

The Corporation of the City of Kawartha Lakes

Minutes

Regular Council Meeting

CC2019-17

Tuesday, June 18, 2019

Open Session Commencing at 1:00 p.m.

Council Chambers

City Hall

26 Francis Street, Lindsay, Ontario K9V 5R8

Members:

Mayor Andy Letham

Deputy Mayor Doug Elmslie

Councillor Ron Ashmore

Councillor Pat Dunn

Councillor Patrick O'Reilly

Councillor Tracy Richardson

Councillor Kathleen Seymour-Fagan

Councillor Andrew Veale

Councillor Emmett Yeo

Accessible formats and communication supports are available upon request.

1. Call to Order

Call to Order - See Item 5.1.

2. Adoption of Closed Session Agenda

Adoption of Closed Session Agenda - see Item 19.

3. Disclosure of Pecuniary Interest in Closed Session Items

Disclosure of Pecuniary Interest in Closed Session Items - see Item 6.

4. Closed Session

Closed Session - see Item 19.

5. Opening Ceremonies

5.1 Call Open Session to Order

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

CAO R. Taylor, City Clerk C. Ritchie, Deputy Clerk A. Rooth, City Solicitor R. Carlson and Directors C. Marshall, B. Robinson, J. Rojas, C. Shanks., J. Stover and R. Sutherland and Acting Chief A. Rafton 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

CR2019-383

Moved By Councillor Richardson

Seconded By Councillor Veale

That the Agenda for the Open Session of the Regular Council Meeting of Tuesday, June 18, 2019, be adopted as circulated and with the following amendments:

Addition - Deputations

11.1

Mandatory Drinking Water Connection Requirement

Paul Grassie

(Item 12.4.7 on the Agenda)

11.2

Shoreline Road Allowance Adjacent to 8 Black River Road, Dalton

James Rogers

(Item 14.1.2 on the Agenda)

Carried

6. Disclosure of Pecuniary Interest

There were no declarations of pecuniary interest disclosed for either Open or Closed Session Items.

7. Notices and Information by Members of Council and Staff

7.1 Council

Deputy Mayor Elmslie:

- Fenelon Falls Midnight Madness is June 29th from 6:00 p.m. to midnight.
- Fenelon Falls Canada Day celebrations run from 3:00 - 11:00 p.m. with fireworks at dusk.

Councillor Seymour-Fagan:

- Bigley Shoes and Clothing's Walk for the Cause took place June 4th and raised over \$30,000 with funds raised going to the Kawartha North Family Health Team.
- Bobcaygeon Canada Day celebrations commence at 10:00 a.m. at Bobcaygeon Community Centre/Fairgrounds with fireworks at 10:00 p.m. at the Bobcaygeon Beach Park.

Councillor O'Reilly:

- The Summerama Quarter Horse Show runs from June 29th to July 3rd at the Lindsay Exhibition.

- The Kawartha Antique Power Show took place June 15th to 16th at the Lindsay Exhibition.
- The Kawartha Lakes Community Futures Development Annual General Meeting is June 19th at 4:00 p.m. in the Victoria Room at City Hall.
- The Consul-General of Japan Takako Ito is hosting a dinner at the Admiral Inn in Lindsay this evening to celebrate the 50th anniversary of the Lindsay-Nayoro Twinning Committee.
- Local resident Vince Dunn has won his first Stanley Cup playing for the St. Louis Blues.
- Lindsay Canada Day celebrations are being held at Wilson Field on July 1st commencing at 4:00 p.m. with fireworks at 10:00 p.m.

Councillor Ashmore:

- The Omemee Walk for Dog Guides was held May 25th and raised over \$8000 to help train Dog Guides for Canadians with disabilities.
- The Kawartha Lakes Speaker Series presents "The Lives and Times of Leslie and Cecil Frost" by Brian McFadzen at the Dunsford Library June 18th from 7:00 to 9:00 p.m.
- Bobcaygeon Bikefest takes place June 23rd from 9:00 a.m. to 5:00 p.m. on Bolton Street.
- Omemee Days take place July 29th to July 1st with many events and fireworks at dusk at the Omemee Beach Park.
- The Omemee Lions Club Ducktona 750 is on June 29th with the race starting at the Omemee Boat Launch at 1:00 p.m. Funds raised will go to support the Omemee Veterinary Hospital.

7.2 Staff

8. Matters from Closed Session

Matters from Closed Session - see Item 20.

9. Council Minutes

9.1 CC2019-17.9.1

Regular Council Meeting Minutes - May 21, 2019
Special Council Meeting Minutes - May 28, 2019

CR2019-384

Moved By Deputy Mayor Elmslie

Seconded By Councillor Seymour-Fagan

That the Minutes of the May 21, 2019 Regular Council Meeting and the May 28, 2019 Special Council Meeting, be received and adopted.

Carried

10. Presentations

10.1 CC2019-17.10.1

2019 Accessibility Awareness Recognition Awards

Timed Appointment 1:00 p.m.

