The Corporation of the City of Kawartha Lakes

Minutes

Regular Council Meeting

CC2019-23
Tuesday, September 24, 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

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1. Call to Order

Mayor Letham called the Meeting to order at 1:00 p.m. Deputy Mayor D. Elmslie and Councillors R. Ashmore, P. Dunn, P. O'Reilly, T. Richardson, K. Seymour-Fagan, A. Veale and E. Yeo were in attendance.

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

2. Opening Ceremonies

2.1 O Canada

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

2.2 Moment of Silent Reflection

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

2.3 Adoption of Open Session Agenda

CR2019-528
Moved By Councillor O'Reilly
Seconded By Councillor Richardson

That the Agenda for the Open Session of the Regular Council Meeting of Tuesday, September 24, 2019, be adopted as circulated.

Carried

3. Disclosure of Pecuniary Interest

There were no declarations of pecuniary interest disclosed.

4. Notices and Information by Members of Council and Staff

4.1 Council

Mayor Letham:

- The Mayor and several members of Council attended the 2019 International Plowing Match and Rural Expo in Verner, West Nipissing, last weekend. At the closing ceremonies, the Mayor accepted the flag on behalf of the City as host of the 2020 International Plowing Match and Rural Expo to be held on October 14, 2020.

Councillor Seymour-Fagan:

- The Bobcaygeon Fall Fair runs September 26th to 28th.

Councillor Ashmore:

- The 2nd Annual Irish Oktoberfest is on October 19th at the Downeyville Hall.
- Thank you to Economic Development staff for all of their hard work at the 2019 International Plowing Match and Rural Expo.

Councillor Veale:

- On behalf of the Kawartha Lakes Accessibility Advisory Committee, you are invited to register for the 2019 Fall Accessibility Forum: "Accessible Education Towards Accessible Employment" featuring keynote speaker the Hon. David C. Onley. The event will take place October 23, 2019 from 9:00 a.m. to 4:30 p.m. at Fleming College Frost Campus in Lindsay.

Councillor Richardson:

- There will be a student-led Global Climate Action Rally on September 27th beginning at 12:30 p.m. at 180 Kent Street, Lindsay, then moving to Victoria Park.
- The Extraordinary Women's Gala Dinner will be held October 17th at the Black Diamond Golf Club in Pontypool with funds going to support Women's Resources.

Councillor O'Reilly:

- The 2019 Care Gala was held September 12th at the Victoria Park Armoury. The event was a success with funds going to support Community Care.
- FarmFest takes place on October 6th from 10:00 a.m. to 4:00 p.m.
- Junior Hockey season has started with the Lindsay Muskies and Little Britain Merchants back in action.
- The Boots & Bling fundraiser will be held at the Victoria Park Armoury on October 4th from 8:00 p.m. to 12:00 a.m. with funds going to support the Boys and Girls Clubs of Kawartha Lakes.
- The 2019 Lindsay Exhibition was held September 18th to 22nd drawing over 40,000 attendees.

4.2 Staff

CAO R. Taylor invited Acting Chief of Paramedic Services S. Johnston to share the launch of the Community Paramedic Pilot Program. Ms. Johnston advised that Paramedic Services has just kicked off the 3-month pilot of the program which aims to help reduce patient re-admission with a focus on seniors at the Ross Memorial Hospital in Lindsay.

5. Council Minutes

5.1 CC2019-23.5.1

Regular Council Meeting Minutes - August 13, 2019
Special Council Meeting Minutes - September 5, 2019
Special Council Meeting Minutes - September 17, 2019
Special Council Meeting Minutes - September 18, 2019

CR2019-529
Moved By Deputy Mayor Elmslie
Seconded By Councillor Veale

That the Minutes of the August 13, 2019 Regular Council Meeting, September 5, 2019 Special Council Meeting, September 17, 2019 Special Council Meeting and September 18, 2019 Special Council Meeting, be received and adopted.

Carried

6. Deputations

6.1 CC2019-23.6.1

Use of City Owned Property Adjacent to Stanley Road, Woodville
Item 8.3.5 on the Agenda
Robin Wagnell

Ms. Wagnell expressed concerns regarding the placement of permanent structures, vehicles and no trespassing signs on the City owned property adjacent to her properties. She noted that her view, access to water and use of her own property have been negatively impacted.

CR2019-530
Moved By Councillor Dunn
Seconded By Councillor Richardson

That the deputation of Robin Wagnell regarding Use of City Owned Property Adjacent to Stanley Road, Woodville, be received.

