

The Corporation of the City of Kawartha Lakes

Minutes

Regular Council Meeting

CC2018-11

Tuesday, May 22, 2018

Closed Session Commencing at 1:00 p.m. Open Session Commencing at 2:00 p.m.

Council Chambers

City Hall

26 Francis Street, Lindsay, Ontario K9V 5R8

Members:

Mayor Andy Letham

Councillor Isaac Breadner

Councillor Pat Dunn

Councillor Doug Elmslie

Councillor Gord James

Councillor Gerard Jilesen

Councillor Brian S. Junkin

Councillor Rob Macklem

Councillor Mary Ann Martin

Councillor Gord Miller

Councillor Patrick O'Reilly

Councillor John Pollard

Councillor Kathleen Seymour-Fagan

Councillor Heather Stauble

Councillor Stephen Strangway

Councillor Andrew Veale

Councillor Emmett Yeo

Accessible formats and communication supports are available upon request.

1. Call to Order

Mayor Letham called the Meeting to order at 1:30 p.m. Councillors I. Breadner, P. Dunn, D. Elmslie, G. James, G. Jilesen, B. Junkin, R. Macklem, M.A. Martin, G. Miller, P. O'Reilly, J. Pollard, K. Seymour-Fagan, H. Stauble, S. Strangway, A. Veale and E. Yeo were in attendance.

CAO R. Taylor, City Clerk C. Ritchie, Deputy Clerk A. Rooth, City Solicitor R. Carlson and Directors C. Marshall, B. Robinson, J. Rojas and C. Shanks were also in attendance.

2. Adoption of Closed Session Agenda

CR2018-306

Moved By Councillor Macklem

Seconded By Councillor Strangway

That the Closed Session agenda be adopted as circulated.

Carried

3. Disclosure of Pecuniary Interest in Closed Session Items

There were no declarations of pecuniary interest noted.

4. Closed Session

CR2018-307

Moved By Councillor James

Seconded By Councillor Dunn

That Council convene into closed session at 1:30 p.m. in order to consider matters on the Tuesday, May 22, 2018 Closed Session Agenda and that are permitted to be discussed in a session closed to the public pursuant to Section 239(2) of the Municipal Act, S.O. 2001. S.25.

Carried

5. Opening Ceremonies

5.1 Call Open Session to Order

Mayor Letham called the Open Session of the Meeting to order at 2:00 p.m. Councillors I. Breadner, P. Dunn, D. Elmslie, G. James, G. Jilesen, B. Junkin, R.

Macklem, M.A. Martin, G. Miller, P. O'Reilly, J. Pollard, K. Seymour-Fagan, H. Stauble, S. Strangway, A. Veale and E. Yeo were in attendance.

Early Departures: Councillors G. Miller and E. Yeo 4:34 p.m.

CAO R. Taylor, City Clerk C. Ritchie and Deputy Clerk A. Rooth were also in attendance.

5.2 O Canada

The Meeting was opened with the singing of 'O Canada'.

5.3 Moment of Silent Reflection

The Mayor asked those in attendance to observe a Moment of Silent Reflection.

5.4 Adoption of Open Session Agenda

The Mayor requested the consent of Council to waive the City's Procedural By-law to allow two (2) additional deputations to be added to the Agenda.

CR2018-313

Moved By Councillor Elmslie

Seconded By Councillor Jilesen

That Council waive the Procedural By-law to allow two (2) additional deputations to be added to the Agenda; and

That the Agenda for the Open Session of the Regular Council Meeting of Tuesday, May 22, 2018, be adopted as circulated and with the following amendments:

Additions - Deputations

10.7

An application to amend the Village of Omemee Zoning By-law 1993-15 (Foley)

(Planning Recommendation PAC2018-024, Item 12.1 on the Agenda)

Shannon Foley

10.8

Secondary Plans Appeals Update

(Planning Recommendation PAC 2018-026, Item 12.1 on the Agenda) Heather Sadler

Additions - Consent Correspondence

11.2.2

Parking Requirements - Re-development of 171-183 Kent Street West

(Report PLAN2018-046, Item 11.1.2 on the Agenda)

Shelly Peeken

11.2.3

**An application to amend the Village of Omemee Zoning By-law 1993-15
(Foley)**

(Planning Recommendation PAC2018-024, Item 12.1 on the Agenda)

Shannon Foley

Carried

6. Disclosure of Pecuniary Interest

There were no declarations of pecuniary interest noted.

