

The Corporation of the City of Kawartha Lakes

Agenda

Regular Council Meeting

CC2019-14

Tuesday, May 21, 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 CC2019-14.4.1
Closed Session Minutes, Regular Council Meeting of April 23, 2019
Municipal Act, 2001 s.239(2)(b)
 - 4.2 CLK2019-005
Fence-Viewer Appointments
Personal Matters About Identifiable Individuals
Municipal Act, 2001 s.239(2)(b)
Joel Watts, Deputy Clerk
 - 4.3 CLK2019-006
2019 Accessibility Recognition Awards
Personal Matters About Identifiable Individuals
Municipal Act, 2001 s.239(2)(b)
Barbara Condie, Accessibility Officer, on behalf of the Kawartha Lakes
Accessibility Advisory Committee (AAC)
 - 4.4 CS2019-007
Public Appointees to Bobcaygeon Legacy C.H.E.S.T. Fund Grant
Committee
Personal Matters About Identifiable Individuals
Municipal Act, 2001 s.239(2)(b)
LeAnn Donnelly, Executive Assistant, Community Services
 - 4.5 PLAN2019-027
2018 Environmental Hero Award
Personal Matters About Identifiable Individuals
Municipal Act, 2001 s.239(2)(b)
Richard Holy, Manager of Planning, on behalf of the Kawartha
Lakes Environmental Advisory Committee

4.6	PLAN2019-028	
	Member Appointments to the City of Kawartha Lakes Rural Zoning By-law Task Force	
	Personal Matters About Identifiable Individuals	
	Municipal Act, 2001 s.239(2)(b)	
	Richard Holy, Manager of Planning	
	Janet Wong, Planner II	
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	CC2019-14.9.1	18 - 48
	Regular Council Meeting Minutes - April 23, 2019	
	That the Minutes of the April 23, 2019 Regular Council Meeting, be received and adopted.	
10.	Deputations	
10.1	CC2019-14.10.1	49 - 50
	Lindsay Agricultural Society Lindsay Exhibition (LEX) Grounds	
	Harry Stoddart	
	Len Dawson	

10.2	CC2019-14.10.2	51 - 61
	Ontario Waterpower Champions Charter and Waterpower Day Stephanie Landers, Manager, Community Relations and Public Outreach, Ontario Waterpower Association	
11.	Presentations	
12.	Committee of the Whole	
12.1	Correspondence Regarding Committee of the Whole Recommendations	
12.1.1	CC2019-14.12.1.1	62 - 89
	Encouraging Entrepreneurial Agri-Tourism Across City Divisions - Supporting Documents Relating to May 7, 2019 Deputation to Council (Committee of the Whole Recommendation CW2019-107, Item 12.3.1 on the Agenda) Dromoland Orchard and Stables Michael Bryant That the supporting documents relating to the May 7, 2019 deputation to Council by Michael Bryant of Dromoland Orchard and Stables, regarding Encouraging Entrepreneurial Agri-Tourism Across City Divisions , be received.	
12.2	Committee of the Whole Minutes - May 7, 2019	90 - 99
	That the Minutes of the May 7, 2019 Committee of the Whole Meeting be received and the recommendations, included in Section 12.3 of the Agenda, be adopted.	
12.3	Business Arising from Committee of the Whole Minutes of May 7, 2019	
12.3.1	CW2019-107	
	That the deputation of Michael Bryant and Pauline Kiely, of Dromoland Orchard and Stables, regarding encouraging entrepreneurial agri- tourism across city divisions, be received.	
12.3.2	CW2019-108	
	That the deputation of Jeremy Lamperd, regarding opposition to events at Dromoland Orchard and Stables, be received.	

12.3.3 CW2019-109

That the presentation by Dan Marinigh, CAO/Secretary-Treasurer for Otonabee Region Conservation Authority, regarding the Otonabee Region Conservation Authority Update, be received.

12.3.4 CW2019-110

That the presentation by Ron Taylor, CAO, Brenda Stonehouse, Strategy and Performance Specialist, and Denise Williams, Strategy and Performance Specialist, regarding the Office of Strategy Management Program Update, be received.

