives the August, 2015, Road Maintenance Report, as prepared by Krishanth Koralalage, Roads Supervisor; and further

That the recommendation to increase the Roads Department staff complement by one Operator based on supporting data be hereby accepted.

### **August 2015 Water and Wastewater Systems Summary**

#### **18. Moved by L. Roussin, Seconded by M. Goss & Carried:-**

That Council of the City of Kenora hereby accepts the August 2015 Kenora Water and Wastewater Systems Monthly Summary Report, as prepared by City administration.

### **Canada Summer Games Staff Committee**

#### **19. Moved by D. Reynard, Seconded by M. Goss & Carried:-**

That Council of the City of Kenora hereby supports the following City staff members as representatives of the 2017 Canada Summer Games internal organizing committee;

| <b>Staff Person</b> | <b>Department</b>            |
|---------------------|------------------------------|
| Colleen Neil        | Recreation Services Manager  |
| Heather Gropp       | Tourism Development Officer  |
| Heather Kasprick    | City Clerk                   |
| Jennifer Findlay    | Economic Development Officer |
| Morgan Seller       | Special Events Coordinator   |
| Tara Rickaby        | Planning Administrator       |
| Melissa Shaw        | Planning Assistant           |

### **WSL Site Plan Amendment**

#### **20. Moved by S. Smith, Seconded by D. Reynard & Carried:-**

That the Mayor and Clerk of the City of Kenora be authorized to execute Schedule 1 (Drawing A0.1 Rev 5 – March 23, 2015) to an application to amend a site plan agreement between Deadhead Developments Inc.; and further

That the appropriate bylaw be passed for this purpose.

### **Anicinabe Park Stage Budget Amendment**

#### **21. Moved by M. Goss, Seconded by D. Reynard & Carried:-**

That Council hereby supports and authorizes the construction of a covered stage at Anicinabe Park to be designed and constructed according to the Ontario Building Code; and further

That Scott Green operator of Anicinabe Park, as a condition of financial support by the City of Kenora, will advise residential neighbours of the plans for construction and intended use of the stage; and further

That Council hereby authorizes the additional allocation of up to \$15,000.00, to be funded from the Parks Reserve Fund; and further

That the maximum funding of \$15,000 shall be used for the construction of the foundation and allocated towards the electrification of the stage which electrical works will be done by using City electrician staff; and further

That public notice is hereby given that Council intends to amend its 2015 Capital Budget at its October 20<sup>th</sup>, 2015 meeting to withdraw funds from the Parks Reserve Fund, of up to \$15,000.00 to construct and electrify a stage at Anicinabe Park.

### **Green Adventures MOU – Anicinabe Park Stage**

#### **22. Moved by M. Goss, Seconded by D. Reynard & Carried:-**

That Council hereby authorizes the Mayor and Clerk to execute a Memorandum of Understanding for the construction and location of a stage at Anicinabe Park to be included in the City's assets; and further

That as this is a direct City asset the appropriate fees for a building permit for this construction be hereby waived; and further

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

### **FoTenn Contract Amendment**

#### **23. Moved by S. Smith, Seconded by D. Reynard & Carried:-**

That the CAO of the City of Kenora enter into an amended agreement with FoTenn Planning/Design/Landscape Architecture to provide planning services for the consolidation of the City of Kenora Official Plan and Zoning By-law for a maximum of \$3,320.00 + HST; and further

That the appropriate funds be appropriated from the Planning Reserves as required; and further



That public notice is hereby given that Council intends to amend its 2015 Capital and Operating Budget at its October 20<sup>th</sup>, 2015 meeting to withdraw funds from the Planning Reserves in the amount of \$3,320.00 + HST for the purpose of the consolidation of the Official Plan and Zoning Bylaw.

That the appropriate bylaws be passed for this purpose.

### **MTO Transfer of Lands – East Melick Road**

#### **24. Moved by S. Smith, Seconded by M. Goss & Carried:-**

That the Mayor and Clerk of the City of Kenora be authorized to execute a transfer agreement between the City of Kenora and the Province, for transfer of Parts 1 and 3 on Plan 23R 7282 at a cost of \$2.00; and further

That the Province assumes the cost of transfer and registration; and further

That said parts be assumed and established as a municipal highway; and further

That the appropriate bylaw be passed for this purpose.

### **Lease Agreement - Plantz**

#### **25. Moved by L. Roussin, Seconded by M. Goss & Carried:-**

That Council hereby authorizes a Lease agreement with 1855092 Ontario Ltd operating as Plantz; and further

That all associated legal fees be the responsibility of 1855092 Ontario Ltd.; and further

That Staff be directed to advise the property owner that the flag pole is to be located on their own property; and further

That the Mayor and Clerk be authorized to execute said lease agreement; and further

That the appropriate bylaw be passed for this purpose.

### **Transfer of Lands from Lakeside Investment Holdings**

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

That Council accepts the transfer of a portion of Lakeshore Drive legally described as Right of Way of Spur Railway as shown on Plan M171 PCL 21723; and further

That staff be directed to enter into a transfer agreement with Lakeside Investment Holdings Ltd.; and further

That all associated legal fees be the responsibility of Lakeside Investment Holdings Ltd.; and further

That the appropriate bylaw be passed for this purpose.

