

The Corporation of the City of Kawartha Lakes

Minutes

Regular Council Meeting

CC2018-18

Tuesday, September 25, 2018

Closed Session Commencing at 1:30 p.m. Open Session Commencing at 2:00 p.m.

Victoria Room

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

Mayor Letham called the Meeting to order at 1:30 p.m. Councillors I. Breadner, P. Dunn, D. Elmslie, G. James, G. Jilesen, B. Junkin, R. Macklem, M.A. Martin, G. Miller, P. O'Reilly, J. Pollard, K. Seymour-Fagan, H. Stauble, S. Strangway, A. Veale and E. Yeo were in attendance.

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

2. Adoption of Closed Session Agenda

CR2018-533

Moved By Councillor Strangway

Seconded By Councillor Miller

That the Closed Session agenda be adopted as circulated.

Carried

3. Disclosure of Pecuniary Interest in Closed Session Items

There were no declarations of pecuniary interest noted.

4. Closed Session

CR2018-534

Moved By Councillor Elmslie

Seconded By Councillor Pollard

That Council convene into closed session at 1:30 p.m. in order to consider matters on the Tuesday, September 25, 2018 Closed Session Agenda and that are permitted to be discussed in a session closed to the public pursuant to Section 239(2) of the Municipal Act, S.O. 2001. S.25.

Carried

5. Opening Ceremonies

5.1 Call Open Session to Order

Mayor Letham called the Open Session of the Meeting to order at 2:00 p.m. Councillors I. Breadner, P. Dunn, D. Elmslie, G. James, G. Jilesen, B. Junkin, R.

Macklem, M.A. Martin, G. Miller, P. O'Reilly, J. Pollard, K. Seymour-Fagan, H. Stauble, S. Strangway, A. Veale and E. Yeo were in attendance.

CAO R. Taylor, City Clerk C. Ritchie and Deputy Clerk A. Rooth were also in attendance.

5.2 O Canada

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

5.3 Moment of Silent Reflection

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

5.4 Adoption of Open Session Agenda

Mayor Letham asked for Council concurrence to waive the Procedural By-law to allow four (4) additional deputations to be added to the Agenda.

CR2018-539

Moved By Councillor Seymour-Fagan

Seconded By Councillor Strangway

That the Agenda for the Open Session of the Regular Council Meeting of Tuesday, September 25, 2018, be adopted as circulated and with the following amendments:

Additions - Deputations

Item 10.8

Removal of Soil, Placement of Fill, Alteration of Grade By-Law

(Report MLE2018-007, Items 11.1.4 and 15.1.73 on the Agenda)

Ron Reid, Couchiching Conservancy;

Items 10.9, 10.10 and 10.11 regarding **PAC Recommendation PAC2018-038, Zoning By-law Amendment Application D06-2018-022**, (Items 12.1 and 15.1.71 on the Agenda)

Terry and Dianne Becking

Penny Knapp

Suzanne Alden and Scott Sommerville

Additions - Consent Correspondence

Items 11.2.8, 11.2.9 and 11.2.10 relating to **PAC Recommendation PAC2018-038, Zoning By-law Amendment Application D06-2018-022**, (Items 12.1 and 15.1.71 on the Agenda)

Terry and Dianne Becking

Penny Knapp

Suzanne Alden and Scott Sommerville

By-laws by Consent

15.1.58 - The by-law attached as Item 15.1.58 on the Agenda has been replaced with a revised version.

Carried

6. Disclosure of Pecuniary Interest

There were no declarations of pecuniary interest noted.

7. Notices and Information by Members of Council and Staff

7.1 Council

Councillor Elmslie:

- The refurbishment of the Fenelon Falls Marquee sign is complete and will be lit at 7:30 p.m. on September 29th by the locks in Fenelon Falls.

Councillor Strangway :

- Thanks to residents for the honour and privilege of representing them over the past 12 years as Ward 5 Councillor and to staff and Councils both past and present with whom he had the privileged of working.

Councillor Yeo:

- Coby Oktoberfest is September 29th from 7:00 to 11:00 p.m. at the Coboconk Lions Hall with live music from The Recycled Teenagers.
- The Norland and District Horticultural Society is holding their Fall Seminar at the Royal Canadian Legion in Coboconk on October 27th. Mrs. Rotha Bryant, past Secretary/Treasurer of the Norland and District Horticultural Society, will be recognized for her many years of service.

Councillor Miller:

- Thanks to all residents, Council and staff as he reflects on this term of Council.

Councillor Martin:

- The Omemee Legion is hosting their annual Flea Market on September 29th.

Councillor O'Reilly:

- 16th Annual Kawartha Farmfest is September 29th.
- The official opening of the accessible viewing platform and Ken Reid Conservation Area is September 29th with ribbon cutting at 9:30 a.m.
- The official opening of the Flynn Gardens Addition is on October 3rd at 11:00 a.m. at 48 Saint Paul Street, Lindsay.
- The 7th Annual Care Gala raised over \$30,000 for Community Care programs and services.
- The 2018 Lindsay Fair had a near record turnout.

Councillor Seymour-Fagan:

- The 160th Bobcaygeon Fall Fair takes place September 27th to 29th.

7.2 Staff

8. Matters from Closed Session

8.1 Item 4.2

CR2018-540

Moved By Councillor Miller

Seconded By Councillor O'Reilly

That staff be directed by Council to pursue the revisions relating to the Fenelon Falls Secondary Plan identified in Report PLAN2018-039 through the LPAT proceedings.

Carried

8.2 Item 4.3

CR2018-541

Moved By Councillor Yeo

Seconded By Councillor Veale

That the following individuals be appointed to the Compliance Audit Committee for the Term of 2018-2022:

1. Patricia Wakelin
2. Greer Thornbury
3. James Ayres
4. Robert Stewart
5. June Widdis; and

That a by-law be brought forward prior to October 1st, 2018 adopting the Terms of Reference and authorizing the Committee Members' appointments to the Compliance Audit Committee.

Carried

9. Minutes

9.1 CC2018-18.9.1

Regular Council Meeting Minutes of August 14, 2018

Special Council Information Meeting Minutes of September 18, 2018

CR2018-542

Moved By Councillor Elmslie

Seconded By Councillor Martin

That the Minutes of the August 14, 2018 Regular and September 18, 2018 Special Council Information Meetings, be received and adopted.

Carried

10. Presentations and Deputations

10.1 CC2018-18.10.1

Sovereign's Medal for Volunteers Presentation

Andy Letham, Mayor, on behalf of the Office of the Governor General

Mayor Letham, on behalf of the Office of the Governor General, presented the Sovereign's Medal for Volunteers to the following individuals to recognize exceptional volunteer contributions and achievements:

Verna Humphries was awarded the medal for her dedication to improving the lives of people with intellectual disabilities. Not only does she provide a sense of

empowerment to those she works with, but her passion for education has resulted in an enhancement of their quality of life.

Henry McCabe was awarded the medal in recognition for his time and efforts to volunteer in organizations across Ontario. McCabe has mentored through the Canadian Forces, the Army Cadet League of Canada and through his work with York University's Mentorship Council, has helped individuals with learning disabilities.

Congratulations were extended to the recipients.

10.2 CC2018-18.10.2

Drainage Task Force Recommendations

(Report ENG2018-018, Item 11.1.21 on the Agenda)

Paul Brown

Paul Brown, Chair of the recent City of Kawartha Lakes Drainage Task Force and member of the City's Agricultural Development Advisory Board (ADAB) attended Council to request that they approve the recommendations made by the task force. He advised that ADAB was in support of all 11 of the recommendations and encouraged Council to implement all of the recommendations brought forward, noting that there is significant opportunity to improve municipal drain processes in the City.

CR2018-543

Moved By Councillor Veale

Seconded By Councillor James

That the deputation of Paul Brown, regarding **Drainage Task Force Recommendations**, (Report ENG2018-018, Item 11.1.21 on the Agenda), be received.

Carried

10.3 CC2018-18.10.3

Petition Re By-law to Regulate the Discharge of Firearms

(Item 13.1 on the Agenda)

Richard Weston

Richard Weston, President of Kinmount Park Estates Association, attended Council to present a petition on behalf of the residents of Crego Lake requesting amendments to the Discharge of Firearms By-law. He expressed concerns regarding safety in the area and requested that the by-law be amended

to include these waterfront properties as a designated area where only law enforcement can discharge a firearm.

CR2018-544

Moved By Councillor Dunn

Seconded By Councillor Miller

That the deputation of Richard Weston, regarding the **Petition Re By-law to Regulate the Discharge of Firearms**, (Item 13.1 on the Agenda), be received.

