

The Corporation of the City of Kawartha Lakes

ADDITIONAL AGENDA

REGULAR COUNCIL MEETING

CC2017-21

Tuesday, August 22, 2017

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.

9. **DEPUTATIONS**

9.4 *CC2017-21.9.4*

Paul Brown
Comments Regarding Farmhouse Severances and Farm Drainage
Items 10.1.5 and 10.3.18 on the Agenda

10. **CONSENT MATTERS**

10.1 Correspondence

10.1.9 *CC2017-21.10.1.9*

4 - 5

Kim Creamer, Assistant Clerk, Town of Innisfil
The Township of Ramara and The Lake Simcoe Region Conservation
Authority

RESOLVED THAT the August 11, 2017 correspondence from the Town
of Innisfil, regarding The Township of Ramara and The Lake Simcoe
Region Conservation Authority, be received.

10.1.10 *CC2017-21.10.1.10*

6 - 7

Mark Masse, Clerk, Town of Lakeshore
Farm House Severances
Item 10.1.5 on the Agenda

RESOLVED THAT the April 28, 2017 correspondence from the Town of
Lakeshore, regarding Farm House Severances, be received.

10.1.11 *CC2017-21.10.1.11*

8 - 8

Andy Letham, Mayor
Correspondence Regarding Victoria Grains-Natural Gas Expansion
Project

RESOLVED THAT the July 6, 2017 correspondence from Mayor
Letham, regarding Victoria Grains-Natural Gas Expansion Project, be
received.

10.4 Items Extracted from Consent

10.4.1 *PUR2017-048*

9 - 11

Launa Lewis, Buyer

2017-74-CT Eldon Landfill Expansion Phase III Stage 1 Construction

RESOLVED THAT Report PUR2017-048, **2017-74-CT Eldon Landfill Expansion Phase III Stage 1 Construction**, be received;

THAT Four Brothers Construction of Woodville, be awarded for the 2017-74-CT Eldon Landfill Expansion Phase III Stage 1 Construction, for the tendered price of \$1,023,608.00 plus HST;

THAT capital project 997151201 (WM1512) Eldon Landfill – Phase 3 Approvals be closed and its expenditures and funding be incorporated into capital project 932161201 (WM1612) Eldon Landfill Construction of Phase 3 – Stage 1;

THAT additional funding of \$215,630 be approved for Project (997161201) Eldon Landfill Construction of Phase 3 – Stage 1 from the Capital Reserves;

THAT subject to receipt of the required documents, the Mayor and City Clerk be authorized to execute the agreements to award the contract to Four Brothers Construction; and

THAT the Purchasing Division be authorized to issue a Purchase Order.

15. **BY-LAWS**

15.1 By-Laws by Consent

15.1.18 *CC2017-21.15.1.18*

12 - 14

A By-law to Amend By-law Number 2005-328 being a By-law to Establish Speed Limits in the City of Kawartha Lakes (Amendment No. 32)

15.1.19 *CC2017-21.15.1.19*

15 - 16

A By-Law to Amend the Township of Fenelon Zoning By-Law No. 12-95 to Rezone Land within the City of Kawartha Lakes



RECEIVED

AUG 17 2017

**OFFICE OF THE CITY CLERK
KAWARTHA LAKES**

CLERK SERVICES

SENT VIA EMAIL & MAIL:
m.walters@lsrca.on.ca

August 11, 2017

Lake Simcoe Region Conservation Authority
120 Bayview Parkway
Newmarket, ON L3Y 3W3

Attention: Mr. Mike Walters, CAO

Re: Township of Ramara

Please be advised that Council for the Town of Innisfil considered correspondence from the Lake Simcoe Region Conservation Authority dated June 29, 2017 and supporting correspondence from the Town of Whitchurch-Stouffville dated July 25, 2017 regarding the Township of Ramara's wishes to no longer be a LSRCA member on August 9, 2017.

In accordance with Council Resolution No. 2017.08.09-CR-02 Council received the correspondence from the LSRCA and the Town of Whitchurch-Stouffville; and

WHEREAS the Lake Simcoe Region Conservation Authority (LSRCA) has advised its member municipalities that the Township of Ramara has advised that it no longer wishes to be an LSRCA member, and that it is appealing the 2017 LSRCA levy apportionment to the Ontario Mining and Lands Commissioner; and

WHEREAS it is LSRCA's position that the Township of Ramara be held accountable for its fair and equitable share towards the provincially mandated programs being delivered by LSRCA.

