

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

CC2021-16
Tuesday, October 19, 2021
Open Session Commencing at 1:00 p.m. – Electronic Public Participation
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

This was an electronic participation meeting and public access to Council Chamber will not be available. Please visit the City of Kawartha Lakes YouTube Channel at <https://www.youtube.com/c/CityofKawarthaLakes> to view the proceedings.

Accessible formats and communication supports are available upon request. The City of Kawartha Lakes is committed to accessibility for persons with disabilities. Please contact AgendaItems@kawarthalakes.ca if you have an accessible accommodation request.

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, K. Seymour-Fagan, A. Veale and E. Yeo were in attendance in Council Chambers.

CAO R. Taylor, City Clerk C. Ritchie, Deputy Clerk S. O'Connell and Deputy Clerk J. Watts were also in attendance in Council Chambers.

Directors B Robinson, J. Rojas, C. Shanks, R. Sutherland, Acting Director R. Holy, City Solicitor R. Carlson, and Treasurer C. Daynes were also in attendance electronically.

2. Opening Ceremonies

2.1 O Canada

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

2.2 Moment of Silent Reflection

Mayor Letham acknowledged the recent loss of Howard Robinson, former Councillor, and Ken Found, local businessman and father of Dr. Adam Found, Manager of Corporate Assets for the City of Kawartha Lakes. Mayor Letham offered words of condolence to the families of former Councillor Robinson and Mr. Found

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

2.3 Adoption of Open Session Agenda

CR2021-460

Moved By Councillor Richardson

Seconded By Councillor Veale

That the Agenda for the Open Session of the Regular Council Meeting of Tuesday, October 19, 2021, be adopted as circulated and with the following amendments:

Additions:

Item 6.4 Deputation by Sylvia Keesmaat Regarding the Request from FLATO Developments (Item 9.3.15 on the Agenda)

Item 6.5 Deputation by Brian Walsh Regarding the Request from FLATO Developments (Item 9.3.15 on the Agenda)

Item 7.1 Correspondence from Bill Steffler Regarding ATV Use (Item 11.2.1 on the Agenda)

Item 7.2 Correspondence from Peter Petrosniak Regarding ATV Use (Item 11.2.1 on the Agenda)

Item 7.3 Correspondence from Darryl James Regarding ATV Use (Item 11.2.1 on the Agenda)

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

Mayor Letham:

- Childcare Worker and Early Childhood Educator Appreciation Day will be held on October 21, 2021.

Councillor Seymour-Fagan

- October is Breast Cancer Awareness Month and members of Kawartha Lakes Paramedic Services are raising funds through their Breast Cancer Pink Epaulette Campaign. Members of Council were encouraged to donate to the program; any donations from members of Council are to be provided to Councillor Seymour-Fagan so that the funds can be delivered to Paramedic Services.

Councillor Ashmore

- Omemee Blooms has maintained ten (10) gardens in Omemee and recently held a pumpkin giveaway as part of the celebration acknowledging the 200th Anniversary for the Village of Omemee. Omemee Blooms were thanked for their contribution to the Community.
- Residents of Victoria Place are holding a Food Drive in support of the Bobcaygeon Food Bank.

Deputy Mayor O'Reilly

- The Kawartha Lakes Police Services Board held a public meeting on Thursday, October 14th to address concerns regarding drug addiction, homelessness and an increase in crime in the Lindsay area.
- The Fall Finale Beef Show was held at the Lindsay Exhibition from Friday, October 15th to Sunday, October 17th.
- Rogers Hometown Hockey is coming to Kawartha Lakes. A weekend of free hockey related activities will be available in Lindsay on Saturday, October 23rd and Sunday, October 24th followed by a live broadcast at the Lindsay Recreation Complex with Ron McLean and Tara Slone on Monday, October 25th while the Toronto Maple Leafs take on the Carolina Hurricanes. Members of Council were wearing hockey jerseys in support of Hometown Hockey.