Carried

10.4 CC2018-18.10.4

Appeal of Land Management Committee Decision - Plan 100, Lot 6, North Louisa Street, Fenelon Falls

(Item 11.2.4 on the Agenda)

Morley Bradburn

Morley Bradburn advised that work done by the City on a bridge has blocked access to his property at Plan 100, Lot 6, North Louisa street in Fenelon Falls through the removal of two culverts and installation of a guardrail. He noted that the City has offered to modify the guardrail and reinstate one of his previous entrances. Mr. Bradburn requested that Council alternatively accept his offer to donate the land to City and provide him with a tax receipt for the assessed value.

CR2018-545

Moved By Councillor Elmslie

Seconded By Councillor Stauble

That the deputation of Morley Bradburn, regarding **Appeal of Land Management Committee Decision - Plan 100, Lot 6, North Louisa Street, Fenelon Falls**, (Item 11.2.4 on the Agenda), be received.

Carried

10.5 Item 10.5 was moved down on the Agenda to be dealt with after Item 10.8.

10.6 CC2018-18.10.6

Full Road Closure and Request for Noise By-law Exemption

(Item 11.2.5 on the Agenda)

Ken Smith, D.M. Wills Associates Limited

Ken Smith of D.M. Wills Associates Limited, on behalf of Ministry of Transportation, attended Council to provide information on a culvert replacement project on Highway 35 and to request that Council approve their request for a Noise By-law Exemption.

CR2018-546

Moved By Councillor Yeo

Seconded By Councillor Macklem

That the deputation of Ken Smith of D.M. Wills Associates Limited, regarding **Full Road Closure and Request for Noise By-law Exemption**, (Item 11.2.5 on the Agenda), be received.

Carried

10.7 CC2018-18.10.7

**Downtown Revitalization Update Presentation and 2017 OMAFRA
Downtown Revitalization Report Cards**

(Report ED2018-011, Item 11.1.13 on the Agenda)

Leisha Newton, Economic Development Officer

Leisha Newton, Economic Development Officer, presented the Downtown Revitalization Update and 2017 OMAFRA Downtown Revitalization Report Cards to Council.

CR2018-547

Moved By Councillor Martin

Seconded By Councillor Elmslie

That the presentation by Leisha Newton, Economic Development Officer, regarding **Downtown Revitalization Update Presentation and 2017 OMAFRA Downtown Revitalization Report Cards**, (Report ED2018-011, Item 11.1.13 on the Agenda), be received.

Carried

10.8 CC2018-18.10.8

Removal of Soil, Placement of Fill, Alteration of Grade By-Law

(Report MLE2018-007, Items 11.1.4 and 15.1.73 on the Agenda)

Ron Reid, Couchiching Conservancy

Ron Reid expressed concern with the exemption to application in Schedule A relating to the wording of Item 3.1 which allows for a broad agricultural exemption on the placement of fill on agricultural land potentially opening the door to widespread abuse. He requested that Council remove this exemption from the proposed by-law.

CR2018-548

Moved By Councillor Seymour-Fagan

Seconded By Councillor Macklem

That the deputation of Ron Reid of Couchiching Conservancy regarding **Removal of Soil, Placement of Fill, Alteration of Grade By-Law**, Report MLE2018-007, Items 11.1.4 and 15.1.73 on the Agenda), be received.

Carried

10.5 CC2018-18.10.5

PAC Recommendation PAC2018-038

Zoning By-law Amendment Application D06-2018-022

(Items 12.1 and 15.1.71 on the Agenda)

James and Mary Ellen Blair

James Blair expressed concerns regarding safety, structural integrity, liability and privacy issues, and contradiction to osprey nesting habits relating to the observation tower. He requested that the application be denied.

CR2018-549

Moved By Councillor Pollard

Seconded By Councillor Strangway

That the deputation of James Blair, regarding **PAC Recommendation PAC2018-038, Zoning By-law Amendment Application D06-2018-022**, (Items 12.1 and 15.1.71 on the Agenda), be received.

Carried

10.9 CC2018-18.10.9

PAC Recommendation PAC2018-038

Zoning By-law Amendment Application D06-2018-022

(Items 12.1 and 15.1.71 on the Agenda)

Terry and Diane Becking

Diane Becking expressed concerns regarding the lack of a building permit prior to construction, lack of privacy, noise and varied use of the observation tower. She requested that the application be denied and that the structure be required to be removed.

CR2018-550

Moved By Councillor O'Reilly

Seconded By Councillor Yeo

That the deputation of Diane Becking regarding **PAC Recommendation PAC2018-038, Zoning By-law Amendment Application D06-2018-022**, (Items 12.1 and 15.1.71 on the Agenda), be received.

Carried

10.10 CC2018-18.10.10

PAC Recommendation PAC2018-038

Zoning By-law Amendment Application D06-2018-022

(Items 12.1 and 15.1.71 on the Agenda)

Penny Knapp

Penny Knapp spoke in support of the Zoning By-law Amendment application, noting that the applicant is a proponent of the environment and that the observation tower is intended primarily for observing the Osprey without disturbing them. She stated that she is confident that any safety issues identified would be addressed and that she does not feel the structure imposes on her privacy as a nearby neighbor.

CR2018-551

Moved By Councillor O'Reilly

Seconded By Councillor Dunn

That the deputation of Penny Knapp regarding **PAC Recommendation PAC2018-038, Zoning By-law Amendment Application D06-2018-022**, (Items 12.1 and 15.1.71 on the Agenda), be received.

Carried

10.11 CC2018-18.10.11

PAC Recommendation PAC2018-038

Zoning By-law Amendment Application D06-2018-022

(Items 12.1 and 15.1.71 on the Agenda)
Suzanne Alden and Scott Sommerville

Suzanne Alden requested that Council approve the Zoning By-law Application and allow her to move forward with her building permit application for the observation tower. She responded to various concerns identified by neighbours and confirmed that the primary purpose is for viewing of the Osprey, but that the tower is also used for viewing the lake in August and September, after the Osprey have fledged, and is rarely used in the winter.

CR2018-552

Moved By Councillor Seymour-Fagan

Seconded By Councillor Strangway

That the deputation of Suzanne Alden regarding **PAC Recommendation PAC2018-038, Zoning By-law Amendment Application D06-2018-022**, (Items 12.1 and 15.1.71 on the Agenda), be received.

Carried

Item 12. was moved forward on the Agenda to be dealt with next.

12. Committee of the Whole and Planning Committee Minutes

12.1 CC2018-18.12.1

Planning Advisory Committee Meeting Minutes of September 12, 2018

Recommendation PAC2018-038 was extracted.

CR2018-553

Moved By Councillor O'Reilly

Seconded By Councillor Miller

That the Minutes of the September 12, 2018 Planning Advisory Committee Meeting be received and the recommendations be adopted, save and except Recommendation PAC2018-038.

Carried

Recommendation PAC2018-038

Moved By Councillor Yeo

Seconded By Councillor O'Reilly

That Report PLAN2018-073, respecting **Part of Lot 17, Concession C, Geographic Township of Mariposa, Alden and Sommerville – Application D06-2018-022**, be received; and

That Zoning By-law Amendment application D06-2018-022, respecting Part of Lot 17, Concession C, Geographic Township of Mariposa, Alden and Sommerville and proposing to add an observation tower as a permitted use and amend the development standards for the observation tower, be referred back to the October 3, 2018 Planning Advisory Committee Meeting.

A recorded vote was requested by Councillor Stauble.

Recorded	For	Against	Absent
Mayor Letham	X		
Councillor Breadner	X		
Councillor Dunn	X		
Councillor Elmslie	X		
Councillor James		X	
Councillor Jilesen	X		
Councillor Junkin		X	
Councillor Macklem		X	
Councillor Martin		X	
Councillor Miller		X	
Councillor O'Reilly	X		
Councillor Pollard		X	
Councillor Seymour-Fagan		X	
Councillor Stauble		X	
Councillor Strangway	X		
Councillor Veale		X	
Councillor Yeo	X		
Results	8	9	0

Motion Failed

CR2018-554

Moved By Councillor Stauble

Seconded By Councillor Pollard

Recommend that Report PLAN2018-073, respecting **Part of Lot 17, Concession C, Geographic Township of Mariposa, Alden and Sommerville – Application D06-2018-022**, be received; and

That Zoning By-law Amendment application D06-2018-022, respecting Part of Lot 17, Concession C, Geographic Township of Mariposa, Alden and Sommerville and proposing to add an observation tower as a permitted use and amend the development standards for the observation tower, be denied.

A recorded vote was requested by Councillor Stauble.