Andy Letham, Mayor

Andrew Veale, Councillor

Members of the Kawartha Lakes Accessibility Advisory Committee

Councillor Veale introduced the award presentation and members of the Kawartha Lakes Accessibility Advisory Committee (AAC) present. Members introduced award recipients:

Outstanding Contribution—Business

Appleseed Quiltworks

Outstanding Contribution – Community Group

Community Care City of Kawartha Lakes; and

Rotary Club of Lindsay

Outstanding Contribution – Individual, Adult

Margaret Downing

Outstanding Contribution – City of Kawartha Lakes Employee

Communications, Advertising and Marketing Division; and

Brenda Stonehouse

Outstanding Contribution – Design

Pie Eyed Monk Brewery; and

Kawartha Conservation

Barbara McArthur Memorial Award of Distinction
Stephen Strangway

Mayor Letham, Councillor Veale and Accessibility Officer B. Condie presented the awards.

10.2 CC2019-17.10.2

Lindsay Nayoro Twinning Committee Presentation

Takako Ito, Consul-General of Japan in Toronto

The Consul-General of Japan Takako Ito attended Council to celebrate the upcoming 50th anniversary of the twinning of the Town of Lindsay with the City of Nayoro and to discuss the importance of bilateral relations between Canada and Japan. The Order of the Rising Sun, Gold Rays with Neck Ribbon, was awarded to Heather Newman for her work with the Lindsay-Nayoro Twinning Committee over the past 50 years. Ms. Newman is currently serving as the Chair of the Twinning Committee.

10.3 CC2019-17.10.3

Environmental Assessment Project Report for Mill Pond Bridge, Omemee

Juan Rojas, Director of Engineering and Corporate Assets

David Bonsall, Vice-President and Manager, Structural Engineering, D.M. Wills Associates Limited

(Item 14.1.1 on the Agenda)

David Bonsall of D.M. Wills Associates Limited provided Council with information on the Environmental Assessment Project Report for the Mill Pond Bridge in Omemee.

CR2019-385

Moved By Deputy Mayor Elmslie

Seconded By Councillor Ashmore

That the presentation by Director Rojas and David Bonsall, Vice-President and Manager, Structural Engineering, D.M. Wills Associates Limited, regarding

Environmental Assessment Project Report for Mill Pond Bridge, Omemee, (Item 14.1.1 on the Agenda), be received.

Carried

Item 14.1.1 was moved forward on the Agenda to be dealt with next.

14.1.1 ENG2019-011

Environmental Assessment Project Report for Mill Pond Bridge, Omemee

Martin Sadowski, Senior Engineering Technician

CR2019-386

Moved By Councillor Ashmore

Seconded By Councillor O'Reilly

That Report ENG2019-011, **Environmental Assessment Project Report for Mill Pond Bridge**, be received; and

THAT Council endorses the preferred solution and preferred design, identified as Option 3 (Reconstruct and maintain two-way (single lane) traffic flow and add a separate pedestrian walkway) as developed by D.M. Wills in the April 2019 Environmental Assessment Project Report for Mill Pond Bridge.

Carried

11. Deputations

11.1 CC2019-17.11.1

Mandatory Drinking Water Connection Requirement

Paul Grassie

(Item 12.4.7 on the Agenda)

Mr. Grassie spoke against the mandatory drinking water policy, noting that it should not apply for older homes serviced by existing wells and that a property owner should not be required to pay for water they do not get or need. He advised that in order to achieve connectivity at his property, a line would need to be installed under a highway. Mr. Grassie requested that the policy be amended to exclude homes that are serviced by a well.

CR2019-387

Moved By Councillor Dunn

Seconded By Councillor O'Reilly

That the deputation of Paul Grassie, and supporting correspondence, regarding the **Mandatory Drinking Water Connection Requirement**, Item 12.4.7 on the Agenda, be received.

Carried

11.2 CC2019-17.11.2

Shoreline Road Allowance Adjacent to 8 Black River Road, Dalton

James Rogers

(Item 14.1.2 on the Agenda)

Mr. Rogers explained that he is seeking to purchase the shoreline road allowance adjacent to his property to allow him to modify his property so he can access and utilize the waterfront with his disability, noting that he is taxed for waterfront property. He advised that the purchase of the subject property will not limit other members of the public from accessing the water as there is a 66 foot right of way adjacent to his property. He requested that Council reconsider the matter and allow him to purchase the property.

CR2019-388

Moved By Councillor Yeo

Seconded By Councillor Seymour-Fagan

That the deputation of James Rogers, regarding the **Shoreline Road Allowance Adjacent to 8 Black River Road, Dalton**, Item 14.1.2 on the Agenda, be received.

Carried

Council recessed at 2:30 p.m. and reconvened at 2:42 p.m.

12. Committee of the Whole

12.1 Correspondence Regarding Committee of the Whole Recommendations

12.2 Committee of the Whole Minutes

Committee of the Whole Meeting Minutes - June 4, 2019

The following items were requested to be extracted:

Item 12.3.14 - Councillor Ashmore

CR2019-389

Moved By Deputy Mayor Elmslie

Seconded By Councillor Richardson

That the Minutes of the June 4, 2019 Committee of the Whole Meeting be received and adopted, save and except Item 12.3.14.

