

The Corporation of the City of Kawartha Lakes

Council Report

Report Number PW2017-005

Date: June 27, 2017
Time: 2:00 p.m.
Place: Council Chambers

Ward Community Identifier: All

Subject: Limited Service Agreements – Private Roads

Author Name and Title: Bryan Robinson, Director of Public Works

Recommendation(s):

RESOLVED THAT Report PW2017-005, **Limited Service Agreements – Private Roads**, be received;

THAT staff be directed to renegotiate the Limited Service Agreements for Admiral Dr., North Shore Rd., and Sunset Beach Rd to remove winter maintenance services effective April 30, 2019; and

THAT staff be directed to issue notice that winter maintenance will be discontinued effective April 30, 2019 on Alton Rd., Betty's Bay Rd., Cedar Point Rd., Centennial Dr., Gillis St., Killarney Bay Rd., Leslie Frost Lane, and Rustic Trail.

Department Head:_____

Financial/Legal/HR/Other:_____

Chief Administrative Officer:_____

Background:

As part of the City's Core Service Review, the Limited Service Agreement (LSA) program was reviewed by Public Works staff in consultation with the Office of Strategy Management.

At the Council Meeting of March 21, 2017 Council adopted the following resolution with respect to LSAs for Private Roads:

CR2017-248

Moved By Councillor Elmslie

Seconded By Councillor Miller

RESOLVED THAT the City continue to provide Limited Service Agreements on Private Roads for any existing agreements including any renewals and pending applications;

THAT no new agreements be accepted for Limited Service Agreements on Private Roads; and

THAT staff be directed to include a program for consideration within the 2018 Operating Budget to determine ownership of unknown road segments.

CARRIED

At the Council Meeting of April 18, 2017 Council adopted the following resolution with respect to LSAs and snowplowing on Unassumed Roads.

CR2017-350

Moved By Councillor Miller

Seconded By Councillor Dunn

RESOLVED THAT Report PW2017-004, **Limited Service Agreements - Unassumed Roads**, be received;

THAT the policy entitled Seasonal Level of Service Policy appended to Report PW2017-004 be adopted and numbered for inclusion in the City's Policy Manual;

THAT staff be directed to issue notice to Fulsom Crescent and Mink Alley that winter control services will not be provided after April 30, 2019; and

THAT all existing Limited Service Agreements for Unassumed Roads be cancelled effective April 30, 2017 and service be continued through the Seasonal Level of Service Policy.

CARRIED

CR2017-351

Moved By Councillor Veale

Seconded By Councillor Miller

RESOLVED THAT due to the unique circumstances, that staff be directed to continue winter control only for Antiquary Road.

CARRIED

Rationale:

There are a number of Limited Service Agreements for private roads that require renewal. In reviewing the services provided it was discovered that winter control services have been provided to a number of private roads even though it was not included in their legal agreement.

A total of eleven (11) private roads receive snowplowing, however only three (3) roads have this service included in their legal agreement.

Road Name	# of Property Owners	Road Type	Agreement Status	Plowing in LSA?
Admiral Drive	10	Private	Active	Yes
Alton Road	11	Private	Pending	No
Betty's Bay Road	4	Private	Active	No
Cedar Point Road	TBD	Private	Not Active	No
Centennial Drive	TBD	Private	Active	No
Gillis Street	11	Private	Not Active	No
Killarney Bay Rd	88	Private	Active	No
Leslie Frost Lane	102	Private	Active	No
North Shore Road	67	Private	Active	Yes
Rustic Trail	9	Private	Active	No
Sunset Beach Road	55	Private	Active	Yes

In order to remain consistent with Council's direction regarding snowplowing on unassumed roads through the transition to the new Seasonal Level of Service Policy, Staff recommends that winter control services be discontinued on private roads. Those roads that have winter maintenance included in their current agreement will be advised that the service will be ending. In order to provide sufficient time for the road associations to make other arrangements for snowplowing services, it is recommended to discontinue the service for all roads as of April 30, 2019.

Council is aware that a previous resolution directs Staff to budget funds in the 2018 operating budget to undertake a comprehensive review of road ownership

within the municipality. Through this review, there is a possibility for Staff to uncover situations where Staff are providing service to private roads. Should it be discovered we are providing service to unassumed or private roads, upon completion of the review Staff will report back to Council with recommendations to obtain direction for maintenance services.

Other Alternatives Considered:

Alternative 1: Council could choose to continue winter maintenance services on private roads with an LSA for those groups where winter control is already included in the agreement. Council may recall this decision was made for Antiquary Road due to extenuating circumstances. Staff do not recommend this alternative as the extenuating circumstances that led to the decision on Antiquary Road do not exist for these groups. The motion would be:

THAT winter maintenance be continued as part of the Limited Service Agreements currently in place for Admiral Drive, North Shore Road, and Sunset Beach Rd.; and

THAT staff be directed to issue notice that winter maintenance will be discontinued effective April 30, 2019 on Alton Rd., Betty's Bay Rd., Cedar Point Rd., Centennial Dr., Gillis St., Killarney Bay Rd., Leslie Frost Lane, and Rustic Trail.

Alternative 2: Council could choose to continue providing winter maintenance services to all the private roads that currently receive the service. Staff do not recommend this alternative as this does not align with the previous decision on Municipally Unassumed Roads. In this case, the motion would be:

THAT winter maintenance services be included in the Limited Service Agreements for Admiral Dr., Alton Rd., Betty's Bay Rd., Cedar Point Rd., Centennial Dr., Gillis St., Killarney Bay Rd., Leslie Frost Lane, North Shore Rd., Rustic Trail and Sunset Beach Rd.

Financial/Operation Impacts:

Limited Service Agreements were designed for summer maintenance only and were never intended to include winter control services. By discontinuing this service to private roads, resources can be redistributed to the City's assumed road network.

Relationship of Recommendation(s) To The 2016-2019 Strategic Plan:

The roads maintenance program aligns with the Strategic Enablers of “Efficient Infrastructure & Asset Management” and “Responsible Fiscal Resource Management”.

Review of Accessibility Implications of Any Development or Policy:

N/A

Servicing Implications:

N/A

Consultations:

Strategy and Performance Specialist

Attachments:

Private Road Limited Service Agreements



Private Roads
Limited Service Agree

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Department Head: Bryan Robinson, Director of Public Works

Department File: