

# **The Corporation of the City of Kawartha Lakes**

## **AGENDA**

### **REGULAR COUNCIL MEETING**

**CC2017-22**

**Tuesday, September 12, 2017**

**Closed Session Commencing at 1:30 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.**

1. **CALL TO ORDER**
2. **ADOPTION OF CLOSED SESSION AGENDA**
3. **DISCLOSURE OF PECUNIARY INTEREST IN CLOSED SESSION ITEMS**
4. **CLOSED SESSION**
  - 4.1 CC2017-22.4.1  
  
Closed Session Minutes, Regular Council Meeting  
August 22, 2017  
Municipal Act, 2001, s.239(2)(b)(d)(e)(f)(g)
  - 4.2 CC2017-22.4.2  
  
Juan Rojas, Director of Engineering and Corporate Assets  
Kawartha Lakes Municipal Airport Lease Negotiations  
Proposed or Pending Acquisition or Disposition of Land  
Municipal Act, 2001, s.239(2)(c)
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. **MATTERS FROM CLOSED SESSION**
8. **PUBLIC INFORMATION**
  - 8.1 Presentations
  - 8.2 Invited Guests (Quarterly Basis)
  - 8.3 Notices and Information by Members of Council and Staff
    - 8.3.1 Council

8.3.2 Staff

8.4 Notice of Motion

9. DEPUTATIONS

10. CONSENT MATTERS

**RESOLVED THAT** all of the proposed resolutions shown in Section 10.1, 10.2 and 10.3 of the Agenda be approved and adopted by Council in the order that they appear on the agenda and sequentially numbered.

10.1 Correspondence

10.1.1 CC2017-22.10.1.1

14 - 15

Doug Elmslie, Councillor

Resolution from The Township of Georgian Bay Requesting Provincial Ministries to Work Collaboratively to Eradicate Invasive Species on Provincially Owned Lands

**RESOLVED THAT** the correspondence from The Township of Georgian Bay, regarding their Council Resolution Requesting Provincial Ministries to Work Collaboratively to Eradicate Invasive Species on Provincially Owned Lands, be received and supported; and

**THAT** a copy of the original resolution and Council's supporting resolution be circulated to the Premier, the Minister of Natural Resources, the Minister of Environment and Climate Change, Minister of Transportation, MPP Laurie Scott and the Association of Municipalities of Ontario.

10.1.2 CC2017-22.10.1.2

16 - 16

Mary Ann Martin, Councillor

Request for Speed Study on Mary Street, Omemee

**RESOLVED THAT** the memorandum from Councillor Martin dated September 12, 2017 regarding a request for a speed study on Mary Street, Omemee be received, and

**THAT** staff be instructed to conduct a speed study on Mary Street, Omemee and report the results and options for consideration by the end of Q4, 2017.

10.1.3	CC2017-22.10.1.3	17 - 17
	<p>Mary Ann Martin, Councillor</p> <p>Request for a feasibility study on the installation of turning lanes on all approaches as well as an all-way stop warrant at the intersection of Peace Road (Kawartha Lakes Road 14) and Yankee Line (Kawartha Lakes Road 10) Omemee</p> <p><b>RESOLVED THAT</b> the memorandum from Councillor Martin dated September 12, 2017 regarding a request for a feasibility study on the installation of turning lanes on all approaches as well as an all-way stop warrant at the intersection of Peace Road (Kawartha Lakes Road 14) and Yankee Line (Kawartha Lakes Road 10) Omemee, be received, and <b>THAT</b> staff be instructed to conduct a feasibility study on the installation of turning lanes on all approaches as well as an all-way stop warrant at the intersection of Peace Road (Kawartha Lakes Road 14) and Yankee Line (Kawartha Lakes Road 10) Omemee and report the results and options for consideration by the end of Q1, 2018.</p>	
10.1.4	CC2017-22.10.1.4	18 - 18
	<p>Ed Koe and Nancy Lennox</p> <p>Speed Limit on North Bay Drive</p> <p><b>RESOLVED THAT</b> the correspondence from Ed Koe and Nancy Lennox regarding the Speed Limit on North Bay Drive, be received.</p>	
10.1.5	CC2017-22.10.1.5	19 - 31
	<p>Andy Letham, Mayor</p> <p>Speed Review on North Bay Drive</p> <p><b>RESOLVED THAT</b> the memorandum from Mayor Letham, dated September 12, 2017, titled <b>Speed Review on North Bay Drive</b>, be received;</p> <p><b>THAT</b> the speed limit of North Bay Drive from a point 1200m south of CKL Rd 48 to the west end be posted at 40 km/hour;</p> <p><b>THAT</b> the necessary by-laws for the above recommendations be forwarded to Council for adoption; and</p> <p><b>THAT</b> the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application/agreement/decision.</p>	