Carried

6.2 CC2019-23.6.2

Proposed Heritage Designation for 3 St. David Street and 4 Riverview Road, Lindsay
Item 8.3.14 on the Agenda
John Ireland

Mr. Ireland attended Council to support the proposed heritage designation for 3 St. David Street and 4 Riverview Road in Lindsay. He provided background information on the homes and the families that resided within them for the subject area, noting that a request for heritage designation for the Old Mill District was previously submitted to Council. Mr. Ireland requested that Council protect the history of the area by approving the heritage designation on these properties.

CR2019-531
Moved By Councillor Dunn
Seconded By Deputy Mayor Elmslie

That the deputation of John Ireland regarding a **Proposed Heritage Designation for 3 St. David Street and 4 Riverview Road, Lindsay**, Item 8.3.14 on the Agenda, be received.

Carried

6.3 CC2019-23.6.3

Proposed Heritage Designation for 3 St. David Street and 4 Riverview Road, Lindsay
Item 8.3.14 on the Agenda
Jim Garbutt

Mr. Garbutt, a member of the City's Municipal Heritage Committee, shared the purpose of the committee and their support of the proposed heritage designation for 3 St. David Street and 4 Riverview Road in Lindsay. He encouraged Council to look at potential options to pursue the heritage designation or otherwise protect the history and integrity of the subject area.

CR2019-532
Moved By Councillor Seymour-Fagan
Seconded By Councillor Ashmore

That the deputation of Jim Garbutt regarding a **Proposed Heritage Designation for 3 St. David Street and 4 Riverview Road, Lindsay**, Item 8.3.14 on the Agenda, be received.

Carried

6.4 CC2019-23.6.4

Development Charge Deferral Regarding Report EA2019-012
Item 10.1.11 on the Agenda
John Gorrill

Mr. Gorrill requested Council to support the request by All Into Storage for deferral of the development charges related to its proposed storage unit development at 74 Colborne St. E. in Lindsay for a 2-year period to allow the completion of their next phase of expansion.

CR2019-533
Moved By Councillor O'Reilly
Seconded By Councillor Veale

That the deputation of John Gorrill, regarding **Development Charge Deferral Regarding Report EA2019-012**, Item 10.1.11 on the Agenda, be received.

Carried

7. Presentations

7.1 CC2019-23.7.1

Introduction of the Integrity Commissioner Office for the City of Kawartha Lakes
Charles A. Harnick, ADR Chambers

Mr. Charles A. Harnick introduced himself as the Integrity Commissioner for the City of Kawartha Lakes. He shared his professional background and provided an overview of the roles and responsibilities of the Integrity Commissioner.

CR2019-534
Moved By Councillor Veale
Seconded By Councillor Richardson

That the presentation by Charles A. Harnick regarding **Introduction of the Integrity Commissioner Office for the City of Kawartha Lakes**, be received.

Carried

8. Committee of the Whole

8.1 Correspondence Regarding Committee of the Whole Recommendations

8.2 Committee of the Whole Minutes

Committee of the Whole Minutes - September 10, 2019

CR2019-535
Moved By Councillor Seymour-Fagan
Seconded By Councillor Richardson

That the Minutes of the September 10, 2019 Committee of the Whole Meeting be received and the recommendations, included in Section 8.3 of the Agenda, be adopted, save and except Items 8.3.2, 8.3.10, 8.3.14, 8.3.17, 8.3.19 and 8.3.20.

Carried

8.3 Business Arising from Committee of the Whole Minutes

8.3.1 CW2019-159

That the deputation of Darolyn Jones, regarding a **Request to Purchase Land Adjacent to 1474 Fleetwood Road**, be received.

Carried

8.3.3 CW2019-161

That the deputation of Andrew Girdler, regarding **Dock Spaces in Thurstonia**, be received.

Carried

8.3.4 CW2019-162

That the deputation of Kevin Waldock, regarding an **Encroachment Licence Agreement for the Use of City-Owned Land Adjacent to 129 Stanley Road**, be received.

Carried

8.3.5 CW2019-163

That the deputation of Robin Wagnell, regarding the **Use of City-Owned Land Adjacent to Stanley Road, Woodville**, be received.

Carried

8.3.6 CW2019-164

That the Encroachment Agreement for 129 Stanley Road, Woodville, proceed as requested, save and except for the garden shed.

