

The Corporation of the City of Kawartha Lakes
Minutes
Regular Council Meeting

CC2020-02
Tuesday, February 18, 2020
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 Patrick O'Reilly
Councillor Ron Ashmore
Councillor Pat Dunn
Councillor Doug Elmslie
Councillor Tracy Richardson
Councillor Kathleen Seymour-Fagan
Councillor Andrew Veale
Councillor Emmett Yeo

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1. Call to Order

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

Absent: Councillors K. Seymour-Fagan and E. Yeo.

CAO R. Taylor, City Clerk C. Ritchie, Deputy Clerk S. O'Connell and Directors, J. Rojas, B. Robinson, J. Stover, C. Marshall, C. Shanks and City Solicitor R. Carlson and Chief of Paramedic Services A. Rafton were also in attendance.

2. Opening Ceremonies

2.1 O Canada

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

2.2 Moment of Silent Reflection

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

2.3 Adoption of Open Session Agenda

CR2020-044

Moved By Councillor Veale

Seconded By Councillor Richardson

That the Agenda for the Open Session of the Regular Council Meeting of Tuesday, February 18, 2020, be adopted as circulated, with the following amendments:

Deletion:

Item 6.1

Unveiling of the Event Poster for the 2020 International Plowing Match and Rural Expo

Cathy Lasby, Executive Director, Ontario Plowmen's Association

Lynda Cunningham, Artist

Addition to Closed Session:

Item 14.3.7

Personnel Matter

Municipal Act 2001 s.239(2)(b) Personal Matters About Identifiable Individuals

Jennifer Stover, Director of Corporate Services

Carried

3. Disclosure of Pecuniary Interest

There were no declarations of pecuniary interest disclosed.

4. Notices and Information by Members of Council and Staff

4.1 Council

Councillor Richardson

- A Pancake Supper will be held at the Bethany United Church on February 26th;
- A Fundraising Dance, featuring Punch Douglas, will be held at the Manvers Arena on February 29th; and
- A Kid's Magic Show will be hosted at the Janetville Hall on March 1st.

Councillor Ashmore

- The Dunsford Lions Club hosted a Family Day Radar Run at Pleasant Point on February 16th;
- The Official Opening of the Front Entrance Renovations at the Downeyville Hall will be held on February 28th; and
- The Omemee Concert Series will be hosting a concert at the Coronation Hall in Omemee on March 6th.

Deputy Mayor O'Reilly

- The following events are going to be held at the Lindsay Exhibition (the "LEX"):
 - The East Central Farm Show will be held on March 4th and March 5th;
 - The Indian River Reptile Zoo and Dino Exhibition will be held on March 19th to March 22nd; and
 - The Spotlight on Agriculture Event will be held on March 27th and the event is now sold out.

- The Kent Street reconstruction project is underway; Kent Street is now closed from Lindsay Street to William Street.

4.2 Staff

5. Council Minutes

Regular Council Meeting Minutes - January 28, 2020

CR2020-045

Moved By Councillor Elmslie

Seconded By Councillor Richardson

That the Minutes of the January 28, 2020 Regular Council Meeting, be received and adopted.

Carried

6. Deputations

6.1 CC2020-02.6.1

Request for Quotation 2020-02-CQ Supply and Delivery of Two (2) Single Axle and Four (4) Tandem Axle Trucks

(Item 9.1.2 on the Agenda)

Dennis Clarke

Blake Clarke

Mr. Dennis Clarke provided an overview of his concern pertaining to the request for quotation process that was completed and the specifications that were required for the supply and delivery of two single axle and four tandem axle trucks. Mr. Clarke noted that his company, Currie Truck Centre, submitted a quote but was disqualified due to the specifications required under the Request for Quotation. Mr. Clarke asked that the matter undergo an additional review before a decision is made.

CR2020-046

Moved By Councillor Ashmore

Seconded By Deputy Mayor O'Reilly

That the deputation, and supporting correspondence, of Dennis Clarke, regarding **Request for Quotation 2020-02-CQ Supply and Delivery of Two (2) Single Axle and Four (4) Tandem Axle Trucks**, be received.

Carried

7. Presentations

7.1 CC2020-02.7.1

**Rural Zoning By-law Consolidation and Update
(Item 9.1.1 on the Agenda)**

Richard Holy, Manager of Planning

Bobby Gauthier, Senior Project Manager, WSP

Richard Holy, Manager of Planning, introduced Bobby Gauthier, Senior Project Manager, WSP, who is working on the Rural Zoning By-law Consolidation Project. Mr. Gauthier provided an overview of the project which includes the consolidation of thirteen (13) rural zoning by-laws, under the guidance of the Rural Zoning By-law Consolidation Task Force. Mr. Gauthier provided an outline of the timeline that will be followed and the public consultation that will be completed for the balance of the project.

CR2020-047

Moved By Councillor Elmslie

Seconded By Deputy Mayor O'Reilly

That the presentation by Richard Holy, Manager of Planning, and Bobby Gauthier, Senior Project Manager, WSP, **regarding the Rural Zoning By-law Consolidation and Update**, be received.

Carried

8. Committee of the Whole

8.1 Correspondence Regarding Committee of the Whole Recommendations

8.2 Committee of the Whole Minutes

Committee of the Whole Minutes - February 4, 2020

CR2020-048

Moved By Councillor Richardson

Seconded By Deputy Mayor O'Reilly

That the Minutes of the February 4, 2020 Committee of the Whole Meeting be received and the recommendations, included in Section 8.3 of the Agenda, be adopted, save and except for item 8.3.6.

8.3 Business Arising from Committee of the Whole Minutes

8.3.1 CW2020-022

That the deputation of Brian Henry, regarding a **high water bill adjustment for 60 King Street, Woodville**, be received.

Carried

8.3.2 CW2020-023

That Report CORP2020-001, **High Water Bill Adjustment - 60 King St - Woodville**, be received.

Carried

8.3.3 CW2020-024

That Council approves relief in the amount of \$5,838.76 as a one-time exemption for 60 King Street, Woodville.

Carried

8.3.4 CW2020-025

That the presentation by Ron Taylor, CAO, **regarding Service Modernization Review**, be received.

Carried

8.3.5 CW2020-026

That the presentation by Rebecca Mustard, Manager, Economic Development, and Debra Soule, former Economic Development Officer, Arts, Culture and Heritage, **regarding Cultural Master Plan 2020-2030**, be received.

Carried

8.3.7 CW2020-028

That the presentation by Lindsey Schoenmakers, Economic Development Officer - Business, **regarding the Kawartha Lakes Data Intelligence Tool**, be received.

Carried

8.3.8 CW2020-029

That Report ED2020-007, **Kawartha Lakes Local Data Intelligence Tool**, be received.

Carried

8.3.9 CW2020-030

That Report MLE2020-001, **By-Law Review and Updates**, be received; and

That the recommended by-laws be amended and forwarded to Council for adoption.

Carried

8.3.10 CW2020-031

That the Memorandum from Councillor Dunn, **regarding the sale of municipal property**, be received; and

That staff be directed to review all public land sale processes requiring an appraisal to determine fair market value, and make recommendations to Council at the March 10 Committee of the Whole meeting to update these processes to include the provision of the appraisal report to Council prior to authorizing the final transfer of the lands.

Carried

8.4 Items Extracted from Committee of the Whole Minutes

8.3.6 CW2020-027

Moved By Councillor Ashmore

Seconded By Deputy Mayor O'Reilly

That Report ED2020-005, **Cultural Master Plan 2020- 2030**, be received;

That Council approve the Cultural Master Plan 2020-2030 as outlined in Appendix A to Report ED2020-005;

That Staff bring forward to Council implementation action items for consideration through the annual budget processes; and

That Staff present a Business Plan for the Cultural Master Plan 2020-2030 to Council for consideration prior to budget deliberations.

A recorded vote was requested by Councillor Ashmore.

Recorded	For	Against	Absent
Mayor Letham		X	
Deputy Mayor O'Reilly		X	
Councillor Ashmore	X		

Councillor Dunn		X	
Councillor Elmslie		X	
Councillor Richardson		X	
Councillor Seymour-Fagan			X
Councillor Veale		X	
Councillor Yeo			X
Results	1	6	2
			Carried

CR2020-049

Moved By Councillor Richardson

Seconded By Councillor Elmslie

That Report ED2020-005, **Cultural Master Plan 2020- 2030**, be received;

That Council approve the Cultural Master Plan 2020-2030 as outlined in Appendix A to Report ED2020-005; and

That Staff bring forward to Council implementation action items for consideration through the annual budget processes.

Carried

9. Consent Matters

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

Items 9.1.1 and 9.1.2 Mayor Letham

Moved By Councillor Richardson

Seconded By Deputy Mayor O'Reilly

That all of the proposed resolutions shown in Section 9.1 and 9.2 of the Agenda be approved and adopted by Council in the order that they appear on the agenda and sequentially numbered, save and except for items 9.1.1 and 9.1.2.

Carried

9.1 Reports

9.1.3 PUR2020-005

Request for Proposal 2020-10-CP Refurbishment of Landfill Compactor and Loader

Marielle van Engelen, Buyer
Todd Bryant, Manager of Fleet and Transit Services

CR2020-050

That Report PUR2020-005, **Request for Proposal 2020-10-CP Refurbishment of Landfill Compactor and Loader**, be received;

That Brandt Tractor Ltd. of Peterborough, Ontario, be selected for the award of their Option 2 submission for Request for Proposal 2020-10-OP Refurbishment of Landfill Compactor and Loader;

That the deficit in the project, 994200206 Loaders, of \$36,769.00 be funded by the Public Works Fleet Reserve (1.32070); and

That upon receipt of the required documents the Procurement Division be authorized to issue a purchase order.

Carried

9.1.4 PUR2020-006

Request for Quotation 2020-01-CP Supply and Delivery of One Low Floor Specialized Transit Bus

Marielle van Engelen, Buyer
Todd Bryant, Manager of Fleet and Transit Services

CR2020-051

That Report PUR2020-006, **Request for Quotation Supply and Delivery of One Low Floor Specialized Transit Bus**, be received;

That Crestline Coach Limited of Saskatoon, of Saskatchewan be selected for the award of Request for Quotation 2020-01-CP for the Supply and Delivery of One Low Floor Specialized Transit Bus for a total award amount of \$157,266.50, plus HST, and

That upon receipt of the required documents the Procurement Division be authorized to issue a purchase order.

Carried

9.1.5 WM2020-001

Waste Management By-law 2016-144 Updates

David Kerr, Manager Environmental Services

CR2020-052

That Report WM2020-001, **Waste Management By-law 2016-144 Updates**, be received; and

That the amended By-law attached as Appendix A to Report WM2020-001, be approved.

Carried

9.2 Correspondence

9.2.1 CC2020-02.9.2.1

Municipal Representative on the Trent Conservation Coalition Source Protection Committee - Selection of Candidates

Mark Majchrowski, Chief Administrative Officer, Kawartha Conservation, Kawartha-Haliburton Source Protection Authority

CR2020-053

That the February 7, 2020 correspondence from Mark Majchrowski, Chief Administrative Officer, Kawartha Conservation, Kawartha-Haliburton Source Protection Authority,

regarding Municipal Representation on the Trent Conservation Coalition Source Protection Committee, be received; and

That Township of Minden Hills Mayor Brent Devolin be endorsed as a Kawartha-Haliburton municipal representative on the Trent Conservation Coalition Source Protection Committee.

Carried

9.3 Items Extracted from Consent

9.1.1 PLAN2020-003

Rural Zoning By-law Consolidation and Update

Richard Holy, Manager of Planning

Janet Wong, Planner II

Bobby Gauthier, Senior Project Manager, WSP

CR2020-054

Moved By Deputy Mayor O'Reilly

Seconded By Councillor Veale

That Report PLAN2020-003, **Rural Zoning By-law Consolidation and Update**, be received.

Carried

9.1.2 PUR2020-004

Request for Quotation 2020-02-CQ Supply and Delivery of Two (2) Single Axle and Four (4) Tandem Axle Trucks

Marielle van Engelen, Buyer

Todd Bryant, Manager of Fleet and Transit Services

CR2020-055

Moved By Councillor Dunn

Seconded By Deputy Mayor O'Reilly

That Report PUR2020-004, **Request for Quotation 2020-02-CQ Supply and Delivery of Two (2) Single Axle and Four (4) Tandem Axle Trucks**, be received;

That Winslow-Gerolamy Motors Limited, of Peterborough, Ontario be awarded Quotation 2020-02-CQ Supply and Delivery of Two (2) Single Axle and Four (4) Tandem Axle Trucks, for the total amount of \$1,667,066.00 (not including HST) including all requested optional equipment;

That the deficit in the project, 994200210 Single Axle Trucks, of \$36,408 be funded by the Public Works Fleet Reserve (1.32070); and

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

A Recorded Vote was requested by Councillor Elmslie.

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

Councillor Veale	X		
Councillor Yeo			X
Results	5	2	2
			Carried

CR2020-056

Moved By Councillor Elmslie

Seconded By Councillor Dunn

That staff be directed to present a cost-benefit analysis report to Council prior to the next budget cycle detailing the impacts of standardization and specifications for fleet acquisitions.

Carried

10. Petitions

11. Other or New Business

12. By-Laws

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

CR2020-057

Moved By Councillor Elmslie

Seconded By Councillor Dunn

That the By-Laws shown in Section 12.1 of the Agenda, namely: Items 12.1.1 to and including 12.1.7 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

12.1 By-Laws by Consent

12.1.1 By-law 2020-016

A By-law to Amend By-law 2013-043, Being A By-Law to Regulate the Fortification of Land and to Prohibit Excessive Fortification of Land and to Prohibit the Application of Excessive Protective Elements to Land within the City of Kawartha Lakes

12.1.2 By-law 2020-017

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

12.1.3 By-law 2020-018

A By-law to Amend By-law 2016-210, Being a By-law To Licence, Regulate and Govern Transient Trader Businesses in Kawartha Lakes

12.1.4 By-law 2020-019

A By-law to Amend By-law 2016-144, Being a By-law for Collection and Management of Waste and Recyclables within the City of Kawartha Lakes

12.1.5 By-law 2020-020

A By-law to Appoint a Licensing Enforcement Officer as a Municipal Law Enforcement Officer for the City of Kawartha Lakes for the Purpose of Enforcing Licensing By-laws (J. Aguanno)

12.1.6 By-law 2020-021

A By-law to Appoint A Deputy Clerk for the City of Kawartha Lakes (S. O'Connell)

12.1.7 By-law 2020-022

By-law to Amend By-law 2019-031, Being A By-law to Authorize the Civil Marriage Solemnization Service in the City of Kawartha Lakes

12.2 By-Laws Extracted from Consent

13. Notice of Motion

14. Closed Session

14.1 Adoption of Closed Session Agenda

CR2020-058

Moved By Deputy Mayor O'Reilly

Seconded By Councillor Richardson

That the Closed Session agenda be adopted, as amended.

Carried

14.2 Disclosure of Pecuniary Interest in Closed Session Items

There were no declarations of pecuniary interest disclosed.

The meeting recessed at 2:31 p.m. and reconvened at 2:40 p.m.

14.3 Move Into Closed Session

CR2020-059

Moved By Councillor Veale

Seconded By Councillor Elmslie

That Council convene into closed session at 2:41 p.m. pursuant to Section 239(2) of the Municipal Act, S.O. 2001 S.25, in order to consider matters identified in Section 14.3 of the Regular Council Meeting Agenda of Tuesday, February 18, 2020, namely Items 14.3.1 to and including 14.3.7.

Carried

15. Matters from Closed Session

Item 14.3.1

Closed Session Minutes of the Regular Council Meeting of January 28, 2020 were approved.

Item 14.3.7

The CAO provided a verbal report regarding a Personnel Matter.

Item 14.3.2

Confidential Report CAO2020-002, Shared Services Review – Updates, was received.

Item 14.3.3

The City Solicitor provided an update pertaining to litigation commenced by Joan Abernethy against the City, being Divisional Court File DC-19-1154, and provided advice pertaining to same.

Item 14.3.4

The City Solicitor provided information pertaining to litigation commenced by McKenzie Drywall Inc. and Laurin & Company, a.k.a. Laurin Group, against the City of Kawartha Lakes and its wholly-owned corporation, being Superior Court File 19-106, and obtained instruction pertaining to the same.

Item 14.3.5

The City Solicitor provided information pertaining to litigation commenced by Mapleridge Mechanical Contracting Inc. against the City, being Superior Court File 19-142 and obtained instruction pertaining to the same.

Item 14.3.6

The City Solicitor provided information pertaining to litigation commenced by Flight and Murray respecting public water access adjacent to 782 Frank Hill Road, which litigation was commenced against the City of Kawartha Lakes, being Divisional Court File 2603-19, and obtained instruction pertaining to the same.

16. Confirming By-Law

16.1 CC2020-02.16.1

A By-Law to Confirm the Proceedings of a Regular Meeting of Council, Tuesday, February 18, 2020

CR2020-068

Moved By Councillor Ashmore

Seconded By Deputy Mayor O'Reilly

That a by-law to confirm the proceedings of a Regular Council Meeting held Tuesday, February 18, 2020 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

17. Adjournment

CR2020-069

Moved By Councillor Veale

Seconded By Councillor Richardson

That the Council Meeting adjourn at 3:54 p.m.

Carried

Read and adopted this 24 day of March, 2020.

Andy Letham, Mayor

Cathie Ritchie, City Clerk