

The Corporation of the City of Kawartha Lakes

Minutes

Regular Council Meeting

CC2020-09

Tuesday, September 15, 2020

Open Session Commencing at 1:00 p.m. – Electronic Public Participation

Council Chambers

City Hall

26 Francis Street, Lindsay, Ontario K9V 5R8

Members:

Mayor Andy Letham

Deputy Mayor Patrick O'Reilly

Councillor Ron Ashmore

Councillor Pat Dunn

Councillor Doug Elmslie

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 P.O'Reilly and Councillors R. Ashmore, P. Dunn, D. Elmslie, 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 S. O'Connell and Treasurer C. Daynes were in attendance in Council Chambers.

Directors C. Marshall, B. Robinson, J. Rojas, J. Stover, R. Sutherland, Chief of Fire Services M. Pankhurst and City Solicitor R. Carlson were in attendance electronically.

2. Opening Ceremonies

2.1 O Canada

The Meeting was opened with the observation 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

CR2020-251

Moved By Councillor Ashmore

Seconded By Deputy Mayor O'Reilly

That the Agenda for the Open Session of the Regular Council Meeting of Tuesday, September 15, 2020, be adopted as circulated and with the following amendments:

Additions:

Item 9.1.4

Correspondence Regarding Fireworks Ban (Item 9.3.23 on the Agenda)
Matthew Hutchinson, Owner and Lead Fireworks Specialist, Supernova Fireworks

Item 9.1.5

Correspondence Regarding New Road Names for Portions of Old Highway 7 at Meadowview Road (Item 9.3.13 on the Agenda)
Jeff Armitage

Item 9.1.6

Correspondence Regarding New Road Names for Portions of Old Highway 7 at

Meadowview Road (Item 9.3.13 on the Agenda)
Aaron Black

Item 9.1.7

Correspondence Regarding New Road Names for Portions of Old Highway 7 at
Meadowview Road (Item 9.3.13 on the Agenda)
Sherry and Humberto Lazcano

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

Deputy Mayor O'Reilly:

- A drive-in concert will be held at the Lindsay Exhibition ("LEX") on September 19th in support of Big Brothers Big Sisters Kawartha Lakes.
- The Fall Invitational Holstein and Jersey Livestock Show and Sale will be held at the Lindsay Exhibition ("LEX") on October 5th and 6th.
- Kawartha Farm Fest will be held on October 3rd. The event will have nine sites that participants can visit and will highlight four local family farms.
- A drive-in concert will be held at the Lindsay Drive-In on September 30th and October 1st in support of the Academy Theatre. The event will feature James Barker.
- All of Council is invited to tour the Logie Street Park on September 16th at 10:30 a.m. It is anticipated that Logie Street Park will officially open on September 21st.
- The Terry Fox Run will be held virtually on September 20th. A golf tournament will be held on September 19th at the Lindsay Golf and Country Club in support of the Terry Fox Foundation.

Councillor Ashmore:

- A Public Information Centre for the King Street (Omeme) Reconstruction Project will be held at the Omeme Legion on September 23rd.

- The Omemee Blooms Garden Club will be hosting the first annual Scarecrow Festival. Residents of Omemee are invited to display scarecrows in their front yards for judging on September 26th.

Councillor Elmslie:

- On September 17th residents are invited to visit the Amphitheatre that has been built at the Fenelon Falls Fairgrounds. Once complete the Amphitheatre will be a venue for concerts and outdoor theatre.

4.2 Staff

5. Council Minutes

Regular Council Meeting Minutes - August 20, 2020

CR2020-252

Moved By Councillor Yeo

Seconded By Councillor Elmslie

That the Minutes of the August 20, 2020 Regular Council Meeting, be received and adopted.

Carried

6. Deputations

6.1 CC2020-09.6.1

Request Regarding Block B, Plan 360, Adjacent to Vern Court and Benson Boulevard, Geographic Township of Laxton (Item 11.1.1) on the Agenda

Jesse Dupuis

Jesse Dupuis requested that Council endorse their request to purchase Block B, Plan 360 which is adjacent to his property on Benson Boulevard. Mr. Dupuis advised that acquiring the land will alleviate the issues they have faced due to the use of Block B, Plan 360 as an access to water by other residents in the area. Mr. Dupuis confirmed that there is another parcel of land in the area that residents can use as a water access.

CR2020-253

Moved By Councillor Yeo

Seconded By Councillor Elmslie

That the deputation of Jessie Dupuis, regarding a request relating to Block B, Plan 360, adjacent to Vern Court and Benson Boulevard, Geographic Township of Laxton, be received.

Carried

6.2 CC2020-09.6.2

Proposed Direct Sale of City-Owned Property - Juniper Street, Fenelon Falls

(Item 9.3.10 on the Agenda)

Sandra Barrett

Sandra Barrett spoke on behalf of the Fenelon Community Housing Initiative ("FCHI") to give an overview of the their intended use of the surplus land on Juniper Street in Fenelon Falls should their proposed purchase be endorsed by Council. Ms. Barrett outlined that "FCHI" intends to construct rental housing which will be a mix of market rate and affordable housing. It was acknowledged that should "FCHI" acquire the land they would need to apply for a zoning by-law amendment for their intended use.

CR2020-254

Moved By Councillor Elmslie

Seconded By Deputy Mayor O'Reilly

That the deputation of Sandra Barrett, regarding the proposed direct sale of City owned property on Juniper Street in Fenelon Falls, be received.

Carried

7. Petitions

7.1 CC2020-09.7.1

Petition Regarding Block B, Plan 360, Adjacent to Vern Court and Benson Boulevard, Geographic Township of Laxton

(Item 11.1.1 on the Agenda)

Ludmila (Lucy) Stephanoff

CR2020-255

Moved By Councillor Yeo

Seconded By Councillor Seymour-Fagan

That the petition received from Ludmila (Lucy) Stephanoff, regarding Block B, Plan 360, adjacent to Vern Court and Benson Boulevard, be received.

Carried

7.2 CC2020-09.7.2

Petition Regarding Speed Limit Reduction on Thomas Drive

Blake Clarke

Bonnie Clarke

CR2020-256

Moved By Councillor Elmslie

Seconded By Councillor Dunn

That the petition received from Blake Clarke and Bonnie Clarke, regarding a **speed limit reduction on Thomas Drive**, be received and referred to Staff for review and report back by the end of Q2, 2021.

Carried

8. Presentations

8.1 CC2020-09.8.1

Update - City Pandemic Response Presentation

Ron Taylor, Chief Administrative Officer

CAO Ron Taylor provided an update on the City's response to the COVID-19 Pandemic. CAO Taylor provided a review of the City services that have been and will be reopening as well as the services that remain to be closed to the public. CAO Taylor provided an overview of the steps that are being taken as the focus is shifting from response to recovery; including a targeted 2020 year-end break even budget.

CR2020-257

Moved By Councillor Dunn

Seconded By Councillor Richardson

That the presentation by Ron Taylor, Chief Administrative Officer, **regarding the City's Pandemic Response**, be received.

Carried

8.2 CC2020-09.8.2

2019 Audited Financial Statement Presentation

Carolyn Daynes, Treasurer

Treasurer Carolyn Daynes, provided a overview of the 2019 Audit Financial Statements.

CR2020-258

Moved By Councillor Elmslie

Seconded By Councillor Ashmore

That the presentation by Carolyn Daynes, Treasurer, **regarding the 2019 Audited Statement Presentation**, be received.

Carried

8.2.1 CORP2020-008

2019 Surplus Disposition Report

Carolyn Daynes, Treasurer

CR2020-259

Moved By Councillor Elmslie

Seconded By Deputy Mayor O'Reilly

That Report CORP2020-008, **2019 Surplus Disposition Report**, be approved as circulated;

That the financial statements for 2019 be approved as circulated;

That Council authorizes the transfer of the 2019 Surplus of \$2,999,743 to the Contingency Reserve committed for Council; and

That staff report back to Council during the 2021 budget deliberations on options for disposition of the 2019 surplus.

Carried

The meeting recessed at 2:50 p.m. and reconvened at 2:59 p.m.

9. Committee of the Whole

9.1 Correspondence Regarding Committee of the Whole Recommendations

CR2020-260

Moved By Councillor Richardson

Seconded By Councillor Veale

That the following correspondence listed in Section 9.1, being

- 9.1.1 Colleen Cook, regarding a fireworks ban
- 9.1.2 Andrea LaLonde, regarding a fireworks ban
- 9.1.3 Cathy Walker, regarding a fireworks ban

- 9.1.4 Matthew Hutchinson, Supernova Firworks, regarding a fireworks ban
- 9.1.5 Jeff Armitage, regarding new road names for portions of Old Highway 7 at Meadowview Road
- 9.1.6 Aaron Black, regarding new road names for portions of Old Highway 7 at Meadowview Road
- 9.1.7 Sherry and Humberto Lazcano, regarding new road names for portions of Old Highway 7 at Meadowview Road

be received.

Carried

9.1.1 CC2020-09.9.1.1

**Correspondence Regarding Fireworks Ban
(Item 9.3.23 on the Agenda)**

Colleen Cook

9.1.2 CC2020-09.9.1.2

**Correspondence Regarding Fireworks Ban
(Item 9.3.23 on the Agenda)**

Andrea LaLonde

9.1.3 CC2020-09.9.1.3

**Correspondence Regarding Fireworks Ban
(Item 9.3.23 on the Agenda)**

Cathy Walker

9.1.4 CC2020-09.9.1.4

**Correspondence Regarding Fireworks Ban
(Item 9.3.23 on the Agenda)**

Matthew Hutchinson, Owner and Lead Fireworks Specialist, Supernova
Fireworks

9.1.5 CC2020-09.9.1.5

**Correspondence Regarding New Road Names for Portions of Old Highway
7 at Meadowview Road**

(Item 9.3.13 on the Agenda)

Jeff Armitage

9.1.6 CC2020-09.9.1.6

**Correspondence Regarding New Road Names for Portions of Old Highway
7 at Meadowview Road**

(Item 9.3.13 on the Agenda)

Aaron Black

9.1.7 CC2020-09.9.1.7

**Correspondence Regarding New Road Names for Portions of Old Highway
7 at Meadowview Road**

(Item 9.3.13 on the Agenda)

Sherry and Humberto Lazcano

9.2 Committee of the Whole Minutes

Committee of the Whole Meeting Minutes - September 1, 2020

CR2020-261

Moved By Councillor Yeo

Seconded By Councillor Elmslie

That the Minutes of the September 2, 2020 Committee of the Whole Meeting be received and the recommendations, included in Section 9.3 of the Agenda, save and except for Item 9.3.23, be adopted.