Carried

8.3.7 CW2019-165

That the presentation by Mark Pankhurst, Chief of Fire Services, regarding the **2019 Flood Update**, be received.

Carried

8.3.8 CW2019-166

That the presentation by Marina Hodson, Executive Director of Kawartha North Family Health Team, and Rachel Gillooly , Poverty Reduction Coordinator, regarding the **Haliburton, Kawartha Lakes Poverty Reduction Roundtable Update**, be received.

Carried

8.3.9 CW2019-167

That the presentation by Hope Lee, Manager, Human Services, regarding **Affordable Housing Targets**, be received.

Carried

8.3.11 CW2019-169

That Report CORP2019-017, **Proposed Amendments to High Water Bill Adjustment Policy**, be received; and

That these proposed amendments to the High Water Bill Adjustment Policy (CP2017-006), attached as Appendix A to this report be brought forward for Council for approval at the September 24, 2019 Regular Council Meeting.

Carried

8.3.12 CW2019-170

That Report CORP2019-024, **2019 Q2 Capital Close**, be received;

That the capital projects identified in Attachment A to Report CORP2018-024 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;

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

That the following project be granted an extension to June 30, 2020:

- 998161701 - Lindsay WPCP Upgrade - Construction

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

Carried

8.3.13 CW2019-171

That Report MLE2019-002, **Noise By-law Review** be received;

That By-law 2005-025 be repealed;

That By-law 2018-234 being a by-law to Establish and Require Payment of Fees for Services and Activities Schedule A-12 be amended to establish an exemption fee; and

That the necessary By-laws be forwarded to Council for consideration at the next Regular Council Meeting.

Carried

8.3.15 CW2019-173

That Report ED2019-020, **Kawartha Lakes Innovation Cluster Pilot Project Proposal**, be received; and

That the Mayor and Clerk be authorized to execute any documents and agreements required to enter into an agreement with the Innovation Cluster-Peterborough Kawartha to deliver the Kawartha Lakes Innovation Cluster Pilot until December 31, 2020.

Carried

8.3.16 CW2019-174

That Report ED2019-021, **KLSBEC Program Funding 2019-2022**, be received; and

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

Carried

8.3.18 CW2019-176

That Report ENG2019-021, **Update on Projects within the Road Life Cycle Extension Program**, be received.

Carried

8.3.21 CW2019-179

That Report WWW2019-009, **Wastewater Effluent Monitoring Feasibility Review**, be received.

Carried

8.4 Items Extracted from Committee of the Whole Minutes

8.3.2 CW2019-160

Moved By Councillor Dunn
Seconded By Councillor Yeo

That staff be directed to convey the 1.4 meter strip of land on the City-owned property adjacent to 1474 Fleetwood Road, in the Geographic Township of Manvers, City of Kawartha Lakes to the owner of 1474 Fleetwood Road at fair market value plus all associated costs to resolve the encroachment issue; and

That the remainder of the parcel of land be referred to the Land Management Committee for a recommendation back to Council on potential disposal of the parcel following the usual process.

Motion Failed

CR2019-536
Moved By Councillor Richardson
Seconded By Councillor O'Reilly

That staff be directed to prepare a report for consideration by Council to declare the City-owned property adjacent to 1474 Fleetwood Road, in the Geographic Township of Manvers, City of Kawartha Lakes surplus to municipal needs; and

That the subject property be offered for direct sale to the owner of 1474 Fleetwood Road and sold for no less than the appraised value plus any and all costs associated with the transaction.

Carried

8.3.10 CW2019-168

A recorded vote was requested by Councillor Dunn.

CR2019-537
Moved By Councillor Dunn
Seconded By Councillor Yeo

That Report HH2019-008, **Affordable Housing Targets**, be received; and

That the matter be referred to the Finance Division for a full costing.

Recorded	For	Against	Absent
Mayor Letham	X		
Deputy Mayor Elmslie		X	
Councillor Ashmore	X		
Councillor Dunn	X		
Councillor O'Reilly		X	
Councillor Richardson	X		
Councillor Seymour-Fagan	X		
Councillor Veale	X		
Councillor Yeo	X		
Results	**7**	**2**	**0**

Carried

8.3.14 CW2019-172

CR2019-538
Moved By Councillor O'Reilly
Seconded By Councillor Dunn

That Report ED2019-017, **Proposed Designation of 3 St. David Street and 4 Riverview Road**, be received;

That the Committee of the Whole not endorse the Municipal Heritage Committee's recommendation to designate the 3 St. David Street and 4 Riverview Road in Lindsay under Part IV of the Ontario Heritage Act as being of cultural heritage value and interest;

That staff not be authorized to proceed with the process to designate the subject property under Part IV of the Ontario Heritage Act; and

That the Municipal Heritage Committee work with staff to identify opportunities to recognize the heritage of the area within the proposed redevelopment of 3 St. David Street and 4 Riverview Road in Lindsay.

