

The Corporation of the City of Kawartha Lakes

Agenda

Regular Council Meeting

CC2019-07

Tuesday, February 19, 2019

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

Deputy Mayor Doug Elmslie

Councillor Ron Ashmore

Councillor Pat Dunn

Councillor Patrick O'Reilly

Councillor Tracy Richardson

Councillor Kathleen Seymour-Fagan

Councillor Andrew Veale

Councillor Emmett Yeo

Accessible formats and communication supports are available upon request.

1. **Call to Order**
2. **Adoption of Closed Session Agenda**
3. **Disclosure of Pecuniary Interest in Closed Session Items**
4. **Closed Session**
 - 4.1 CC2019-07.4.1
**Closed Session Minutes, Regular Council Meeting of February 5, 2019
Municipal Act, 2001 s.239(2)(b)(d)**
 - 4.2 ENG2019-004
**Kawartha Lakes Airport Advisory Committee Citizen Appointments
Personal Matters About Identifiable Individuals, Including Municipal or
Local Board Employees
Municipal Act, 2001 s.239(2)(b)
Lisa Peimann, Executive Assistant, Engineering and Corporate Assets**
 - 4.3 ENG2019-005
**Drainage Board Appointments
Personal Matters About Identifiable Individuals, Including Municipal or
Local Board Employees
Municipal Act, 2001 s.239(2)(b)
Lisa Peimann, Executive Assistant, Engineering and Corporate Assets**
 - 4.4 EA2019-007
**Update to Membership on Development Charges Task Force
Personal Matters About Identifiable Individuals, Including Municipal or
Local Board Employees
Municipal Act, 2001 s.239(2)(b)
Adam Found, Manager of Corporate Assets**
 - 4.5 ED2019-005
**Downtown Revitalization Advisory Committee Citizen Appointments
Personal Matters About Identifiable Individuals, Including Municipal or
Local Board Employees
Municipal Act, 2001 s.239(2)(b)
Leisha Newton, Economic Development Officer**

4.6 WM2019-004

**Member Recruitment to the Waste Management Advisory Committee
Personal Matters About Identifiable Individuals, Including Municipal or
Local Board Employees**

Municipal Act, 2001 s.239(2)(b)

Kerri Snoddy, Regulatory Compliance Officer

4.7 RS2019-011

Request for Long Term Lease - Wilky's Marina

Solicitor-Client Advice

Municipal Act, 2001 s.(2)(f)

Robyn Carlson, City Solicitor and Acting Manager of Realty Services

5. Opening Ceremonies

5.1 Call Open Session to Order

5.2 O Canada

5.3 Moment of Silent Reflection

5.4 Adoption of Open Session Agenda

6. Disclosure of Pecuniary Interest

7. Notices and Information by Members of Council and Staff

7.1 Council

7.2 Staff

8. Matters from Closed Session

9. Council Minutes

9.1 CC2019-07.9.1

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Regular Council Meeting Minutes - February 5, 2019

That the Minutes of the February 5, 2019 Regular Council Meeting, be received and adopted.

10. Deputations

11. Presentations

11.1 CC2019-07.11.1

Customer Service Council Orientation

Ron Taylor, CAO

Lee Anna Thornbury, Manager of Customer Services

Cheri Davidson, Manager of Communications, Advertising and Marketing

Aaron Sloan, Manager of Municipal Law Enforcement

12. Committee of the Whole Minutes

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Committee of the Whole Meeting Minutes - February 12, 2019

That the Minutes of the February 12, 2019 Committee of the Whole Meeting be received and the recommendations, included in Section 12.1 of the Agenda, be adopted.

12.1 Business Arising from Committee of the Whole Minutes

12.1.1 CW2019-032

That the deputation of Steve Wilkins, regarding a request for a long term lease extension for land adjacent to Wilky's Marina, be received.

12.1.2 CW2019-033

That the deputation of Gary Pearson, regarding Kawartha Lakes Sport and Recreation Council Update, be received.

12.1.3 CW2019-034

That the presentation by Cheri Davidson, Manager of Communications, Marketing and Advertising, regarding the Branding Project Update, be received.

12.1.4 CW2019-035

That the presentation by Hope Lee, Administrator/Manager of Housing, regarding KLH Housing Corp. New Rental Housing Developments, be received.

12.1.5

CW2019-036

That Report CLK2019-008, **Civil Marriage Solemnization**, be received;

That the City provides Civil Marriage Solemnization services;

That the recommended Civil Marriage Solemnization Service Charges be approved and added to the Consolidated Fees By-law; and

That a By-law to conduct Civil Marriage Ceremonies be brought forwarded to Council for adoption.