7. Notices and Information by Members of Council and Staff

7.1 Council

Councillor O'Reilly:

- The City is hosting an open house regarding the reconstruction of downtown Lindsay on May 31st from 5:30 to 8:00 p.m. in the Victoria Room at City Hall.
- The Lindsay and District Chamber of Commerce Evening of Excellence 2018 Awards is June 1st at the Lakeview Arts Barn.
- The Rotary Club of Lindsay Greek Gods and Goddesses Dinner Fundraiser is May 31st at 6:00 p.m. at the Olympia Restaurant in Lindsay.
- The 15th Annual Trish's Wish Walk-a-thon is on June 2nd.
- The Kawartha Art Gallery is celebrating Canvas Confidential 2018 on May 25th at the Lindsay Golf and Country Club.
- Big Brothers and Big Sisters of Kawartha Lakes presents The Big Dinner/Auction June 7th from 6:00 to 9:30 p.m. at the Victoria Park Armoury.
- The Lindsay Curling Club presents the Flash Back fundraising dance on June 2nd at the Curling Club.
- Lilac Gardens of Lindsay is hosting the Lilac Open House on June 2nd from 11:00 a.m. to 4:00 p.m. at Flynn Park.

Councillor Stauble:

- The Cham Shan Temple in Bethany is hosting an Open House on June 24th.

Councillor Martin:

- Sunnymead Farm on Frankhill Road in Omemee will be hosting the Trilogy Combined Test Series' Championship in August.

7.2 Staff

8. Matters from Closed Session

Item 4.2

CR2018-314

Moved By Councillor Stauble

Seconded By Councillor Martin

That Larry Melnychuk be appointed as the City of Kawartha Lakes representative to the Ganaraska Forest Recreational User Committee for a term ending December 31, 2018.

Carried

Item 4.3

CR2018-315

Moved By Councillor Junkin

Seconded By Councillor Seymour-Fagan

That the following members of the public be appointed to the Bobcaygeon Legacy C.H.E.S.T. Fund Grant Committee for the applicable term of office as stated:

Gregg Mercer for a 3 year term ending December 31, 2020

Beth Gilroy for a 3 year term ending December 31, 2020; and

Tim Young for a 3 year term ending December 31, 2020.

Carried

Item 4.4

CR2018-316

Moved By Councillor Macklem

Seconded By Councillor Miller

That the acquisition of Part of Lot 18, Concession B, in the Geographic Township of Mariposa, City of Kawartha Lakes, being Part of PIN: 63196-0102 (LT) for road purposes, be approved;

That staff be directed to commence the process of obtaining ownership of the required land, for the price of \$5,000.00 and all related costs of the transaction, at the City's expense;

That all costs associated with the transfer (estimated at \$11,000.00) be drawn from the Property Development Reserve;

That the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this decision; and

That the necessary By-laws (to transfer title to the land and dedicate the transferred land as a road) be forwarded to Council for adoption.

Carried

9. Minutes

9.1 CC2018-11.9.1

Regular Council Meeting Minutes of May 8, 2018

Special Council Information Meeting Minutes of May 15, 2018

CR2018-317

Moved By Councillor Strangway

Seconded By Councillor Pollard

That the Minutes of the May 8, 2018 Regular Council Meeting and the May 15, 2018 Special Council Information Meeting, be received and adopted.

Carried

10. Presentations and Deputations

10.1 CC2018-11.10.1

Olde Gaol Museum Lease - Victoria County Historical Society

(Report CS2018-009, Item 11.1.1 on the Agenda)

Victoria County Historical Society

Jessica Wilson

Sara Walker-Howe

Jessica Wilson and Sara Walker-Howe, on behalf of the Victoria County Historical Society, attended Council to request financial relief from the City to the end of 2019 to cover hydro, water, snow removal and grass cutting costs to provide the society with time for the development of a sustainable business plan.