Carried

8.3.17 CW2019-175

CR2019-539
Moved By Councillor Ashmore
Seconded By Councillor Richardson

That Report ENG2019-020, **Downtown Reconstruction Update**, be received.

Carried

8.3.19 CW2019-177

CR2019-540
Moved By Councillor Richardson
Seconded By Councillor Seymour-Fagan

That Report RD2019-005, **RD2019-005 Winter Maintenance Fee for Service Review**, be received.

Carried

Moved By Councillor Yeo
Seconded By Councillor Dunn

That the fee for service for winter maintenance activities be offered to the McGuire Beach Road Association at market rate.

Motion Failed

8.3.20 CW2019-178

A recorded vote was requested by Councillor Dunn.

Moved By Councillor Dunn
Seconded By Councillor Yeo

That Report WWW2019-007, **Requirement to Connect to Municipal Services Review**, be received;

That Alternative 1 outlined within Report WWW2019-007 be endorsed;

That staff be directed to prepare the necessary amendment to By-law 2014-255, being the Mandatory Connection By-law, to reflect Alternative 1 within Report WWW2019-007.

Recorded	For	Against	Absent
Mayor Letham		X	
Deputy Mayor Elmslie		X	
Councillor Ashmore	X		
Councillor Dunn	X		
Councillor O'Reilly		X	
Councillor Richardson		X	
Councillor Seymour-Fagan		X	
Councillor Veale		X	
Councillor Yeo	X		
Results	**3**	**6**	**0**

Motion Failed

A recorded vote was requested by Councillor Dunn.

CR2019-541
Moved By Deputy Mayor Elmslie
Seconded By Councillor O'Reilly

That Report WWW2019-007, **Requirement to Connect to Municipal Services Review**, be received;

That Alternative 1 outlined within Report WWW2019-007 be endorsed;

That staff be directed to prepare the necessary amendment to By-law 2014-255, being the Mandatory Connection By-law, to reflect Alternative 1 within Report WWW2019-007; and

That staff be directed to prepare an amendment to By-law 2018-039, being the by-law to Regulate Water and Wastewater Services, to require property owners who meet the requirements for mandatory connection to pay a fixed rate of $50.00 per quarter for water services and $50.00 per quarter for wastewater services; and

That the revised fee structure be implemented effective January 1, 2020.

Recorded	For	Against	Absent
Mayor Letham	X		
Deputy Mayor Elmslie	X		
Councillor Ashmore		X	
Councillor Dunn		X	
Councillor O'Reilly	X		
Councillor Richardson	X		
Councillor Seymour-Fagan	X		
Councillor Veale	X		
Councillor Yeo		X	
Results	**6**	**3**	**0**

Carried

CR2019-542
Moved By Councillor Veale
Seconded By Deputy Mayor Elmslie

That staff be directed to bring forward a costing report by end of Q1 2020 to assess the costs associated with the City installing water and wastewater infrastructure to the property lines for those properties required to connect under the Mandatory Connection By-law.

Carried

Council Recessed at 2:49 p.m. and reconvened at 2:58 p.m.

9. Planning Advisory Committee

9.1 Correspondence Regarding Planning Advisory Committee Recommendations

9.2 Planning Advisory Committee Minutes

Planning Advisory Committee Minutes - September 11, 2019

CR2019-543
Moved By Councillor O'Reilly
Seconded By Councillor Veale

That the Minutes of the September 11, 2019 Planning Advisory Committee Meeting be received and the recommendations, included in Section 9.3 of the Agenda, be adopted.

Carried

9.3 Business Arising from Planning Advisory Committee Minutes

9.3.1 PAC2019-057

That Report PLAN2019-047, **respecting Part of Lot 18, Concession 12, Geographic Township of Manvers, and identified as 1067 Fleetwood Road; Application No. D06-2019-020**, be received;

That a Zoning By-law Amendment respecting application D06-2019-020, substantially in the form attached as Appendix D to Report PLAN2019-047, 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.

Carried

9.3.2 PAC2019-058

That Report PLAN2019-048, **respecting Part of Lot 26, Concession 6, Geographic Township of Verulam, and identified as 36 Walker's Road; Application No. D06-2019-018**, be received; and

That a Zoning By-law Amendment respecting application D06-2019-018 be referred back to staff for further review and processing until such time as the additional requirements and concerns raised by City Departments, have been addressed.

Carried

9.3.3 PAC2019-059

That Report PLAN2019-049, **respecting Part Lot 12, Concession 7, Geographic Township of Fenelon, Application D06-2019-014**, be received;

That a Zoning By-law, respecting application D06-2019-014, substantially in the form attached as Appendix D to Report PLAN2019-049 be approved and adopted by Council;

That staff be directed to prepare a Garden Suite agreement pursuant to Section 39.1 of the Planning Act, respecting this application; and

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

Carried

9.3.4 PAC2019-060

That Report PLAN2019-050, **respecting Lots 8-23, 57M-802, former Town of Lindsay, City of Kawartha Lakes, identified as 97-129 Springdale Drive – Application D06-2019-019**, be received;

That a Zoning By-law Amendment respecting application D06-2019-019, substantially in the form attached as Appendix D to Report PLAN2019-050, 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.

Carried

9.3.5 PAC2019-061

That Report PLAN2019-051, **respecting Part Lot 21, Concession 13, Geographic Township of Manvers and municipally known as 344 Old Mill Road, Application Nos. D01-16-007 and D06-16-035**, be received; and

That the applications respecting the proposed Official Plan Amendment to the City of Kawartha Lakes Official Plan and the proposed Zoning By-law Amendment to the Township of Manvers Zoning By-law, be referred back to staff for further review and until such time as all comments have been received from circulated Agencies and City Departments and any public comments and concerns have been addressed.

Carried

9.4 Items Extracted from Planning Advisory Committee Minutes

10. Consent Matters

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

Moved By Councillor Seymour-Fagan
Seconded By Deputy Mayor Elmslie

That all of the proposed resolutions shown in Section 10.1 and 10.2 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 10.1.9, 10.1.11 and 10.1.12.

Carried

10.1 Reports

10.1.1 CORP2019-025

Vest Unsuccessful Tax Sale Property
Linda Liotti, Manager, Revenue and Taxation

CR2019-544

THAT Report CORP2019-025, **Vest Unsuccessful Tax Sale Property**, be received;

THAT the property offered for tax sale on October 12, 2017 described as

> Roll No. 1651 420 002 01900.0000
> Part of Lot 11, Concession 1, geographic Township of Laxton; part West half Lot 12, Concession 1, geographic Township of Laxton, as in R240800; City of Kawartha Lakes, being 63112-0086 (LT)

be vested with the City of Kawartha Lakes; and

THAT the amount owing on this account be deemed uncollectable.

Carried

10.1.2 PUR2019-033

Request for Proposal 2019-72-OP Financial Audit Services
Krystina Cunnington, Buyer
Carolyn Daynes, Treasurer

CR2019-545

That Report PUR2019-033, **Request for Proposal 2019-72-OP Financial Audit Services**, be received;

That the highest scoring Proponent, Deloitte, be selected for the award of Request for Proposal 2019-72-OP for Financial Audit Services for a 5-year period ending December 31, 2023;

That upon successful completion of initial term that the City enter into an optional 1 – 3-year term to December 31, 2026; and

That subject to receipt of the required documents, that Mayor and City Clerk be authorized to execute the agreement to award Proposal 2019-72-OP for Financial Audit Services.

Carried

10.1.3 PUR2019-037

2019-63-CQ Centennial and Omemee Washroom Renovations
Linda Lee, Buyer
Rod Porter, Capital and Special Projects Supervisor

CR2019-546

That Report PUR2019-037, **2019-63-CQ Centennial and Omemee Washroom Renovations**, be received;

That Gerr Construction Limited be selected for the award of 2019-63-CQ Centennial and Omemee Washroom Renovations for the quotation price of $533,000 plus HST;

That project 950180114 – Centennial Park Roadways be closed and $87,000 be returned to Capital Reserves;

That project 950180115 – Centennial Park Shelter be closed and $50,000 be returned to Capital Reserves;

That project 950180116 – Centennial Park Exterior Lighting be closed and $7,000 be returned to Capital Reserves;

That additional funding of $147,549 be added to project 950190201 – Centennial Park Washrooms from Capital Reserves;

That additional funding of $80,872 be added to project 950180204 – Omemee Park Washrooms from Capital Reserves;

That the Mayor and Clerk be authorized to sign the agreement; and

That Purchasing be authorized to create the purchase order.