Carried

12.3 Business Arising from Committee of the Whole Minutes

12.3.1 COW2019-127

That the deputation of Lorne George and Pat O'Neil regarding the **Condition of St. David Street** (Item 8.2.3 on the Agenda) and the related petition submitted, be received.

Carried

12.3.2 COW2019-128

That the memorandum from Councillor Dunn, regarding, **St. David Street**, be received;

That staff review St. David Street and prepare a report providing options for improvement by the end of Q3 2019; and

That St. David Street be immediately included in the 2019 Lifecycle Extension Program.

Carried

12.3.3 COW2019-129

That the presentation by Aaron Sloan, Manager of Municipal Law Enforcement, regarding a **Noise By-law Update**, be received.

Carried

12.3.4 COW2019-130

That the presentation by CAO Ron Taylor, Manager Hope Lee and Policy Planning Supervisor Leah Barrie, regarding **Affordable Housing**, be received.

Carried

12.3.5 COW2019-131

That the presentation by Lisa Oliveira of the Housing Services Corporation regarding the **Community Housing Master Plan**, be received.

Carried

12.3.6 COW2019-132

That Report HH2019-006, **From Housing Assets to Housing People Master Plan 2019-2041**, be received; and

That the Master Plan, substantially in the form as included as Appendix A to Report HH2019-006, be endorsed by Council and guide future work plans and budget submissions.

Carried

12.3.7 COW2019-133

That the presentation by Alix Scarr, Senior Licensing Officer, regarding **Short Term Rentals**, be received.

Carried

12.3.8 COW2019-134

That Report LIC2019-02, **Short Term Rental Update**, be received; and

That the implementation of Option #1 and Monitoring continue, as outlined in report LIC2018-005, to regulate short term rentals in Kawartha Lakes.

Carried

12.3.9 COW2019-135

That Report HH2019-007, **2018 Annual Housing & Homelessness Plan (HHP) Report**, be received for information.

Carried

12.3.10 COW2019-136

That Report MLE2019-004, **Agricultural Development Advisory Committee recommendations about the Removal of Soil, Topsoil, Placement of Fill, Alteration of Grade By-law 2018-214**, be received;

That the recommendations of the Agricultural Development Advisory Committee be received; and

That By-law 2018-214 being a By-law Regulating the Removal of Topsoil, Placement of Fill, and the Alteration of Grades be repealed and replaced by Appendix C to Report MLE2019-004.

Carried

12.3.11 COW2019-137

That Report CS2019-008, **Release of Fenelon Falls Legacy C.H.E.S.T. Funds**, be received;

That the Senior Citizens Club of Fenelon Falls be approved for funding in the amount of \$1309.09 with the allocation to come from the Fenelon Falls Legacy C.H.E.S.T. Reserve (3.24350);

That the Maryboro Lodge – The Fenelon Museum be approved for funding in the amount of \$10,000.00 with the allocation to come from the Fenelon Falls Legacy C.H.E.S.T. Reserve (3.24350); and

That Kawartha Works Community Co-operative Inc./Fenelon Live! be approved for funding in the amount of \$10,000.00 with the allocation to come from the Fenelon Falls Legacy C.H.E.S.T. Reserve (3.24350).

Carried

12.3.12 COW2019-138

That Report CS2019-010, **Lindsay Legacy C.H.E.S.T. Fund Grant Committee 2019 Work Plan**, be received; and

That the 2019 Lindsay Legacy C.H.E.S.T. Fund Grant Committee Work Plan be approved.

Carried

12.3.13 COW2019-139

That Report PRC2019-006, **Parks, Recreation and Culture Policy Update: Alcohol Management on Municipal Premises**, be received; and

That the revised Alcohol Management on Municipal Premises Policy appended to Report PRC2019-006, be adopted and numbered for inclusion in the City's Policy and Procedure Manual, replacing CP2018-004 and all predecessor versions.

Carried

12.3.15 COW2019-141

That Report ED2019-016, **Trent-Severn Trail Towns**, be received; and

That the City of Kawartha Lakes participate in the Trent-Severn Trail Towns program as per Appendix C to Report ED2019-016.

Carried

12.3.16 COW2019-142

That Report EA2019-009, **Strategic Asset Management Policy**, be received;
and

That the proposed Strategic Asset Management Policy, attached as Appendix A to Report EA2019-009, be adopted.

Carried

12.3.17 COW2019-143

That the recommendations under Items 8.1.9 to and including 8.1.15 be brought forward to Council as printed for consideration at the next Regular Council Meeting.

Carried

12.4 Items Extracted from Committee of the Whole Minutes

12.3.14 COW2019-140

CR2019-390

Moved By Councillor Ashmore

Seconded By Councillor Veale

That Report ED2019-015, **Incubation Pilot Program Funding Support**, be received;

That the project titled Kawartha Lakes Innovation Cluster Pilot Project be approved for an application to the Kawartha Lakes Community Future Development Corporation with a total project costs of up to \$100,000.00 with the City's 50% contribution from the Economic Development Innovation Reserve;
and

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

Carried

12.4.1 CORP2019-012

High Water Bill Adjustment/Mandatory Service Connection - 63 Victoria Ave N - Lindsay

Linda Liotti, Manager of Revenue and Taxation

Moved By Councillor Dunn

Seconded By Councillor Yeo

That Report CORP2019-012, **High Water Bill Adjustment / Mandatory Service Connection for 63 Victoria Ave N - Lindsay**, be received; and

That Council approve the recommendation of the High Water Bill Adjustment / Mandatory Service Connection Appeal Committee and provide a credit of \$311.45 as a one-time exemption for the same property owner.