THEREFORE BE IT RESOLVED THAT the Town of Innisfil is in full support of the Lake Simcoe Region Conservation Authority in its quest to hold the Township of Ramara accountable for its fair and equitable share towards the provincially mandated programs being delivered by LSRCA; and

FURTHER THAT Council requests that the Township of Ramara re-consider their current position with respect to membership and payment of the allotted share of the levy until such time as the Mining and Lands Commissioner determines otherwise.

LSRCA
August 11, 2017

Page 2 of 2

Yours truly,



Kim Creamer,
Assistant Clerk
705-436-3740 Ext. 2410
kcreamer@innisfil.ca

cc: All LSRCA Municipalities
Mayor, Deputy Mayor & Members of Council



TOWN OF LAKESHORE

419 Notre Dame St.
Belle River, ON N0R 1A0

April 28, 2017

Ministry of Municipal Affairs
17th Floor
777 Bay Street
Toronto, Ontario M5G 2E5

Attention: Hon. Bill Mauro

Dear Hon. Bill Mauro

**RE: Support of Resolution Re: Request the Province of Ontario to Ease
Restrictions of Surplus Dwelling Severances in Areas Zoned
Agriculture.**

Please find attached the resolution approved by the Council of the Town of Lakeshore at their Regular Council meeting held on April 25, 2017.

Should you require any additional information with respect to the above matter, please contact the undersigned.

Yours truly,

Mary Masse
Clerk

/cl

Attachment: Resolution of Lakeshore Council

Cc: Ministry of Agriculture Food and Rural Affairs, Hon. Jeff Leal
Association of Municipalities Ontario (AMO)
Via Email - All Ontario Municipalities

April 25, 2017

419 Notre Dame St.
Belle River, ON N0R 1A0

Councillor Diemer moved and Deputy Mayor Fazio seconded:

That:

WHEREAS, the farm house is an existing dwelling and no new residential development is created by severing a farm house from its surrounding land, therefore the severance is not in conflict with the 2014 Provincial Policy Statement, and,

WHEREAS, rules regarding the number of years the farmer has owned the farm lands and rezoning of the retained farm lands, to prohibit future dwellings could be considered by the Province, and,

WHEREAS, changes to rules for severance could eliminate the current practice of the purchaser of the farm, which is acquired as part of a farm lot consolidation, then severing off the existing farm house, as surplus to their needs and then selling it back to the farmer, if there is a need to retire on the property

BE IT THEREFORE, resolved that the Council of the Town of Lakeshore requests the Province of Ontario to ease restrictions of surplus dwelling severances in areas zoned Agriculture, thereby permitting the seller of the farm, to sever off an existing dwelling (i.e. farm house)

That this resolution be circulated to AMO and Ontario Municipalities for support.

Motion Carried Unanimously



The Corporation of the
City of Kawartha Lakes

P.O. Box 9000, 26 Francis St.,
Lindsay, Ontario K9V 5R8

Tel: (705) 324-9411 ext. 1320, 1 888-822-2225

Fax: (705) 324-8110

aletham@city.kawarthalakes.on.ca

July 26th, 2017

Re: Victoria Grains-Natural Gas Expansion Project

Mr. Wilson,

Please accept this letter as confirmation that pending receipt of correspondence detailing your request, Council will take this request under consideration at our next regular Council meeting on the 22nd of August 2017.

This project would enable Victoria County Grains (VCG) to move from propane & diesel fuels in their grain dryer to natural gas. Further, if VCG were to utilize natural gas as a replacement to propane and diesel for power generation they would be able to save an estimated \$100,000 a year. This opportunity presents a clear path to lowering GHG emissions and strengthening a local business; a true win-win scenario.

Further, this project would contribute to the goals of both the City of Kawartha Lakes' 2016 – 2019 Strategic Plan of creating a vibrant and growing economy by establishing a stronger, more diversified economy; as well as the Economic Development Strategic Plan (anticipated enactment August 2017) which places an emphasis on supporting our strong agriculture and food cluster through the development of additional value-added processing.