12.1.6

CW2019-037

That Report RS2019-012, **Proposed Surplus Declaration and Sale of City-Owned Property - Portion of Elgin Park, Lindsay**, be received.

12.1.7

CW2019-038

That a portion of the City-owned property known as Elgin Park and legally described as Lots 5 – 7, Lots 9 – 13, Block O on Plan 1, Part of Lot 8, 14, Block O on Plan 1 As In TL31341 Except R278226, in the Geographic Town of Lindsay, City of Kawartha Lakes, be declared surplus to municipal needs;

That the subject property be placed on the open market, 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 a by-law (with any amendments deemed necessary) to authorize its disposition shall be passed; and

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

12.1.8

CW2019-039

That Report RS2019-013, Proposed Surplus Declaration and Sale of City-Owned Property – Portion of Logie Street Park, Lindsay, be received;

That a portion of the City-owned property known as Logie Street Park and legally described as Block 74 on Plan 57M797 (PIN: 63238-0327 (LT)) and Part of the West Half of Lot 18 Concession 6 Ops, Part 3 on Plan 57R10306, Part of Logie Street Stopped Up and Closed by By-Law 2015-007 as in KL105959; Subject to an Easement over Part 3 on Plan 57R10306 as in KL106557 (Part of PIN: 63234-0130 (LT)), in the Geographic Town of Lindsay, City of Kawartha Lakes, be declared surplus to municipal needs;

That the subject property be placed on the open market, 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 a by-law (with any amendments deemed necessary) to authorize its disposition shall be passed; and

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

12.1.9

CW2019-040

That Report HH2019-004, **KLH Housing – Minden Housing Project**, be received;

That subject to the necessary by-laws and agreements being forwarded to council for approval, and the successful completion of such planning and development process that the Township of Minden Hills or the County of Haliburton may require, the proposal outlined in HH2019-004 by the Kawartha Lakes-Haliburton Housing Corporation (KLH Housing Corp) to develop twenty one (21) new rental housing units on Parkside Street in the Village of Minden, be approved; and

That the City approves completion of financing for the cash flow and borrowing facilities outlined in Report HH2019-004 in the City's own name, with the City then lending the funds to the KLH Housing Corp for the new project being constructed on Parkside Street in the Village of Minden.

12.1.10

CW2019-041

That Report HH2019-005, **KLH Housing – Fenelon Housing Project**, be received;

That subject to the necessary by-laws and agreements being forwarded to council for approval, and the successful completion of such planning and development processes as the City may require, the proposal outlined in HH2019-005 by the Kawartha Lakes Haliburton Housing Corporation (KLH Housing Corp) to develop thirty (30) new rental housing units at 106 Murray Street in Fenelon Falls, be approved;

That the completion of financing for cash flow and borrowing facilities in the City's own name, with City then lending the funds to KLH Housing Corp for the new development as outlined in Report HH2019-005, be approved;

That the in kind municipal incentives proposed in Report HH2019-005 to support the development of the thirty (30) new units, be approved; and

That the City's Chief Administrative Officer be authorized to approve relief from any of the required fees and charges as in kind support, needed to implement the new development.

12.1.11

CW2019-042

That the January 21, 2019 correspondence from Kirk Coe, regarding the Licence Agreement for the dock in front of 25 Hazel Street, be received.

12.1.12

CW2019-043

That the January 29, 2019 correspondence from Gerald Hickson, Vice President of Mount Horeb Cemetery Board, regarding a request to waive application fees, be received.

12.1.13

CW2019-044

That the February 7, 2019 memorandum from Chris Marshall, Director of Development Services, regarding Mount Horeb United Church Rezoning Application Fees, be received; and

That Council approve the request from the Mount Horeb United Church and that Staff be directed to refund rezoning application D06-2018-029 fees to the applicant.

12.2

Items Extracted from Committee of the Whole Minutes

Planning Advisory Committee Meeting Minutes - February 6, 2019

That the Minutes of the February 6, 2019 Planning Advisory Committee Meeting be received and the recommendations, listed in section 13.1 of the Agenda, be adopted.