Recorded	For	Against	Absent
Mayor Letham		X	
Councillor Breadner	X		
Councillor Dunn	X		
Councillor Elmslie		X	
Councillor James	X		
Councillor Jilesen	X		
Councillor Junkin	X		
Councillor Macklem	X		
Councillor Martin	X		
Councillor Miller		X	
Councillor O'Reilly		X	
Councillor Pollard	X		
Councillor Seymour-Fagan	X		
Councillor Stauble	X		

Councillor Strangway		X	
Councillor Veale	X		
Councillor Yeo	X		
Results	12	5	0

Carried

11. Consent Matters

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

Item 11.1.2 - Councillor Breadner

Item 11.1.4 - Councillor Stauble

Item 11.1.9 - Councillor Junkin

Item 11.1.26 - Councillor James

Item 11.2.2 - Councillor Strangway

Moved By Councillor Strangway

Seconded By Councillor Seymour-Fagan

That all of the proposed resolutions shown in Section 11.1 and 11.2 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 11.1.2, 11.1.4, 11.1.9, 11.1.26 and Item 11.2.2.

Carried

11.1 Reports

11.1.1 CLK2018-009

2019 Council, Committee of the Whole and Planning Advisory Committee Meeting Schedule

Ann Rooth, Deputy Clerk

CR2018-555

That Report CLK2018-009, **2019 Council, Committee of the Whole and Planning Advisory Committee Meeting Schedule**, be received; and

That the schedule for Council, Committee of the Whole and Planning Advisory Committee Meetings for 2019, as outlined in Appendix A to Report CLK2018-009, be approved.

Carried

11.1.3 LIC2018-006

Canine Day Boarding and Kennel By-Law Amendments

Alix Scarr, Senior Licensing Officer

CR2018-556

That Report LIC2018-006, **Canine Day Boarding and Kennel By-Law Amendments**, be received;

That the necessary By-Law 2014-141, a By-Law to Licence, Regulate and Govern Kennels in Kawartha Lakes, be repealed; and

That a by-law to Licence, Regulate and Govern Kennels in Kawartha Lakes attached as Schedule A to this Report LIC2018-006 be forwarded to Council for adoption.

Carried

11.1.5 RS2018-025

Proposed Surplus Declaration, Closure and Release of the City's Right to Re-purchase the Road Allowance Between Lots 10 and 11, Concession 4, in the Geographic Township of Verulam, City of Kawartha Lakes, designated as Part 1 on Plan 57R-10655

Laura Carnochan, Law Clerk, Realty Services

CR2018-557

That Report RS2018-025, **Proposed Surplus Declaration, Closure and Release of the City's Right to Re-purchase in the Road Allowance Between Lots 10 and 11, Concession 4, in the Geographic Township of Verulam, City of Kawartha Lakes, designated as Part 1 on Plan 57R-10655**, be received;

That the subject property, being the Road Allowance between Lots 10 and 11, Concession 4, in the Geographic Township of Verulam, City of Kawartha Lakes,

designated as Part 1 on Plan 57R-10655, be declared surplus to municipal needs;

That Council support the closure of the road allowance and release the City's right to re-purchase the subject property in accordance with the provisions of By-law 2018-020, as amended, and the Municipal Act, 2001;

That the by-law attached as Schedule E to close the road and release the City's right to re-purchase the subject property shall be passed; and

That the Mayor and Clerk be authorized to execute any documents to facilitate the road closing and releasing the City's right to re-purchase the subject property.

Carried

11.1.6 RS2018-026

Proposed Lease Agreement between the City of Kawartha Lakes and Ontario Clean Water Agency, Bobcaygeon Service Centre – 123 East St., Bobcaygeon

Christine Oliver, Law Clerk

CR2018-558

That Report RS2018-026, **Proposed Lease Agreement between the City of Kawartha Lakes and Ontario Clean Water Agency, Bobcaygeon Service Centre – 123 East St., Bobcaygeon**, be received; and

That the Mayor and Clerk be authorized to execute the Lease Agreement attached as Appendix A on behalf of the City of Kawartha Lakes, being a Lease Agreement with Ontario Clean Water Agency for the purpose of leasing space for the district administration office for a one year term.

Carried

11.1.7 RS2018-027

Proposed Lease Agreement between Dunsford Community Centre Inc. and the City of Kawartha Lakes (26 Community Centre Road, Dunsford)

Laura Carnochan, Law Clerk, Realty Services

CR2018-559

That Report RS2018-027, Proposed Lease Agreement between Dunsford Community Centre Inc. and the City of Kawartha Lakes (26 Community Centre Road, Dunsford), be received; and

That the Mayor and Clerk be authorized to execute the Lease Agreement attached as Appendix B on behalf of the Corporation of the City of Kawartha Lakes, being a Lease Agreement with Dunsford Community Centre Inc. for the purpose of leasing space for the Dunsford Library for a one year term.

Carried

11.1.8 CS2018-014

Release of Powerlinks Funds to the Fenelon Falls Chamber of Commerce for Wayfinding Directional Signs

Lisa Peimann, Executive Assistant, Community Services

CR2018-560

That Report CS2018-014, Release of Powerlinks Funds to the Fenelon Falls Chamber of Commerce for Wayfinding Directional Signs, be received; and

That the Fenelon Falls Chamber of Commerce be approved for funding in the amount of \$14,350.00 with the allocation to come from the Powerlinks Reserve (1.32065).

Carried

11.1.10 PUR2018-034

Quotation 2018-82-OQ Supply, Delivery and Stockpile of Winter Sand

Marielle van Engelen, Buyer

Richard Monaghan, Senior Engineering Technician

CR2018-561

That Report PUR2018-034, Quotation 2018-82-OQ Supply, Delivery and Stockpile of Winter Sand, be received;

That Kawartha Capital Corp of Peterborough, ON be selected for the award of Request for Quotation 2018-82-OQ Supply, Delivery and Stockpile of Winter Sand for the Manvers Depot for the quoted price of \$99,000.00 plus HST;

That Robert E. Young Construction of Selwyn, ON be selected for the award of Request for Quotation 2018-82-OQ Supply, Delivery and Stockpile of Winter

Sand for all other depot locations for a total quoted price of \$901,417.00 plus HST;

That Council approve the four (4) – one (1) year renewal periods included in the quotation, with a unit price increase according to the Canadian Consumer Price Index percentage change, pending successful vendor performance review and annual budget approval;

That subject to receipt of the required documents, the Mayor and City Clerk be authorized to execute the agreements to award Quotation 2018-82-OQ Supply, Delivery and Stockpile of Winter Sand; and

That the Purchasing Division be authorized to issue a purchase order(s) as required.

Carried

11.1.11 PUR2018-035

Request for Quotation 2018-85 CQ Refurbishment of One Landfill Compactor

Marielle van Engelen, Buyer

Todd Bryant, Manager of Fleet and Transit Services

CR2018-562

That Report PUR2018-035, **Request for Quotation 2018-85-CQ Refurbishment of One Landfill Compactor**, be received;

That Iron Equipment Ltd. of Pontypool, Ontario, be selected for the award of Quotation 2018-85-CQ Refurbishment of One Landfill Compactor for the total quoted price of \$101,300.00 not including HST; and

That Financial Services be authorized to issue a purchase order.

Carried

11.1.12 PUR2018-036

2018-86-CQ Gravel Road Rehabilitation

Linda Lee, Buyer

Mike Farquhar, Supervisor, Technical Services

CR2018-563

That Report PUR2018-036, **2018-86-CQ Gravel Road Rehabilitation**, be received;

That Four Brothers Construction Corporation be selected for the award of 2018-86-CQ Gravel Road Rehabilitation for the total amount of \$1,078,077.50 plus HST;

That subject to receipt of the required documents, the Mayor and Clerk be authorized to execute the agreements to award the contract; and

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

Carried

11.1.13 ED2018-011

**Downtown Revitalization Update Presentation and 2017 OMAFRA
Downtown Revitalization Report Cards**

Leisha Newton, Economic Development Officer - Downtown

CR2018-564

That Report ED2018-011, **Downtown Revitalization Update Presentation and 2017 OMAFRA Downtown Revitalization Report Cards**, be received.

Carried

11.1.14 ED2018-012

Proposed Heritage Designation of Fire Route 52, Somerville, Concession Rd. 2, Fenelon Falls

Debra Soule Economic Development Officer - Arts Culture and Heritage

CR2018-565

That Report ED2018-012, **Proposed Heritage Designation of Fire Route 52, Somerville, Concession Rd. 2, Fenelon Falls**, be received;

That the Council endorse the Municipal Heritage Committee's recommendation to designate Fire Route 52, Somerville, Concession Rd. 2, Fenelon Falls under Part IV of the *Ontario Heritage Act* as being of cultural heritage value and interest;

That staff be authorized to proceed with the process to designate the subject property under Part IV of the *Ontario Heritage Act*, including preparation and circulation of a Notice of Intention to Designate, and preparation of a designating by-law; and

That the designating by-law be presented to Council for its consideration after the notification process has been completed.