4.2 Staff

Director Shanks

- Director Shanks advised that preparations are underway for the Rogers Hometown Hockey event that will be held in Lindsay from Saturday, October 23rd to Monday, October 25th. The live broadcast portion of the event will be held at the Lindsay Recreation Complex and the entrance of the Complex now includes a display of to showcase hockey cards for local hockey players. The three (3) day event will include free, COVID-friendly, hockey related activities. Tickets will be required for the event and residents can visit the City of Kawartha Lakes website at www.kawarthalakes.ca to obtain a link to the registration page.

5. Council Minutes

Regular Council Meeting Minutes, September 21, 2021

CR2021-461

Moved By Deputy Mayor O'Reilly

Seconded By Councillor Elmslie

That the Minutes of the September 21, 2021 Regular Council Meeting, be received and adopted.

Carried

6. Deputations

6.1 CC2021-16.6.1

**Zoning Application D06-2021-013, 12 Mansfield Street Bobcaygeon
(Item 10.3.2 on the Agenda)**

Emma Drake, D.M. Wills Associates
Jodi Harper

Emma Drake, D.M. Wills Associates, and Jodi Harper provided an overview of the Zoning Application for 12 Mansfield Street in Bobcaygeon and requested that the parking requirement for the property be reduced to five (5) spaces. Ms. Drake and Ms. Harper outlined that existing parking in the area will satisfy any demand that exceeds five (5) parking spaces.

CR2021-462

Moved By Councillor Dunn

Seconded By Councillor Veale

That the deputation of Emma Drake, of D.M. Wills Associates, and Jodi Harper, regarding Zoning Application D06-2021-013 12 Mansfield Street Bobcaygeon, be received.

Carried

6.2 CC2021-16.6.2

**Request from FLATO Developments
(Item 9.3.15 on the Agenda)**

Sandy McQuarrie

Sandy McQuarrie provided an overview of the agricultural industry in the Lindsay area and cautioned against the request from FLATO Developments as once agricultural land is developed it cannot be returned to its natural state.

CR2021-463

Moved By Councillor Ashmore

Seconded By Deputy Mayor O'Reilly

That the deputation of Sandy McQuarrie, **regarding the request from FLATO Developments (Item 9.3.15 on the Agenda)**, be received.

Carried

6.3 CC2021-16.6.3

**Request from FLATO Developments
(Item 9.3.15 on the Agenda)**

Nicholas Macos

Michael Bissett

Nicholas Macos and Michael Bissett, as representatives of Bromont Homes, spoke in favour of the request from FLATO Developments' regarding a Minister's Zoning Order (MZO) for their proposed development surrounding Pigeon Lake Road and Fieldside Road in Lindsay.

CR2021-464

Moved By Councillor Yeo

Seconded By Councillor Elmslie

That the deputation of Nicholas Macos and Michael Bissett, **regarding the request from FLATO Developments (Item 9.3.15 on the Agenda)**, be received.

Carried

6.4 CC2021-16.6.4

**Request from FLATO Developments
(Item 9.3.15 on the Agenda)**

Sylvia Keesmaat

Sylvia Keesmaat spoke in opposition to the request from FLATO Developments. Ms. Keesmaat outlined concerns including the loss of agricultural land and the lack of confirmation that the proposed development would provide a sufficient amount of affordable housing.

CR2021-465

Moved By Councillor Richardson

Seconded By Councillor Veale

That the deputation of Sylvia Keesmaat, **regarding the request from FLATO**, be received.

Carried

6.5 CC2021-16.6.5

**Request from FLATO Developments
(Item 9.3.15 on the Agenda)**

Brian Walsh

Brian Walsh spoke in opposition to the request from FLATO Developments and suggested that a decision on the matter be deferred until January of 2022 to allow Council to consider the request when a Development Agreement is available for review.

CR2021-466

Moved By Councillor Elmslie

Seconded By Councillor Dunn

That the deputation of Brian Walsh, **regarding the request from FLATO Developments (Item 9.3.15 on the Agenda)**, be received.

Carried

7. **Correspondence**

7.1 CC2021-16.7.1

**Correspondence Regarding ATV Use
(Item 11.2.1 on the Agenda)**

Bill Steffler

CR2021-467

Moved By Councillor Yeo

Seconded By Councillor Elmslie

That the correspondence from Bill Steffler, **regarding ATV Use (Item 11.2.1 on the Agenda)**, be received.