13.1 Business Arising from Planning Advisory Committee Minutes

13.1.1 PAC2019-007

That Report PLAN2019-006, respecting Part of Lot 171, Plan 25, former Village of Fenelon Falls, City of Kawartha Lakes, identified as 4 Lindsay Street – Planning File D06-2018-031, be received; and

That a Zoning By-law Amendment respecting application D06-2018-031, be referred back to address any issues raised through the public consultation process, for further review and processing, and until such time that all comments have been received from all circulated Agencies and City Departments and that any comments and concerns from said Agencies and Departments have been addressed.

13.1.2 PAC2019-008

That Report PLAN2019-007, Part of Lot 22, Concession 4, Former Town of Lindsay, Lindsay 2017 Developments Inc. – Applications D01-2018-005, D06-2018-026 and D05-2018-004, be received; and

That PLAN2019-007 respecting Applications D01-2018-005, D06-2018-026 and D05-2018-004 be referred back to staff to address any issues raised through the public consultation process and for further review and processing until such time that all comments have been received from all circulated agencies and City departments, and that any comments and concerns have been addressed.

13.1.3

PAC2019-009

That Report PLAN2019-008, respecting **Part of Lot 10, Concession 11, geographic Township of Manvers, and identified as 554 Fleetwood Road; Application No. D06-2018-032**, be received;

That a Zoning By-law Amendment respecting application D06-2018-032, substantially in the form attached as Appendix D to Report PLAN2019-008, be approved and adopted by Council; and

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

13.1.4

PAC2019-010

That Report PLAN2019-009, respecting **Part Lot 3, Concession 8, geographic Township of Manvers, and identified as 166 Highway 7A – Application D06-2018-030**, be received; and

That a Zoning By-law Amendment respecting application D06-2018-030, be prepared by staff, and approved and adopted by Council; and

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

13.1.5

PAC2019-011

That Report ENG2019-001, **Assumption Report for Lytle Lane, Geographic Township of Bexley, City of Kawartha Lakes**, be received;

That the Assumption of Lytle Lane, Geographic Township of Bexley, City of Kawartha Lakes, be approved;

That an Assumption By-Law, substantially in the form attached as Appendix A to Report ENG2019-001 be approved and adopted by Council; and

That the Mayor and City Clerk be authorized to execute any documents and agreements required by the approval of this application.

13.1.6

PAC2019-012

That Report ENG2019-003, **Assumption of Fairgrounds Centre (Lindsay) Inc. Subdivision**, be received;

That the Assumption of Fairgrounds Centre (Lindsay) Inc. Subdivision, Geographic Town of Lindsay, City of Kawartha Lakes, be approved;

That an Assumption By-Law, substantially in the form attached as Appendix A to Report ENG2019-003 be approved and adopted by Council; and

That the Mayor and City Clerk be authorized to execute any documents and agreements required by the approval of this application.

13.1.7

PAC2019-013

That the memorandum dated February 6, 2019 from Deputy Clerk and Recording Secretary J. Watts regarding Committee Requirements and Responsibilities, be received.

13.2

Items Extracted from Planning Advisory Committee Minutes

14.

Consent Matters

That all of the proposed resolutions shown in Section 14.1 and 14.2 of the Agenda be approved and adopted by Council in the order that they appear on the agenda and sequentially numbered.

14.1

Reports

14.1.1

CAO2019-003

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Committees / Boards / Task Forces – Policy and Code of Conduct
Ron Taylor, Chief Administrative Officer

That Report CAO2019-003, **Committees/Boards/Task Forces – Policy and Code of Conduct Amendments**, be received; and

That amendments to the Policies entitled CP2018-017 – Council Committee, Board and Task Force Policy and CP2018-018 – Code of Conduct and Ethics – Members of Committees, Boards & Task Forces, as outlined in Appendices A and B to Report CAO2019-003, be adopted.

14.1.2	CLK2019-009	85 - 90
	<p>Appointment of an Integrity Commissioner Ron Taylor, Chief Administrative Officer Cathie Ritchie, City Clerk</p> <p>That Report CLK2019-009, Appointment of an Integrity Commissioner, be received; and</p> <p>That Council hereby authorizes a by-law to appoint Charles A. Harnick, ADR Chambers Inc. as the City of Kawartha Lakes' Integrity Commissioner fulfilling all statutory requirements pursuant to the Municipal Act and the Municipal Conflict of Interest Act.</p>	
14.1.3	RS2019-014	91 - 112
	<p>Proposed Lease Agreement between the City of Kawartha Lakes and Eric B. Robinson Limited (Hangar Space at Kawartha Lakes Municipal Airport) Laura Carnochan, Law Clerk - Realty Services</p> <p>That Report RS2019-014, Proposed Lease Agreement between the City of Kawartha Lakes and Eric B. Robinson Limited (Hangar Space at Kawartha Lakes Municipal Airport), be received; and</p> <p>That the Mayor and Clerk be authorized to execute the Lease Agreement attached as Appendix A on behalf of the Corporation of the City of Kawartha Lakes, being a Lease Agreement with Eric B. Robinson Limited for the purpose of leasing hangar space at the Kawartha Lakes Municipal Airport for a one year term.</p>	
14.1.4	EA2019-005	113 - 116
	<p>Updates to Capital Projects 9971146301 (Laxton Landfill Site) and 997180101 (Laxton Landfill) Adam Found, Manager of Corporate Assets</p>	