Carried

9.3 Business Arising from Committee of the Whole Minutes

9.3.1 CW2020-101

That the presentation by Emily Turner, Economic Development Officer - Heritage Planning, regarding **Standards and Guidelines for the Conservation of Historic Places in Canada**, be received.

Carried

9.3.2 CW2020-102

That Report ED2020-017, **Adoption of the Standards and Guidelines for the Conservation of Historic Places in Canada**, be received; and

That the Standards and Guidelines for the Conservation of Historic Places in Canada be adopted as the City's conservation standard for heritage properties.

Carried

9.3.3 CW2020-103

That Report ED2020-018, **Amendments to Non-Compliant Heritage By-laws**, be received;

That By-laws 2000-024, 2010-091, 2010-092, 2010-093, and 2010-094 be amended to be brought into compliance with the current requirements of the Ontario Heritage Act; and

That the necessary amending by-laws be brought forward for adoption.

Carried

9.3.4 CW2020-104

That the presentation by Aaron Sloan, Manager of Municipal Law Enforcement and Licensing, regarding **Charitable Road Tolls**, be received.

Carried

9.3.5 CW2020-105

That Staff report back to Council by the end of Q4, 2020, on Charitable Road Tolls; and

That the report back include an amendment to By-law 2015-199 that enhances safety requirements and creates a reporting requirement for a Charitable Road Toll Event.

Carried

9.3.6 CW2020-106

That the presentation by Aaron Sloan, Manager of Municipal Law Enforcement and Licensing, regarding **Backyard Chickens**, be received; and

That Staff report back to Council by the end of Q4, 2020 with the results of the public consultation and recommendations with regard to Backyard Chickens.

Carried

9.3.7 CW2020-107

That Report RS2020-011, **Proposed Surplus Declaration, Closure, and Sale of a Portion of Shoreline Road Allowance adjacent to 68 Greenwood Road, Kirkfield**, be received;

That the subject property, being the shoreline road allowance adjacent to 68 Greenwood Road, Kirkfield and legally described as Part of the Shoreline Road Allowance Lying in Front of Lot 8, Concession 4, in the Geographic Township of Laxton, City of Kawartha Lakes, be declared surplus to municipal needs;

That the closure of the portion of road allowance and sale to the adjoining landowner be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

That staff be directed to commence the process to stop up and close the said portion of road allowance;

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

That a deeming by-law be passed contemporaneously with the disposition; and

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

Carried

9.3.8 CW2020-108

That Report RS2020-013, **Proposed Surplus Declaration, Closure, and Sale of Portions of Shoreline Road Allowance adjacent to 72-76 Greenwood Road, Kirkfield**, be received;

That the subject property, being the shoreline road allowance adjacent to 72-76 Greenwood Road, Kirkfield and legally described as Part of the Original Shore Road Allowance Along Rush Lake Lying in Front of Lots 26, 27, and 28 on Plan 366, in the Geographic Township of Laxton, City of Kawartha Lakes, City of Kawartha Lakes, be declared surplus to municipal needs;

That the closure of the portion of road allowance and sale to the adjoining landowner be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

That staff be directed to commence the process to stop up and close the said portion of road allowance;

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

That a deeming by-law be passed contemporaneously with the disposition; and

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

Carried

9.3.9 CW2020-109

That Report RS2020-014, **Proposed Surplus Declaration, Closure, and Sale of a Portion of Road Allowance Known as Deane Street, Lindsay**, be received;

That the subject property, being a portion of road allowance known as Deane Street, and legally described as Deane Street on Plan 8P between Holtom Street and Dobson Street, Except Part 3 on Plan 57R-9577, in the Geographic Town of Lindsay, City of Kawartha Lakes, designated as Part 2 on Plan 57R-9577, be declared surplus to municipal needs;

That the closure of the portion of road allowance and sale to the adjoining landowner be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

That Council set a price of \$15,000.00 as consideration for the subject portion of road allowance;

That staff be directed to commence the process to stop up and close the said portion of road allowance;

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

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

Carried

9.3.10 CW2020-110

That Report RS2020-015, **Proposed Direct Sale of City-Owned Property – Juniper Street, Fenelon Falls**, be received;

That the sale of the City-owned property located on Juniper Street, Fenelon Falls and legally described as Lots 247, 248, 249, and 256 on Plan 57; Subject to R283173; Blake Street on Plan 100 Closed By R274935 Between Rock Street

and Hill Street; Part of Hill Street on Plan 100 Closed by R274935; designated as Part 7 on Plan 57R-6341, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes to the Fenelon Community Housing Initiative, be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

That the subject property be sold for no less than the appraised value, plus all costs associated with the transaction;

That a by-law (with any amendments deemed necessary) to authorize disposition of the subject property shall be passed if appropriate; and

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

Carried

9.3.11 CW2020-111

That Report RS2020-016, **Proposed Amendments to Real Property Acquisition Policy**, be received; and

That Policy 205 CAO 044 be amended in accordance with Appendix A.