Carried

11.1.15 ED2018-013

Proposed Designation of 910 Hartley Road, Woodville (Palestine Community Centre)

Debra Soule Economic Development Officer - Arts Culture and Heritage

CR2018-566

That Report ED2018-013, **Proposed Designation of 910 Hartley Road, Woodville**, be received;

That the Council endorse the Municipal Heritage Committee's recommendation to designate 910 Hartley Road, in Woodville under Part IV of the *Ontario Heritage Act* as being of cultural heritage value and interest;

That staff be authorized to proceed with the process to designate the subject property under Part IV of the *Ontario Heritage Act*, including preparation and circulation of a Notice of Intention to Designate, and preparation of a designating by-law; and

That the designating by-law be presented to Council for its consideration after the notification process has been completed.

Carried

11.1.16 ED2018-014

Community Improvement Plan Implementation Overview

Rebecca Mustard, Manager of Economic Development

CR2018-567

That Report ED2018-014, **Community Improvement Plan Implementation Overview**, be received.

Carried

11.1.17 PLAN2018-058

Application for Condominium Description Exemption for a 38 unit apartment building on property identified as 58 Glenelg Street West, Lindsay (Wilson Developments (Lindsay) Inc.)

Sherry L. Rea, Development Planning Supervisor

CR2018-568

That Report PLAN2018-058, respecting Lot 14, North Side of Glenelg Street and Part of Victoria Avenue, Town Plot, former Town of Lindsay, now City of Kawartha Lakes and identified as 58 Glenelg Street West, Application No. D04-2018-001, be received;

That the Application for Condominium Description Exemption filed by Jack Keat of Coe Fisher Cameron, Land Surveyors, on behalf of Wilson Developments (Lindsay) Inc. for a 38 unit apartment building being Lot 14, North Side of Glenelg Street and Part of Victoria Avenue, Town Plot, former Town of Lindsay, now City of Kawartha Lakes and identified as 58 Glenelg Street West, 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

11.1.18 PLAN2018-074

An application for Part-Lot Control Exemption (D05-18-003) under Section 50(5) of the Planning Act for Part Park Lot D1, Plan 8P, being Part 21, Reference Plan 57R-9184, 110-120 Mary Street West, former Town of Lindsay, now the City of Kawartha Lakes, Grimesway Construction Ltd.

Anna Kalnina, Planner II

CR2018-569

That Report PLAN 2018-074, entitled “Grimesway Construction Ltd. – D05-18-003” be received for information;

That a By-law to exempt Part Park Lot D1, Plan 8P, being Part 21, Reference Plan 57R-9184, 110-120 Mary Street West, former Town of Lindsay from Part-Lot Control, substantially in the form attached as Appendix C to Report PLAN2018-074, be approved and adopted by Council; and

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

Carried

11.1.19 PLAN2018-075

An application to amend the Township of Fenelon Zoning By-law 12-95 to remove the Holding (H) symbol to also permit an indoor car storage facility on Part of Lot 6, Concession 5, geographic Township of Fenelon, now City of Kawartha Lakes and municipally known as 3922 Highway 35 (Schleifer)
Mark LaHay, Planner II

CR2018-570

That Report PLAN2018-075, respecting Part of Lot 6, Concession 5, geographic Township of Fenelon, **Schleifer – Application D06-2018-024**, be received;

That Zoning By-Law Amendment application D06-2018-024 identified as 3922 Highway 35, City of Kawartha Lakes, as generally outlined in Appendix C to Report PLAN2018-075, be approved and adopted by Council; and

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

Carried

11.1.20 ENG2018-017

Wechsel Petition for Drainage

Juan Rojas, Director of Engineering and Corporate Assets

CR2018-571

That Report ENG2018-017 Wechsel Petition for Drainage be received by Council.

That Council proceeds with the petition submitted by Ella Wechsel for drainage works and instruct the City Clerk to proceed with the notices required under Section 5 of the Drainage Act;

That Council appoints R.D Dobbin as Engineer of record for this project; and

That Council instructs R.D Dobbin to combine the Webster petition and Ella Wechsel petition into one report as per section 8(4) of the Ontario Drainage Act.

Carried

11.1.21 ENG2018-018

Drainage Task Force Recommendations

Juan Rojas, Director of Engineering and Corporate Assets

CR2018-572

That Report ENG2018-018, **Drainage Task Force Recommendations**, be received; and

That the recommendations contained in Report ENG 2018-018 be presented to the new Council through consideration of the revised terms of reference and appointments for the City's Drainage Board.

Carried

11.1.22 ENG2018-019

Request for Traffic Control - Oakwood

Joseph Kelly, Senior Engineering Technician

CR2018-573

That Report ENG2018-019 **Request for Traffic Control - Oakwood** be received;

That a stop sign be installed on the south leg of Grant Drive intersecting Brenda Boulevard;

That a stop sign be installed on Brenda Boulevard intersecting the north leg of Grant Drive;

That a stop sign be installed on Albert St (Oakwood) intersecting Grant Drive;

That the necessary By-laws for the above recommendations be forwarded to council for adoption;

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

Carried

11.1.23 ENG2018-020

Request for Traffic Control - Thurstonia

Joseph Kelly, Senior Engineering Tech

CR2018-574

That Report ENG2018-020, **Request for Traffic Control – Thurstonia**, be received;

That a stop sign be installed on the north approach at the intersection of First Street and Hotel Road;

That a stop sign be installed on the north approach at the intersection of Second Street and Hotel Road;

That a stop sign be installed on the north approach at the intersection of Third Street and Hotel Road;

That a stop sign be installed on the north approach at the intersection of Clipper Street and Pavillion Road;

That a stop sign be installed on the north approach at the intersection of Second Street and Pavillion Road;

That a stop sign be installed on the north approach at the intersection of Third Street and Pavillion Road;

That stop signs be installed on the east and west approaches of Thornton Street at Silver Birch Street;

That a stop sign be installed on the west approach at the intersection of Alfred Street and Silver Birch Street;

That a stop sign be installed on the north approach at the intersection of McLernon Street and Birchcliff Avenue;

That a stop sign be installed on the north approach at the intersection of Hollyville Boulevard and Birchcliff Avenue;

That a stop sign be installed on the north approach where Birchcliff Avenue intersects itself;

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

11.1.24 HS2018-003

Grant Program for Medical Services

Rod Sutherland, Director of Human Services

CR2018-575

That Report HS2018-001, **Grant Program for Medical Services**, be received;
and

That the a Decision Unit be included in the 2019 Operating Budget for an increase of \$36,000 to the Kawartha Lakes Health Care Initiative to develop and deliver a Family Physician Professional Development program.

Carried

11.1.25 WM2018-010

Residential Clear Bag and Leaf and Yard Waste Drop off Pilot Project (2018) - Interim Review

David Kerr, Manager Environmental Services

CR2018-576

That Report WM2018-010, **Residential Clear Bag and Leaf and Yard Waste Drop off Pilot Project (2018) - Interim review**, be received; and

That Staff report back to Council by the end of December 2018 on the results of the second event (fall 2018) of the pilot project with recommendations regarding continuation or not of a similar program.

Carried

11.2 Correspondence

11.2.1 CC2018-18.11.2.1

Repaving of Carlton Crescent, Omemee

Clive A. Robertson

CR2018-577

That the September 5, 2018 e-mail correspondence from Clive A. Robertson, regarding **Repaving of Carlton Crescent, Omemee**, be received.

Carried

11.2.3 CC2018-18.11.2.3

Spawning Bed Repairs and Water Level Management to Support Walleye Population in Sturgeon and Pigeon Lakes

Andy Letham, Mayor

CR2018-578

Whereas the walleye population has declined since the 1960s when hydraulic dams were installed along the Trent-Severn Waterway; and

Whereas water levels in winter have experienced a higher (ecologically-damaging) draw-down in the last several decades; and

Whereas the river spawning areas in Bobcaygeon and Lindsay are too high, too smooth, and in need of repair to facilitate successful walleye spawning in the spring; and

Whereas the Trent-Severn Waterway is working with MP Jamie Schmale's Save the Walleye committee to make suggested repairs to walleye spawning grounds below the dams; and

Whereas These improvements have the potential to improve water quality and the ecological health of Sturgeon and Pigeon Lakes; and

Whereas These improvements could increase the revenues in the recreation and fishing tourism economy to the strong levels once enjoyed in this area; and

Whereas These pilot projects align with the objectives of Kawartha Conservation/Council's lake enhancement objectives; and

Whereas the goals of the Save the Walleye committee are supported by MP Jamie Schmale, MPP Laurie Scott, Kawartha Conservation, Parks Canada/Trent-Severn Waterway, and Bobcaygeon Chamber of Commerce;

Now Therefore be it Resolved That the City of Kawartha Lakes Council supports the proposed spawning bed repairs at the Lindsay and Bobcaygeon dams as well as water level management that respects aquatic life, especially the walleye population that has dropped to baseline numbers in Sturgeon and Pigeon Lakes; and

That this resolution be circulated to the Minister of Natural Resources, MPP Laurie Scott, Lindsay Bassmasters, Bobcaygeon and Area Chamber of Commerce, Lindsay and District Chamber of Commerce, Ontario Federation of Anglers and Hunters and the Trent-Severn Waterway.