Carried

7.2 CC2021-16.7.2

**Correspondence Regarding ATV Use
(Item 11.2.1 on the Agenda)**

Peter Petrosniak

CR2021-468

Moved By Deputy Mayor O'Reilly

Seconded By Councillor Veale

That the correspondence from Peter Petrosioniak, regarding ATV Use (Item 11.2.1 on the Agenda), be received.

Carried

7.3 CC2021-16.7.3

**Correspondence Regarding ATV Use
(Item 11.2.1 on the Agenda)**

Darryl James

CR2021-469

Moved By Councillor Seymour-Fagan

Seconded By Councillor Richardson

That the correspondence from Darryl James, regarding ATV Use (Item 11.2.1 on the Agenda), be received.

Carried

8. Presentations

9. Committee of the Whole

9.1 Correspondence Regarding Committee of the Whole Recommendations

9.2 Committee of the Whole Minutes

Committee of the Whole Meeting Minutes, October 5, 2021

CR2021-470

Moved By Councillor Elmslie

Seconded By Councillor Dunn

That the Minutes of the October 5, 2021 Committee of the Whole Meeting be received and the recommendations, included in Section 9.3 of the Agenda, save and except for Items 9.3.11, 9.3.15, 9.3.22, 9.3.28 and 9.3.36, be adopted.

9.3 Business Arising from Committee of the Whole Minutes

9.3.1 CW2021-222

That the deputation of Peter Clark, regarding the Encroachment Associated with 69 Rose Street, Pleasant Point, be received.

Carried

9.3.2 CW2021-223

That the request from Peter Clark, **regarding the acquisition of the unopened road allowance to 69 Rose Street, Pleasant Point**, be referred to Realty Services Staff for review and report back by the end of Q4, 2021.

Carried

9.3.3 CW2021-224

That the deputation of Jon Mocek, **regarding an Objection to Listing a Property on the Heritage Register - 45 Sussex Street North, Lindsay**, be received.

Carried

9.3.4 CW2021-225

That the deputation of William Gray and Pat Stainland, **regarding an Objection to Listing a Property on the Heritage Register - St. Luke's Anglican Church, Burnt River**, be received.

Carried

9.3.5 CW2021-226

That the deputation of Peter Mills, **regarding an Objection to Listing a Property on the Heritage Register - Christ Church, 62 King Street East, Omeme**, be received.

Carried

9.3.6 CW2021-227

That the deputation of Gareth Jones, **regarding the Dock Encroachment Policy and the Cedar Glen Community**, be received.

Carried

9.3.7 CW2021-228

That the deputation of Brian Walsh, **regarding the request of FLATO Developments regarding a Minister's Zoning Order**, be received.

Carried

9.3.8 CW2021-229

That the presentation by Jenn Johnson, Manager of Parks and Recreation, **regarding the Trails Master Plan**, be received.

Carried

9.3.9 CW2021-230

That the presentation by Joseph Kelly, Senior Engineering Technician, and Agnes Loder, of Redflex, **regarding Automatic Speed Enforcement**, be received.

Carried

9.3.10 CW2021-231

That Staff review the costing for the implementation of Automatic Speed Enforcement, including the creation of a list of community safety zones as part of the review, and bring forward a decision unit for the 2022 budget process.

Carried

9.3.12 CW2021-233

That Report HS2021-006, **Community Pandemic Recovery Task Force Completion**, be received;

That the Community Pandemic Recovery Task Force be dissolved and the Task Force members be thanked for their contributions; and

That staff be directed to incorporate the Task Force recommendations for the City to continue to co-ordinate community agency workshops and a vital signs survey in operational work plans starting in 2022.

Carried

9.3.13 CW2021-234

That Report ED2021-035, **Economic Recovery Task Force Review**, be received; and

That the Economic Recovery Task Force be dissolved and the Task Force members Bjorn Alfredsson, Tom Phillips, Jill Quast, and Mark Wilson be thanked for their contribution.

Carried

9.3.14 CW2021-235

That the deputation of Katarzyna Sliwa, Matthew Cory, Shakir Rhematulla and Karl Repka, **regarding the FLATO Request for Support of a Minister's Zoning Order**, be received.

Carried

9.3.16 CW2021-237

That Report RS2021-038, **Proposed Amendments to Dock Encroachment Policy CP2018-001 - Update**, be received.

Carried

9.3.17 CW2021-239

That Report ED2021-024, **Proposed Heritage Designation of 1480 Highway 7A, Bethany**, be received;

That the Municipal Heritage Committee's recommendation to designate 1480 Highway 7A under Part IV of the Ontario Heritage Act as being of cultural heritage value or interest be endorsed;

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

That a designating by-law be brought forward to Council at the next Regular Council Meeting following the end of the notice period.

Carried

9.3.18 CW2021-240

That Report ED2021-025, **Repeal and Replacement of Designating By-law – 28 Boyd Street, Bobcaygeon**, be received;

That the Municipal Heritage Committee's recommendation to repeal and replace By-law 2021-003 to designate 28 Boyd Street be endorsed;

That staff be authorized to issue a Notice of Repeal and Notice of Intention to Designate 28 Boyd Street, Bobcaygeon; and

That a by-law to repeal and replace By-law 2021-003 be brought forward for adoption at the next Regular Council meeting following the end of the notice period.

Carried

9.3.19 CW2021-241

That Report ED2021-005, **Listing Properties on the Heritage Register**, be received; and

That the proposed addition of non-designated properties listed in Appendix A to the City of Kawartha Lakes Heritage Register, save and except for 175 Burnt River Road, Burnt River (St. Luke's Anglican Church, 45 Sussex Street North, Lindsay, 24-30 Wellington Street North, Lindsay (Dunoon Terrace), 127 North Street, Bobcaygeon (Hillcroft) and 62 King Street East, Omemee (Christ Church Anglican Church), be approved.

Carried

9.3.20 CW2021-242

That Report ENG2021-027, **Engineering and Corporate Assets Policy Review and Updates**, be received;

That the policy entitled Tile Loan Program Policy, attached as Appendix A, be adopted and numbered for inclusion in the City's Policy Manual, repealing and replacing all predecessor versions including Council Policy C 162 EPW 015;

That the policy entitled Agricultural Tile Drain Discharge to Roadside Ditches, attached as Appendix B, be adopted and numbered for inclusion in the City's Policy Manual, repealing and replacing all predecessor versions including Council Policy C 114 EPW 007;

That the policy entitled Crossing Guard Requirement Policy, attached as Appendix C, be adopted and numbered for inclusion in the City's Policy Manual, repealing and replacing all predecessor versions including Council Policy C 064 EPW 002; and

That the policy CP2018-012 Roadway Classification System Policy, attached as Appendix D, be approved as amended for inclusion in the City's Policy Manual.

Carried

9.3.21 CW2021-243

That the Memorandum from Councillor Elmslie, **regarding The Village of Sturgeon Point**, be received; and

That a regular level of summer service be provided for Lake Street and Henry Street from the point where snow plowing currently ends, to Forest Avenue.

Carried

9.3.23 CW2021-245

That the Memorandum from Mayor Letham, **regarding Wellness Centre Financing**, be received;

That staff explore funding alternatives and financing models to allow for the start of construction in 2022; and

That these concepts be brought forward as a decision unit in the 2022 budget process.

Carried

9.3.24 CW2021-246

That the Memorandum from Deputy Mayor O'Reilly, **regarding Decision Units for the 2022 Budget**, be received; and

That the following roads be brought forward as decision units in the 2022 budget process:

1. Sandbar Road, South of Cottage Road to Sandbar Park
2. Golden Mile Road, from Highway 7, east ½ kilometer
3. Shelley Ann Drive (entire road)
4. Bridle Road (entire road)

Carried

9.3.25 CW2021-247

That the Memorandum from Councillor Yeo, **regarding Decision Units for the 2022 Budget**, be received; and

That the following roads be brought forward as decision units in the 2022 budget process:

1. Centennial Park Road
2. Omega Road
3. Crawford Road
4. Fish Hawk Road
5. Otter Road (Long Point)
6. North Bay Drive

Carried

9.3.26 CW2021-248

That design work for the Community Centre, at Ward Park, be updated to today's pricing and standards;

That the design for the Community Centre include an outdoor skating pad the same size as the former indoor pad at Ward Park; and

That the updated design be forwarded to Council as a decision unit in the 2022 budget process.