10.2	Minutes from:	
10.2.1	Council	
10.2.1.1	CC2017-22.10.2.1.1	32 - 62
	Minutes, Regular Council Meeting August 22, 2017	
	<b>RESOLVED THAT</b> the Minutes of the August 22, 2017 Regular Council Meeting, be received and adopted.	
10.2.2	Committees of Council, Advisory Boards and Task Forces	
10.2.2.1	CC2017-22.10.2.2.1	63 - 66
	Draft Minutes, Drainage Board Meeting August 28, 2017	
	<b>RESOLVED THAT</b> the Draft Minutes of the August 28, 2017 Drainage Board Meeting, be received.	
10.3	Reports	
10.3.1	MAYOR2017-002	67 - 70
	Andy Letham, Mayor Arena Capital Plan	
	<b>RESOLVED THAT</b> Report Mayor 2017-002, <b>Arena Capital Plan</b> , be received;	
	<b>THAT</b> the Manvers, Bobcaygeon, Fenelon Falls, Lindsay, and Woodville arena facilities be maintained as required for operations;	
	<b>THAT</b> the Ops arena facility be scheduled for a complete refurbishment;	
	<b>THAT</b> a new arena complex be explored in the Oakwood/Little Britain area, with the goal of combining the two existing facilities;	
	<b>THAT</b> a new arena complex be explored in the Village of Omemee to replace the existing Emily/Omemee complex; and	
	<b>THAT</b> staff report back by 2 <sup>nd</sup> quarter of 2018 on the implementation and budget requirements for all actions above.	

Laura Carnochan, Law Clerk – Realty Services

Surplus Declaration and Proposed Closure and Sale of a Portion of Road Allowance Adjacent to 1166 Dranoel Road and Legally Described as Road Allowance Between the Township of Cavan and the Township of Manvers Lying West of the Centre Line; South of Highway No. 7A and North of the Easterly Extension of the Road Allowance Between Concession 3 and Concession 4; in the former Geographic Township of Manvers, City of Kawartha Lakes

**RESOLVED THAT** Report RS2017-011 **Surplus Declaration and Proposed Closure and Sale of a Portion of Road Allowance Adjacent to 1166 Dranoel Road and Legally Described as Road Allowance Between the Township of Cavan and the Township of Manvers Lying West of the Centre Line; South of Highway No. 7A and North of the Easterly Extension of the Road Allowance Between Concession 3 and Concession 4; in the former Geographic Township of Manvers, City of Kawartha Lakes**, be received;

**THAT** the subject property, being a portion of Road Allowance Adjacent to 1166 Dranoel Road and legally described as Road Allowance Between the Township of Cavan and the Township of Manvers Lying West of the Centre Line; South of Highway No. 7A and North of the Easterly Extension of the Road Allowance Between Concession 3 and Concession 4; in the former Geographic Township of Manvers, City of Kawartha Lakes, be declared surplus to municipal needs;

**THAT** the closure of the portion of the road allowance and sale to the adjoining owner, be supported, in principle, in accordance with the provisions of By-law 2010-118, as amended, and the Municipal Act, 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 the road allowance;

**THAT** on completion of the public notice, any deputation or public input in opposition of the closing, if any, shall be considered, and if appropriate, a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed; and

**THAT** the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands.

10.3.3	<p>PUR2017-050</p> <p>Marielle van Engelen, Buyer Amber Hayter, Supervisor, Water and Wastewater Operations 2017-83-E Emergency Procurement for Bobcaygeon Water Treatment Plant Replacement of Main Breaker</p> <p><b>RESOLVED THAT</b> Report PUR2017-050, <b>2017-83-E Emergency Procurement for Bobcaygeon Water Treatment Replacement of Main Breaker</b>, be received; and <b>THAT</b> emergency work for project 9981707 Bobcaygeon Main Breaker be funded from the Water Infrastructure Reserve in the amount of \$49,083.72.</p>	82 - 89
10.3.4	<p>PUR2017-051</p> <p>Marielle van Engelen, Buyer Tender 2016-91-OT Winter Maintenance of Specified Secondary Roads</p> <p><b>RESOLVED THAT</b> Report PUR2017-051, <b>Tender 2016-91-OT Winter Maintenance of Specified Secondary Roads</b>, be received; and <b>THAT</b> the option to renew Tender 2016-91-OT Winter Maintenance of Specified Secondary Roads for up to three (3) additional, one (1) year terms, pending budget approval, vendor performance, operational requirements, and contractual need, in accordance with the Table of Authority, be approved.</p>	90 - 100
10.3.5	<p>PUR2017-052</p> <p>Marielle van Engelen, Buyer Tender 2016-90-OT Winter Maintenance of Sidewalks in Specified Areas</p> <p><b>RESOLVED THAT</b> Report PUR2017-052, <b>Tender 2016-90-OT Winter Maintenance of Sidewalks in Specified Areas</b>, be received; and <b>THAT</b> the option to renew Tender 2016-90-OT Winter Maintenance of Sidewalks in Specified Areas for up to three (3) additional, one (1) year terms, pending budget approval, vendor performance, operational requirements and contractual need, in accordance with the Table of Authority, be approved.</p>	101 - 114
10.3.6	<p>PUR2017-053</p> <p>Launa Lewis, Buyer Mike Farquhar, Supervisor, Technical Services 2017-87-CT Installation of Traffic Lights at McLaughlin Road and Kent Street West</p>	115 - 117

**RESOLVED THAT** Report PUR2017-053, **2017-87-CT Installation of Traffic Lights at McLaughlin Road and Kent Street West**, be received; **THAT** Guild Electric Limited of Toronto, be selected for the award of Tender 2017-87-CT Installation of Traffic Lights at McLaughlin Road and Kent Street West for the tender price of \$189,800.00, plus HST; **THAT** subject to receipt of the required documents, the Mayor and Clerk be authorized to execute the agreement to award this tender; and **THAT** the Purchasing Division be authorized to issue a Purchase Order.

10.3.7

ED2017-015

118 - 129

Debra Soule, Economic Development Officer – Arts, Culture and Heritage  
Downtown Lindsay and Oak Street Heritage Conservation District  
Designation Bylaws

**RESOLVED THAT** Report ED2017-015, **Downtown Lindsay and Oak Street Heritage Conservation District Designation Bylaws**, be received; **THAT** the draft By-law, being A By-law to Designate the Downtown Lindsay area, as identified in the Downtown Lindsay Heritage Conservation District Plan, in accordance with Section 41 of the Ontario Heritage Act, be approved; **THAT** the draft By-law, being A By-law to Designate the Oak Street neighbourhood in Fenelon Falls, as identified in the Oak Street Heritage Conservation District Plan, in accordance with Section 41 of the Ontario Heritage Act, be approved; and **THAT** the necessary By-laws be brought forward for adoption.