Carried

9.3.12 CW2020-112

That Report CA2020-001, **Update on Development Charges and Community Benefits Charges**, be received; and

That 2020 special project 921204601 (Community Benefits Charges Strategy) be renamed "Development Charges Background Study", have its budget reset to \$70,000, financed 90% by the Administration Studies Account of the Development Charges Reserve and 10% by the Contingency Reserve, and have its timeframe extended to June 30, 2022.

Carried

9.3.13 CW2020-113

That Report PLAN2020-042, **New Road Names for Portions of Old Highway 7 at Meadowview Road**, be received;

That the new service road (formerly Highway 7) created by the Ministry of Transportation north of Meadowview Road with its realignment of Highway 7 in the former Township of Emily be renamed to McCumber Court;

That the new service road (formerly Highway 7) created by the Ministry of Transportation south of Meadowview Road with its realignment of Highway 7 in the former Township of Emily be renamed to Switzer Place;

That the Office of the City Clerk send notice to all affected parties regarding the renaming of the service roads in accordance with the Notice By-law; and

That subject to any significant objections raised from the affected parties in the notice period, that a by-law to rename both service roads be prepared, approved, and adopted by Council.

Carried

9.3.14 CW2020-114

That Report ED2020-019, **Kawartha Lakes Cultural Centre Task Force**, be received;

That the request for deferral received from the Kawartha Lakes Arts Council and the Kawartha Cultural and Heritage Network of the **Kawartha Lakes Cultural Centre Task Force** and the 2020 Cultural Centre Feasibility study be granted;

That the \$50,000 budgeted for the project be extended to reflect the new timeframe; and

That the Term of the Taskforce be extended one year to March 31, 2022.

Carried

9.3.15 CW2020-115

That Report HH2020-003, **2019 Annual Housing and Homelessness Plan (HHP) Report**, be received for information.

Carried

9.3.16 CW2020-116

That the Memorandum from Mayor Letham, **regarding an Update on Economic Recovery Task Force**, be received; and

That the Lindsay Downtown Phase 3 Reconstruction Project, and the Fenelon Falls Downtown Reconstruction Project, be included as priority projects for consideration in the 2021 budget.

Carried

9.3.17 CW2020-117

That the Memorandum from Rod Sutherland, Director of Human Services, **Update from Community Pandemic Recovery Task Force**, be received for information purposes.

Carried

9.3.18 CW2020-118

That the Memorandum from Councillor Ashmore, **regarding Heights Road from Highway 7 to Mount Horeb Road**, be received; and

That staff report back by Q4, 2020 on short term options for improvement of this road section including pulverizing to gravel, or life cycle extension consideration in the 2021 budget.

Carried

9.3.19 CW2020-119

That the Memorandum from Councillor Ashmore, **regarding an Online Petition Option**, be received;

That Staff create an online petition option, in addition to the current hard-copy process, for bringing petitions to Council; and

That Staff report back by Q4, 2020 with options for an online petition that meet the requirements of the Municipal Act.

Carried

9.3.20 CW2020-120

That the Memorandum from Councillor Ashmore and Councillor Richardson, **regarding Grassy Road Lifecycle Extension Program**, be received; and

That Grassy Road from Emily Park Road to Hawke Drive be considered for the Lifecycle Extension Program for 2021.

Carried

9.3.21 CW2020-121

That the Memorandum from Deputy Mayor O'Reilly, **regarding Logie Street Park Traffic Calming**, be received;

That concerns regarding both vehicular and pedestrian traffic entering and leaving Logie Street Park be considered; and

That staff be directed to compare and contrast available traffic calming measures and report back to Council in Q1, 2021.

Carried

9.3.22 CW2020-122

That the Memorandum from the Lindsay Legacy C.H.E.S.T. Fund Grant Committee, **regarding 2021 Lindsay Legacy CHEST Fund Grant Awards**, be received; and

That the grant award and distribution process for the 2021 year for the Lindsay Legacy C.H.E.S.T. Fund be suspended so funds can be utilized to assist with relief efforts to charitable and non profit organizations within the Town of Lindsay.

Carried

9.4 Items Extracted from Committee of the Whole Minutes

9.3.23 CW2020-123

CR2020-262

Moved By Councillor Ashmore

Seconded By Councillor Yeo

That the September 1, 2020 Memorandum from Mark Pankhurst, Fire Chief, **regarding open air burning and the discharge of fireworks**, be received.

Carried

CR2020-263

Moved By Councillor Elmslie

Seconded By Councillor Yeo

That staff bring forward a By-Law to restrict the times of discharge of consumer fireworks to between dusk and 11 pm:

1. Victoria Day, including the day preceding and following Victoria Day
2. Canada Day, including the day preceding and following Canada Day
3. Family Day, including the day preceding and following Family Day
4. Aboriginal Day, including the day preceding and following Aboriginal Day
5. Labour Day, including the day preceding and following Labour Day
6. New Years Eve, including the day preceding and following New Years Eve; and

That the By-Law include a special event permitting process, a Registry for the publication of the date and location of permitted events and a provision for penalties and fines to be imposed for contravention of the By-Law.

A recorded vote was requested by Councillor Ashmore.

Recorded	For	Against	Absent
Mayor Letham	X		
Deputy Mayor O'Reilly	X		
Councillor Ashmore		X	
Councillor Dunn	X		
Councillor Elmslie	X		
Councillor Richardson	X		
Councillor Seymour-Fagan	X		
Councillor Veale	X		
Councillor Yeo	X		
Results	8	1	0
			Carried

10. Planning Advisory Committee

10.1 Correspondence Regarding Planning Advisory Committee Recommendations

10.2 Planning Advisory Committee Minutes

Planning Advisory Committee Meeting Minutes - September 2, 2020

CR2020-264

Moved By Councillor Veale

Seconded By Deputy Mayor O'Reilly

That the Minutes of the September 2, 2020 Planning Advisory Committee Meeting be received and the recommendations, included in Section 10.3 of the Agenda, be adopted.

Carried

10.3 Business Arising from Planning Advisory Committee Minutes

10.3.1 PAC2020-029

That Report PLAN2020-033, **Part of Lot 24, Concession 4, 57R-7234, Parts 9 to 14, Former Town of Lindsay, CIC Developments Inc. – Application D06-2020-020**, be received;

That the zoning by-law amendment, substantially in the form attached as Appendix D to Report PLAN2020-033, be referred to Council for approval and adoption; and

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

Carried

10.3.2 PAC2020-030

That Report PLAN2020-034, **Part of Lot 32, Concessions 9 and 10 and Part of Lots 49 to 54, North Portage Road, geographic Township of Eldon, identified as 188 Talbot River Road, Kirkfield Lake Resort Ltd. - Application No. D06-2020-021**, be received;

That the Zoning By-law amendment, substantially in the form attached as Appendix C to Report Plan 2020-034, be approved and adopted; and

That the Mayor and Clerk be authorized to execute any documents required by the approval of these applications.

Carried

10.3.3 PAC2020-031

That Report PLAN2020-035, **Part of Lots 14 and 15, Concession 9; Block J, Part Lots 8-17, Plan 80; Part 1, 57R-6577, geographic Township of**

Mariposa, City of Kawartha Lakes, identified as 1013 Eldon Road, Vandenberg – D06-2020-017, be received; and

That the application be referred back to staff until such time as all comments have been received from all circulated agencies and City Departments, and for further review and processing.

Carried

10.3.4 PAC2020-032

That Report PLAN2020-036, **Part of Lots 14 and 15, Concession 12, geographic Township of Emily, City of Kawartha Lakes, identified as 914 Centreline Road, Gingrich – D06-2020-010**, be received; and

That the application respecting the proposed Zoning By-law Amendment be referred back to staff until such time as all comments have been received and addressed from all circulated agencies, City Departments, and the public, and for further review and processing.

Carried

10.3.5 PAC2020-033

That Report PLAN2020-037, **Part of Lot 3, Concession 2, geographic Township of Laxton, City of Kawartha Lakes, identified as 128 Curls Road, DaCunha and Potter – D06-2020-011**, be received; and

That a Zoning By-law Amendment respecting application D06-2020-011, be prepared, 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

10.3.6 PAC2020-034

That Report PLAN2020-038, respecting **Part Lot 17, Concession 13, geographic Township of Manvers, and identified as 438 St. Mary's Road – Application D06-2020-013**, be received;

That a Zoning By-law Amendment respecting application D06-2020-013, substantially in the form attached as Appendix D to Report PLAN2020-038, 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

10.3.7 PAC2020-035

That Report PLAN2020-039, **respecting Part of Lot 22, Concession 2, geographic Township of Ops, Wayne and Ann MacLeish – Applications D01-2020-004 and D06-2020-018**, be received; and

That Report PLAN2020-039 respecting Applications D01-2020-004 and D06-2020-018 be referred back to staff to address issues raised through the public consultation process and for further review and processing until such time that all comments have been received from all circulated agencies and City departments, and that any comments and concerns have been addressed.