Carried

11.2.4 CC2018-18.11.2.4

Appeal of Land Management Committee Decision – Plan 100, Lot 6, North Louisa Street, Fenelon Falls

Morley Bradburn

CR2018-579

That the September 11, 2018 correspondence from Morley Bradburn, regarding **An Appeal of the Land Management Committee Decision - Plan 100, Lot 6, North Louisa Street, Fenelon Falls**, be received.

Carried

11.2.5 CC2018-18.11.2.5

Full Road Closure and Request for Noise By-law Exemption

Ken Smith, D.M. Wills Associates Limited

CR2018-580

That the September 17, 2018 correspondence from Ken Smith, D.M. Wills Associates Ltd., regarding **Full Road Closure and Request for Noise By-law Exemption**, be received;

That the exemption from the City's Noise By-law 2005-025, as amended, to undertake the work required for the replacement/rehabilitation of three (3) non-structural culverts on the Highway 35 corridor, as detailed in the correspondence letter provided by D.M. Wills Associates Limited dated September 17, 2018, to be completed between January 2, 2019 and December 31, 2019, be approved; and

That the contractor be required to provide written notice, to all property owners within 500 meters and the City, of the construction schedule a minimum of 14 days prior to commencement of work.

Carried

11.2.6 CC2018-18.11.2.6

PAC Recommendation PAC2018-038

Zoning By-law Amendment Application D06-2018-022

(Items 12.1 and 15.1.71 on the Agenda)

Idele and Rod Hynes

CR2018-581

That the September 18, 2018 correspondence from Idele and Rod Hynes, regarding PAC Recommendation PAC2018-038 - Zoning By-law Amendment Application D06-2018-022, be received.

Carried

11.2.7 CC2018-18.11.2.7

**PAC Recommendation PAC2018-038
Zoning By-law Amendment Application D06-2018-022**
(Items 12.1 and 15.1.71 on the Agenda)
Maria Civello

CR2018-582

That the September 17, 2018 correspondence from Maria Civello, regarding **PAC Recommendation PAC2018-038 - Zoning By-law Amendment Application D06-2018-022**, be received.

Carried

11.2.8 CC2018-18.11.2.8

**PAC Recommendation PAC2018-038
Zoning By-law Amendment Application D06-2018-022**
(Items 12.1 and 15.1.71 on the Agenda)
Terry and Dianne Becking

CR2018-583

That the September 17, 2018 correspondence from Terry and Dianne Becking regarding **PAC Recommendation PAC2018-038 - Zoning By-law Amendment Application D06-2018-022**, be received.

Carried

11.2.9 CC2018-18.11.2.9

**PAC Recommendation PAC2018-038
Zoning By-law Amendment Application D06-2018-022**
(Items 12.1 and 15.1.71 on the Agenda)
Penny Knapp

CR2018-584

That the correspondence from Penny Knapp, regarding **PAC Recommendation PAC2018-038, Zoning By-law Amendment Application D06-2018-022**, be received.

Carried

11.2.10 CC2018-18.11.2.10

**PAC Recommendation PAC2018-038
Zoning By-law Amendment Application D06-2018-022**
(Items 12.1 and 15.1.71 on the Agenda)
Suzanne Alden and Scott Sommerville

CR2018-585

That the September 24, 2018 correspondence from Suzanne Alden and Scott Sommerville, regarding **PAC Recommendation PAC2018-038 Zoning By-law Amendment Application D06-2018-022**, be received.

Carried

11.3 Items Extracted from Consent

11.1.2 CLK2018-010

Repeal of Tag Day By-law
Ann Rooth, Deputy Clerk

Moved By Councillor Breadner
Seconded By Councillor James

That Report CLK2018-010, **Repeal of Tag Day By-law**, be received;

That staff be directed to bring forward a by-law to repeal and replace By-law 2001-53, being a By-law to Fix Days for Solicitation of Monetary Contributions by Persons and Organizations in Charitable or Patriotic Work that will be include additional requirements to mitigate risk as identified in Report CLK2018-010.

Motion Failed

CR2018-586

Moved By Councillor Miller
Seconded By Councillor Macklem

That Report CLK2018-010, **Repeal of Tag Day By-law**, be received;

That the solicitation of monetary contributions, known as Tagging, be prohibited at City Parks and Facilities; and

That a by-law to repeal By-law 2001-53, being a By-law to Fix Days for Solicitation of Monetary Contributions by Persons and Organizations in Charitable or Patriotic Work, be brought forward for adoption.

Carried

11.1.4 MLE2018-007

Removal of Soil, Placement of Fill, Alteration of Grade By-Law

Aaron Sloan, Manager, Municipal Law Enforcement and Licensing

CR2018-587

Moved By Councillor Stauble

Seconded By Councillor Macklem

That Report MLE2018-007, **Removal of Soil, Placement of Fill, Alteration of Grade By-Law**, be received;

That a by-law Regulating the Removal of Soil, Placement of Fill, Alteration of Grade attached as Schedule B to this Report MLE2018-007, be forwarded to Council for adoption with the following amendments to Sections 3.1 and 3.3:

3.1 The provisions of this By-law do not apply to the removal of Soil, as an incidental part of a Normal Agricultural Practice as defined by the Farming and Food Production Protection Act, S.O. 1998, C. 1, as amended, on Agricultural Lands as part of an Agricultural Operation;

3.3. The removal of Topsoil on Agricultural Lands incidental to a Normal Agricultural Practice including but not limited to removal as an incidental part of sod-farming, greenhouse operations and nurseries for horticultural products or other agricultural activities as per the Farming and Food Production Protection Act, S.O. 1998, C. 1, as amended. This exception does not include the removal of Topsoil for sale, exchange or other disposition;

And;

That By-law 2012-200 a By-law Regulating the Removal of Topsoil, Placement of Fill and the Alteration of Grades be repealed.

A recorded vote was requested by Councillor Stauble.

Recorded	For	Against	Absent
Mayor Letham	X		
Councillor Breadner	X		
Councillor Dunn	X		
Councillor Elmslie	X		
Councillor James	X		
Councillor Jilesen	X		
Councillor Junkin	X		
Councillor Macklem	X		
Councillor Martin	X		
Councillor Miller	X		
Councillor O'Reilly	X		
Councillor Pollard	X		
Councillor Seymour-Fagan	X		
Councillor Stauble	X		
Councillor Strangway	X		
Councillor Veale	X		
Councillor Yeo	X		
Results	17	0	0

Carried

CR2018-588

Moved By Councillor Junkin

Seconded By Councillor Elmslie

That the revised by-law Regulating the Removal of Soil, Placement of Fill, Alteration of Grade attached as Schedule B to this Report MLE2018-007, as

amended, be referred to the Agricultural Development Advisory Board for comment with a report back to Council in Q1 2019.

Carried

11.1.9 CORP2018-015

Council Computer Systems Policy

Kari Kleven, Manager Information Technology

Justin Chevrier, Supervisor Network and Client Systems

CR2018-589

Moved By Councillor Junkin

Seconded By Councillor Elmslie

That Report CORP2018-015, **Council Computer Systems Policy**, be received.

Carried

CR2018-590

Moved By Councillor O'Reilly

Seconded By Councillor Dunn

That the policy entitled Council Computer Systems, attached as Appendix A to Report CORP2018-015, be adopted and numbered for inclusion in the City's Policy Manual, replacing all predecessor versions.

Carried

11.1.26 WWW2018-008

Water Wastewater Service Connection Strategy

David Kerr, Manager, Environmental Services

CR2018-591

Moved By Councillor James

Seconded By Councillor Yeo

That Report **WWW2018-008, Water Wastewater Service Connection Strategy**, be received; and

That staff be directed to prepare the necessary amendments to 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, to require property owners who meet requirements of

mandatory connection process to connect to available municipal water and/or wastewater services upon failure of their private infrastructure.

