

The Corporation of the City of Kawartha Lakes

Agenda

Committee of the Whole Meeting

COW2019-03

Tuesday, March 19, 2019

Open Session Commencing at 1:00 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 Agenda**
3. **Disclosure of Pecuniary Interest**
4. **Deputations**
 - 4.1 COW2019-03.4.1
Dock Spaces in Thurstonia Park
Douglas Hellowell
 - 4.2 COW2019-03.4.2
Purchase of Shore Road Allowance Adjacent to 8 Black River Road
James Rogers
Aaron Rogers
 - 4.3 COW2019-03.4.3
Update on the Kawartha Lakes Art Council
Susan Taylor, Executive Director, Kawartha Art Gallery
Dianne Lister, Chair, Kawartha Lakes Arts Council
 - 4.4 COW2019-03.4.4
Large Scale Garden Project
Penny Barton Dyke, Executive Director, United Way for the City of Kawartha Lakes
Mike Soehner, Crayola
5. **Report PRC2019-003**
 - 5.1 COW2019-03.5.1
Use of Side By Side ATV's on Victoria Rail Trail Corridor Deputation
David Hodgson
 - 5.2 PRC2019-003
Consolidated Trails By-law 2007-107 Review
Jenn Johnson, Manager, Parks and Recreation

RESOLVED THAT Report PRC2019-003, **Consolidated Trails By-Law 2007-107 Review**, be received;

THAT the attached By-Law to amend By-Law 2007-107 being a by-law to regulate and govern trail uses along the Victoria Rail Trail Corridor in the City of Kawartha Lakes be approved and adopted by Council; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

6. Report CS2019-005

6.1 COW2019-03.7.1

Update on the Victoria County Historical Society

Margot Fawcett, President, Victoria County Historical Society

Jessica Wilson, Vice President, Victoria County Historical Society

6.2 CS2019-005

Victoria County Historical Society Olde Gaol Museum Lease

Craig Shanks, Director of Community Services

That Report CS2019-005, **Victoria County Historical Society Olde Gaol Musuem Lease**, be received;

That staff be directed to prepare a new Lease agreement between the Victoria County Historical Society and the City of Kawartha Lakes for the purpose a museum and historical collection storage within the Olde Gaol Museum facility (50 Victoria Avenue North, Lindsay); and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

7. Report RS2019-017

7.1 COW2019-03.8.1

Proposed Surplus Declaration, Closure and Sale of Shoreline Road Allowance adjacent to 51 Robinson Avenue, Eldon

Thomas O'Brien

7.2 RS2019-017

Proposed Surplus Declaration, Closure and Sale of Shoreline Road Allowance adjacent to 51 Robinson Avenue, Eldon

Laura Carnochan, Law Clerk - Realty Services

That Report RS2019-017, **Proposed Surplus Declaration, Closure and Sale of Shoreline Road Allowance adjacent to 51 Robinson Avenue, Eldon**, be received;

That the subject property; being the shoreline road allowance adjacent to 51 Robinson Avenue, Eldon and legally described as Part of the Road Allowance Between Lot 54 and 55, Concession South of Portage Road, in the Geographic Township of Eldon, City of Kawartha Lakes, designated as Part 2 on Plan 57R-9336, be declared surplus to municipal needs;

That the closure of the portion of road allowance and sale to the adjoining landowner 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 road allowance;

That a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed if appropriate;

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

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

8. Presentations

8.1 COW2019-03.9.1

Food Security Working Group of Kawartha Lakes Food Coalition

Aisha Malik, Public Health Dietitian

Heather Kirby, Kawartha Lakes Food Source

8.2 COW2019-03.9.2

Financially Assisted Waiting List Presentation

Hope Lee, Manager of Housing

8.3 COW2019-03.9.3

Establishing Additional Affordable Housing Targets Presentation

Hope Lee, Manager of Housing

9. Report ED2019-10

9.1 COW2019-03.6.1

Innovation Cluster Deputation

Michael Skinner, President and CEO, Innovation Cluster - Peterborough and the Kawarthas

9.2 ED2019-10

Report Regarding the Innovation Cluster

Rebecca Mustard, Manager of Economic Development

That Report ED2019-10, **Innovation Cluster Project**, be received;

That Staff be directed to work with the Innovation Cluster on potential opportunities to conduct a pilot program in Kawartha Lakes;

That Staff be directed to report back to Council with a proposed plan for consideration; and

That this recommendation be brought forward to Council for consideration on March 26, 2019.