Carried

10.3.8 PAC2020-036

That Report PLAN2020-040, **respecting Part Lot 2, North side of Glenelg Street, Town Plot, former Town of Lindsay, Application D06-2020-008**, be received;

That a Zoning By-law, respecting application D06-2020-008, substantially in the form attached as Appendix D to Report PLAN2020-040 be approved for adoption by Council; and

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

Carried

10.3.9 PAC2020-037

That Report PLAN2020-041, **respecting Part Lot 2 Concession 8, geographic Township of Eldon, Application D06-2020-015**, be received;

That a Zoning By-law, respecting application D06-2020-015, substantially in the form attached as Appendix D to Report PLAN2020-041 be approved for adoption by Council; and

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

Carried

10.4 Items Extracted from Planning Advisory Committee Minutes

11. Consent Matters

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

Councillor Ashmore Item 11.6

Moved By Deputy Mayor O'Reilly

Seconded By Councillor Ashmore

That all of the proposed resolutions shown in Section 11.1, 11.2 and 11.3 of the Agenda be approved and adopted by Council in the order that they appear on the agenda and sequentially numbered, save and except for Item 11.6.

Carried

11.1 Reports

11.1.1 RS2020-017

Block B on Plan 330, in the Geographic Township of Laxton, City of Kawartha Lakes

Laura Carnochan, Law Clerk - Realty Services

CR2020-265

That Report RS2020-017, **Block B on Plan 330, in the Geographic Township of Laxton, City of Kawartha Lakes**, be received.

Carried

11.1.2 RS2020-019

Authorize a Grant of Easement in favour of Enbridge Gas Inc. over a Parcel Legally Described as Part of Lot 2 on Plan 51, Part of Lot 3 to 4 on Plan 17, Part 1 on 57R-3305, Part 1 to 3 on 57R-3442, Part 1 to 2 on 57R-3379, subject to and together with R170129 and R167876, together with R372028, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0126)

Christine Oliver, Law Clerk - Realty Services

CR2020-266

That Report RS2020-019, **Authorize a Grant of Easement in favour of Enbridge Gas Inc. in Fenelon Falls, City of Kawartha Lakes (PIN 63155-0126)**, be received; and

That Council allow for the Mayor and Clerk to execute all documentation related to the Grant of Easement.

Carried

11.1.3 RS2020-020

Authorize a Grant of Easement in Favour of Enbridge Gas Inc. Over a Parcel Legally Described as Part 6 on Plan 98, Part of Lot 1 on Plan 17, Part of Lot 2 on Plan 17, Part 1 on 57R-1711 subject to R128917, Part of Lot 3 on Plan 17, Part 1 and 2 on 57R-3324 together with A31885, Part of Lot 4 on Plan 17 as in R173282, subject to A8323, together with R316562, R316563, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099)

Christine Oliver, Law Clerk - Realty Services

CR2020-267

That Report RS2020-020, **Authorize a Grant of Easement in Favour of Enbridge Gas Inc. in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099)**, be received; and

That Council allow for the Mayor and Clerk to execute all documentation related to the Grant of Easement.

Carried

11.1.4 PUR2020-018

Single Source – Construction Management and SCADA Integration Services for the Lindsay Water Pollution Control Plant (WPCP) Upgrade and Expansion- Phase 1

Linda Lee, Buyer

Nafiur Fahman, Senior Engineering Technician

CR2020-268

That Report PUR2020-018, **Single Source –Construction Management and SCADA Integration Services for the Lindsay Water Pollution Control Plant (WPCP) Upgrade and Expansion**, be received;

That Council authorize the single source purchase to CIMA Canada Inc. of Bowmanville, for the Construction Management of the upgrade and expansion at the Lindsay Water Pollution Control Plant for the total amount of \$997,800.00 not including HST;

That Council authorize the single source purchase to WSP Canada Inc. for the SCADA Integration Services for the Lindsay Water Pollution Control Plant upgrades for the total amount of \$72,850.00 not including HST;

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

That the Procurement Division be authorized to issue a purchase order.

Carried

11.1.5 PUR2020-024

Summary of Delegated Purchasing Authority for the Period March 19, 2020 to September 1, 2020

Launa Macey, Supervisor of Procurement

CR2020-269

That Report PUR2020-024, Summary of the Delegated Purchasing Authority for the period March 19, 2020 to September 1, 2020, be received for information purposes;

That the following transfer completed under the Delegated Purchasing Authority as per PUR2020-016 (2020-27-CP) Consulting Services for Facility Master Plan for the Kawartha Lakes Police Service be endorsed:

- **That** \$50,000 from the Kawartha Lakes Police Services operating budget be allocated to the KLPS Police Contingency Reserve;
- **That** \$50,000 be released from the KLPS Police Contingency Reserve and put into the Community Services budget for 953190107 Facility Master Plan; and
- **That** any unused funds be transferred back to the KLPS Police Contingency Reserve;

That the following transfer completed under the Delegated Purchasing Authority as per PUR2020-025 (2020-55-CQ) Renovations to Forbert Memorial Pool, Bobcaygeon be endorsed:

- **That** \$75,022 from the Capital Contingency Reserve be allocated to the Community Services budget for 950200301 – Forbert Memorial Pool; and
- **That** any unused funds be transferred back to the Capital Contingency Reserve.