12.3.5 CW2019-111

That Report CORP2019-011, **2018 Q4 Capital Close**, be received;

That the capital projects identified in Attachment A to Report CORP2018-011 be approved to be closed due to completion;

That the balances in the table below as per Attachment A be transferred to or from the corresponding reserves;

Capital Projects Reserve	\$257,398.86
Victoria Manor Capital Project Reserve	\$9,759.10
Public Works Fleet Reserve	\$4,951.00
Sewer Infrastructure Reserve	\$287,027.51

That project 928170201 – Transit Scheduling System be reopened and an additional \$12,486.89 from Gas Tax Reserve be allocated to 928170201 – Transit Scheduling System to fund the project deficit and bring the balance to zero; expenses that were incorrectly allocated to operating;

That project 953100101 – Bobcaygeon Library Expansion be reopened to allow a refund in the amount of \$15,002.31 from the cancelled project to be returned to Capital Reserves;

That project 953180102 – City Hall HVAC be reclassified as a multi-year project with a closing date of December 31, 2021;

That project 953190102 – City Hall HVAC be closed and the remaining budget of \$619,268.02 and expenses of \$731.98 be transferred to 953180102 – City Hall HVAC;

That project 953190104 – City Hall Lighting Systems be closed and the remaining budget of \$99,268.02 and expenses of \$731.98 be

transferred to 953180102 – City Hall HVAC;

That project 953190103 – City Hall Council Chambers and Victoria Room be closed and the budget of \$38,000.00 be transferred to 953180109 – City Hall Council Chambers and Victoria Room;

That the following projects be granted an extension to June 30, 2019:

- 928170401 – Upgrade/Replace Client Hardware
- 932170201 – Bethany Fire Station Replacement
- 932170901 – Bunker Gear
- 953170200 – Building Services
- 983150600 – Urban/Rural Reconstruction Project
- 998151201 – Lindsay WPCP Upgrades
- 998152200 – Glenelg St E – Watermain Design & Replacement

That the following projects be granted an extension to December 31, 2019:

- 928171901 – Purchase Parks & Recreation Software
- 932172201 – Coboconk Fire Hall Upgrades
- 983160600 – Urban/Rural Reconstruction Project
- 983170100 – Bridge Program
- 983170300 – Urban/Rural Reconstruction Project
- 983170800 – Road Restoration for WWW Projects
- 983171101 – Traffic Signals
- 983180100 – Bridge Program
- 983180300 – Urban/Rural Reconstruction Program
- 998160201 – Water Operations Monitor System
- 998160501 – Pinewood Production Well
- 998160800 – Fenelon falls Watermain Upgrades
- 998161100 – Peel/York Street Watermain Design
- 998161501 – Wastewater Operation Monitoring Systems
- 998170100 – Watermain Replacement Program
- 998170300 – Water Distribution & WW Collection Program

- 998170601 – Fenelon Falls Water Treatment Plant Upgrades
- 997130801 – Eldon Landfill Siteworks
- 997141000 – Landfills, Cell Construction

That the following projects be granted an extension to December 31, 2020:

- 932130701 – Paramedics Central Training Facility
- 998151701 – Colborne St SPS Upgrades
- 998161701 – Lindsay WPCP Upgrades
- 998170500 – Wastewater Treatment Program
- 987180100 – Airport Siteworks

That \$1,700.00 of surpluses left in C0198 and C0161 from unpayable holdbacks be transferred to the Capital Reserves; and

That \$14,253.60 of surplus left in WW1424 from holdbacks being held for deficiencies be transferred to the Water Infrastructure Reserve.

12.3.6 CW2019-112

That Report ED2019-014, **Agricultural Development Advisory Committee 2019 Work Plan**, be received; and

That the 2019 Agricultural Development Advisory Committee Work Plan, as outlined in Appendix B to Report ED2019-014, be approved.

12.3.7 CW2019-113

That Report PLAN2019-029, **Metrolinx Telecommunication Facility Agreement – D44-17-001**, be received for information; and

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

That Report ENG2019-010, **Consolidated Stop Control Review on Various Roads**, be received;

That an all-way stop with flashing beacons be installed at the intersection of Sturgeon Road and Peace Road;

That an all-way stop be installed at the intersection of Francis Street East and Concession Road;

That an all-way stop be installed at the intersection of Stinson's Bay Road and Graham Drive;

That an all-way stop be installed at the intersection of Quaker Road and Taylor's Road;

That an all-way stop be installed at the intersection of Quaker Road and Eden Road;

That an all-way stop be installed at the intersection of Summer Drive and Ball Point Road;

That a stop control be installed on the west approach of Champlain Boulevard at Springdale Drive;

That a stop control be installed on Strawberry Street at Naylor Road;

That a stop control be installed on Lyles Line at Devitt's Road;

That the necessary By-laws for the above recommendations be forwarded to council for adoption; and

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

12.3.9	CW2019-115	
	<p>That the May 7, 2019 memorandum from Councillor Seymour-Fagan regarding a Styrofoam Ban, be received;</p> <p>That staff review the feasibility of banning Styrofoam and Single Use Plastics from the City of Kawartha Lakes, in consultation with the Waste Management Advisory Committee and local Chambers of Commerce; and</p> <p>That staff provide a report to Council by the end of Q4 2019 with a summary of the feasibility review for banning the use of Styrofoam and Single Use Plastics and/or the effective management of Styrofoam and Single Use Plastics as waste products.</p>	
12.3.10	CW2019-116	
	<p>That the May 2, 2019 correspondence from Amy Terrill, Executive Director, Boys and Girls Clubs of Kawartha Lakes, regarding the Boys and Girls Clubs of Kawartha Lakes Water Park Construction, be received.</p>	
12.4	Items Extracted from Committee of the Whole Minutes of May 7, 2019	
12.5	Committee of the Whole Minutes - May 9, 2019	100 - 105
	<p>That the Minutes of the May 9, 2019 Committee of the Whole Meeting be received and the recommendations, included in Section 12.6 of the Agenda, be adopted.</p>	
12.6	Business Arising from Committee of the Whole Minutes of May 9, 2019	
12.6.1	CW2019-119	
	<p>That the presentation by Craig Shanks, regarding the Arena Capital Plan, be received.</p>	
12.6.2	CW2019-120	
	<p>That the presentation by Councillor Richardson, regarding the Manvers Arena User Group Update, be received.</p>	
12.6.3	CW2019-121	
	<p>That the deputation of George Davidson, regarding Report PRC2019-005, be received.</p>	

- 12.6.4 CW2019-122
- That** the deputation of Art Field, regarding Report PRC2019-005, be received.
- 12.6.5 CW2019-123
- That** the deputation of Ian Nicolson, regarding Report PRC2019-005, be received.
- 12.6.6 CW2019-124
- That** Report PRC2019-005, **Arena Capital Plan Update**, be received;
- That** Council direct staff to plan and budget accordingly for the continued operations of the Oakwood, Little Britain and Emily-Omemee arena facilities for the current 10-Year Financial Plan;
- That** Council direct staff to plan for a new single pad arena build in the Village of Omemee and budget accordingly for inclusion in the next 10 year financial planning cycle (2028-2037); and
- That** Council direct staff to plan for a new arena complex in the South West Area for inclusion in the next 10 year financial planning cycle (2028-2037).
- 12.7 Items Extracted from Committee of the Whole Minutes of May 9, 2019
- 13. Planning Advisory Committee**
- 13.1 Correspondence Regarding Planning Advisory Committee Recommendations
- 13.2 Planning Advisory Committee Minutes 106 - 113
- Planning Advisory Committee Meeting Minutes - May 1, 2019**
- That** the Minutes of the May 1, 2019 Planning Advisory Committee Meeting be received and the recommendations, included in Section 13.3 of the Agenda, be adopted.

13.3 Business Arising from Planning Advisory Committee Minutes

13.3.1 PAC2019-030

That Report PLAN2019-024, respecting Lots 1-6 North of Kent Street, West of St. David Street, Plan 15P, former Town of Lindsay, City of Kawartha Lakes, identified as 3 St. David Street and 4 Riverview Road – Planning File D06-2019-001, be received; and

That Zoning By-law Amendment application D06-2019-001 be referred back to staff to address issues raised through the public consultation process and for further review and processing until such time as all comments have been received from all circulated Agencies and City Departments and that any comments and concerns have been addressed.

13.3.2 PAC2019-031

That Report PLAN2019-025, respecting 22 Bayview Lane and Part of 1266 North Bay Drive, Geographic Township of Bexley; Application No. D06-2019-008, be received; and

That Zoning By-law Amendment respecting application D06-2019-008, be referred back to staff for further review and processing until such time that all comments have been received from all circulated City Department and Agencies, including comments for the related consent applications and any potential concerns or issues have been addressed.