10. Report DEV2019-001

10.1 COW2019-03.10.1

Kawartha Lakes Healthy Environment Plan Presentation

Councillor Richardson

Chris Marshall, Director of Development Services

Susan Hall, Land Use Research Associates

Sarah Shenstone-Harris, ICLEI Canada

10.2 DEV2019-001

Kawartha Lakes Healthy Environment Plan

Chris Marshall, Director of Development Services

Denise Williams, Strategy and Performance Specialist

That Report DEV2019-001, **Kawartha Lakes Healthy Environment Plan**, be received;

That staff be directed to communicate with the Federation of Canadian Municipalities (FCM) that the Kawartha Lakes Healthy Environment Plan satisfies milestones one through three in the Partners for Climate Protection (PCP) program;

That the City of Kawartha Lakes appoint the following:

1. Corporate staff person Chris Marshall, Director of Development Services

2. Elected Official Tracy Richardson, City Councillor

to oversee implementation of the Kawartha Lakes Healthy Environment Plan;

That Council adopt the Kawartha Lakes Healthy Environment Plan (2019), dated March, 2019, as a guiding framework and commitment to inform future City decisions and Plans; and

That this recommendation be brought forward to Council for consideration at the March 26, 2019 Regular Meeting of Council.

11. Consent Matters

That all of the proposed resolutions shown in Section 11.1 and 11.2 of the Agenda be approved and adopted by Committee of the Whole in the order that they appear on the agenda and sequentially numbered.

11.1 Reports

11.1.1 CLK2019-010

Pregnancy and Parental Leave Policy for Members of Council

Cathie Ritchie, City Clerk

That Report CLK2019-010, **Pregnancy and Parental Leave Policy for Members of Council**, be received;

That a by-law be prepared for the adoption of the Pregnancy and Parental Leave Policy for Members of Council; and

That this recommendation be brought forward to Council for consideration on March 26, 2019.

11.1.2 CLK2019-011

Council and Committee of the Whole Revised Meeting Schedules

Cathie Ritchie, City Clerk

That Report CLK2019-011, **Council and Committee of the Whole Revised Meeting Schedules**, be received;

That Council approves reducing the scheduled Regular Council Meetings to one meeting per month with the understanding that Special Council Meetings may be called in accordance with the Procedural By-law;

That Council approves the revised Council and Committee of the Whole Meeting Schedules; and

That this recommendation be brought forward to Council for consideration at the March 26, 2019 Council Meeting.

11.1.3

RS2019-016

Proposed Surplus Declaration and Sale of City – Owned Property – Part of Blk D on Plan 386 and Part of Road Allowance between Lots 18 and 19, Concession 2 – River Rd.

Christine Oliver, Law Clerk, Realty Services

That Report RS2019-016, Proposed Surplus Declaration and Sale of City – Owned Property – Part of Blk D on Plan 386 and Part of Road Allowance between Lots 18 and 19, Concession 2– River Road, be received;

That a portion of the City-owned property legally described as Block D on Plan 386 (PIN: 63119-0232 [LT]) and Part of the Road Allowance between Lots 18 and 19 Concession 2 (PIN: 63119-0195 [LT]), in the Geographic Township of Somerville, City of Kawartha Lakes, be declared surplus to municipal needs;

That the closure of part of the road allowance and a direct sale of municipal property to the abutting landowner be supported, 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 to process to stop up and close the said portion of the road allowance;

That a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed;

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

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

11.1.4

RS2019-018

Proposed Surplus Declaration, Closure and Sale of Shoreline Road Allowance adjacent to 76 Fulsom Crescent, Carden

Laura Carnochan, Law Clerk - Realty Services

That Report RS2019-018, **Proposed Surplus Declaration, Closure and Sale of Shoreline Road Allowance adjacent to 76 Fulsom Crescent, Carden**, be received;