A recorded vote was requested by Councillor Dunn.

Recorded	For	Against	Absent
Mayor Letham		X	
Deputy Mayor Elmslie	X		
Councillor Ashmore	X		
Councillor Dunn	X		
Councillor O'Reilly		X	
Councillor Richardson		X	
Councillor Seymour-Fagan		X	
Councillor Veale		X	
Councillor Yeo	X		
Results	4	5	0

Motion Failed

CR2019-391

Moved By Councillor O'Reilly

Seconded By Councillor Richardson

That Report CORP2019-012, **High Water Bill Adjustment / Mandatory Service Connection for 63 Victoria Ave N - Lindsay**, be received; and

That the request for relief as a one-time exemption for the property owner, be denied.

Carried

12.4.2 CORP2019-013

High Water Bill Adjustment/Mandatory Service Connection - 330 Kent St W - Lindsay

Linda Liotti, Manager of Revenue and Taxation

Moved By Councillor Dunn

Seconded By Councillor Ashmore

That Report CORP2019-013, **High Water Bill Adjustment / Mandatory Service Connection for 330 Kent St W, Lindsay**, be received; and

That Council approve the recommendation of the High Water Bill Adjustment / Mandatory Service Connection Appeals Committee and provide a credit of \$3,310.91 as a one-time exemption for the same commercial tenant.

A recorded vote was requested by Councillor Dunn.

Recorded	For	Against	Absent
Mayor Letham		X	
Deputy Mayor Elmslie	X		
Councillor Ashmore	X		
Councillor Dunn	X		
Councillor O'Reilly		X	
Councillor Richardson		X	
Councillor Seymour-Fagan		X	

Councillor Veale		X	
Councillor Yeo	X		
Results	4	5	0
Motion Failed			

CR2019-392

Moved By Councillor Richardson

Seconded By Councillor Veale

That Report CORP2019-013, **High Water Bill Adjustment / Mandatory Service Connection for 330 Kent St W, Lindsay**, be received; and

That the request for relief as a one-time exemption for the property owner, be denied.

Carried

12.4.3 CORP2019-014

High Water Bill Adjustment/Mandatory Service Connection - 58 Verna Dr- Little Britain

Linda Liotti, Manager of Revenue and Taxation

Moved By Councillor Dunn

Seconded By Councillor Yeo

That Report CORP2019-014, **High Water Bill Adjustment / Mandatory Service Connection for 58 Verna Dr, Little Britain**, be received; and

That Council approve the recommendation of the High Water Bill Adjustment / Mandatory Service Connection Appeals Committee and provide a credit of \$58.02 as a one-time exemption for the same property owner.

A recorded vote was requested by Councillor Dunn.

Recorded	For	Against	Absent
Mayor Letham		X	
Deputy Mayor Elmslie		X	
Councillor Ashmore	X		

Councillor Dunn	X		
Councillor O'Reilly		X	
Councillor Richardson		X	
Councillor Seymour-Fagan		X	
Councillor Veale		X	
Councillor Yeo	X		
Results	3	6	0

Motion Failed

CR2019-393

Moved By Deputy Mayor Elmslie

Seconded By Councillor O'Reilly

That Report CORP2019-014, **High Water Bill Adjustment / Mandatory Service Connection for 58 Verna Dr, Little Britain**, be received; and

That the request for relief as a one-time exemption for the property owner, be denied.

Carried

12.4.4 CORP2019-015

High Water Bill Adjustment/Mandatory Service Connection - 229 Angeline St S - Lindsay

Linda Liotti, Manager of Revenue and Taxation

Moved By Councillor Dunn

Seconded By Councillor Yeo

That Report CORP2019-015, **High Water Bill Adjustment / Mandatory Service Connection for 229 Angeline St S - Lindsay**, be received; and

That Council approve the recommendation of the High Water Bill Adjustment / Mandatory Service Connection Appeal Committee and provide a credit once three billing cycles have been billed to determine the average normalized consumption as a one-time exemption for the same property owners.

A recorded vote was requested by Councillor Dunn.

Recorded	For	Against	Absent
Mayor Letham		X	
Deputy Mayor Elmslie	X		
Councillor Ashmore	X		
Councillor Dunn	X		
Councillor O'Reilly		X	
Councillor Richardson		X	
Councillor Seymour-Fagan		X	
Councillor Veale		X	
Councillor Yeo	X		
Results	4	5	0

Motion Failed

CR2019-394

Moved By Councillor O'Reilly

Seconded By Councillor Veale

That Report CORP2019-015, **High Water Bill Adjustment / Mandatory Service Connection for 229 Angeline St S - Lindsay**, be received; and

That the request for relief as a one-time exemption for the property owner, be denied.

Carried

12.4.5 CORP2019-018

High Water Bill Adjustment/Mandatory Service Connection - 34 Sussex St S - Lindsay

Linda Liotti, Manager of Revenue and Taxation

Moved By Councillor Dunn

Seconded By Councillor Ashmore

That Report CORP2019-018, **High Water Bill Adjustment / Mandatory Service Connection for 34 Sussex St S - Lindsay**, be received; and

That Council approve the recommendation of the High Water Bill Adjustment / Mandatory Service Connection Appeals Committee and provide a credit of \$368.02 as a one-time exemption for the same property owners.

A recorded vote was requested by Councillor Dunn.

Recorded	For	Against	Absent
Mayor Letham		X	
Deputy Mayor Elmslie	X		
Councillor Ashmore	X		
Councillor Dunn	X		
Councillor O'Reilly		X	
Councillor Richardson		X	
Councillor Seymour-Fagan		X	
Councillor Veale		X	
Councillor Yeo	X		
Results	4	5	0
			Motion Failed

CR2019-395

Moved By Councillor O'Reilly

Seconded By Councillor Richardson

That Report CORP2019-018, **High Water Bill Adjustment / Mandatory Service Connection for 34 Sussex St S - Lindsay**, be received; and

That the request for relief as a one-time exemption for the property owner, be denied.

Carried

12.4.6 CORP2019-019

High Water Bill Adjustment/Mandatory Service Connection - 79 Bolton St – Bobcaygeon

Linda Liotti, Manager of Revenue and Taxation

Moved By Councillor Dunn
Seconded By Councillor Ashmore

That Report CORP2019-019, **High Water Bill Adjustment / Mandatory Service Connection for 79 Bolton St, Bobcaygeon**, be received; and

That Council approve the recommendation of the High Water Bill Adjustment / Mandatory Service Connection Appeals Committee and provide a credit of \$1,896.26 as a one-time exemption for the same property owner.

A recorded vote was requested by Councillor Dunn.

Recorded	For	Against	Absent
Mayor Letham		X	
Deputy Mayor Elmslie	X		
Councillor Ashmore	X		
Councillor Dunn	X		
Councillor O'Reilly		X	
Councillor Richardson		X	
Councillor Seymour-Fagan		X	
Councillor Veale		X	
Councillor Yeo	X		
Results	4	5	0
			Motion Failed

CR2019-396
Moved By Councillor O'Reilly
Seconded By Councillor Richardson

That Report CORP2019-019, **High Water Bill Adjustment / Mandatory Service Connection for 79 Bolton St, Bobcaygeon**, be received; and

That the request for relief as a one-time exemption for the property owner, be denied.

Carried

12.4.7 CORP2019-020

High Water Bill Adjustment/Mandatory Service Connection – 322 Highway 36 – Lindsay

Linda Liotti, Manager of Revenue and Taxation

Moved By Councillor Dunn

Seconded By Councillor Yeo

That Report CORP2019-020, **High Water Bill Adjustment/Mandatory Service Connection for 322 Highway 36 - Lindsay**, be received; and

That Council approve the recommendation of the High Water Bill Adjustment / Mandatory Service Connection Appeals Committee to provide an exemption of payment of the fixed rate charges, until such time of failure and/or need for replacement of their existing private water supply.

A recorded vote was requested by Councillor Dunn.

Recorded	For	Against	Absent
Mayor Letham		X	
Deputy Mayor Elmslie		X	
Councillor Ashmore	X		
Councillor Dunn	X		
Councillor O'Reilly		X	
Councillor Richardson		X	
Councillor Seymour-Fagan		X	
Councillor Veale		X	
Councillor Yeo	X		
Results	3	6	0

Motion Failed

CR2019-397

Moved By Councillor O'Reilly

Seconded By Deputy Mayor Elmslie

That Report CORP2019-020, **High Water Bill Adjustment/Mandatory Service Connection for 322 Highway 36 - Lindsay**, be received.; and

That the request for an exemption of payment of the fixed rate charges, until such time of failure and/or need for replacement of their existing private water supply, be denied.

Carried

CR2019-398

Moved By Deputy Mayor Elmslie

Seconded By Councillor Veale

That the High Water Bill Adjustment Appeal Committee and any requests received for appeal be placed on hold; and

That the High Water Bill Adjustment Policy be brought forward to Council at a July 2019 meeting for review.

Carried

CR2019-399

Moved By Councillor Seymour-Fagan

Seconded By Councillor Yeo

That the Mandatory Connection By-law be brought forward to Council at a July 2019 meeting for review.

Carried

13. Planning Advisory Committee

13.1 Correspondence Regarding Planning Advisory Committee Recommendations

13.2 Planning Advisory Committee Minutes

Planning Advisory Committee Meeting Minutes - June 5, 2019

CR2019-400

Moved By Councillor Veale

Seconded By Councillor Ashmore

That the Minutes of the June 5, 2019 Planning Advisory Committee Meeting be received and the recommendations, included in Section 13.3 of the Agenda, be adopted.