13.4 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 CS2019-009

114 - 117

Release of Fenelon Falls Legacy C.H.E.S.T. Funds to Kawartha Heritage

LeAnn Donnelly, Executive Assistant, Community Services

That Report CS2019-009, **Release of Fenelon Falls Legacy C.H.E.S.T. Funds to Kawartha Heritage**, be received; and

That Kawartha Heritage be approved for funding in the amount of \$2,000.00 with the allocation to come from the Fenelon Falls Legacy C.H.E.S.T. Reserve (3.24350).

14.1.2

PUR2019-017

118 - 120

Request for Proposal 2019-37-CP Supply and Delivery of One New, Non-current or Used Grader

Marielle van Engelen, Buyer

Todd Bryant, Manager of Fleet and Transit Services

That Report PUR 2019-017, **Request for Proposal 2019-37-CP Supply and Delivery of One New, Non-Current or Used Grader**, be received;

That Nortrax Canada Inc.'s Proposal A with optional equipment, being the highest scoring submission, be selected for the award of Request for Proposal 2019-37-CP Supply and Delivery of One New, Non-Current or Used Grader;

That project 994190302 – Graders (1) be increased by \$13,025, being funded from the Public Works Fleet Reserve; and

That subject to receipt of the required documents, that the Financial Services division be authorized to issue a purchase order.

14.1.3

PUR2019-018

121 - 123

Request for Proposal 2019-49-CP Supply and Delivery of a Brushing Attachment

Launa Macey, Supervisor of Financial Services

Todd Bryant, Manager of Fleet and Transit Services

That Report PUR 2019-018, **Request for Proposal 2019-49-CP Supply and Delivery of a Brushing Attachment**, be received;

That Colvoy Enterprises 2012 Ltd. of Brantford being the highest scoring proponent, be selected for the award of Request for Proposal 2019-49-CP Supply and Delivery of a Brushing Attachment; and

That subject to receipt of the required documents, that the Financial Services division be authorized to issue a purchase order.

14.1.4	<p>PLAN2019-030</p> <p>A By-law to Deem Block A, Registered Plan 70, 31 Main Street, former Village of Bobcaygeon (Rasmussen) – Planning File D30-2019-003 David Harding, Planner II</p> <p>That Report PLAN2019-030, respecting Block A, Registered Plan 70, former Village of Bobcaygeon, Rasmussen – Application D30-2019-003, be received;</p> <p>That a Deeming By-law respecting Block A, Registered Plan 70, substantially in the form attached as Appendix C to Report PLAN2019-030, be approved and adopted by Council; and</p> <p>That the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.</p>	124 - 130
14.1.5	<p>PLAN2019-031</p> <p>Request to Exempt 3 Duke Street, Bobcaygeon from Site Plan Control, Bobcaygeon Nursery School and Day Care Corporation (Ronald Awde) Richard Holy, Manager of Planning</p> <p>That Report PLAN2019-031, Bobcaygeon Nursery School and Day Care Corporation – Request for Site Plan Control Exemption, be received; and</p> <p>That the building addition proposed for 3 Duke Street, Bobcaygeon, as generally shown on Appendix B attached to Report PLAN2019-031, be exempted from Site Plan Control.</p>	131 - 136
14.1.6	<p>TR2019-001</p> <p>Transit Advisory Committee 2018 Annual Report and 2019 Work Plan Todd Bryant, Manager Fleet and Transit Services Councillor O'Reilly, Council Representative Councillor Richardson, Council Representative</p> <p>That Report TR2019-001, Transit Advisory Committee Annual Report, be received; and</p> <p>That the 2019 work plan for the Transit Advisory Committee be approved.</p>	137 - 146
14.1.7	<p>TR2019-002</p> <p>Lindsay Transit Ridership Programs Todd Bryant Manager Fleet and Transit</p>	147 - 170

That Report TR2019-002, **Lindsay Transit Ridership Programs**, be received;

That current programs stay in place until end of the first quarter of 2023; and

That these programs be reviewed by the new Council in the first quarter of 2023.