### **Purchase Municipal Lands – 198 Beryl Winder Road**

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



That staff be directed to advise the applicant that the City of Kenora will not declare lands abutting Lot 12 Plan M133 Pcl 31471 surplus; and further

That the property owner be directed to remove the offending portions of the structure from the municipal shore allowance; and further

That the Chief Building Official be requested to take the steps necessary to have the structures brought into compliance with the City of Kenora Zoning By-law and the Ontario Building Code.

### **Zoning By-law Amendment – Moncrief Z03/15**

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

That Council of the Corporation of the City of Kenora approves zoning by-law amendment Z03/15 Moncrief, to amend the Zoning By-law 160-2010, as amended, for the property described as Pt ML D666 Melick Pt 2 KR 4, Pt E Pt Location D666 Melick as in LT 43312, except Pts 8 and 9 23R 12248, Pt Location D666 Melick Pt 7 23R 12248 , City of Kenora, District of Kenora from RU and EP to RU/EP [32] notwithstanding any other provisions of the By-law, on lands noted by [33] on the Schedules to the By-law the lands shall be zoned to permit the development of a single lane access driveway in addition to the EP – Environmental Protection uses 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 the City enter into a development agreement with the applicant/property owner. The development agreement shall, among other matters, require that the applicant implement, and have inspected, all recommended mitigation and rehabilitation measures outlined in “Scoped Environmental Impact Statement – Moncrief Property – James Road Spring 2015” prepared by Kenora Resource Consultants to the satisfaction of the City. The said development agreement shall also require that the applicant post securities in a format approved by the Treasurer in the amount of \$2,000.00 to ensure due performance of the required works.

### **Municipal Streets Snow Plow Tender**

#### **29. Moved by D. Reynard, Seconded by M. Goss & Carried:-**

That the following five (5) grader submissions received from: Titan Contractors Ltd., in the amount of \$140.00/hr. and \$150.00/hr., HST extra, from Pioneer Construction, in the amount of \$160.00/hr. and \$160.00/hr., HST extra, and from Hugh Munro Construction, in the amount of \$178.50/hr., HST extra, to work on a “call as needed” basis only, be hereby accepted; and further

That the following two (2) loader plow submissions received from Titan Contractors Ltd., in the amount of \$125.00/hr. each, HST extra, to work on a “call as needed” basis only, be hereby accepted.

### **Parkade and Chipman Street Parking Snow Plow/Sand Tender**

#### **30. Moved by D. Reynard, Seconded by M. Goss & Carried:-**

That the quotation submitted by Dunit Contracting, in the amount of \$90.00/hr., HST extra, for snow plowing, and in the amount of \$110.00/Event, HST extra, for sanding, be hereby accepted.

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

#### **31. Moved by M. Goss, Seconded by D. Reynard & 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:~

- #145-2015** – Confirm the proceedings of Council
- #146-2015** – Adopt Council-CAO Covenant Policy #CC-1-1
- #147-2015** – Amend the Council Gifts and Term Supplies Policy (numbering)
- #148-2015** – Adopt Mayor Role Statement Policy
- #149-2015** – Adopt Council Role Statement Policy
- #150-2015** – Adopt CAO Role Statement Policy
- #151-2015** – Amend Parking Meter Permit Policy #CC-1-4
- #152-2015** – Kenora Recreation Centre Lease space Agreement (Rod Stasiuk)
- #153-2015** – Appoint Fire Chief/Manager of Fire and Emergency Services
- #154-2015** – Budget Amendment (bylaw enforcement vehicles insurance deductible)
- #155-2015** – Moncrief Construction Agreement (Cameron Bay Services)
- #156-2015** – Deadhead Developments Inc. Agreement (WSL site plan amendment)
- #157-2015** – Budget Amendment (Anicinabe Park Stage)
- #158-2015** – Green Adventures MOU (Anicinabe Park Stage)
- #159-2015** – Budget Amendment (Official Plan & Zoning Bylaw consolidation)
- #160-2015** – FoTenn Planning Agreement (Official Plan & Zoning Bylaw consolidation)
- #161-2015** – Zoning By-law Amendment (Moncrief Z03/15)
- #162-2015** – Zoning Bylaw Site Plan Agreement (Moncrief Z03/15)

### **Announcements**

#### **The following was highlighted by Council:**

- ✓ October 19<sup>th</sup> – Ontario Public Library Week throughout the Province of Ontario
- ✓ October 21<sup>st</sup> – LOWDC AGM at 5:30 p.m. at the Discovery Centre
- ✓ Small business week this week
- ✓ Kenora Area Health Care Recruitment and Retention project RFP is now available

### **Close of Meeting**

#### **32. Moved by M. Goss, Seconded by D. Reynard & Carried:-**

That this meeting be now declared closed at 1:00 p.m.

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

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

**Of.....2015**

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**Mayor**

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**City Clerk**