Carried

13.3 Business Arising from Planning Advisory Committee Minutes

13.3.1 PAC2019-034

That Report PLAN2019-032, **Part of Lot 24, Concession 5, geographic Township of Ops and Part of Lot 3 and Block X, Plan 1, former Town of Lindsay, Applications D01-2019-001, D04-2019-001, D05-2019-001 and D06-2019-007** be received; and

That Report PLAN 2019-032 respecting Applications D01-2019-001, D04-2019-001, D05-2019-001 and D06-2019-007 be referred back to staff to address any issues raised through the public consultation process and for further review and processing until such time that all comments have been received from all circulated agencies and City departments, and that any comments and concerns have been addressed.

Carried

13.3.2 PAC2019-035

That Report PLAN2019-033, respecting **Part of Lot 22, Concession 3, geographic Township of Ops, and identified as 454 Colborne Street West – Application D06-2019-009**, be received;

That a Zoning By-law Amendment respecting application D06-2019-009, substantially in the form attached as Appendix D to Report PLAN2019-033, 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

13.3.3 PAC2019-036

That Report PLAN2019-034, respecting **Part of Lots 39-42, South of Portage Road, geographic Township of Eldon, and part of which is partially identified as 1561 Kirkfield Road – Application D06-2019-010**, be received;

That a Zoning By-law Amendment respecting application D06-2019-010, substantially in the form attached as Appendix D to Report PLAN2019-034, as amended to permit an Agricultural Exception zone in the southeast corner of the benefitting lot, to prohibit development of structures on that portion of the lot, 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

13.3.4 PAC2019-037

That Report PLAN2019-035, respecting **Part Lot 19, Concession 7, geographic Township of Mariposa, Application D06-2019-011**, be received;

That a Zoning By-law, respecting application D06-2019-011, substantially in the form attached as Appendix D to Report PLAN2019-035 be approved and adopted by Council;

That staff be directed to prepare a Garden Suite agreement pursuant to Section 39.1 of the Planning Act, respecting this application; and

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

Carried

13.3.5 PAC2019-038

That Report PLAN2019-011, **Part of Lots 9 and 10, Concession 2, Geographic Township of Ops, BATL Management Inc. – Application D06-17-011**, be received;

That the zoning by-law amendment respecting application D06-17-011, substantially in the form attached as Appendix C to Report PLAN2019-011, be approved and adopted by Council;

That in accordance with Section 34(17) of the Planning Act, Council having considered the change to the proposed Zoning By-law Amendment deems no further public notice to be necessary; and

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

Carried

13.3.6 PAC2019-039

That Report ENG2019-003, **Assumption of Lisbeth Crescent and Tina Court, Lindsay**, be received;

That the Assumption of Lisbeth Crescent and Tina Court, Lindsay, Rexton Subdivision – Phase 2, Geographic Town of Lindsay, City of Kawartha Lakes, be approved;

That an Assumption By-Law, substantially in the form attached as Appendix A to Report ENG2019-009 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.

Carried

13.4 Items Extracted from Planning Advisory Committee Minutes

14. Consent Matters

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

Item 14.1.1 was moved forward on the Agenda and dealt with immediately following Item 10.3.

Item 14.1.2 - Councillor Yeo

Item 14.1.7 - Councillor Ashmore

Moved By Councillor O'Reilly

Seconded By Councillor Ashmore

That all of the proposed resolutions shown in Section 14.1 and 14.2 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 14.1.1, 14.1.2 and 14.1.7.

Carried

14.1 Reports

14.1.3 CS2019-011

Memorandum of Understanding with the Haliburton, Kawartha, Pine Ridge Health Unit for the Use of Municipal Facilities for Emergency Mass Health Protection Clinics

Craig Shanks, Director of Community Services

CR2019-401

That Report CS2019-011, **Memorandum of Understanding with the Haliburton, Kawartha, Pine Ridge District Health Unit for the Use of Municipal Facilities for Emergency Mass Health Protection Clinics**, be received; and,

That the MOU's for use of the Fenelon Falls Community Centre and Victoria Park Armoury by the HKPRD Health Unit for the purpose of Emergency Mass Health Protection Clinics be approved for signature and authorization by the Mayor and Clerk.

Carried

14.1.4 CS2019-012

Kawartha Boys and Girls Club Funding Request for Splash Pad Water Utility

Craig Shanks, Director of Community Services

CR2019-402

That Report CS2019-012, **Kawartha Boys and Girls Club Funding Request for Splash Pad Water Utility**, be received.

Carried

14.1.5 PUR2019-021

2019-48-OQ Leachate Hauling and Disposal Services for Eldon Landfill and Lindsay WPCP

Linda Lee, Buyer

Kerri Snoddy, Regulatory Compliance Officer

CR2019-403

That Report PUR2019-021, **2019-48-OQ Leachate Hauling and Disposal Services for Eldon Landfill and Lindsay WPCP**, be received;

That Shepherd Environmental Services be selected for the award of 2019-48-OQ Leachate Hauling and Disposal Services for Eldon Landfill and Lindsay WPCP for an estimated annual amount of \$213,850.00 plus HST. The initial term will be for a three year period from July 1, 2019 to June 30, 2022;

That pending successful completion of the initial term, staff be authorized to enter into contract for two (2), one (1) year optional terms;

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

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

Carried

14.1.6 PUR2019-022

Request for Proposal 2019-51-CP Supply and Delivery of Five New Vans

Marielle van Engelen, Buyer

Todd Bryant, Manager of Fleet and Transit Services

CR2019-404

That Report PUR 2019-022, **Request for Proposal 2019-51-CP Supply and Delivery of Five New Vans**, be received;

That Manley Motors Limited, of Lindsay, Ontario being the highest scoring proponent, be selected for the award of Request for Proposal 2019-51-CP Supply and Delivery of Five New Vans with the addition of one (1) van at the unit price provided in the Proposal for a total of six vans; and

That subject to receipt of the required documents, that the Financial Services Division be authorized to issue a purchase order.

Carried

14.1.8 WM2019-008

Construction and Demolition Recycling Pilot Program

David Kerr, Manager Environmental Services

CR2019-405

That Report WM2019-008, **Construction and Demolition Recycling Pilot Results and Recommendations**, be received;

That Council approve an extension of the pilot to December 31, 2020 with an operating budget of \$155,000 in 2020; and

That Staff report back to Council on the success of the construction and demolition waste recycling pilot program by June 30, 2020 with future program recommendations and associated budget.

Carried

14.1.9 WWW2019-008

Omemeew Sewage Lagoons Provincial Officer's Order 1-L4E0C

Kayla Pantaleo, Contract Coordinator

CR2019-406

That Report WWW2019-008, **Omemeew Sewage Lagoons Provincial Officer's Order 1-L4E0C**, be received.

Carried

14.2 Correspondence

14.2.1 CC2019-17.14.2.1

Request for Noise By-law Exemption

Casey Johnson

CR2019-407

That the May 23, 2019 e-mail correspondence from Casey Johnson regarding a **Request for Noise By-law Exemption**, be received; and

That the exemption of the City's Noise By-law 2005-025, as amended, for the wedding event being held at 33 Mill Street, Lindsay, from 2:00 p.m. on June 22, 2019 to to 12:00 a.m. on June 23, 2019, be approved.

Carried

14.2.2 CC2019-17.14.2.2

Request for Noise By-law Exemption

Capital Project 2019-31-CQ Peel and Russell Street Reconstruction

Coco Paving

CR2019-408

That the May 23, 2019 request from Coco Paving regarding a **Noise By-law Exemption**, be received; and

That the exemption of the City's Noise By-law 2005-025, as amended, for the reconstruction of Peel Street and Russell Street, from 6:00 a.m. to 7:00 a.m. daily until October 31, 2019, be approved.

Carried

14.2.3 CC2019-17.14.2.3

Request for Noise By-law Exemption

Charla Wallwork

CR2019-409

That the May 5, 2019 correspondence from Charla Wallwork regarding a **Request for Noise By-law Exemption**, be received; and

That the exemption of the City's Noise By-law 2005-025, as amended, for the wedding event being held at 255 Burnt River Road, Burnt River, on September 7, 2019 with an extension to 2:00 a.m. on September 8, 2019, 2019, be approved.

Carried

14.3 Items Extracted from Consent

14.1.1 ENG2019-011

Environmental Assessment Project Report for Mill Pond Bridge, Omemee

Martin Sadowski, Senior Engineering Technician

This Item was moved forward on the Agenda to be dealt with immediately following Item 10.3.

14.1.2 RS2019-023

Shoreline Road Allowance adjacent to 8 Black River Road, Dalton

Laura Carnochan, Law Clerk – Realty Services

CR2019-410

Moved By Councillor Yeo

Seconded By Councillor Dunn

That Report RS2019-023, **Shoreline Road Allowance adjacent to 8 Black River Road, Dalton**, be received; and

That staff be directed to proceed with advancing the applicant's request through the City's disposition process.

Carried

14.1.7 RD2019-002

Unassumed Roads Winter Maintenance Fee for Service Review

David Lembke, Manager Roads Operations

CR2019-411

Moved By Councillor Ashmore

Seconded By Councillor O'Reilly

That Report RD2019-002, **Unassumed Roads Winter Maintenance Fee for Service Review**, be received.

Carried

CR2019-412

Moved By Councillor Yeo

Seconded By Councillor Richardson

That staff be directed to bring forward options for providing fee for service for winter maintenance of unassumed roads where there are continuation of service opportunities for expanding existing plow routes by end of Q3 2019.

Carried

CR2019-413

Moved By Councillor Yeo

Seconded By Deputy Mayor Elmslie

That the Seasonal Level of Service Policy be brought forward to Council at a July 2019 meeting for review.

Carried

15. Petitions

15.1 CC2019-17.15.1.1

Opposition to Erection of Stop Signs at Stinson's Bay Road and Graham Drive

Roy Woodward

CR2019-414

Moved By Councillor Seymour-Fagan

Seconded By Deputy Mayor Elmslie

That the petition received from Roy Woodward regarding **Opposition to Erection of Stop Signs at Stinson's Bay Road and Graham Drive**, be received and referred to the ongoing review of this intersection.

Carried

16. Other or New Business

17. By-Laws

Item 17.1.8 was extracted from By-laws by Consent.