That the subject property, being the shoreline road allowance adjacent to 76 Fulsom Crescent, Carden and legally described as Part of the Shoreline Road Allowance Lying in Front of Lots 13-14 on Plan 360, in the Geographic Township of Carden, City of Kawartha Lakes, be declared surplus to municipal needs;

That the closure of the portion of road allowance and sale to the adjoining landowner 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 road allowance;

That a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed if appropriate;

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

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

11.1.5

ED2019-007

Lindsay Downtown BIA Policy Updates

Carlie Arbour, Economic Development Officer, Community

That Report ED2019-007, **Lindsay Downtown BIA Policy Updates**, be received;

That the Board approved Lindsay Downtown BIA Procedural By-Law, attached as Appendix A to Report ED2019-007, be received;

That the Board approved Lindsay Downtown BIA Constitution, attached as Appendix B to Report ED2019-007, be received;

That the Composition Section 2.02 of the establishing by-law 2008-212 be deleted in its entirety and replaced with:

The Board of Management established under section 2.01 of this By-law consists of a minimum of **7** and a maximum of **13** directors who shall have full voting privileges, and shall include:

1. a) Up to Two (2) Councillors appointed directly by Council of the City of Kawartha Lakes.
 1. The balance of the directors shall be selected by vote of the members of the Lindsay Business Improvement Area and then appointed by Council of the City of Kawartha Lakes, and shall include:
2. One Business Resident, being a resident of Lindsay who is an owner or operator of a business located outside the Business Improvement Area but within the City;
 1. The balance shall be members of the Business Improvement Area.
 2. The Board of Management will invite City staff resources from the Tourism/Economic Development office, Public Works Services office and one City Police Services Representative to act as resources to the Board and they shall have non-voting privileges.

The term of the Board of Management shall be the same as the term of the Council that appointed them, however, in an election year the Board of Management members shall continue to hold office until their successors have been appointed;

That the necessary amending By-law be forwarded to Council for adoption; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting **on March 26, 2019**.

11.1.6

PRC2019-001

2019 50/50 Community Project Capital Fund Allocation

Shelley Cooper, Community Partnership and Programs Supervisor

That Report PRC2019-001, **2019 50/50 Community Project Capital Fund Allocation**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

11.1.7 PRC2019-002

2019 Community Partnership and Development Fund Allocation
Shelley Cooper, Community Partnership and Programs Supervisor

That Report PRC2019-001, **2019 Community Partnership and Development Fund Allocation**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

11.1.8 PRC2019-004

Kawartha Lakes Cemetery Board
2018 Annual Report and Proposed Work Plan for 2019
Cathy Sleep, Cemetery Administrator
Council Representative - Councillor Yeo

That Report PRC2019-004, **Kawartha Lakes Cemetery Board 2018 Annual Report and Proposed Workplan for 2019**, be received;

That the 2018 Annual Report of Kawartha Lakes Cemetery Board be received;

That the Kawartha Lakes Cemetery Board 2019 Work Plan be approved; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

11.2 Correspondence

11.2.1 COW2019-03.11.2.1

Request for Noise By-law Extension
Donna Wood, President, Bobcaygeon Chamber of Commerce

That the February 20, 2019, correspondence from Donna M. Wood, President, Bobcaygeon Chamber of Commerce, regarding **Request for Noise By-law Exemption**, be received;

That the exemption from the City's Noise By-law 2005-025, as amended, for the Canada US/Walleye Tournament at the Bobcaygeon Beach Park on May 18, 2019 and May 19, 2019, from 6:00 a.m. to 7:00 a.m., be approved; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

11.2.2 COW2019-03.11.2.2

Memorandum
Wastewater Billing
Mayor Letham

That the March 19th, 2019 memorandum from Mayor Letham regarding **Wastewater Billing**, be received;

That staff be directed to review the feasibility and financial impacts of metering sanitary sewer discharge on the overall user rate for Institutional, Commercial and Industrial (ICI) properties connected to municipal wastewater systems and report their findings to Council no later than Q3, 2019; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

11.2.3 COW2019-03.11.2.3

Memorandum
Request for a 4-Way Stop at Peace and Sturgeon Roads, Omemee
Councillor Ashmore