Carried

CR2018-592

Moved By Councillor James

Seconded By Councillor Veale

That a revised Terms of Reference for the High Water Bills Appeal Committee, to include Mandatory Connection Appeals, be brought forward to Council by end of Q1 2019.

Carried

11.2.2 CC20.18-18.11.2.2

Kawartha Lakes Municipal Airport - Governance Review

Douglas Erlandson, Chair, Kawartha Lakes Municipal Airport Board

CR2018-593

Moved By Councillor Strangway

Seconded By Councillor Veale

That the August 27, 2018 correspondence from Douglas Erlandson, Chair, Kawartha Lakes Municipal Airport Board, regarding **Kawartha Lakes Municipal Airport – Governance Review**, be received; and

That the recommendations made in the Kawartha Lakes Municipal Airport Governance Review Report, attached to the August 27, 2018 correspondence from Chair Douglas Erlandson, be presented to the new Council through consideration of the revised terms of reference and appointments for the Kawartha Lakes Municipal Airport Board.

Carried

11.3.1 CLK2018-011

Procedural By-law Amendments Update

Cathie Ritchie, City Clerk

Ann Rooth, Deputy Clerk

CR2018-594

Moved By Councillor Elmslie

Seconded By Councillor Miller

That Report 2018-011, **Procedural By-law Amendments Update**, be received;

That the updates to the Procedural By-law identified in Appendix A to Report CLK2018-011, be approved; and

That the necessary by-law to repeal and replace By-law 2014-266 be brought forward for adoption.

Carried by 2/3 Vote

11.3.2 RS2018-028

Parkland and Greenspace Surplus Property Update

Robyn Carlson, City Solicitor and Acting Manager of Realty Services

CR2018-595

Moved By Councillor Dunn

Seconded By Councillor Yeo

That Report RS2018-028, **Parkland and Greenspace Surplus Property Update**, be received; and

That Resolution CR2013-848 be amended to remove the property legally described as BLK B PL 399 EXCEPT PT 1, 57R4954; PT BLK C PL 399 PT 2, 57R4954; PT RDAL BTN LT 15 AND LT 16 CON 4 SOMERVILLE CLOSED BY R268518, PT 3, 57R4954; KAWARTHA LAKES, being PIN: 63119-0568 (LT) (Roll Number: 1651 310 020 42400) from the list of properties in Appendix B to Report LM2013-009.

Carried by 2/3 Vote

CR2018-596

Moved By Councillor Yeo

Seconded By Councillor Macklem

That Resolution CR2014-101 be amended to remove the following properties from the list of properties to be sold:

- LT 33 PL 282 S/T VT91877; KAWARTHA LAKES
PIN: 63171-0144 (LT)
Roll Number: 1651 160 050 32900
- LT 21 PL 333; KAWARTHA LAKES
PIN: 63171-0379 (LT)
Roll Number: 1651 160 050 38000

- LT 31 PL 333; KAWARTHA LAKES
PIN: 63171-0390 (LT)
Roll Number: 1651 160 050 39000
- LT 8 PL 273; PT LT 20 CON N PORTAGE RD ELDON AS IN KL12166; CITY OF KAWARTHA LAKES
PIN: 63169-0271 (LT) and PIN: 63169-0432 (LT)
Roll Number: 1651 160 050 73600
- LT 10 PL 317; KAWARTHA LAKES
PIN: 63169-0328 (LT)
Roll Number: 1651 160 050 75800
- LT 19 PL 317; KAWARTHA LAKES
Part of PIN: 63169-0319 (LT)
Roll Number: 1651 160 050 76700
- LT 20 PL 317; KAWARTHA LAKES
Part of PIN: 63169-0319 (LT)
Roll Number: 1651 160 050 76800
- BLK A PL 322 S/T A12547; KAWARTHA LAKES
PIN: 63169-0380 (LT)
Roll Number: 1651 160 050 81400
- BLK B PL 322 S/T A12547; KAWARTHA LAKES
PIN: 63169-0372 (LT)
Roll Number: 1651 160 050 82200
- BLK A, B PL 523; KAWARTHA LAKES
PIN: 63146-0359 (LT)
Roll Number: 1651 210 030 58204
- PT FIRST ST PL 190 AS IN F14300 (SECONDLY); KAWARTHA LAKES
PIN: 63160-0413 (LT)
Roll Number: 1651 210 040 67801.

Carried by 2/3 Vote

CR2018-597

Moved By Councillor Macklem

Seconded By Councillor Breadner

That Resolution CR2015-1164 be amended to remove the property legally described as LT 4 PL 266; PT SHORE RDAL LAXTON ALONG HEAD LAKE IN FRONT OF LT 12 & 13 CON 5 CLOSED BY R168362 BTN PT 6 & 7 57R3557; KAWARTHA LAKES, being PIN: 63273-0108 (LT) (Roll Number: 1651 420 002 22300) from the list of properties to be sold.

Carried by 2/3 Vote

CR2018-598

Moved By Councillor Stauble

Seconded By Councillor Junkin

That Resolution CR2016-755 be amended to remove the property legally described as Part of LT 1-2 PL 17 MANVERS; PT LT 12 CON 3 MANVERS AS IN MVB14168; KAWARTHA LAKES, being Part of PIN: 63269-0356 (LT) (Part of Roll Number: 1651 008 010 09701) from the list of properties to be sold.

Carried by 2/3 Vote

CR2018-599

Moved By Councillor Yeo

Seconded By Councillor Breadner

That the surplus declaration of the following properties be rescinded:

- BLK B PL 399 EXCEPT PT 1, 57R4954; PT BLK C PL 399 PT 2, 57R4954; PT RDAL BTN LT 15 AND LT 16 CON 4 SOMERVILLE CLOSED BY R268518, PT 3, 57R4954; KAWARTHA LAKES
PIN: 63119-0568 (LT)
Roll Number: 1651 310 020 42400
- LT 33 PL 282 S/T VT91877; KAWARTHA LAKES
PIN: 63171-0144 (LT)
Roll Number: 1651 160 050 32900
- LT 21 PL 333; KAWARTHA LAKES
PIN: 63171-0379 (LT)
Roll Number: 1651 160 050 38000
- LT 31 PL 333; KAWARTHA LAKES
PIN: 63171-0390 (LT)
Roll Number: 1651 160 050 39000
- LT 8 PL 273; PT LT 20 CON N PORTAGE RD ELDON AS IN KL12166; CITY OF KAWARTHA LAKES
PIN: 63169-0271 (LT) and PIN: 63169-0432 (LT)
Roll Number: 1651 160 050 73600
- LT 10 PL 317; KAWARTHA LAKES
PIN: 63169-0328 (LT)
Roll Number: 1651 160 050 75800

- LT 19 PL 317; KAWARTHA LAKES
Part of PIN: 63169-0319 (LT)
Roll Number: 1651 160 050 76700
- LT 20 PL 317; KAWARTHA LAKES
Part of PIN: 63169-0319 (LT)
Roll Number: 1651 160 050 76800
- BLK A PL 322 S/T A12547; KAWARTHA LAKES
PIN: 63169-0380 (LT)
Roll Number: 1651 160 050 81400
- BLK B PL 322 S/T A12547; KAWARTHA LAKES
PIN: 63169-0372 (LT)
Roll Number: 1651 160 050 82200
- BLK A, B PL 523; KAWARTHA LAKES
PIN: 63146-0359 (LT)
Roll Number: 1651 210 030 58204
- PT FIRST ST PL 190 AS IN F14300 (SECONDLY); KAWARTHA LAKES
PIN: 63160-0413 (LT)
Roll Number: 1651 210 040 67801
- LT 4 PL 266; PT SHORE RDAL LAXTON ALONG HEAD LAKE IN FRONT
OF LT 12 & 13 CON 5 CLOSED BY R168362 BTN PT 6 & 7 57R3557;
KAWARTHA LAKES
PIN: 63273-0108 (LT)
Roll Number: 1651 420 002 22300
- Part of LT 1-2 PL 17 MANVERS; PT LT 12 CON 3 MANVERS AS IN
MVB14168; KAWARTHA LAKES
Part of PIN: 63269-0356 (LT)
Part of Roll Number: 1651 008 010 09701.

Carried by 2/3 Vote

12. Item 12. was moved forward on the Agenda to be dealt with after Item 10.11.

13. Petitions

13.1 CC2018-18.13.1

Petition Re By-law to Regulate the Discharge of Firearms

Richard Weston, President, Kinmount Park Estates Association

CR2018-600

Moved By Councillor Yeo

Seconded By Councillor Macklem

That the petition received from Richard Weston, regarding **By-law 2005-329 A By-law to Regulate the Discharge of Firearms**, be received and referred to Municipal Law Enforcement staff for a report back to Council by end of Q1 2019.