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

CR2019-415

Moved By Councillor Ashmore

Seconded By Councillor O'Reilly

That the By-Laws shown in Section 15.1 of the Agenda, namely: Items 17.1.1 to and including 17.1.9 be read a first, second and third time, passed, numbered, signed and the corporate seal attached, save and except Item 17.1.8.

Carried

17.1 By-Laws by Consent

17.1.1 By-law 2019-096

A By-law to Stop Up and Close Part of the Road Allowance between Lots 54 and 55, Concession South of Portage Road, in the Geographic Township of Eldon, City of Kawartha Lakes, designated as Part 2 on Reference Plan 57R-9336, and to Authorize the Sale of the Land to the Abutting Owners

17.1.2 By-law 2019-097

A By-Law to Stop Up and Close Part of the Road Allowance in the Geographic Township of Manvers, City of Kawartha Lakes, Legally Described as Franklin Street and Fallis Street on Plan 9

17.1.3 By-law 2019-098

A By-law to Amend the Township of Ops Zoning By-law No. 93-30 to Rezone Land within the City Of Kawartha Lakes - BATL Management Inc.

17.1.4 By-law 2019-099

A By-Law To Amend The Township of Ops Zoning By-Law No. 93-30 To Rezone Land Within The City Of Kawartha Lakes - Jones

17.1.5 By-law 2019-100

A By-Law To Amend The Township of Mariposa Zoning By-Law No. 94- 07 To Rezone Land Within The City Of Kawartha Lakes - Arskey

17.1.6 By-law 2019-101

A By-law to Assume Lisbeth Crescent, Plan 57M-780 (PIN: 63236-0173), and associated Lisbeth Crescent 0.3 metre reserve at Adelaide Street, Plan 57M-780 (PIN: 63236-0116), Tina Court, Plan 57M-780 (PIN: 63236-0174), Geographic Town of Lindsay, The Corporation of the City of Kawartha Lakes

17.1.7 By-law 2019-102

A By-law to Appoint a Municipal Law Enforcement Officer for Limited By-law Enforcement Purposes - Hope, J.

17.1.9 By-law 2019-103

A By-law to Amend the Township of Eldon Zoning By-Law No. 94-14 to Rezone Land within the City of Kawartha Lakes - Victor Webster Farms Ltd. and Leach

17.2 By-Laws Extracted from Consent

17.1.8 CC2019-17.17.1.8

A By-law To Repeal and Replace By-law 2018-214, Being a By-law Regulating the Removal of Topsoil, Placement of Fill and the Alteration of Grades

CR2019-416

Moved By Deputy Mayor Elmslie

Seconded By Councillor Veale

That Item 17.1.8, A By-law to Repeal and Replace By-law 2018-014, Being a By-law Regulating the Removal of Topsoil, Replacement of Fill and the Alteration of Grades, be deferred to the July 16, 2019 Regular Council Meeting.

Carried

18. Notice of Motion

19. Closed Session

CR2019-417

Moved By Councillor Seymour-Fagan

Seconded By Councillor O'Reilly

That the Closed Session agenda be adopted as circulated.

Carried

CR2019-418

Moved By Deputy Mayor Elmslie

Seconded By Councillor Dunn

That Council convene into closed session at 4:16 p.m. in order to consider matters on the Tuesday, June 18, 2019 Closed Session Agenda and that are permitted to be discussed in a session closed to the public pursuant to Section 239(2)(b)(c)(d) of the Municipal Act, S.O. 2001. S.25.

Carried

20. Matters from Closed Session

20.1 Item 19.3

Council received an update provided by staff regarding Bargaining Update for the Victoria Manor Unions.

20.2 Item 19.4

The Mayor's Office will present the 2018 Environmental Youth Hero Award to the nominees on behalf of the City at their respective schools.

20.3 Item 19.2

CR2019-424

Moved By Councillor O'Reilly

Seconded By Deputy Mayor Elmslie

That Staff be directed to negotiate the direct sale to an identified party for those portions of 581 Highway 36, Lindsay zoned Agricultural and Industrial (and to retain that portion of the property zoned Environmental Protection), subject to easements in favour of the City to protect underground infrastructure, and on the condition that all silty clay removed from the site during construction be separated out and placed on nearby City property at the cost of the purchaser, and the land be sold for no less than appraised value plus all costs expended by the City. This offer will be conditional upon the property being subsequently advertised for potential surplus and sale in accordance with Disposition By-law 2018-020, being declared by Council as surplus to municipal needs, and a by-law subsequently being approved by Council to authorize the ultimate disposition.

Carried

21. Confirming By-Law

21.1 By-law 2019-104

**A By-law to Confirm the Proceedings of a Regular Meeting of Council,
Tuesday, June 18, 2019**

CR2019-425

Moved By Councillor Dunn

Seconded By Councillor Yeo

That a by-law to confirm the proceedings of a Regular Council Meeting held Tuesday, June 18, 2019 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

22. Adjournment

CR2019-426

Moved By Councillor Yeo

Seconded By Councillor Veale

That the Council Meeting adjourn at 4:42 p.m.

Carried

Read and adopted this 16th day of July, 2019.

Andy Letham, Mayor

Cathie Ritchie, City Clerk