Carried

9.3.27 CW2021-249

That the Memorandum from Councillor Ashmore, **regarding Decision Units for the 2022 Budget**, be received; and

That the following roads be brought forward as decision units in the 2022 budget process:

1. Hawke Drive (the entire road) and Grassy Road, from Hawke Drive to Emily Park Road
2. Cedar Glen Road, from Highway 36 to Cedar Glen
3. Tracey's Hill Road, from Sturgeon Road to Centreline Road
4. Queen Street, from King Street to Mary Street, Omemee – including sidewalk rehab
5. Indian Trail, Pleasant Point (the entire road)
6. McGregor Drive, Bobcaygeon – finish from 2019 lifecycle extension
7. Centerline Road, from Sunnywood Road to Kings Wharf Road

8. Charlore Park Drive- the entire loop
9. Pigeon Lake Road- From Colony Road to Highway 36
10. Clearview Drive
11. Clifford Drive

Carried

9.3.29 CW2021-251

That the following projects be brought forward as decision units in the 2022 budget process:

1. Omemee Downtown Revitalization – City of Kawartha Lakes portion amounting to approximately \$150 000.00

Carried

9.3.30 CW2021-252

That the Memorandum from Councillor Elmslie, **regarding Decision Units for the 2022 Budget**, be received; and

That the following roads be brought forward as decision units in the 2022 budget process:

1. Chambers Road, from the Mark Road to Highway 35
2. Kelly's Bay, from County Road 30 to the end of Kelly's Bay
3. West Street South, from Lindsay Street to Wychwood
4. Queen Street, from Colborne to the end of Queen Street, Fenelon Falls
5. Moorings Drive – regravell the entire road

Carried

9.3.31 CW2021-253

That the Memorandum from Councillor Richardson, **regarding Decision Units for the 2022 Budget**, be received; and

That the following roads be brought forward as decision units in the 2022 budget process:

1. Palmer Avenue, Bethany

2. Wilson Street and George Street, Bethany
3. Sandaraska Road
4. Cedarview Drive, Omemee
5. Cadillac Boulevard, Omemee
6. Cottingham Road, Omemee

Carried

9.3.32 CW2021-254

That the Memorandum from Councillor Dunn, **regarding Decision Units for the 2022 Budget**, be received; and

That the following projects be brought forward as decision units in the 2022 budget process:

1. A crosswalk at Victoria Avenue North and the entrance of the Victoria Rail Trail; and the placement of bollards at the entrance of the Victoria Rail Trail and the junctions of Victoria Avenue North and Eglinton Street
2. A crosswalk at the Victoria Rail Trail and William Street North
3. A crosswalk at Angeline Street North and Chadwin Drive
4. A crosswalk at Angeline Street North and Joseph Avenue

Carried

9.3.33 CW2021-255

That the Memorandum from Councillor Veale, **regarding Decision Units for the 2022 Budget**, be received; and

That the following items be brought forward as decision units in the 2022 budget process:

1. The paving of Royal Oak Road, from White Rock Road to Simcoe Street
2. The paving of Taylors Road, from Highway 7 to Quaker Road

Carried

9.3.34 CW2021-256

That the following items be brought forward as decision units in the 2022 budget process:

1. The creation of a crosswalk in Little Britain, on Eldon Road, by Dr. George Hall Public School
2. The creation of a crosswalk in Manilla, located at the intersection of Simcoe Street and Edward Street

Carried

9.3.35 CW2021-257

That the establishment of a Pump Park at the Little Britain Community Park be referred to staff for a costing review and report back by the end of Q2, 2022.

Carried

9.3.37 CW2021-259

That the lifecycle extension, local asphalt road section candidates, listed in ENG2021-014, with the addition of Farms Road, be brought forward as decision units in the 2022 budget process with recommendations from Staff with options on how the program can be phased in.