CR2018-318

Moved By Councillor Martin

Seconded By Councillor Stauble

That the deputation of Jessica Wilson and Sara Walker-Howe, regarding the **Olde Gaol Museum Lease - Victoria County Historical Society** (Report CS2018-009, Item 11.1.1 on the Agenda), Victoria County Historical Society, be received.

Carried

10.2 CC2018-11.10.2

Olde Gaol Museum Lease - Victoria County Historical Society

(Report CS2018-009, Item 11.1.1 on the Agenda)

Joan Abernethy

Joan Abernethy advised that she was in support of the request for financial relief for the Victoria County Historical Society. She further requested that the City; make available to all not-for-profit agencies assistance in developing small business plans; appoint a member of Council to the Society's Board; provide clarity regarding whether Council intends the Society to administer the Olde Gaol Museum on behalf of the City or Lindsay; and provide financial oversight for so long as the City financially supports the Society.

CR2018-319

Moved By Councillor Dunn

Seconded By Councillor O'Reilly

That the deputation of Joan Abernethy, regarding **Olde Gaol Museum Lease - Victoria County Historical Society**, (Report CS2018-009, Item 11.1.1 on the Agenda), be received.

Carried

10.3 CC2018-11.10.3

Proposed Surplus Declaration, Closure and Sale of Various Unopened Road Allowances Adjacent to 1684 Victoria Road, Bexley

(Report RS2018-014. Item 11.1.8 on the Agenda)

James Webster

James Webster advised that he was in attendance to respond to questions from Council members. There were no questions put forward.

CR2018-320

Moved By Councillor Elmslie

Seconded By Councillor Strangway

That the deputation of James Webster, regarding **Proposed Surplus Declaration, Closure and Sale of Various Unopened Road Allowances Adjacent to 1684 Victoria Road, Bexley**, (Report RS2018-014. Item 11.1.8 on the Agenda), be received.

Carried

10.4 CC2018-11.10.4

Secondary Plans Appeals Update

(Planning Recommendation PAC 2018-026, Item 12.1 on the Agenda)

James Webster

Doug Carroll

Mr. Webster and Mr. Carroll attended Council to request that the Fenelon Falls Secondary Plan be referred back to staff for further discussion regarding the lands owned by Black Bear Estates Inc., which have been predominantly removed from the Fenelon Falls Secondary Plan development designation area, expressing concern with the lack of consultation with stakeholders through the appeals process.

CR2018-321

Moved By Councillor Elmslie

Seconded By Councillor Martin

That the deputation of James Webster and Doug Carroll, regarding the **Secondary Plans Appeals Update**, (Planning Recommendation PAC 2018-026, Item 12.1 on the Agenda), be received.

Carried

10.5 CC2018-11.10.5

Parking Requirements – Re-development of 171-183 Kent Street West

(Report PLAN2018-046, Item 11.1.2 on the Agenda)

Marco Pietrangelo, APG Kent Properties Corp.

Marco Pietrangelo of APG Kent Properties Corp attended Council to confirm their acceptance of the recommendation in Report PLAN2018-046. He provided information on the proposed development and requested that Council support the staff recommendation regarding cash in lieu of parking.

CR2018-322

Moved By Councillor O'Reilly

Seconded By Councillor Yeo

That the deputation of Marco Pietrangelo of APG Kent Properties Corp, regarding **Parking Requirements – Re-development of 171-183 Kent Street West**, (Report PLAN2018-046, Item 11.1.2 on the Agenda), be received.

Carried

Items 10.7 and 10.8 were moved forward on the Agenda to be dealt with next in sequence.

10.7 CC2018-11.10.7

An application to amend the Village of Omemee Zoning By-law 1993-15 (Foley)

(Planning Recommendation PAC2018-024, Item 12.1 on the Agenda)

Shannon Foley

Shannon Foley, owner of 5 King Street East, attended Council to request their support for her application for rezoning.

CR2018-323

Moved By Councillor Junkin

Seconded By Councillor Martin

That the deputation of Shannon Foley, regarding **An application to amend the Village of Omemee Zoning By-law 1993-15 (Foley)**

(Planning Recommendation PAC2018-024, Item 12.1 on the Agenda), be received.