14.2 Correspondence

14.2.1 CC2019-14.14.2.1 171 - 171

Request for Noise By-law Exemption
Lee Anne Adam

That the April 17, 2019 e-mail correspondence from Lee Anne Adam regarding a **Request for Noise By-law Exemption**, be received; and

That the exemption of the City's Noise By-law 2005-025, as amended, for the wedding event being held at 31 Robinglade Avenue, Seagrave, from 4:00 p.m. on June 22, 2019 to 1:00 a.m. on June 23, 2019, be approved.

14.2.2 CC2019-14.14.2.2 172 - 172

Request for Noise By-law Exemption
Judi Clayton

That the April 29, 2019 e-mail correspondence from Judi Clayton of Wheelhouse Event Co. regarding a **Request for Noise By-law Exemption**, be received; and

That the exemption of the City's Noise By-law 2005-025, as amended, for the wedding event being held at 2318 Hillview Drive, Bethany, from 4:00 p.m. on August 24, 2019 to 1:00 a.m. on August 25, 2019, be approved.

14.2.3 CC2019-14.14.2.3 173 - 173

Request for Noise By-law Exemption
Rachel Thorn

That the April 30, 2019 e-mail correspondence from Rachel Thorn regarding a **Request for Noise By-law Exemption**, be received; and

That the exemption of the City's Noise By-law 2005-025, as amended, for the Beer Garden and BBQ event being held at the Woodville Curling Club, 112 Argyle Street, Woodville, from 5:00 p.m. on July 5th to to 1:00 a.m. on July 6th and from 11:00 a.m. to 8:00 p.m. on July 6, 2019, be approved.

14.2.4 CC2019-14.14.2.4 174 - 174

Request for Noise By-law Exemption
Deborah Flak

That the May 10, 2019 e-mail correspondence from Deborah Flak regarding a **Request for Noise By-law Exemption**, be received; and

That the exemption of the City's Noise By-law 2005-025, as amended, for the wedding event being held at 184 Ski Hill Road, Bethany, from 4:00 p.m. on August 3, 2019 to 12:30 a.m. on August 4, 2019, be approved.

14.3 Items Extracted from Consent

15. Petitions

15.1 CC2019-14.15.1 175 - 179

Request for the Resurfacing of Kennedy Bay Road
Donna L. Baker and James Moffat

That the petition received from Donna L. Baker and James Moffat regarding the resurfacing of Kennedy Bay Road, be received.

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 17.1.8 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 CC2019-14.17.1.1 180 - 197

A By-law to Establish Tax Rates in the City of Kawartha Lakes

17.1.2	CC2019-14.17.1.2	198 - 199
	A By-law to Appoint a Municipal Law Enforcement Officer for Limited By-law Enforcement Purposes (M. Robertson)	
17.1.3	CC2019-14.17.1.3	200 - 201
	A By-law to Appoint a Municipal Law Enforcement Officer for Limited By-law Enforcement Purposes (D.E. Surowiec)	
17.1.4	CC2019-14.17.1.4	202 - 203
	A By-law to Amend By-law 2008-162, being A By-law to Provide for Powers of Entry on Land within the Municipality to Conduct Inspections	
17.1.5	CC20149-14.17.1.5	204 - 207
	A By-law to Establish Parcels of Land in the City of Kawartha Lakes as Public Highway	
17.1.6	CC2019-14.17.1.6	208 - 210
	A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes (Various Intersections)	
17.1.7	CC2019-14.17.1.7	211 - 211
	A 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.	
17.1.8	CC2019-14.17.1.8	212 - 213
	A By-law to Deem Part of a Plan of Subdivision, Previously Registered For Lands Within Kawartha Lakes, Not to be a Registered Plan of Subdivision in Accordance with The Planning Act PIN 63129-0064 (LT), Described as Block A and Part Block B S/S Front Street, Registered Plan 70, Former Village of Bobcaygeon, now City of Kawartha Lakes (31 Main Street)	
17.2	By-Laws Extracted from Consent	
17.2.1	CC2019-14.17.2.1	214 - 222
	By-law to Appoint Fence-Viewers and Adopt a Code of Conduct for Fence-Viewers for the City of Kawartha Lakes	

- 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 CC2019-14.21.1 223 - 223
A by-law to Confirm the Proceedings of a Regular Meeting of Council,
Tuesday, May 21, 2019
- 22. Adjournment