Carried

10.1.4 PUR2019-038

Request for Quotation 2019-61-OQ Supply and Operation of Plow Trucks for Winter Maintenance of Secondary Roads
Marielle van Engelen, Buyer
Oliver Vigelius, Manager, Roads Operations (Lindsay) and Capital Projects

CR2019-547

That Report PUR2019-038, **Request for Quotation 2019-61-OQ Supply and Operation of Plow Trucks for Winter Maintenance of Secondary Roads**, be received;

That Marquis Snow & Ice Ltd., be awarded the following winter maintenance areas: Woodville, Kirkfield and Mariposa, for an initial contract term of two years, for a total estimated contract value for the 2019/2020 winter season of $138,250.00;

That Fairview Trucking Inc, be awarded the following winter maintenance areas: Sturgeon Point, Sturgeon North Shore and Thurstonia/Pleasant Point, for an initial contract term of two years, for a total estimated contract value for the 2019/2020 winter season of $248,500.00;

That two (2) – one (1) year optional terms be awarded, subject to vendor performance review, annual City of Kawartha Lakes Council budget approval and mutual consent of both parties; and

That subject to receipt of the requested documents, the Mayor and Clerk be authorized to execute the contract.

Carried

10.1.5 PUR2019-039

2019 SS DG Biddle Detailed Design for the Reconstruction of Colborne Street West (Charles Street to Highway 35, Lindsay)
Linda Lee, Buyer
Juan Rojas, Director of Engineering and Corporate Assets

CR2019-548

That Report PUR2019-039, **2019 SS DG Biddle Detailed Design for the Reconstruction of Colborne Street West (Charles Street to Highway 35, Lindsay)**, be received;

That Council authorize the single source purchase to D.G. Biddle & Associates Limited for the Detailed Design for the Reconstruction of Colborne Street West from Charles Street to Highway 35 for the total cost of $106,500.00 not including HST;

That upon approval, the Mayor and Clerk be authorized to sign the agreement; and

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

Carried

10.1.6 RS2019-028

Proposed Lease Agreements between the City of Kawartha Lakes and Tenants for Hangar Space at Kawartha Lakes Municipal Airport
Sharri Dyer, Manager– Realty Services

CR2019-549

That Report RS2019-028, **Proposed Lease Agreements between the City of Kawartha Lakes and Tenants for 8 Hangar Spaces at Kawartha Lakes Municipal Airport**, be received;

That notwithstanding Section 3.05 Public Notice of Disposition By-law 2018-020, which section requires that disposition by long term lease be advertised on the City website, local newspaper and on-site for a 3 week period prior to declaration of surplus by Council, that Council waive this requirement;

That the property identified in Appendix B be declared surplus for long term lease; and

That the Mayor and Clerk be authorized to execute 8 Lease Agreements attached as Appendix A on behalf of the Corporation of the City of Kawartha Lakes, being proposed vacant land Lease Agreements with interested parties for the purpose of the tenants constructing and leasing hangar space at the Kawartha Lakes Municipal Airport, each for a 25 year term.

Carried

10.1.7 FT2019-001

Fuel Agreement with the Ontario Provincial Police
Todd Bryant Manager of Fleet and Transit

CR2019-550

That Report FT2019-001, **Fuel Agreement with the Ontario Provincial Police**, be received; and

That the Mayor and Clerk be authorized to sign the Memorandum of Understanding (MOU) provided in Attachment 1 to Report FT2019-001.

Carried

10.1.8 ENG2019-022

Peel Street Change Order
Corby Purdy, Supervisor, Infrastructure, Design and Construction

CR2019-551

That Report ENG2019-022, **Peel Street Change Order**, be received;

That Council authorize the increase of $480,000 to the Capital budget program 998190307 (WW1903 Water Distribution and Wastewater Collection) to be funded $240,000 from the Sewer Infrastructure Reserve (1.32030) and $80,000 from the Water Infrastructure Reserve (1.32050); and

That additional funding of $160,000 come from the Water Infrastructure Reserve (1.32050) in the event that funding for the Small Community Funds – Lindsay Cast Iron Watermain Replacement is denied or less than $160,000 is approved.

