The Corporation of the City of Kawartha Lakes

Minutes

Committee of the Whole Meeting

COW2021-05
Tuesday, May 4, 2021
Open Session Commencing at 1:00 p.m. – Electronic 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

This was an electronic participation meeting and public access to Council Chambers was not available. Please visit the City of Kawartha Lakes YouTube Channel at https://www.youtube.com/c/CityofKawarthaLakes to view the proceedings.

Accessible formats and communication supports are available upon request. The City of Kawartha Lakes is committed to accessibility for persons with disabilities. Please contact AgendaItems@kawarthalakes.ca if you have an accessible accommodation request.

1. Call to Order

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

City Clerk C. Ritchie, Deputy Clerk S. O'Connell and Deputy Clerk J. Watts were also in attendance in Council Chambers.

CAO R. Taylor and Directors B. Robinson, J. Rojas, C. Shanks, J. Stover, R. Sutherland, Acting Director R. Holy, City Solicitor R. Carlson and Manager of Realty Services S. Dyer were also in attendance electronically.

2. Adoption of Agenda

CW2021-109
Moved By Councillor Elmslie
Seconded By Councillor Yeo

That the Agenda for the May 4, 2021 Committee of the Whole Meeting be adopted as circulated and with the following amendments:

Additions:

Item 5.1, being Correspondence Relating to the Off Road Vehicle Use of City Roads Task Force Recommendations, additional correspondence was received from:

- Grace and George Pineau; and
- Jim and Susan Clifford

Item 7.1.1, being Deputations Relating to the Off Road Vehicle Use of City Roads Task Force Recommendations, additional deputations by:

- Peter Petrosoniak
- Heather Stauble
- William Steffler
- Lesley Barrett
- John Speirs

Carried

3. Disclosure of Pecuniary Interest

There were no declarations of pecuniary interest disclosed.

4. Deputations

4.1 CW2021-04.4.1

Concern Regarding the Condition of the Road at Front Street West and West Drive, Bobcaygeon
Richard Hill
Colin Campbell

CW2021-110
Moved By Councillor Seymour-Fagan
Seconded By Councillor Dunn

That the deputation of Richard Hill and Colin Campbell, **regarding concern about the condition of the road at Front Street West and West Drive, Bobcaygeon**, be received and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-111
Moved By Councillor Seymour-Fagan
Seconded By Councillor Yeo

That the concern regarding the condition of of the road at Front Street West and West Drive, Bobcaygeon, be forward to Engineering for review and report back; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

5. Correspondence

5.1 Correspondence Relating to the Off Road Vehicle Use of City Roads Task Force Recommendations

- Bruce Barrett
- Brenda Morrison

- Rowland Roberge
- Betty Hooper
- JoAnne and Bruce Beatty
- * Grace and George

CW2021-112
Moved By Councillor Dunn
Seconded By Deputy Mayor O'Reilly

That the correspondence from Bruce Barrett, Brenda Morrison, Rowland Roberge, Betty Hooper, JoAnne and Bruce Beatty, Grace and George Pineau and Jim Susan Clifford, **regarding Recommendations from the Off Road Vehicle Use of City Roads Task Force**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

6. Petitions

6.1 CW2021-04.6.1

Petition Regarding Road Access for ATV's and Off Road Vehicles
(A Complete Copy of the Petition (with 190 electronic signatures) is Available through the Clerk's Office)
Jamie Morris
Peter Petrosoniak

CW2021-113
Moved By Councillor Richardson
Seconded By Councillor Elmslie

That the petition received from Jamie Morris and Peter Petrosoniak, **regarding road access for ATV's and Off Road Vehicles**, be received; and

That this recommendation be brought forward for consideration at the next Regular Council Meeting.

Carried

7. Presentations

7.1 CW2021-04.7.1

Off Road Vehicle Use of City Roads Task Force Recommendations Presentation
Bryan Robinson, Director of Public Works
Councillor Dunn, Chair, Off Road Vehicle Use of City Roads Task Force

Director Robinson and Councillor Dunn provided an overview of the Off Road Vehicle Use of City Roads Task Force.