That the March 19th, 2019 memorandum from Councillor Ashmore regarding the **Request for a 4-Way Stop at Peace and Sturgeon Roads**, be received;

That Council direct staff to report back to Council with a traffic warrant study to determine if a 4-Way Stop can be installed at this intersection;

That staff consult the OPP and EMS for historical accident statistics, as well as former Township of Emily records, and immediate neighbours regarding this intersection for comment; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

11.3 Items Extracted from Consent

Surplus Property Update

Laura Carnochan, Law Clerk - Realty Services

Recommendation 1

That Report RS2019-015, **Surplus Property Update**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council meeting.

Recommendation 2

That Resolution CR2013-848 be amended to remove the following properties from the list of properties to be sold:

- BLK D PL 386; KAWARTHA LAKES
 - PIN: 63119-0232 (LT)
 - Roll Number: 1651 310 020 30601
- BLK E PL 386; KAWARTHA LAKES
 - PIN: 63119-0231 (LT)
 - Roll Number: 1651 310 020 31000
- PCL BLOCKS-1 SEC 9M731; BLK 64 PL 9M371; KAWARTHA LAKES
 - PIN: 63269-0293 (LT)
 - Roll Number: 1651 008 010 21538
- PT LT 10 CON 2 MANVERS; KAWARTHA LAKES
 - PIN: 63270-0135 (R)
 - Roll Number: 1651 008 010 10320

(A two-thirds majority vote is required at Council to pass this specific resolution); and

That this recommendation be brought forward to Council for consideration at the next Regular Council meeting.

Recommendation 3

That Resolution CR2014-101 be amended to remove the following properties from the list of properties to be sold:

- CON 8 PT N1/2 LOT 16 RP 57R4258 PART 2
 - Part of PIN: 63184-0290 (LT)

- Roll Number: 1651 110 030 20000
- PT LT 43 CON S PORTAGE RD ELDON PT 1 57R8184; KAWARTHA LAKES
 - Part of PIN: 63166-0087 (LT)
 - Roll Number: 1651 160 041 06000
- PT LT 21 CON 5 ELDON AS IN E11901; KAWARTHA LAKES
 - Part of PIN: 63167-0052 (LT)
 - Roll Number: 1651 160 050 11150
- LT 56 PL 190; KAWARTHA LAKES
 - PIN: 63160-0226 (LT)
 - Roll Number: 1651 210 040 68000
- PT LT J PL 22 PT 1 & 2, 57R5578; KAWARTHA LAKES
 - PIN: 63146-0065 (LT)
 - Roll Number: 1651 240 003 24504
- PT LT G, J PL 22 PT 3, 57R295 & PT 23 & 24, 57R5578; KAWARTHA LAKES
 - PIN: 63146-0077 (LT)
 - Roll Number: 1651 240 003 24513

(A two-thirds majority vote is required at Council to pass this specific resolution); and

That this recommendation be brought forward to Council for consideration at the next Regular Council meeting.

Recommendation 4

That Resolution CR2014-147 be amended to remove the following property from the list of properties to be sold:

- PT W1/2 LT 16 CON 5 MARIPOSA AS IN VT80339; KAWARTHA LAKES
 - PIN: 63191-0128 (LT)
 - Roll Number: 1651 110 020 15504

(A two-thirds majority vote is required at Council to pass this specific resolution); and

That this recommendation be brought forward to Council for consideration at the next Regular Council meeting.

Recommendation 5

That Resolution CR2016-755 be amended to remove the following properties from the list of properties to be sold:

- S1/2 LT 5 E/S KING ST AND N/S MILL ST PL 79; CITY OF KAWARTHA LAKES
 - PIN: 63191-0140 (LT)
 - Roll Number: 1651 110 021 07600
- PT LT 8 CON 6 LAXTON AS IN L1114; KAWARTHA LAKES
 - PIN: 63273-0190 (LT)
 - Roll Number: 1651 420 001 01802
- PT LT 6 S/S KENT ST PL TOWN PLOT AS IN R266051; S/T & T/W R266051; CITY OF KAWARTHA LAKES
 - PIN: 63228-0015 (LT)
 - Roll Number: 1651 020 002 16900
- PT BLK M PL 119 PARTS 1 TO 4, 57R296; KAWARTHA LAKES
 - PIN: 63181-0105 (LT)
 - Roll Number: 1651 140 000 07903
- PT MARKET SQUARE PL 17 FENELON PT 1, 7-10 57R8606; KAWARTHA LAKES
 - PIN: 63155-0091 (LT)
 - Roll Number: 1651 240 002 26800