Carried

10.1.10 EA2019-011

Revised Terms of Reference for Development Charges Task Force
Adam Found, Manager of Corporate Assets

CR2019-552

That Report EA2019-011, **Revised Terms of Reference for Development Charges Task Force**, be received; and

That the revised Terms of Reference for the Development Charges Task Force, as provided for in Appendix B to Report EA2019-011, be approved.

Carried

10.2 Correspondence

10.2.1 CC2019-23.10.2.1

Municipal Representation on the Trent Conservation Coalition Source Protection Committee - Selection of Candidates
Mark Majchroski, Chief Administrative Officer, Kawartha Conservation, Kawartha-Haliburton Source Protection Authority

CR2019-553

That the correspondence dated September 16, 2019, from the Kawartha-Haliburton Source Protection Authority, regarding municipal representation on the Trent Conservation Coalition Source Protection Committee, be received; and

That Deputy Mayor Doug Elmslie be endorsed as the municipal representative on the Trent Conservation Coalition Source Protection Committee for the City of Kawartha Lakes.

Carried

10.3 Items Extracted from Consent

10.1.9 EA2019-010

Early-Start Approval for 2020 Phase of Downtown Lindsay Reconstruction
Adam Found, Manager of Corporate Assets

CR2019-554
Moved By Councillor O'Reilly
Seconded By Councillor Veale

That Report EA2019-010, **Early-Start Approval for 2020 Phase of Downtown Lindsay Reconstruction**, be received; and

That the 2020 phase of downtown Lindsay reconstruction, as indicated in Tables 1 and 2 of Report EA2019-010, be approved and included in the forthcoming 2020 capital budgets for tax-supported and water-wastewater services.

Carried

10.1.11 EA2019-012

Request by All Into Storage for Deferral of Development Charges
Adam Found, Manager of Corporate Assets

CR2019-555
Moved By Councillor Dunn
Seconded By Deputy Mayor Elmslie

That Report EA2019-012, **Request by All Into Storage for Deferral of Development Charges**, be received; and

That notwithstanding Council Policy CP2016-020, the site plan agreement for the storage unit development proposed at 74 Colborne St. E., Lindsay by All Into Storage, as outlined in Appendix A to Report EA2019-012, provide for the deferral of development charges whereby the development charges are made payable on the second anniversary of the site plan agreement and are determined in accordance with the applicable development charge rates in effect at time of payment.

Carried

10.1.12 HH2019-009

Housing First – Intensive Case Management
Hope Lee, Manager, Human Services (Housing)

CR2019-556
Moved By Councillor Dunn
Seconded By Councillor Seymour-Fagan

That Report HH2019-009, **Housing First – Intensive Case Management**, be received for information purposes.

Carried

11. Petitions

11.1 CC2019-23.11.1

Petition Regarding Resurfacing of Hillview Drive and Slalom Drive in Bethany
Olivia Bryant

CR2019-557
Moved By Councillor Richardson
Seconded By Deputy Mayor Elmslie

That the petition received from Olivia Bryant regarding **Resurfacing of Hillview Drive and Slalom Drive in Bethany**, be received and referred to the City's Five Year Roads Plan.

Carried

11.2 CC2019-23.11.2

Petition Regarding Renovations and Repairs to Baseline Road, Coboconk (A complete copy of the Petition is available at the Clerk's Office)
Janet Porter

CR2019-558
Moved By Councillor Seymour-Fagan
Seconded By Councillor Yeo

That the petition received from Janet Porter regarding **Renovations and Repairs to Baseline Road, Coboconk**, be received and referred to the City's current Road Lifecycle Extension Program.

Carried

12. Other or New Business

13. By-Laws

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

CR2019-559
Moved By Councillor Veale
Seconded By Councillor Richardson

That the By-Laws shown in Section 13.1 of the Agenda, namely: Items 13.1.1 to and including 13.1.6 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

13.1 By-Laws by Consent

13.1.1 By-law 2019-124

A By-Law to Regulate Noise in the City Of Kawartha Lakes

13.1.2 By-law 2019-125

A By-law to Authorize the Sale of the Road Allowances in the Geographic Township of Manvers, City of Kawartha Lakes, Legally Described as Franklin Street and Fallis Street on Plan 9 to the Abutting Owner

13.1.3 By-law 2019-126

A By-law to Authorize the Execution of an Agreement between Her Majesty in Right of the province of Ontario as represented by the Ministry of Economic Development, Job Creation and Trade for the Province of Ontario (the “Ministry”) and The Corporation of the City of Kawartha Lakes for Funding Provided by the Province of Ontario for the Small Business and Entrepreneurship Centre Program