Carried

10.8 CC2018-11.10.8

Secondary Plans Appeals Update

(Planning Recommendation PAC 2018-026, Item 12.1 on the Agenda)

Heather Sadler

Heather Sadler, on behalf of Fenelon Trails Inc., expressed concern regarding the lack of consultation with interested parties regarding revisions to the Fenelon Falls Secondary Plan through the appeals process and requested the matter be referred back to staff to allow for this.

CR2018-324

Moved By Councillor Dunn

Seconded By Councillor Breadner

That the deputation of Heather Sadler, regarding **Secondary Plans Appeals Update**, (Planning Recommendation PAC 2018-026, Item 12.1 on the Agenda), be received.

Carried

10.6 CC2018-11.10.6

City's Strategic Plan

2017-2018 Progress Report

Ron Taylor, CAO

CAO Taylor presented the City's Strategic Plan 2017-2018 Progress Report .

CR2018-325

Moved By Councillor Pollard

Seconded By Councillor Martin

That the presentation by CAO Taylor, regarding **City's Strategic Plan 2017-2018 Progress Report**, be received.

Carried

11. Consent Matters

The following items were requested to be extracted from the Consent Agenda:

- Item 11.1.1 - Councillor Junkin
- Item 11.1.2 - Councillor Dunn
- Item 11.1.6 - Councillor Dunn
- Item 11.1.9 - Councillor Elmslie
- Item 11.1.11 - Councillor James

Moved By Councillor Stauble

Seconded By Councillor Pollard

That all of the proposed resolutions shown in Section 11.1 and 11.2 of the Agenda be approved and adopted by Council in the order that they appear on the agenda and sequentially numbered, save and except Items 11.1.1, 11.1.2, 11.1.6, 11.1.9 and 11.1.11.

Carried

11.1 Reports

11.1.3 DEV2018-004

Development Services Department Policy Update

Chris Marshall, Director

CR2018-326

That Report DEV2018-004 **Development Services Department Policy Update**, be received;

That the following policies be rescinded and removed from the policy manual:

- | | |
|-------------|---|
| 203 CAO 043 | Waiving of Minor Variance Fee - Accessibility |
| 070 ED 003 | Delegation of Authority, Tourism Kiosks |
| 021 ED 001 | Economic Development Partnership Fund 2002 |

047 ED 002 Merchandising, City of Kawartha Lakes Logo and Promotional Material 2002; and

That Policy C 178 PLAN 001 - Telecommunications and Antenna System Siting Policy be amended as outlined in Attachment A to Report DEV2018-004.

Carried

11.1.4 PUR2018-022

Tender 2018-56-OT Roadside Protection – Installation and Replacement of Guiderails

Marielle van Engelen, Buyer

Richard Monaghan, Senior Engineering Technician

CR2018-327

That Report PUR2018-022, **Tender 2018-56-OT Roadside Protection – Installation and Replacement of Guiderails**, be received;

That Peninsula Construction Inc. of Fonthill be selected for the award of Tender 2018-56-OT for Roadside Protection – Installation and Replacement of Guiderails, for a tendered amount of \$175,207.50, not including HST;

That Council approve the four (4) one year terms included within the tender, pending budget approval and successful vendor performance review;

That subject to receipt of the required documents, the Mayor and City Clerk be authorized to execute the agreement to award Tender 2018-56-OT Roadside Protection – Installation and Replacement of Guiderails; and

That the Purchasing Division be authorized to issue a purchase order(s) as required.

Carried

11.1.5 PUR2018-025

Proposal 2018-55-CP Arena Equipment Repairs and Replacements

Ashley Wykes, Buyer

Rod Porter, Supervisor Capital and Special Projects

CR2018-328

That Report PUR2018-025, **Proposal 2018-55-CP Arena Equipment Repairs and Replacements**, be received;

That Cimco Refrigeration a Division of Toromont Industries Ltd., of Toronto, be selected for the award of proposal 2018-55-CP Arena Equipment Repairs and Replacement for the proposal cost \$593,998.00 not including HST;

That the option to renew the contract for two (2) additional, one (1) year terms be awarded based on budget and performance;

That subject to receipt of the required documents, the Mayor and City Clerk be authorized to execute the agreement to award proposal 2018-55-CP; and

That the Financial Services Division be authorized to issue a purchase order.