10.3.8

ENG2017-016

130 - 137

Martin Sadowski, Senior Engineering Technician  
Request for Noise By-Law Exemption-Stoney Creek Culvert-Hwy 35

**RESOLVED THAT** Report ENG2017-016, **Request for Noise By-Law Exemption-Stoney Creek Culvert-Hwy 35**, be received;  
**THAT** the construction activity for the MTO project, Stoney Creek Culvert Rehabilitation, on Hwy 35 be exempt from the City's Noise By-Law 2005-025, during the period of September 25, 2017 to November 17, 2017;  
**THAT** a By-law to prohibit Heavy Traffic from using:

- Tower Road from Mt.Horeb Rd to Hwy 35
- Star Hill Rd from Tower Rd to Hillhead Rd
- Hillhead Rd from Mt.Horeb Rd to River Rd
- Post Rd from Mt.Horeb Rd to Hwy 7
- Confederation Rd from Hillhead Rd to Post Rd
- Crosswind Rd from Post Rd to Heights Rd
- Old Mill Rd from Mt.Horeb Rd to Hwy 7
- Lilac Rd from Mt.Horeb Rd to Hwy 7
- Heights Rd from Mt.Horeb to Hwy 7
- River Rd from Hwy 35 to Hwy 7

be enacted during the period of September 25, 2017 to November 17, 2017 (local deliveries will be exempted);

**THAT** the necessary By-law for the above recommendations be forwarded to council for adoption; and

**THAT** the Mayor and Clerk be authorized to execute any documents and by-laws required by the approval of this application/agreement/decision.

10.3.9

ENG2017-017

138 - 150

Michael Farquhar, Supervisor, Technical Services  
 Petition for Drainage Works By Owner - Waite

**RESOLVED THAT** Report ENG2017-017, **Petition for Drainage Works by Owner – Waite**, be received;

**THAT** Council proceeds with the petition submitted by Joseph and Carol Waite for drainage works by owners for Part Lt. 10 West Half of Concession 6, Fenelon, and instruct the City Clerk to proceed with the notices required under Section 5 of the Drainage Act;

**THAT** Council appoints and retains, R.J Burnside & Associates in accordance with the Drainage Act, as the Engineer of Record and for the petition and to proceed with the requirements of a petition drain; and **THAT** should, R.J Burnside & Associates not be available, that Council instructs staff to retain an alternate qualified Engineer from its standing list.

10.3.10      SOC2017-003      151 - 157

Janine Mitchell, Manager Social Services  
Children's Services 2017 Funding and Allocations

**RESOLVED THAT** Report SOC2017-003, **Children's Services Update and Funding Allocations**, be received.

10.3.11      WM2017-007      158 - 218

Angela Porteous, Regulatory Compliance Officer  
Construction and Demolition Waste Recycling Program

**RESOLVED THAT** Report WM 2017-007, **Construction and Demolition Waste Recycling Program**, be received;

**THAT** the implementation of a construction and demolition waste recycling program as a 22 month pilot to start March 1, 2018 and end on December 31, 2019 as outlined in this report WM 2017-007 at a cost of \$133,500.00 for 2018 and \$155,000.00 for 2019, be approved; and **THAT** staff report back to Council on the success of the construction and demolition waste recycling pilot program by June 30, 2019 with future program recommendations and 2020 budget expectations.

10.3.12      WWW2017-009      219 - 223

Rob MacPherson, Water and Wastewater Technician  
Update on Mandatory Connection Compliance By-law Amendment

**RESOLVED THAT** Report, WWW2017-009, **Update on Mandatory Connection Compliance By-law Amendment**, be received;  
**THAT** Section 2.06 of By-Law 2014-255 “A By-Law To Require Owners Of Buildings To Connect Such Buildings To Drinking Water Systems And/Or Wastewater Collection Systems In The City Of Kawartha Lakes” be added and read:

2.06 Subject to section 2.01, 2.02 or 2.03 of this by-law any Owner of a building on land that meets the requirements to connect to the municipal water and/or wastewater services shall be billed the Fixed Rate and Capital Levy charges for water and/or wastewater as per the provisions of By-law 2011-260 and the consolidated fees By-Law 2016-206, as amended following three (3) months of the mailing of a notice to the Owner shown on the current tax roll; and

**THAT** the necessary amending by-Law be brought forward for adoption.

10.4 Items Extracted from Consent

10.4.1 ENG2017-008

224 - 260

Juan Rojas, Director of Engineering and Corporate Assets  
Core Service Review - Airport