It is expected that this project will have an immediate benefit for this agri-business/grain elevator described in the application by providing a cost effective operating solution allowing them to be more competitive with similar service providers in other areas with access to natural gas. Additionally, a cost effective custom grain drying service will benefit crop producers across the region. A vibrant agri-business support sector ensures the long term economic growth of the City of Kawartha Lakes, a Rural Ontario community (as defined by Statistics Canada).

Sincerely,

Andy Letham
Mayor

The Corporation of the City of Kawartha Lakes

Council Report

Report Number PUR2017-048

Date: August 22, 2017

Time: 2:00 p.m.

Place: Council Chambers

Ward Community Identifier: Ward 4

Subject: 2017-74-CT Eldon Landfill Expansion Phase III Stage 1 Construction

Author Name and Title: Launa Lewis, Buyer

Recommendation(s):

RESOLVED THAT Report PUR2017-048, **2017-74-CT Eldon Landfill Expansion Phase III Stage 1 Construction**, be received;

THAT Four Brothers Construction of Woodville, be awarded for the 2017-74-CT Eldon Landfill Expansion Phase III Stage 1 Construction, for the tendered price of \$1,023,608.00 plus HST;

THAT capital project 997151201 (WM1512) Eldon Landfill – Phase 3 Approvals be closed and its expenditures and funding be incorporated into capital project 932161201 (WM1612) Eldon Landfill Construction of Phase 3 – Stage 1;

THAT additional funding of \$215,630 be approved for Project (997161201) Eldon Landfill Construction of Phase 3 – Stage 1 from the Capital Reserves;

THAT subject to receipt of the required documents, the Mayor and City Clerk be authorized to execute the agreements to award the contract to Four Brothers Construction; and

THAT the Purchasing Division be authorized to issue a Purchase Order.

Department Head:_____

Financial/Legal/HR/Other:_____

Chief Administrative Officer:_____

Background:

The City of Kawartha Lakes requested tenders from qualified Contractors for all labour, equipment, fuel and materials for construction of the Phase III Stage 1 expansion of the Eldon Landfill.

The construction of the Phase III expansion is required to ensure that the Eldon Landfill site is progressively developed to provide additional waste disposal capacity for the City, to accommodate future waste generation.

This contract involves preparing the southern portion of the first stage of the Phase 3 expansion for landfilling. The site is currently close to capacity and this contract will assure the municipality of approximately 10 years site life at current landfill rates. The full Phase 3 expansion of the Eldon landfill was recently approved by the Ministry of the Environment and Climate Change and will involve multiple stages of construction of which this contract is the first segment. The specific area of the southern portion of the first stage (this contract) is immediately east of the current waste mound.

Capital project 997151201 (WM1512) and 932161201 (WM1612) Eldon Landfill – Phase 3 are to be combined as this is a multi-year project.

Request for Tender 2017-74-CT was prepared and advertised in accordance with the City's Purchasing Policy.

RFT 2017-74-CT closed on Thursday, July 13, 2017 and was opened in public by Mayor Andy Letham and Ashley Wykes, Buyer.

Results of Opening for Tender 2017-74-CT:

Tender Received From	Total Tender Amount (Excluding HST)	Total Tender Amount (Excluding HST) Corrected After Evaluation
Four Brothers Construction	\$1,023,608.00	
Titanium Contracting Inc.	\$1,027,556.30	\$1,027,556.49

Tenders were checked for mathematical errors and conformity to the tender requirements. The lowest, compliant tender received from Four Brothers Construction is compliant.

Rationale:

Staff recommend that Four Brothers Construction of Woodville be awarded 2017-74-CT Eldon Landfill Expansion Phase III Stage 1 Construction, for the tendered price of \$1,023,608.00 plus HST.

Other Alternatives Considered:

No other alternative is being considered as that competitive procurement process was followed and the lowest, compliant tender is being recommended.

Financial/Operation Impacts:

Funds for the Eldon Landfill Expansion was approved in the 2016 Capital Budget 997161201 (WM1612) as noted in the table below.