Carried

11.1.7 CA2020-003

Early-Start Approval for Selected 2021 Capital Projects

Adam Found, Manager of Corporate Assets

CR2020-270

That Report CA2020-003, **Early-Start Approval for Selected 2021 Capital Projects**, be received; and

That the proposed capital projects outlined in Tables 1-3 of Report CA2020-003 be approved and included in the forthcoming 2021 tax-supported capital budget and 2021 water-wastewater capital budget, whichever is applicable.

Carried

11.1.8 ENG2020-011

Request for Stop Control – Hopkins Road, David Drive, Richard Avenue and Linwood Road in Lindsay

Joseph Kelly, Senior Engineering Technician

CR2020-271

THAT Report ENG2020-011 **Request for Stop Control – Hopkins Road, David Drive, Richard Avenue and Linwood Road in Lindsay** be received;

THAT a stop sign be installed at the intersection of Hopkins Road and David Drive on the Hopkins Road (northern) approach;

THAT a stop sign be installed at the intersection of Hopkins Road and Richard Avenue on the Hopkins Road (southern) approach;

THAT a stop sign be installed at the intersection Richard Avenue and Linwood Road on the Linwood Road (southern) approach;

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 application/agreement/decision.

Carried

11.1.9 ENG2020-019

**Recommendations from the August 13, 2020 and September 3, 2020
Drainage Board Meetings**

Mike Farquhar, Supervisor of Technical Services

CR2020-272

That Report ENG2020-019, **Recommendations from the August 13, 2020 and September 3, 2020 Drainage Board Meeting**, be received;

That Council directs the appointed Engineering Firm D. M. Wills to proceed with an Engineer's Report for the MacEachern-Brown Municipal Drain under the provisions of the Drainage Act, R.S.O. 1990, c. D.17;

That the City proceed with the Request for Drain Improvement submitted by Ed Bagshaw for an improvement to the Hugh Davidson Municipal Drain and the City Clerk proceed by sending notices required under Section 5 and 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17; and

That pursuant to Section 8(1) and 78(2) of the Drainage Act, R.S.O. 1990, Chapter D. 17, and subject to any objection from Kawartha Conservation, that M. Gerrits Consulting Inc. be appointed as the Drainage Engineer on a date 30 days from the notice to the Kawartha Conservation for the examination of the drainage works and to proceed with the requirements of the proposed improvement under section 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17.

Carried

11.2 Correspondence

11.3 Memorandums

11.3.1 CC2020-09.11.3.1

Memorandum Regarding Land Use Planning Interim Procedures

Chris Marshall, Director of Development Services

CR2020-273

That the Memorandum from Chris Marshall, Director of Development Services, **regarding Land Use Planning Interim Procedures**, be received; and

That now that the State of Emergency has been lifted and the Planning Advisory Committee meetings are taking place on a monthly basis, the interim modification to the Planning Advisory Committee Terms of Reference be removed that

enabled planning applications to be forwarded directly to Council for consideration and approval.

Carried

11.3.2 CC2020-09.11.3.2

Memorandum Regarding Fenelon Falls Powerlinks Committee 2020 Funding Request

Craig Shanks, Director of Community Services

CR2020-274

That the Memorandum from the Fenelon Falls Powerlinks Committee, **regarding 2020 Funding Request**, be received; and

That \$1,500,00 be released from the Fenelon Falls Powerlinks Reserve Fund to the Powerlinks Committee for the purpose of a Fenelon Falls Dam Lighting Study.

Carried

11.4 Items Extracted from Consent

11.1.6 CA2020-002

Gravel Resurfacing Plan for 2021-2030

Adam Found, Manager of Corporate Assets

CR2020-275

Moved By Councillor Ashmore

Seconded By Councillor Yeo

That Report CA2020-002, **Gravel Resurfacing Plan for 2021-2030**, be received; and

That the Gravel Resurfacing Plan 2021-2030, attached as Appendix A to Report CA2020-002, be adopted for the purpose of complementing the 5-Year Roads Capital Plan and informing future capital budgets.

Carried

12. Other or New Business

13. By-Laws

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

CR2020-276

Moved By Councillor Yeo

Seconded By Councillor Seymour-Fagan

That the By-Laws shown in Section 13.1 of the Agenda, namely: Items 13.1.1 to and including 13.1.14 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 2020-080

By-Law to Authorize Borrowings of Debentures \$5,000,000.00

13.1.2 By-Law 2020-081

A By-Law to Repeal City of Kawartha Lakes By-Law 2020-033, being a By-Law Delegate Authority for Decisions to the Chief Administrative Officer in the City of Kawartha Lakes

13.1.3 By-Law 2020-082

A By-law to Repeal By-Law 2019-166, Being a By-Law Stop Up and Close Part of the Road Allowance Legally Described as Part of the Road Allowance between Concession 3 and Concession 4, in the Geographic Township of Verulam, City of Kawartha as Parts 1-10 on Plan 57R10775 Being Part of PIN:63123-0413 (LT)