Carried

14. Other or New Business

15. By-Laws

Items 15.1.71 and 15.1.73 were extracted from By-laws by Consent due to Council decisions on related items.

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

CR2018-601

Moved By Councillor James

Seconded By Councillor Veale

That the By-Laws shown in Section 15.1 of the Agenda, namely: Items 15.1.1 to and including 15.1.73 be read a first, second and third time, passed, numbered, signed and the corporate seal attached, save and except Items 15.1.71 and 15.1.73.

Carried

15.1 By-Laws by Consent

15.1.1 By-law 2018-141

A By-law to Repeal and Replace By-law 1984-26, Being a By-law to Designate 17 Sussex Street North, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.2 By-law 2018-142

A By-law to Repeal and Replace By-law 1992-12, Being a By-law to Designate 37 Colborne Street, Fenelon Falls in the City of Kawartha Lakes as being of Cultural Heritage Value and Interest

15.1.3 By-law 018-143

A By-law to Repeal and Replace By-law 2001-172 Being a By-law to Designate 15 Lindsay Street, Fenelon Falls in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.4 By-law 2018-144

A By-law to Repeal and Replace By-law 2010-090, Being a By-law to Designate 746 Janetville Road, Janetville in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.5 By-law 2018-145

A By-law to Repeal and Replace By-law 1990-71, Being a By-law to Designate 23 Adelaide Street North, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.6 By-law 2018-146

A By-law to Repeal and Replace By-law 1985-15, Being a By-law to Designate 55 Albert Street North, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.7 By-law 2018-147

A By-law to Repeal and Replace By-law 1990-10, Being a By-law to Designate 28 Albert Street South, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.8 By-law 2018-148

A By-law to Repeal and Replace By-law 1991-24, Being a By-law to Designate 40 Bond Street West, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.9 By-law 2018-149

A By-law to Repeal and Replace By-law 1985-42, Being a By-law to Designate 46 Bond Street West, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.10 By-law 2018-150

A By-law to Repeal and Replace By-law 1987-48, Being a By-law to Designate 54 Bond Street West, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.11 By-law 2018-151

A By-law to Repeal and Replace By-law 1994-055, Being a By-law to Designate 60 Bond Street West, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.12 By-law 2018-152

A By-law to Repeal and Replace By-law 1991-25, Being a By-law to Designate 78 Bond Street West, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.13 By-law 2018-153

A By-law to Repeal and Replace By-law 1988-86, Being a By-law to Designate 31 Cambridge Street North, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.14 By-law 2018-154

A By-law to Repeal and Replace By-law 1994-017, Being a By-law to Designate 51 Cambridge Street North, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.15 By-law 2018-155

A By-law to Repeal and Replace By-law 1988-87, Being a By-law to Designate 58 Cambridge Street North, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.16 By-law 2018-156

A By-law to Repeal and Replace By-law 2012-221, Being a By-law to Designate 4 Colborne Street East, City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.17 By-law 2018-157

A By-law to Repeal and Replace By-law 1994-097, Being a By-law to Designate 22 Elgin Street, Lindsay in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.18 By-law 2018-158

A By-law to Repeal and Replace By-law 1989-01, Being a By-law to Designate 19 Francis Street, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.19 By-law 2018-159

A By-law to Repeal and Replace By-law 1989-19, Being a By-law to Designate 21 Francis Street, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.20 By-law 2018-160

A By-law to Repeal and Replace By-law 1985-23, Being a By-law to Designate 9 Glenelg Street East, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.21 By-law 2018-161

A By-law to Repeal and Replace By-law 1990-11 Being a By-law to Designate 2 Kent Street West, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.22 By-law 2018-162

A By-law to Repeal and Replace By-law 1988-48 Being a By-law to Designate 3 Kent Street West, Lindsay in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.23 By-law 2018-163

A By-law to Repeal and Replace By-law 1980-02 Being a By-law to Designate 2 Lindsay Street South, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.24 By-law 2018-164

A By-law to Repeal and Replace By-law 1992-76 Being a By-law to Designate 29 Regent Street, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.25 By-law 2018-165

A By-law to Repeal and Replace By-law 2013-102, Being a By-law to Designate 46 Regent Street East, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.26 By-law 2018-166

A By-law to Repeal and Replace By-law 1983-09, Being a By-law to Designate 63 Regent Street East, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.27 By-law 2018-167

A By-law to Repeal and Replace By-law 1981-46, Being a By-law to Designate 45 Russell Street West, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.28 By-law 2018-168

A By-law to Repeal and Replace By-law 1986-05 Being a By-law to Designate 10 Russell Street East, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.29 By-law 2018-169

A By-law to Repeal and Replace By-law 1987-06, Being a By-law to Designate 12 Russell Street East, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.30 By-law 2018-170

A By-law to Repeal and Replace By-law 1984-34, Being a By-law to Designate 29 Russell Street East, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.31 By-law 2018-171

A By-law to Repeal and Replace By-law 1988-85, Being a By-law to Designate 45 Victoria Avenue North, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.32 By-law 2018-172

A By-law to Repeal and Replace By-law 1993-01, Being a By-law to Designate 37 William Street North, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.33 By-law 2018-173

A By-law to Repeal and Replace By-law 1992-38, Being a By-law to Designate 73 William Street South, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.34 By-law 2018-174

A By-law to Repeal and Replace By-law 1988-84, Being a By-law to Designate 8, 10, & 12 William Street South, Lindsay, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.35 By-law 2018-175

A By-law to Repeal and Replace By-law 2005-154, Being a By-law to Designate 704 Fingerboard Road, Little Britain, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.36 By-law 2018-176

A By-law to Repeal and Replace By-law 1997-10 Being a By-law to Designate 166 Ramsey Road, Little Britain, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.37 By-law 2018-177

A By-law to Repeal and Replace By-law 1995-26 Being a By-law to Designate 1201 Salem Road, Little Britain, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.38 By-law 2018-178

A By-law to Repeal and Replace By-law 1996-36, Being a By-law to Designate 17025 Simcoe Street, Manilla, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.39 By-law 2018-179

A By-law to Repeal and Replace By-law 1992-04 Being a By-law to Designate 977 Eldon Road, Oakwood, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.40 By-law 2018-180

A By-law to Repeal and Replace By-law 1993-19, Being a By-law to Designate 949 Highway 7, Oakwood, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.41 By-law 2018-181

A By-law to Repeal and Replace By-law 1993-19, Being a By-law to Designate 430 Taylor's Road, Oakwood, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.42 By-law 2018-182

A By-law to Repeal and Replace By-law 2007-124, Being a By-law to Designate 1185 Ballyduff Road, Pontypool, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.43 By-law 2018-183

A By-law to Repeal and Replace By-law 1993-12, Being a By-law to Designate 119 Irene Avenue, Sturgeon Point, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.44 By-law 2018-184

A By-law to Repeal and Replace By-law 2007-006, Being a By-law to Designate Sturgeon Point Rain Shelter, Sturgeon Point, in the City of Kawartha Lakes, as being of Cultural Heritage Value and Interest

15.1.45 By-law 2018-185

A By-law to Appoint a Municipal Law Enforcement Officer for Limited By-law Enforcement Purposes (Ben Poliquin)

15.1.46 By-law 2018-186

A By-law to Repeal By-law 2001-053, being A By-law to Fix Days for Solicitation of Monetary Contributions by Person or Organizations in Charitable or Patriotic Work

15.1.47 By-law 2018-187

A By-law to Appoint a Drainage Superintendent for the City of Kawartha Lakes and to Repeal By-law 2010-014 (M. Farquhar and J. Rojas)

15.1.48 By-law 2018-188

A By-law to Authorize the Acquisition of Part of Lot 25, Concession 3, in the Geographic Township of Manvers, City of Kawartha Lakes, Designated as Part 1 on Plan 57R-10670, being Part of PIN: 63269-0541 (LT)

15.1.49 By-law 2018-189

A By-law to Stop Up and Close Part of the Road Allowance Legally Described as Part of Blocks A and B, on Registered Plan No. 175, in the Geographic Township of Bexley, in the City of Kawartha Lakes, Described as Parts 3, 4, and 5 on Plan 57R-10646

15.1.50 By-law 2018-190

A By-law to Authorize the Acquisition of Part of Lot 18, Concession B, in the Geographic Township of Mariposa, City of Kawartha Lakes, designated as Part 1 on Plan 57R-10688 being part of PIN 63196-0102 (LT)

15.1.51 By-law 2018-191

A By-law to Amend By-law 2016-206, being the Consolidated Fees By-law in the City of Kawartha Lakes (Amendment No. 10)

