

The Corporation of the City of Kawartha Lakes
Council Report

Report Number RS2019-021

Date: April 23, 2019
Time: 2:00 p.m.
Place: Council Chambers

Ward Community Identifier: 1

Title: Proposed License Agreement between the City of Kawartha Lakes and Environment Canada (Water Monitoring Station)

Author and Title: Laura Carnochan, Law Clerk – Realty Services

Recommendations:

That Report RS2019-021, **Proposed License Agreement between the City of Kawartha Lakes and Environment Canada (Water Monitoring Station)**, be received; and

That the Mayor and Clerk be authorized to execute the License Agreement attached as Appendix B on behalf of the Corporation of the City of Kawartha Lakes, being a License Agreement with Environment Canada for the purpose of permitting a water monitoring station to be located on the shoreline road allowance adjacent to Head River.

Department Head: _____

Financial/Legal/HR/Other: _____

Chief Administrative Officer: _____

Background:

Environment Canada has been licensing space on the shoreline road allowance adjacent to Head River since 2012. The purpose of the License Agreement was to permit the location of a water monitoring station on the City-owned shoreline road allowance. The previous License Agreement expired on September 30, 2017. A copy of the expired Agreement is attached as Appendix A.

Environment Canada wishes to continue to license the subject property for a ten year period.

The proposed License Agreement was reviewed by the Land Management Committee at their meeting on December 10, 2018. The Land Management Committee had no concerns with the request, save and except a change to the fee structure. The previous Agreement only required consideration in the amount of \$1.00 per year. Pursuant to By-Law 2018-017, being the City Lands Encroachment By-Law, the annual fee for a minor encroachment on City property is set at \$125.00 per year.

Realty Services has been in contact with Environment Canada and they are agreeable to paying consideration in the amount of \$1,250.00 in full, representing \$125.00 per year of a ten year term.

The purpose of this Report is to provide Council with an opportunity to consider the terms of the proposed License Agreement and to provide direction required to execute this Agreement. The proposed License Agreement is attached as Appendix B.

Appendix C is a general location map, Appendix D is an aerial photo, and Appendix E is a map.

Rationale:

The net revenue of the proposed License Agreement is \$1,250.00 for a ten year period.

Environment Canada is requesting a ten year term, as opposed to the standard five year term. The Land Management Committee had no issues with a ten year term, as the extended term will lessen the administrative burden for City staff and provide Environment Canada with confirmation that they are able to utilize the space for a longer period of time allowing for more consistent data.

Other Alternatives Considered:

Council could direct that this License Agreement not be renewed. This is not recommended in this circumstance as the previous Agreement expired in 2017 and Environment Canada has continued to utilize the space.

Financial Impacts:

The revenue for this License Agreement will increase from the previous term, bringing the consideration up from \$1.00 per year to \$125.00 per year.

Relationship of Recommendations to the 2016-2019 Strategic Plan:

The recommendations in this report align with the strategic goal of “a vibrant and growing economy” and the strategic enabler of “responsible fiscal resource management.”

Consultations:

Land Management Committee

Attachments:

Appendix A – Expired License Agreement



Appendix A - Expired
License Agreement.pdf

Appendix B – Proposed License Agreement



Appendix B -
Proposed License Agr

Appendix C – General Location Map



Appendix C - General
Location Map.pdf

Appendix D – Aerial Photo



Appendix D - Aerial
Photo.pdf

Appendix E – Map



Appendix E -
Map.pdf

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Department Head: Robyn Carlson

Department File: L17-18-RS209