Carried

11.1.7 RS2018-013

Proposed Surplus Declaration, Closure and Sale of a Portion of Shoreline Road Allowance adjacent to 181 McCrackin Avenue, Carden

Laura Carnochan, Law Clerk – Realty Services

CR2018-329

That Report RS2018-013, **Proposed Surplus Declaration, Closure and Sale of a Portion of Shoreline Road Allowance adjacent to 181 McCrackin Avenue, Carden**, be received;

That the subject property, being the shoreline road allowance adjacent to 181 McCrackin Avenue, in the Geographic Township of Carden, City of Kawartha Lakes be declared surplus to municipal needs;

That Council support, in principle, the closure of the shoreline road allowance and sale to the adjoining owners in accordance with the provisions of By-law 2018-020, as amended, and the Municipal Act, 2001 and subject to the parties entering into a conditional agreement of purchase and sale;

That staff be directed to commence the process to stop up and close the said portion of the road allowance;

That any deputation or public input in opposition of the closing, if any, shall be considered, and if appropriate, a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed; and

That the Mayor and Clerk be authorized to execute any documents to facilitate the road closing and conveyance of the lands.

Carried

11.1.8 RS2018-014

Proposed Surplus Declaration, Closure and Sale of Various Unopened Road Allowances Adjacent to 1684 Victoria Road, Bexley

Laura Carnochan, Law Clerk – Realty Services

CR2018-330

That Report RS2018-014, **Proposed Surplus Declaration, Closure and Sale of Various Unopened Road Allowances Adjacent to 1684 Victoria Road, Bexley**, be received;

That the subject lands, being various unopened road allowances adjacent to 11684 Victoria Road, in the Geographic Township of Bexley, City of Kawartha Lakes, more particularly described in Appendix A, be declared surplus to municipal needs;

That the closure of the various unopened road allowances and sale to the adjoining owner, be supported, in principle, in accordance with the provisions of By-law 2018-020, as amended, and the Municipal Act, 2001 and subject to the parties entering into a conditional agreement of purchase and sale;

That staff be directed to commence the process to stop up and close the said portion of the road allowance;

That any deputation or public input in opposition of the closing, if any, shall be considered, and if appropriate, a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed;

That a deeming by-law be passed contemporaneously with the disposition; and

That the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands.

Carried

11.1.10 LIC2018-003

Old Dog Brewing Company (By The Glass) Liquor Licence

Alix Hick, Senior Licensing Officer

CR2018-331

That Report LIC2018-003, **Old Dog Brewing Company (By The Glass) Liquor Licence**, be received; and

That Council support the issuance of a Manufacturers Limited Liquor Sales (By The Glass) Liquor Licence to Old Dog Brewing Company for their facility at 30 King Street E., Bobcaygeon.

Carried

11.2 Correspondence

11.2.1 CC2018-11.11.2.1

Request for Exemption from City's Noise By-law

Nisha Borshettar

CR2018-332

That the May 11, 2018 correspondence from Nisha Borshettar, regarding a request for an exemption to the Noise By-law, be received; and

That the wedding event to be held at Eganridge Resort and Spa, 26 Country Club Drive, Fenelon Falls, be exempt from Noise By-law 2005-025, as amended, for the following dates and times:

From June 6, 2018 at 3:00 p.m. to June 7th at 12:30 a.m.

From June 7, 2018 at 6:00 p.m. to June 8th 12:30 a.m.

From June 8, 2018 at 2:00 p.m. to June 9th at 1:00 a.m.

Carried

11.2.2 CC2018-11.11.2.2

Parking Requirements – Re-development of 171-183 Kent Street West

(Report PLAN2018-046, Item 11.1.2 on the Agenda)

Shelly Peeken

CR2018-333

That the May 18, 2018 correspondence from Shelly Peeken, regarding Parking Requirements – Re-development of 171-183 Kent Street West, (Report PLAN2018-046, Item 11.1.2 on the Agenda), be received.

11.2.3 CC2018-11.11.2.3

An application to amend the Village of Omemee Zoning By-law 1993-15 (Foley)

(Planning Recommendation PAC2018-024, Item 12.1 on the Agenda)
Shannon Foley

CR2018-334

That the May 17, 2018 correspondence from Shannon Foley, regarding an application to amend the Village of Omemee Zoning By-law 1993-15 (Foley), (Planning Recommendation PAC2018-024, Item 12.1 on the Agenda), be received.

11.3 Items Extracted from Consent

11.1.1 CS2018-009

Olde Gaol Museum Lease - Victoria County Historical Society

Craig Shanks, Director of Community Services

CR2018-335

Moved By Councillor Junkin

Seconded By Councillor Stauble

That Report CS2018-009, **Olde Gaol Museum Lease – Victoria County Historical Society**, be received;

That the City provide interim relief to the Victoria County Historical Society by providing the payment of utility invoices (Hydro One and Water costs) associated with the Olde Gaol Museum, to the end of Q1 2019: and,

That the Victoria County Historical Society report back to Council no later than the end of Q1 of 2019 with a Business Plan and Operating Model to guide the terms and conditions of a new lease agreement for the occupation of the Olde Gaol Museum.

Carried

11.1.2 PLAN2018-046

Parking Requirements – Re-development of 171-183 Kent Street West

Ian Walker, Planning Officer – Large Developments

Moved By Councillor Dunn

Seconded By Councillor Junkin

That Report PLAN2018-046, **Parking Requirements – Re-development of 171-183 Kent Street West**, be received;

That the report be referred back to staff;

That staff enter into meaningful discussion with the Lindsay Downtown Business Improvement Area;

That staff complete the appropriate research to determine the cost of a parking spot;

That staff determine whether there is in fact enough available parking to sell to the developer; and

That staff report back to Council by end of June 2018.

Recorded	For	Against	Absent
Mayor Letham		X	
Councillor Breadner	X		
Councillor Dunn	X		
Councillor Elmslie		X	
Councillor James	X		
Councillor Jilesen		X	
Councillor Junkin	X		
Councillor Macklem		X	
Councillor Martin		X	
Councillor Miller		X	
Councillor O'Reilly		X	

Councillor Pollard		X	
Councillor Seymour-Fagan		X	
Councillor Stauble	X		
Councillor Strangway		X	
Councillor Veale		X	
Councillor Yeo		X	
Results	5	12	0
Motion Failed			

CR2018-336

Moved By Councillor Seymour-Fagan

Seconded By Councillor Strangway

That Report PLAN2018-046, **Parking Requirements – Re-development of 171-183 Kent Street West**, be received; and

That Council requires cash-in-lieu of parking for the re-development of 171-183 Kent Street West, Lindsay, in the sum of \$76,362.64 as cash in lieu for 100 parking spaces.

Carried

CR2018-337

Moved By Councillor Elmslie

Seconded By Councillor Strangway

That staff be directed to meet with the Lindsay Downtown Business Improvement Area and bring a report back to Council regarding the financial information on the cost of parking in downtown Lindsay at the last meeting in June 2018.

Carried

Council recessed at 3:48 p.m. and reconvened at 3:57 p.m.

11.1.6 EA2018-013

Terms of Reference for Development Charges Task Force

Adam Found, Manager of Corporate Assets

CR2018-338

Moved By Councillor Dunn

Seconded By Councillor Yeo

That Report EA2018-013, **Terms of Reference for Development Charges Task Force**, be received;

That the terms of reference be amended to include a review of the commercial rate for development charges, including comparison with other comparable municipalities with a report back to Council on the results of the review and options to decrease commercial development charges;

That the terms of reference, attached as Appendix A to Report EA2018-013, as amended, be adopted as the basis for a Development Charges Task Force;

That public notice be provided in accordance with applicable policy to solicit applications from qualified persons for appointment to the Development Charges Task Force; and

That a set of recommended appointments to the Development Charges Task Force be prepared in accordance with applicable policy and presented to Council to finalize establishment of this committee.