15.1.52 By-law 2018-192

A By-law to Repeal By-law 2018-090, being A By-law to Appoint a Municipal Law Enforcement Officer for the City of Kawartha Lakes (C. Neamtz)

15.1.53 By-law 2018-193

A By-law to Repeal By-law 2018-091, being A By-law to Appoint an Area Weed Inspector for the City of Kawartha Lakes (C. Neamtz)

15.1.54 By-law 2018-194

A By-law to Repeal By-law 2018-088, being A By-law to Appoint a Municipal Law Enforcement Officer for the City of Kawartha Lakes (T. Stewart)

15.1.55 By-law 2018-195

A By-law to Repeal By-law 2018-089, being A By-law to Appoint an Area Weed Inspector for the City of Kawartha Lakes (T. Stewart)

15.1.56 By-law 2018-196

A By-law to Amend By-law 2012-173, being A By-law to Regulate Parking (Amendment No. 17)

15.1.57 By-law 2018-197

A By-law to Amend By-law 2007-236, being A By-Law Respecting the Sale and the Setting Off of Fireworks within the City of Kawartha Lakes

15.1.58 By-law 2018-198

A By-law to Amend By-law 2005-025, being A By-Law to Regulate Noise in the City Of Kawartha Lakes

15.1.59 By-law 2018-199

A By-law to Amend By-law 2016-110, being A By-Law to Regulate Times During Which Fires May Be Set in the Open Air, the Precautions to be Observed by Persons Setting Fires and for the Setting of Fees for Fire Permits in the City of Kawartha Lakes

15.1.60 By-law 2018-200

A By-law to Amend By-law 2017-039, being A By-Law to Regulate Animals in the City of Kawartha Lakes

15.1.61 By-law 2018-201

A By-law to Amend By-law 2014-026, being A By-law to Require the Owners of Yards within Kawartha Lakes to Clean and Clear Them

15.1.62 By-law 2018-202

A By-Law to authorize the submission of an application to Ontario Infrastructure and Land Corporation (OILC) for financing certain ongoing capital works of The Corporation of the City of Kawartha Lakes (the Municipality); to authorize temporary borrowing from OILC to meet expenditures in connection with such works, and to authorize long term borrowing for such works through the issue of debentures to OILC

15.1.63 By-law 2018-203

A By-Law To Amend The Township of Fenelon Zoning By-Law 12-95 To Remove The Holding Symbol (H) From A Zone Category On Property Within The City Of Kawartha Lakes (3922 Highway 35 – Schleifer)

15.1.64 By-law 2018-204

A By-law to Stop Up and Close Part of the Road Allowance Between Lot 10 and Lot 11, Concession 4, in the Geographic Township of Verulam, City of Kawartha Lakes, Designated as Part 1 on Reference Plan 57R-10655, Being PIN: 63141-0116 (R), and to Release the City's Right to Re-Purchase the Land

15.1.65 By-law 2018-205

A By-Law to Stop Up and Close Part of the Original Shore Road Allowance in Front of Lot 32, Concession 5, in the Geographic Township of Dalton, City of Kawartha Lakes, Designated as Parts 4 and 5 on Reference Plan 57R-10686, and to Authorize the Sale of the Land to the Abutting Owners

15.1.66 By-law 2018-206

A Bylaw to Temporarily Suspend the Application of Subsection 50(5) of the Planning Act for a certain property within Kawartha Lakes PIN # 63236-0114 (LT)(Grimesway Construction Ltd.)

15.1.67 By-law 2018-207

A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes (various intersection Thurstonia and Oakwood) in the City of Kawartha Lakes

15.1.68 By-law 2018-208

A By-Law To Amend The City of Kawartha Lakes Official Plan To Re-Designate Land Within The City Of Kawartha Lakes (408 and 422 Ranch Road)

15.1.69 By-law 2018-209

A By-Law To Amend The Township of Mariposa Zoning By-Law No. 94-07 To Rezone Land Within The City Of Kawartha Lakes (408 and 422 Ranch Road)

15.1.70 By-law 2018-210

A By-Law To Amend The Township of Emily Zoning By-Law No. 1996-30 To Rezone Land Within The City Of Kawartha Lakes (791 and 795 Cottingham Road)

15.1.72 By-law 2018-211

A By-Law to Replace By-law 2014-141, Being a By-law to Licence, Regulate and Govern Kennels in Kawartha Lakes

15.2 By-Laws Extracted from Consent

15.2.1 By-law 2018-212

A By-Law to Govern and Regulate the Proceedings of the Council of the City of Kawartha Lakes and to Repeal and Replace By-law 2014-266
(A two-thirds majority vote is required to pass this by-law)

CR2018-602

Moved By Councillor Elmslie

Seconded By Councillor Yeo

That a By-Law to Govern and Regulate the Proceedings of the Council of the City of Kawartha Lakes and to Repeal and Replace By-law 2014-266 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried by 2/3 Vote

15.2.2 By-law 2018-213

A By-law to Appoint Members to and Adopt Terms of Reference for the City of Kawartha Lakes Municipal Election Compliance Audit Committee

Moved By Councillor Junkin

Seconded By Councillor Elmslie

That a By-law to Appoint Members to and Adopt Terms of Reference for the City of Kawartha Lakes Municipal Election Compliance Audit Committee, be read a first and second time.

Carried

Moved By Councillor Pollard

Seconded By Councillor Stauble

That the following names be added to Section 2.01 of the by-law as appointees to the City of Kawartha Lakes Municipal Election Compliance Audit Committee for the Term of 2018-2022:

1. Patricia Wakelin
2. Greer Thornbury
3. James Ayres
4. Robert Stewart
5. June Widdis

Carried

CR2018-603

Moved By Councillor Stauble

Seconded By Councillor Seymour-Fagan

That a By-law to Appoint Members to and Adopt Terms of Reference for the City of Kawartha Lakes Municipal Election Compliance Audit Committee, as amended, be read a third time, passed, numbered, signed and the corporate seal attached.

Carried

15.1.71 CC2018-18.15.1.71

A By-law to Amend the Township of Mariposa Zoning By-law No. 94-07 to Rezone Land within the City Of Kawartha Lakes (132 Oakdene Crescent – Alden and Sommerville)

No action was taken on this item due to the action taken on Item 12.1 relating to Planning Advisory Committee Recommendation PAC2018-038.

15.1.73 By-law 2018-214

A By-law to Repeal and Replace By-law 2012-200, Being a By-law Regulating the Removal of Topsoil, Placement of Fill, and the Alteration of Grades

Moved By Councillor Seymour-Fagan

Seconded By Councillor Elmslie

That a By-law to Repeal and Replace By-law 2012-200, Being a By-law Regulating the Removal of Topsoil, Placement of Fill, and the Alteration of Grades, be read a first and second time.

Carried

Moved By Councillor Stauble

Seconded By Councillor Strangway

That Schedule A to the by-law be amended by removing section 3.1 in its entirety and replacing it with:

3.1 The provisions of this By-law do not apply to the removal of Soil, as an incidental part of a Normal Agricultural Practice as defined by the Farming and Food Production Protection Act, S.O. 1998, C. 1, as amended, on Agricultural Lands as part of an Agricultural Operation;

And;

That Schedule A to the by-law be amended by removing section 3.3 in its entirety and replacing it with:

3.3. The removal of Topsoil on Agricultural Lands incidental to a Normal Agricultural Practice including but not limited to removal as an incidental part of sod-farming, greenhouse operations and nurseries for horticultural products or other agricultural activities as per the Farming and Food Production Protection Act, S.O. 1998, C. 1, as amended. This exception does not include the removal of Topsoil for sale, exchange or other disposition.

Carried

CR2018-604

Moved By Councillor Elmslie

Seconded By Councillor Stauble

That a By-law to Repeal and Replace By-law 2012-200, Being a By-law Regulating the Removal of Topsoil, Placement of Fill, and the Alteration of

Grades, as a amended, be read a third time, passed, numbered, signed and the corporate seal attached.

Carried

16. Notice of Motion

17. Closed Session (If Not Completed Prior to Open Session)

18. Matters from Closed Session

19. Confirming By-Law

19.1 By-law 2018-215

**A By-law to Confirm the Proceedings of a Regular Meeting of Council,
Tuesday, September 25, 2018**

CR2018-605

Moved By Councillor Jilesen

Seconded By Councillor Elmslie

That a by-law to confirm the proceedings of a Regular Council Meeting held Tuesday, September 25, 2018 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

20. Adjournment

CR2018-606

Moved By Councillor Stauble

Seconded By Councillor Pollard

That the Council Meeting adjourn at 5:18 p.m.

Carried

Read and adopted this 11th day of December, 2018.

Andy Letham, Mayor

Cathie Ritchie, City Clerk