CW2021-114
Moved By Councillor Yeo
Seconded By Councillor Richardson

That the presentation by Bryan Robinson, Director of Public Works, and Councillor Dunn, Off Road Vehicle Use of City Roads Task Force Chair, **regarding Off Road Vehicle Use of City Roads Task Force Recommendations**, be received. and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

7.1.1 Deputations Relating to the Off Road Vehicle Use of City Roads Task Force Recommendations

- Kerrie Bartlett
- George Pineau and Jamie Morris (not present)
- * Peter Petrosoniak
- * Heather Stauble
- * William Steffler
- * Lesley Barrett

CW2021-115
Moved By Councillor Yeo
Seconded By Councillor Elmslie

That the deputation of Kerrie Bartlett, **regarding the Off Road Vehicle Use of City Roads Task Force Recommendations**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-116
Moved By Councillor Veale
Seconded By Councillor Seymour-Fagan

That the deputation of Peter Petrosoniak, with the supplementary information provided, **regarding the Off Road Vehicle Use of City Roads Task Force Recommendations**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-117
Moved By Councillor Yeo
Seconded By Councillor Dunn

That the deputation of Heather Stauble, with the supplementary information provided, **regarding the Off Road Vehicle Use of City Roads Task Force Recommendations**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-118
Moved By Councillor Dunn
Seconded By Councillor Veale

That the deputation of William Steffler, with the supplementary information provided, **regarding the Off Road Vehicle Use of City Roads Task Force Recommendations**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-119
Moved By Deputy Mayor O'Reilly
Seconded By Councillor Richardson

That the deputation of Lesley Barrett, **regarding the Off Road Vehicle Use of City Roads Task Force Recommendations**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-120
Moved By Councillor Elmslie
Seconded By Councillor Dunn

That the deputation of John Speirs, **regarding the Off Road Vehicle Use of City Roads Task Force Recommendations**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

7.1.2 Report PW2021-002

Off Road Vehicle Task Force Recommendations
Bryan Robinson, Director of Public Works

CW2021-121
Moved By Councillor Yeo
Seconded By Councillor Dunn

That Report PW2021-002, **Off Road Vehicle Task Force Recommendations**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

Mayor Letham clarified that the current By-Law to Regulate the Operation of ATV's and ORV's allows ATV's and SxS's on some select roads North of Road 8 and that SxS's are only allowed on the Victoria Rail Trail Corridor North of Northline Road.

CW2021-122
Moved By Councillor Ashmore
Seconded By Councillor Yeo

That Council continue the discussion on a proposed amendment to By-Law 2019-077, being a By-Law to Regulate the Operation of ATV's and ORV's on

Municipal Highways in the City of Kawartha Lakes, to allow more road access for ATV's only South of Road 8; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

It was clarified that there is no requirement for the City to amend the current By-Law to Regulate the Operation of ATV's and ORV's on Municipal Highways.

CW2021-123
Moved By Councillor Dunn
Seconded By Councillor Richardson

That any Pilot Program that is initiated on the use of off road vehicles on City roads will have a two year term with a review after one year; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-124
Moved By Councillor Elmslie
Seconded By Councillor Yeo

That if Off Road Vehicles are permitted on City Roads that access will be permitted between 7:00 a.m. to 9:30 p.m. from May 1st to November 30th, pursuant to By-Law 2007-107, being the By-Law to Regulate and Govern Trail Uses Along the Victoria Rail Trail Corridor in the City of Kawartha Lakes; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

It was clarified that the Highway Traffic Act provides licensing and insurance requirements for off road vehicles and off road vehicle operators.

It was clarified that the City cannot require off road vehicle operators to hold a valid membership with the Kawartha All Terrain Vehicle Association ("KAATVA"). Membership with "KAATVA" can be recommended through an education program.

CW2021-125
Moved By Councillor Dunn
Seconded By Councillor Veale

That the use of off road vehicles on rural roads be referred to the Off Road Vehicle Use of City Roads Task Force for review in September, 2021, with a report back to Committee of the Whole Meeting in Q4, 2021; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-126
Moved By Councillor Richardson
Seconded By Councillor Elmslie

That specific road linkage leading from the Bethany Trail Head to the Ganaraska Forest be referred to the Off Road Vehicle Use of City Roads Task Force for review, in coordination with Staff, in September, 2021, with a report back to Committee of the Whole in Q4, 2021; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-127
Moved By Councillor Dunn
Seconded By Councillor Seymour-Fagan

That the issue of a route leading into commercial district of Bobcaygeon for off road vehicles be referred to the Off Road Vehicle Use of City Roads Task Force for finalization;

That the Off Road Vehicle Use of City Roads Task Force report back on the Bobcaygeon route at the Committee of the Whole Meeting on June 1, 2021; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

Moved By Councillor Dunn
Seconded By Councillor Seymour-Fagan

That all terrain vehicles (“ATV’s”) be permitted to access the following routes through Lindsay:

From the Logie Street Trail Head:

- Logie Street to King Street
- King Street to Lindsay Street
- Lindsay Street to Wellington Street
- Wellington Street to Victoria Avenue
- Victoria Avenue to Colborne Street West
- Colborne Street West to Angeline Street North
- Angeline Street North to Thunder Bridge Road
- Thunder Bridge Road to the Trail Head

From the Logie Street Trail Head:

- Logie Street to Lindsay Street
- North on Lindsay Street to Wellington Street
- Wellington Street to Victoria Avenue
- Victoria Avenue to Colborne Street West
- Colborne Street West to Angeline Street North
- Angeline Street North to Thunder Bridge Road
- Thunder Bridge Road to the Trail Head; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Deferred

CW2021-128
Moved By Councillor Yeo
Seconded By Councillor Elmslie

That the recommendation pertaining to the all terrain vehicle ("ATV") route in Lindsay be deferred to the Committee of the Whole Meeting on June 1, 2021; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-129
Moved By Councillor Dunn
Seconded By Councillor Seymour-Fagan

That the issue of additional road linkage to provide all terrain vehicles with road access to and from any established ATV route through Lindsay be referred to the Off Road Vehicle Use of City Roads Task Force for review in September, 2021, with a report back to Committee of the Whole in Q4, 2021; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

8. Reports

8.1 RS2021-019

Proposed Land Management Team Management Directive
Sharri Dyer, Manager, Realty Services

CW2021-130
Moved By Councillor Elmslie
Seconded By Councillor Yeo

That Report RS2021-019, **Proposed Land Management Team Management Directive**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

CW2021-131
Moved By Councillor Elmslie
Seconded By Councillor Yeo

That the membership of the Land Management Committee be amended to include two (2) Council representatives;

That the Minutes from Land Management Committee Meetings be forward to Council for consideration at Regular Council Meetings; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

8.2 CORP2021-010

2021 Tax Policy Decisions
Linda Liotti, Manager, Revenue and Taxation

CW2021-132
Moved By Councillor Elmslie
Seconded By Councillor Veale

That Report **CORP2021-010**, **2021 Tax Policy Decisions**, be received;

That optional property classes for the 2021 tax year are not adopted;

That the tax rate reduction for vacant and excess land in the commercial and industrial class be set as 30% and 35% respectively for 2021;

That the tax rate reduction for First Class Undeveloped Farm Land be set at 45% for 2021;

That the capping and threshold parameters be established as follows:

	Commercial	**Industrial**
Annualized Tax Limit	10%	10%
Prior Year's CVA Tax Limit	10%	10%
CVA Tax Threshold for Protected Properties (Increases) ($0 to $500)	500	500
CVA Tax Threshold for Clawed Back Properties (Decreases) ($0 to $500)	500	500

Properties that were at CVA Tax in 2019 or that would cross over CVA Tax in 2020 are to be excluded from capping	Yes	Yes

That the decrease claw back parameters for 2021 be set at 0% for multi-residential, commercial and industrial;

That Council approve the 2021 tax ratios as outlined in Appendix A to report CORP2021-010; and

That this recommendation and the necessary by-laws be brought forward to Council for consideration at the next regular Council Meeting.

Carried

8.3 CS2021-004

Release of Fenelon Falls Legacy C.H.E.S.T. Funds
LeAnn Donnelly, Executive Assistant, Community Services

CW2021-133
Moved By Councillor Elmslie
Seconded By Deputy Mayor O'Reilly

That Report CS2021-004, **Release of Fenelon Falls Legacy C.H.E.S.T. Funds**, be received;

That Kawartha Works Community Co-operative be approved for funding in the amount of $5,000.00 with the allocation to come from the Fenelon Falls Legacy C.H.E.S.T. Reserve (3.24350); and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

8.4 WM2021-008

Bulky Plastic Recycling Program
David Kerr, Manager of Environmental Services

CW2021-134
Moved By Councillor Richardson
Seconded By Councillor Veale

That Report WM2021-008, **Bulky Plastics Recycling Program**, be received;

That Council approves the implementation of a two-year (2022-2023) bulky plastic recycling pilot program at the Lindsay Ops landfill;

That staff bring a Pilot Program Evaluation report back to Council by the end of Q2, 2023; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

8.5 PLAN2021-021

Growth Management Strategy (GMS) Task Force
Leah Barrie, (Acting) Manager of Planning

CW2021-135
Moved By Councillor Veale
Seconded By Deputy Mayor O'Reilly

That Report PLAN2021-021, **Growth Management Strategy (GMS) Task Force**, be received for information;

That the GMS Task Force Terms of Reference, substantially in the form attached as Appendix A to Report PLAN2021-021, be approved and adopted by Council; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

8.6 BLDG2021-001

Protective Pool Covers
Susanne Murchison, Chief Building Official

CW2021-136
Moved By Councillor Yeo
Seconded By Councillor Veale

That Report BLDG2021-001, **Protective Pool Covers**, be received; and

That this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

Carried

9. Memorandums

10. Adjournment

CW2021-137
Moved By Councillor Yeo
Seconded By Councillor Elmslie

That the Committee of the Whole Meeting adjourn at 4:24 p.m.

Carried

Andy Letham, Mayor

Cathie Ritchie, City Clerk