Carried

11.1.9 RS2018-015

Surplus Declaration and Proposed Sale of City-Owned Property – Adjacent to 8 Francis Street East, Fenelon Falls

Laura Carnochan, Law Clerk – Realty Services

CR2018-339

Moved By Councillor Junkin

Seconded By Councillor Seymour-Fagan

That Report RS2018-015, **Surplus Declaration and Proposed Sale of City-Owned Property – Adjacent to 8 Francis Street East, Fenelon Falls**, be received;

That the City-owned property adjacent to 8 Francis Street East, and legally described as Part of Lot 2, S/S of Francis Street and E/S of Colborne Street, Plan

17, in the Geographic Township of Fenelon, designated as Part 1 on Plan 57R-4516, being PIN 63152-0093 (LT), be declared surplus to municipal needs;

That the subject property be investigated and, if suitable, prepared and offered for direct sale to the adjacent landowner, pursuant to Instrument No. R256881, and in accordance with City of Kawartha Lakes By-Law 2018-020, as amended, and any current or future policies in place, and sold for no less than the appraised value plus any and all costs associated with the transaction;

That all costs associated with investigating, preparing or marketing the property be taken from the Property Development Reserve;

That the Manager of Realty Services or the CAO be permitted to negotiate the legal fees, appraisal costs, survey costs, Registry costs, and advertising costs with a potential purchaser of the subject property;

That on completion of public notice, Council shall consider any deputation or public input in opposition of any sales, if any, and if appropriate, pass a by-law (with any amendments deemed necessary) to authorize the disposition;

That the Manager of Realty Services or the CAO be permitted to fully execute all surplus municipal land listing documentation and any documentation associated with the receipt of an offer to purchase surplus municipal land for the full appraised value plus any and all costs associated with the transaction; and

That the Mayor and Clerk be authorized to execute all legal closing documents required for the sale of the subject property.

Carried

11.1.11 CORP2018-009

High Water Bill Adjustment Appeals Committee

Jennifer Stover, Director of Corporate Services

CR2018-340

Moved By Councillor James

Seconded By Councillor Yeo

That Report CORP2018-009, **High Water Bill Adjustment Appeals Committee**, be received; and

That Councillor James, Councillor Veale and Councillor Breadner be appointed to the High Water Bill Adjustment Appeals Committee, in accordance with By-law 2018-039, for the remainder of this term of Council;

That the Terms of Reference for the Committee be amended to include both High Water Bill Adjustment and Mandatory Connection Appeals; and

That the necessary by-law amendments and revised terms of reference be brought forward to Council.

Carried

11.3.1 CC2018-11.11.3.1

Request for Licence Agreement Regarding Gate Posts at 782 Frank Hill Road

(Referred from May 15, 2018 Special Council Information Meeting)

Bryan Robinson, Director of Public Works

Moved By Councillor Yeo

Seconded By Councillor Breadner

That staff be directed to proceed with a licensing agreement to permit the gate posts at 782 Frank Hill Road to remain in their current location;

That, alternatively, staff pursue the severance and sale of property to accommodate the current location of the gate posts at 782 Frank Hill Road; and

That all legal fees and surveying costs related to the severance and sale of property be borne by the landowner with the sale price for the land set at \$1.00 for 4 feet of land.

Recorded	For	Against	Absent
Mayor Letham		X	
Councillor Breadner	X		
Councillor Dunn	X		
Councillor Elmslie	X		
Councillor James	X		
Councillor Jilesen		X	
Councillor Junkin		X	
Councillor Macklem		X	

Councillor Martin		X		
Councillor Miller		X		
Councillor O'Reilly		X		
Councillor Pollard		X		
Councillor Seymour-Fagan		X		
Councillor Stauble		X		
Councillor Strangway	X			
Councillor Veale		X		
Councillor Yeo	X			
Results	6	11	0	
				Motion Failed

CR2018-341

Moved By Councillor Martin

Seconded By Councillor Junkin

That the May 15, 2018 memo from Director Robinson regarding a Request for Licence Agreement Regarding Gate Posts at 782 Frank Hill Road, be received.