13.1.4 By-law 2019-127

A By-Law to Amend the Township of Fenelon Zoning By-Law No. 12-95 to Rezone Land Within the City Of Kawartha Lakes (356 Country Lane – Moore)

13.1.5 By-law 2019-128

A By-Law to Amend the Township of Manvers Zoning By-Law No. 87-06 to Rezone Land Within the City Of Kawartha Lakes (1067 Fleetwood Road – Trevor and Lorraine Nesbitt)

13.1.6 By-law 2019-129

A By-law to Amend the Town of Lindsay Zoning By-law No. 2000-75 to Rezone Land within the City of Kawartha Lakes (97-129 Springdale Drive, Squires Built Homes Inc.)

13.2 By-Laws Extracted from Consent

14. Notice of Motion

15. Closed Session

15.1 Adoption of Closed Session Agenda

CR2019-560
Moved By Councillor Yeo
Seconded By Councillor Dunn

That the Closed Session agenda be adopted as circulated and with the following amendment:

Addition - Item 15.3.4

LGL2019-004

2074161 Ontario Inc., Court File CV11-00421210-0000
Municipal Act, 2001, s.239(2)(e)(f)
Robyn Carlson, City Solicitor

Carried

15.2 Disclosure of Pecuniary Interest in Closed Session Items

There were no declarations of pecuniary interest disclosed.

Council recessed at 3:24 p.m. and reconvened at 3:28 p.m.

15.3 Move Into Closed Session

CR2019-561
Moved By Councillor Yeo
Seconded By Deputy Mayor Elmslie

That Council convene into closed session at 3:28 p.m. in order to consider matters on the Tuesday, September 24, 2019 Closed Session Agenda and that are permitted to be discussed in a session closed to the public pursuant to Sections 239(2)(b)(e)(f) of the Municipal Act, S.O. 2001. S.25.

Carried

16. Matters from Closed Session

16.1 Item 15.3.2

CR2019-567
Moved By Deputy Mayor Elmslie
Seconded By Councillor Seymour-Fagan

That the following member of the public be appointed to the Fenelon Falls Powerlinks Committee for the applicable term of office as stated: Chris Appleton for a four year term ending December 31,2022.

Carried

16.2 Item 15.3.3

CR2019-568
Moved By Councillor Dunn
Seconded By Councillor Yeo

That the City Solicitor provided information and advice relating to Local Planning Appeals Tribunal Case P1190381; and

That Council direct the City Solicitor to attend the hearing of this appeal and advance an argument that the appeal should be allowed to the extent and on the conditions recommended by Planning Staff to the Committee of Adjustment pursuant to Committee of Adjustment Report COA2019-043, as more specifically set out at Appendix C to Confidential Report LGL2019-003.

Carried

16.3 Item 15.3.4

CR2019-569
Moved By Councillor O'Reilly
Seconded By Councillor Dunn

That Council direct the Treasurer to pay 2074161 Ontario Inc. in the amount of $1,103,959.00, in exchange for full settlement of Court File Number CV-11-00421210-0000 on a without-cost basis, termination of (Cost Recovery Agreement described as Front Ending Agreement, dated July 12, 2009 and registration on title of a postponement of a mortgage and an easement for storm water management;

That payment of the above will be made as follows: $617,686.00 will be paid to 2074161 Ontario Inc. from the sewage collection Development Charges reserve

account; and $486,273.00 will be paid to 2074161 out of the roads and related Development Charges reserve account;

That The Mayor and Clerk be authorized to execute Minutes of Settlement and a Release on the terms as agreed to by Council in this Resolution and Report and in a form acceptable to the City Solicitor; and

That the City Solicitor be authorized to take such actions as necessary to have the claim discontinued.

Carried

17. Confirming By-Law

17.1 By-law 2019-130

A By-law to Confirm the Proceedings of a Regular Meeting of Council, Tuesday, September 24, 2019

CR2019-570
Moved By Councillor Dunn
Seconded By Deputy Mayor Elmslie

That a by-law to confirm the proceedings of a Regular Council Meeting held Tuesday, September 24, 2019 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

18. Adjournment

CR2019-571
Moved By Councillor Yeo
Seconded By Councillor Veale

That the Council Meeting adjourn at 4:03 p.m.

Carried

Read and adopted this 22nd day of October, 2019.

_____ _____

Andy Letham, Mayor Cathie Ritchie, City Clerk