(A two-thirds majority vote is required at Council to pass this specific resolution); and

That this recommendation be brought forward to Council for consideration at the next Regular Council meeting.

Recommendation 6

That the surplus declaration of the following properties be rescinded:

- BLK D PL 386; KAWARTHA LAKES
 - PIN: 63119-0232 (LT)
 - Roll Number: 1651 310 020 30601
- BLK E PL 386; KAWARTHA LAKES

- PIN: 63119-0231 (LT)
- Roll Number: 1651 310 020 31000
- PCL BLOCKS-1 SEC 9M731; BLK 64 PL 9M371; KAWARTHA LAKES
 - PIN: 63269-0293 (LT)
 - Roll Number: 1651 008 010 21538
- PT LT 10 CON 2 MANVERS; KAWARTHA LAKES
 - PIN: 63270-0135 (R)
 - Roll Number: 1651 008 010 10320
- CON 8 PT N1/2 LOT 16 RP 57R4258 PART 2
 - Part of PIN: 63184-0290 (LT)
 - Roll Number: 1651 110 030 20000
- PT LT 43 CON S PORTAGE RD ELDON PT 1 57R8184; KAWARTHA LAKES
 - Part of PIN: 63166-0087 (LT)
 - Roll Number: 1651 160 041 06000
- PT LT 21 CON 5 ELDON AS IN E11901; KAWARTHA LAKES
 - Part of PIN: 63167-0052 (LT)
 - Roll Number: 1651 160 050 11150
- LT 56 PL 190; KAWARTHA LAKES
 - PIN: 63160-0226 (LT)
 - Roll Number: 1651 210 040 68000
- PT LT J PL 22 PT 1 & 2, 57R5578; KAWARTHA LAKES
 - PIN: 63146-0065 (LT)
 - Roll Number: 1651 240 003 24504
- PT LT G, J PL 22 PT 3, 57R295 & PT 23 & 24, 57R5578; KAWARTHA LAKES
 - PIN: 63146-0077 (LT)
 - Roll Number: 1651 240 003 24513
- PT W1/2 LT 16 CON 5 MARIPOSA AS IN VT80339; KAWARTHA LAKES
 - PIN: 63191-0128 (LT)

- Roll Number: 1651 110 020 15504
- S1/2 LT 5 E/S KING ST AND N/S MILL ST PL 79; CITY OF KAWARTHA LAKES
 - PIN: 63191-0140 (LT)
 - Roll Number: 1651 110 021 07600
- PT LT 8 CON 6 LAXTON AS IN L1114; KAWARTHA LAKES
 - PIN: 63273-0190 (LT)
 - Roll Number: 1651 420 001 01802
- PT LT 6 S/S KENT ST PL TOWN PLOT AS IN R266051; S/T & T/W R266051; CITY OF KAWARTHA LAKES
 - PIN: 63228-0015 (LT)
 - Roll Number: 1651 020 002 16900
- PT BLK M PL 119 PARTS 1 TO 4, 57R296; KAWARTHA LAKES
 - PIN: 63181-0105 (LT)
 - Roll Number: 1651 140 000 07903
- PT MARKET SQUARE PL 17 FENELON PT 1, 7-10 57R8606; KAWARTHA LAKES
 - PIN: 63155-0091 (LT)
 - Roll Number: 1651 240 002 26800

(A two-thirds majority vote is required at Council to pass this specific resolution); and

That this recommendation be brought forward to Council for consideration at the next Regular Council meeting.

12. Quarterly Updates from Council and Staff

12.1 COW2019-03.12.1

Quarterly Updates from Council and Staff
Mayor Letham

13. Closed Session

14. Matters from Closed Session

15. Adjournment