Carried

CR2018-342

Moved By Councillor Strangway

Seconded By Councillor Yeo

That the Terms of Reference for the Land Management Committee be brought to Council for review by end of July 2018.

Carried

12. Committee of the Whole and Planning Committee Minutes

12.1 CC2018-11.12.1

Planning Advisory Committee Meeting Minutes of May 9, 2018

Planning Advisory Committee Recommendation PAC2018-026 was extracted by Councillor Elmslie.

CR2018-343

Moved By Councillor O'Reilly

Seconded By Councillor Veale

That the Minutes of the May 9, 2018 Planning Advisory Committee Meeting be received and the recommendations be adopted, save and except PAC2018-026.

Carried

PAC2018-026

CR2018-344

Moved By Councillor Elmslie

Seconded By Councillor Strangway

That Report PLAN2018-039, **Secondary Plans Appeals Update**, be received; and

That staff be directed by Council to pursue the revisions identified in Report PLAN2018-039 through the LPAT proceedings, save and except those relating to the Fenelon Falls Secondary Plan.

Carried

CR2018-345

Moved By Councillor Elmslie

Seconded By Councillor O'Reilly

That regarding the Fenelon Falls Secondary Plan, staff be directed to meet with the principals and their delegates for Black Bear Estates Inc. and Fenelon Trails Inc. to discuss and review the agreement with the Ministry of Municipal Affairs and Housing regarding the settlement areas and their boundaries; and

That staff report back to Council at the July 17, 2018 Regular Council Meeting on the results of these meetings.

Carried

Councillors G. Miller and E. Yeo left the Council Chambers at 4:34 p.m. and did not return.

12.1.1 CC2018-11.12.1.1

Bill 139 and the Local Planning Appeal Tribunal Presentation

Anna Kalnina, Planner II

CR2018-346

Moved By Councillor Stauble

Seconded By Councillor Pollard

That the presentation by Anna Kalnina, Planner II, regarding **Bill 139 and the Local Planning Appeal Tribunal Presentation**, be received

Carried

13. Petitions

14. Other or New Business

15. By-Laws

The mover requested the consent of Council to read the by-laws by number only.

CR2018-347

Moved By Councillor Macklem

Seconded By Councillor Dunn

That the By-Laws shown in Section 15.1 of the Agenda, namely: Items 15.1.1 to and including 15.1.7 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

15.1 By-Laws by Consent

15.1.1 By-law 2018-085

A By-law to Authorize the Borrowing of Serial Debentures in the Principal Amount of \$2,775,852.59

15.1.2 By-law 2018-086

A By-law to Authorize the Borrowing of Serial Debentures in the Principal Amount of \$1,891,449.21

15.1.3 By-law 2018-087

A By-law to Authorize the Borrowing of Serial Debentures in the Principal Amount of \$2,308,249.47

15.1.4 By-law 2018-088

A By-law to Appoint a Municipal Law Enforcement Officer for the City of Kawartha Lakes (T. Stewart)

15.1.5 By-law 2018-089

A By-law to Appoint an Area Weed Inspector for the City of Kawartha Lakes (T. Stewart)

15.1.6 By-law 2018-090

A By-law to Appoint a Municipal Law Enforcement Officer for the City of Kawartha Lakes (C. Neamtz)

15.1.7 By-law 2018-091

A By-law to Appoint an Area Weed Inspector for the City of Kawartha Lakes (C. Neamtz)

15.2 By-Laws Extracted from Consent

16. Notice of Motion

17. Closed Session (If Not Completed Prior to Open Session)

18. Matters from Closed Session

19. Confirming By-Law

19.1 By-law 2018-092

A By-law to Confirm the Proceedings of a Regular Meeting of Council, Tuesday, May 22, 2018

CR2018-348

Moved By Councillor O'Reilly

Seconded By Councillor Veale

That a by-law to confirm the proceedings of a Regular Council Meeting held Tuesday, May 22, 2018 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

20. Adjournment

CR2018-349

Moved By Councillor Breadner

Seconded By Councillor Macklem

That the Council Meeting adjourn at 4:45 p.m.

Carried

Read and adopted this 5th day of June, 2018.

Andy Letham, Mayor

Cathie Ritchie, City Clerk