13.1.4 By-Law 2020-083

A By-law to Authorize a Grant of Easement in Favour of Enbridge Gas Inc. Over a Parcel Legally Described as Part of Lot 2 on Plan 51, Part of Lot 3 to 4 on Plan 17, Part 1 on 57R-3305, Part 1 to 3 on 57R-3442, Part 1 to 2 on 57R-3379, subject to and together with R170129 and R167876, together with R372028, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes, (PIN 63155-0126)

13.1.5 By-Law 2020-084

A By-law to Authorize a Grant of Easement in Favour of Enbridge Gas Inc. Over a Parcel Legally Described as Part 6 on Plan 98, Part of Lot 1 on Plan 17, Part of Lot 2 on Plan 17, Part 1 on 57R-1711 subject to R128917, Part of Lot 3 on Plan 17, Part 1 and 2 on 57R-3324 together with A31885, Part of Lot 4 on Plan 17 as

in R173282, subject to A8323, together with R316562, R316563, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099)

13.1.6 By-Law 2020-085

A By-law to Stop Up and Close Part of the Road Allowance in Front of Lot 31, Concession 13, in the Geographic Township of Dalton, City of Kawartha Lakes, Designated as Part 1 on Plan 57R-10779, and to Authorize the Sale of the Land to the Abutting Owner

13.1.7 By-Law 2020-086

A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes Clifton Street and Kennedy Drive in the Geographic Village of Fenelon Falls

13.1.8 By-Law 2020-087

A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes (Hopkins Road, David Drive, Richard Avenue, and Linwood Road)

13.1.9 By-Law 2020-088

A By-Law to Amend the Town of Lindsay Zoning By-Law No. 2000-75 to Rezone Land within the City Of Kawartha Lakes (Vacant Land on Angeline Street North - CIC Developments Inc.)

13.1.10 By-Law 2020-089

A By-Law To Amend The Township of Eldon Zoning By-Law No. 94-14 To Rezone Land Within The City Of Kawartha Lakes (188 Talbot River Road - Kirkfield Lake Resort Inc.)

13.1.11 By-Law 2020-090

A By-Law To Amend The Township of Manvers Zoning By-Law No. 87-06 To Rezone Land Within The City Of Kawartha Lakes (438 St. Mary's Road)

13.1.12 By-Law 2020-091

A By-Law To Amend The Town of Lindsay Zoning By-Law No. 2000-75 To Rezone Land Within The City Of Kawartha Lakes (6 Glenelg Street West - Glenelg Developments Corporation)

13.1.13 By-Law 2020-092

A By-Law To Amend The Township of Eldon Zoning By-Law No. 94- 14 To Rezone Land Within The City Of Kawartha Lakes (112 Kirkfield Road - Yates)

13.1.14 By-Law 2020-093

A By-Law to Amend City of Kawartha Lakes By-law 2018-039, Being a By-Law to Regular Water and Wastewater Services

13.2 By-Laws Extracted from Consent

14. Notice of Motion

15. Closed Session

15.1 Adoption of Closed Session Agenda

CR2020-277

Moved By Councillor Yeo

Seconded By Councillor Elmslie

That the Closed Session agenda be adopted as circulated; and

That Council convene into closed session at 3:20 p.m. pursuant to Section 239(2) of the Municipal Act, S.O. 2001 s.25, in order to consider matters identified in Section 15.3 of the Regular Council Meeting Agenda of Tuesday, September 15, 2020, namely Items 15.3.1 to and including 15.3.5.

Carried

15.2 Disclosure of Pecuniary Interest in Closed Session Items

There were no declarations of pecuniary interest disclosed.

The meeting recessed at 3:20 p.m. and reconvened at 3:22 p.m.

15.3 Move Into Closed Session

16. Matters from Closed Session

Item 15.3.1

The Confidential Closed Session Minutes for the August 20, 2020 Regular Council Meeting were approved.

Item 15.3.2

The Solicitor was given direction regarding the acquisition of Lots 6 and 7 on Plan 102, Town of Lindsay, for the use as a multi-use public space.

Item 15.3.3

The Solicitor was given direction on the proposed License Agreement and permission to construct with Lafarge Canada Inc.

Item 15.3.4

The Solicitor received instruction to commence legal action in response to ongoing contravention of the City's zoning by-law at 6343 Highway 35.

Item 15.3.5

CR2020-284

Moved By Councillor Yeo

Seconded By Councillor Veale

That the Mayor and Clerk be authorized to execute a Shared Service Agreement between The Corporation of the County of Peterborough and the Corporation of the City of Kawartha Lakes.

Carried

17. Confirming By-Law

17.1 CC2020-09.17.1

By-law to Confirm the Proceedings of the Regular Council Meeting, September 15, 2020

CR2020-285

Moved By Councillor Dunn

Seconded By Councillor Elmslie

That a by-law to confirm the proceedings of a Regular Council Meeting held Tuesday, September 15, 2020 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

18. Adjournment

CR2020-286

Moved By Councillor Richardson

Seconded By Councillor Veale

That the Council Meeting adjourn at 4:13 p.m.

Carried

Read and adopted this 20 day of October, 2020.

Andy Letham, Mayor

Cathie Ritchie, City Clerk