Capital Project	Capital Project Budget	Other Committed Funds * (see below)	Capital Project Balance	Tender Amount (incl HST)	HST Rebate	10% Contingency	Total Tender Cost	Capital Project Balance
997161201 WM1612	\$985,000	\$56,645	\$928,355	\$1,156,677	(\$115,053)	\$102,361	\$1,143,985	(\$215,630)

* Other Committed Funds include internal labour and costs associated with the approvals process.

Upon completion of the work, any remaining surplus or deficit will be dealt with through the Capital close report presented to Council by the Treasury Department in accordance with the Capital Close Policy.

Consultations:

Asset Management Coordinator

Junior Accountant

Manager, Environmental Services

Department Head E-Mail: jrojas@city.kawarthalakes.on.ca

Department Head: Juan Rojas, Director of Engineering and Corporate Assets

Department File: 2017-74-CT

The Corporation of the City of Kawartha Lakes

By-Law 2017-

A By-law to Amend By-law Number 2005-328 being a By-law to Establish Speed Limits in the City of Kawartha Lakes (Amendment No. 32)

Recitals

1. Council adopted Resolution Numbers CR2017-XX and CR2017-XX on August 22, 2017 directing amendments to By-law Number 2005-328 the Speed Limit By-law.
2. An amendment is required to change speed limits on Highways.
3. These changes require an amendment to the original by-law.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2017- .

Section 1.00: Definitions and Interpretation

Definitions:

All defined terms in the amending By-law take their meaning from By-law Number 2005-328 of the City of Kawartha Lakes.

Section 2.00: Amendment Details

- 2.01 **Schedule C:** That Schedule C to By-law Number 2005-328, Highways with a Speed Limit of 60 Kilometres per Hour, be amended by adding the following:

<u>ROAD #</u>	<u>FROM</u>	<u>TO</u>
Hickory Beach Road	Kawartha Lakes Road 30	A point 500 m north of North Bayou Rd
Laidlaw Drive	Balsam Lake Drive	A point 650 m south

- 2.02 **Schedule C:** That Schedule C to By-law Number 2005-328, Highways with a Speed Limit of 60 Kilometres per Hour, be amended by deleting the following:

<u>ROAD #</u>	<u>FROM</u>	<u>TO</u>
Verulam – Edgewood Drive	First Street commonly called Edgewood Drive in the Hickory Beach Subdivision	from the easterly limit of Hickory Beach Road easterly to the end
Verulam – Parkhill Drive	Second Street commonly called Parkhill Drive in the Hickory Beach Subdivision from the easterly limit of Hickory Beach Road easterly	to the end
Verulam – Oakwood Drive	Third Street commonly called Oakwood Drive in the Hickory Beach Subdivision from the easterly limit of Hickory Beach Road easterly	to the end
Verulam – Hickory Beach Road	Township road between Concession 1 and 2 known as the Hickory Beach Road from the northerly shore of Sturgeon Lake	To a point 3696 feet northerly from the northerly shore of Sturgeon lake on the said Hickory Beach Road

- 2.03 **Schedule D:** That Schedule D to By-law Number 2005-328, Highways with a Speed Limit of 50 Kilometres per Hour, be amended by adding the following:

<u>ROAD #</u>	<u>FROM</u>	<u>TO</u>
Verulam – Edgewood Drive	First Street commonly called Edgewood Drive in the Hickory Beach Subdivision	from the easterly limit of Hickory Beach Road easterly to the end
Verulam – Parkhill Drive	Second Street commonly called Parkhill Drive in the Hickory Beach Subdivision from the easterly limit of Hickory Beach Road easterly	to the end
Verulam – Oakwood Drive	Third Street commonly called Oakwood Drive in the Hickory Beach Subdivision from the easterly limit of Hickory Beach Road easterly	to the end
Hickory Beach Road	A point 500 m north of North Bayou Rd	To the south end
Raven Lake Road	South Mountain Road	To the north end

2.04 **Schedule D:** That Schedule D to By-law Number 2005-328, Highways with a Speed Limit of 50 Kilometres per Hour, be amended by deleting the following:

<u>ROAD #</u>	<u>FROM</u>	<u>TO</u>
Bexley – Lakeshore and North Bay Drive	Southerly Junction	Northerly Junction – King’s Highway #48

and replaced with the following:

<u>ROAD #</u>	<u>FROM</u>	<u>TO</u>
North Bay Drive	Kawartha Lakes Rd 48	A point 1200 m south of Kawartha Lakes Rd 48

2.05 **Schedule E:** That Schedule E to By-law Number 2005-328, Highways with a Speed Limit of 40 Kilometres per Hour, be amended by adding the following:

<u>ROAD #</u>	<u>FROM</u>	<u>TO</u>
Laidlaw Drive	A point 650 m south of Balsam Lake Drive	To the south end
North Bay Drive	A point 1200 m south of Kawartha Lakes Rd 48	To the west end
Kenhill Beach Road	Thurstonia Road	The east end

2.06 **Schedule E:** That Schedule E to By-law Number 2005-328, Highways with a Speed Limit of 40 Kilometres per Hour, be amended by deleting the reference to Sturgeon Point Road:

<u>ROAD #</u>	<u>FROM</u>	<u>TO</u>
25 (Sturgeon Point Road between Conc. 10 & 11)	the north limit of the Village limits (a point 400 m south of the line between Lots 11 & 12, Fenelon Twp)	a point 605.6 m south of the lot line between Lots 11 & 12, Fenelon Twp.

and replacing it with the following:

<u>ROAD #</u>	<u>FROM</u>	<u>TO</u>
25 (Sturgeon Point Road)	100 m north of Golf Links Rd	Lake Ave

Section 3.00: Administration and Effective Date

- 3.01 **Administration of the By-law:** The Director of Engineering and Corporate Assets is responsible for the administration of this by-law.
- 3.02 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 22nd day of August, 2017.

_____ Andy Letham, Mayor	_____ Judy Currins, City Clerk
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The Corporation of the City of Kawartha Lakes

By-Law 2017 -

A By-Law to Amend the Township of Fenelon Zoning By-Law No. 12-95 to Rezone Land within the City of Kawartha Lakes

[File D06-17-022, Report PLAN2017-050, respecting Part of Lots 2, 3, 4, Block A and Part of the Dedication adjoining the Glenarm Road, Plan 312 and Part of Lots 36 and 37, RCP 545, geographic Township of Fenelon, identified as 2385 Glenarm Road – 2274919 Ontario Inc.]

Recitals:

- 1. Section 34 of the Planning Act authorizes Council to determine the appropriate zoning categories and provisions assigned to land.
- 2. Council has received an application to amend the categories and provisions relating to a specific parcel of land to permit a drive-thru facility as an additional use to the property in association with the proposed restaurant use on the property
- 3. A public meeting to solicit public input has been held.
- 4. Council deems it appropriate to rezone the Property.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2017-__.

Section 1:00 Zoning Details

1.01 **Property Affected:** The property affected by this by-law is described as Part of Lots 2, 3, 4, Block A and Part of the Dedication adjoining the Glenarm Road, Plan 312 and Part of Lots 36 and 37, RCP 545, geographic Township of Fenelon, City of Kawartha Lakes, and identified as 2385 Glenarm Road.

1.02 **Textual Amendment:** By-law No. 12-95 of the Township of Fenelon is further amended by deleting Section 17.3.18.1 in its entirety and replacing it with the following:

- “17.3.18.1 In addition to the permitted uses in Section 17.1, on land zoned C2-18 the following uses are also permitted:
 - i. Convenience store;
 - ii. Drive-thru facility related to a restaurant use
- 17.3.18.2 Notwithstanding subsection 17.2, the following provisions shall also apply:
 - i. Minimum aisle width for drive-thru queue 3.0 m
 - ii. Minimum number of vehicles for drive-thru queue 25

On land zoned C2-18(H), removal of the holding symbol shall be in accordance with the following:

- i. The owner shall enter into a site plan agreement for the proposed development that addresses site servicing, stormwater management, traffic, landscaping, and illumination.”

Section 2:00 Effective Date

2.01 **Effective Date**: This By-law shall come into force and take effect on the date it is finally passed, subject to the provisions of Sections 34 and 36 of the Planning Act.

By-law read a first, second and third time, and finally passed, this __ day of ____, 2017.

Andy Letham, Mayor

Judy Currins, City Clerk