That Report EA2019-005, Updates to Capital Projects 997146301 (Laxton Landfill Site) and 997180101 (Laxton Landfill), be received;

That capital project 997146301 (Laxton Landfill Site) be closed with its remaining balance of \$170,216.02 remitted to the Capital Reserve;

That the budgeted expenditure for capital project 997180101 (Laxton Landfill) within capital program 9971801 (Landfill Siteworks) be increased by \$110,000 funded by the Capital Reserve; and

That the closure date for capital program 9971801 (Landfill Siteworks) be extended from June 30th, 2019 to December 31st, 2019.

14.2 Correspondence

14.3 Items Extracted from Consent

15. **Petitions**

16. **Other or New Business**

17. **By-Laws**

That the By-Laws shown in Section 15.1 of the Agenda, namely: Items 17.1.1 to and including 17.1._ be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

17.1 By-Laws by Consent

17.1.1 CC2019-07.17.1.1 117 - 118

A By-law to Appoint an Integrity Commissioner for the City of Kawartha Lakes

17.1.2 CC2019-07.17.1.2 119 - 120

A By-law to Authorize the Civil Marriage Solemnization Service in the City of Kawartha Lakes

17.1.3 CC2019-07.17.1.3 121 - 156

A By-law to Amend By-law 2018-234, being a By-law to Establish and Require Payment of Fees for Information, Services, Activities and Use of City Property in The City of Kawartha Lakes (known as the Consolidated Fees By-law)

17.1.4	CC2019-07.17.1.4	157 - 159
	A By-Law To Amend The Township of Manvers Zoning By-Law No. 87-06 To Remove The Holding Symbol (H) From A Zone Category On Property And To Make Textual Addition To The Zoning Provision On Property Within The City Of Kawartha Lakes (554 Fleetwood Road)	
17.1.5	CC2019-07.17.1.5	160 - 162
	A By-Law To Amend The Township of Manvers Zoning By-Law No. 8706 To Rezone Land Within The City Of Kawartha Lakes (166 Highway 7A)	
17.1.6	CC2019-07.17.1.6	163 - 164
	A By-law to Assume Lytle Lane, and corresponding 0.3 metre reserves, Part of PIN: 63117-0729 (LT), being Parts 1,2, and 3 on Plan 57R-10564, and the cul-de-sac, PIN 63117-0850 and the corresponding 0.3 metre reserve, PIN 63117-0851, Geographic Township of Bexley, The Corporation of the City of Kawartha Lakes	
17.1.7	CC2019-07.17.1.7	165 - 166
	A By-law to Assume Chadwin Drive, Plan 57M-782 (PIN: 63224-0183), Angeline Street North road widenings, Blocks 19 and 20, Plan 57M-782, PINs: 63224-0176 and 63224-0177), with corresponding 0.3 metre reserves, Blocks 23, 24, and 25, Plan 57M-782, (PINs: 63224-0180, 63224-0181, and 63224-0182), Colborne Street West road widening, Block 21, Plan 57M-782, (PIN:63224-0178), with corresponding 0.3 metre reserve, Block 22, Plan 57M-782, (PIN:63224-0179), the Park/Stormwater Management Facility, Block 17, Plan 57M-782, (PIN:63224-0174), and Walkway, Block 18, Plan 57M-782 (PIN: 63224-0175), Geographic Town of Lindsay, The Corporation of the City of Kawartha Lakes	
17.2	By-Laws Extracted from Consent	
18.	Notice of Motion	
19.	Closed Session (If Not Completed Prior to Open Session)	
20.	Matters from Closed Session	

21. Confirming By-Law

21.1 CC2019-07.21.1

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**A By-law to Confirm the Proceedings of a Regular Meeting of Council,
Tuesday, February 19, 2019**

22. Adjournment