11. **COMMITTEE OF THE WHOLE**

12. **COMMITTEE OF THE WHOLE AND PLANNING COMMITTEE MINUTES**

13. **CORRESPONDENCE AND PETITIONS**

14. **OTHER OR NEW BUSINESS**

15. **BY-LAWS**

**RESOLVED THAT** the By-Laws shown in Section 15.1 of the Agenda, namely: Items 15.1.1 to and including 15.1.9 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

15.1	By-Laws by Consent	
15.1.1	CC2017-22.15.1.1	261 - 263
	<p>A By-Law to Stop Up and Close Part of the Original Shore Road Allowance in Front of Lot A, Concession 1, in the Geographic Township of Carden, City of Kawartha Lakes, Designated as Parts 1, 2, and 3 on Reference Plan 57R-10579, to Authorize the Sale of the Land to the Abutting Owners and to Authorize a Grant of Easement in Favour of Hydro One Networks Inc. Over Part of the Original Shore Road Allowance in Front of Lot A, Concession 1, in the Geographic Township of Carden, City of Kawartha Lakes, Designated as Part 2 on Reference Plan 57R-10579</p>	
15.1.2	CC2017-22.15.1.2	264 - 265
	<p>A By-law to Authorize the Sale of Municipally Owned Property Legally Described as Lot 14, Registrar's Compiled Plan No. 5, in the Geographic Township of Eldon, City of Kawartha Lakes, Designated as Parts 1, 2, and 3 on Reference Plan 57R-10548, being PIN: 63170-0709 (LT) and to Authorize a Grant of Easement in Favour of Hydro One Networks Inc. Over Part 3 on Reference Plan 57R-10548 and to Authorize a Grant of Easement in Favour of the City of Kawartha Lakes Over Part 2 on Reference Plan 57R-10548</p>	
15.1.3	CC2017-22.15.1.3	266 - 267
	<p>A By-law to Stop Up and Close That Portion of the Road Allowance Set Out As PT RD PLAN 152, Fenelon as in R465190, Being Part of PIN: 63144-0116 (LT), in the Geographic Township of Fenelon, City of Kawartha Lakes</p>	
15.1.4	CC2017-22.15.1.4	268 - 269
	<p>A By-Law to Authorize the Sale Of Municipally Owned Property Legally Described as Block E Registered Plan 494, in the Geographic Township of Somerville, City of Kawartha Lakes, described as Part 1 on Plan 57R-10600, being PIN: 63120-0559 (LT)</p>	
15.1.5	CC2017-22.15.1.5	270 - 271
	<p>A By-Law to Authorize the Sale Of Municipally Owned Property Legally Described as Part of West Half Lot 16, Concession 5, in the Geographic Township of Mariposa, City of Kawartha Lakes Described as Parts 1, 2 and 3 on Plan 57R-10515 Being Part of PIN: 63191-0128 (LT)</p>	

15.1.6	CC2017-22.15.1.6	272 - 273
	A By-law to Temporarily Prohibit Heavy Traffic From Using Portions of Various Roads in the Area of the Stoney Creek Culvert, Highway 35	
15.1.7	CC2017-22.15.1.7	274 - 274
	A By-law to Amend By-law 2014-255, being a By-law to Require Owners of Buildings to Connect Such Buildings to Drinking Water Systems and/or Wastewater Collection Systems in the City of Kawartha Lakes	
15.1.8	CC2017-22.15.1.8	275 - 391
	A By-law to Designate Downtown Lindsay as a Heritage Conservation District in the City of Kawartha Lakes	
15.1.9	CC2017-22.15.1.9	392 - 494
	A By-law to Designate Oak Street in Fenelon Falls as a Heritage Conservation District in the City of Kawartha Lakes	
15.2	By-Laws Extracted from Consent	
16.	<b><u>CLOSED SESSION (IF NOT COMPLETED PRIOR TO OPEN SESSION)</u></b>	
17.	<b><u>MATTERS FROM CLOSED SESSION</u></b>	
18.	<b><u>CONFIRMING BY-LAW</u></b>	
19.	<b><u>ADJOURNMENT</u></b>	