Carried

9.3.38 CW2021-260

That the formation of a right turning lane at Simcoe Street and River Street, Seagrave, be referred to Staff for review and report back by the end of Q1, 2022.

Carried

9.3.39 CW2021-261

That the Memorandum from Councillor Seymour-Fagan, **regarding Decision Units for the 2022 Budget**, be received; and

That the following roads be brought forward as a decision unit in the 2022 budget process:

1. 11th Concession - From Pinery Road to County Road 121.
2. Shuttleworth Road - From County Road 24 to, and including, Wildflower Road.
3. Everett Road - From Highway 35 to Duncombe Drive.

Carried

9.4 Items Extracted from Committee of the Whole Minutes

9.3.11 CW2021-232

CR2021-471

Moved By Councillor Dunn

Seconded By Councillor Yeo

That the presentation by Ron Taylor, Chief Administrative Officer, and Carolyn Daynes, Treasurer, **regarding the Long Term Financial Plan Update**, be received.

Carried

CR2021-472

Moved By Councillor Dunn

Seconded By Councillor Seymour-Fagan

That the Long Term Financial Plan be referred to Staff for a review of projected expenses/needs and a report back to Council with a static (fixed) debt limit for the Tax Levy Debt, the Water and Wastewater Debt and the Kawartha Lakes Haliburton Housing Corporation Debt.

Carried

9.3.15 CW2021-236

Moved By Councillor Elmslie

Seconded By Councillor Seymour-Fagan

That Report CAO2021-010, **FLATO Lindsay Community Inc. Request for Support of a Minister's Zoning Order (MZO)**, be received; and

That consideration of request be deferred until January, 2022, with input from the Growth Management Strategy Task Force.

A Recorded Vote was requested by Councillor Elmslie.

| | 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 | 4 | 5 | 0 |

Motion Failed

CR2021-473

Moved By Councillor Dunn

Seconded By Councillor Yeo

That Report CAO2021-010, **FLATO Lindsay Community Inc. Request for Support of a Minister's Zoning Order (MZO)**, be received;

That City Council supports the request from FLATO Lindsay Community Inc. for a Minister's Zoning Order (MZO) on approximately 115 ha of land immediately east of the Lindsay urban settlement area, and as generally outlined in Appendix B, C and H to report CAO2021-010; and

That staff be directed to work with FLATO Lindsay Community Inc. to prepare a draft development agreement acceptable to both parties, and that the draft agreement be forwarded to Council no later than end of January, 2022 for review and approval.

A Recorded Vote was requested by Councillor Elmslie.

| | 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 | 4 | 0 |

Carried

The meeting recessed at 2:56 p.m. and reconvened at 3:03 p.m.

9.3.22 CW2021-244

CR2021-474

Moved By Councillor Elmslie

Seconded By Deputy Mayor O'Reilly

That the Memorandum from Councillor Elmslie, **regarding Extension of Service on Gillis Street**, be received.

That Staff be directed to put a temporary Limited Service Agreement in place with 2 out of the 3 required signatures until May 31st, 2022;

That the temporary Limited Service Agreement be approved, with the understanding that the ownership issue, for the 3rd party on Gillis Street, be resolved by the residents, so that a standard Limited Service Agreement can be entered into and executed, by May 1st, 2022, or service will cease on Gillis Street.

Carried

9.3.28 CW2021-250

CR2021-475

Moved By Councillor Ashmore

Seconded By Councillor Yeo

That the following roads be brought forward as decision units in the 2022 budget process:

1. St. Luke's Road, from Sturgeon Road to St. Luke's Parish Hall
2. Heights Road from south of Crosswind Road to 1/2 kilometer from Mount Horeb Road
3. Perdue Road, in its entirety.

Carried

9.3.36 CW2021-258

CR2021-476

Moved By Councillor Veale

Seconded By Councillor Dunn

That bringing the test well on White Rock Road on-line as a blend for the Woodville Water System be included as a decision unit in the 2022 budget process.

Carried

9.4.1 CW2021-238

CR2021-477

Moved By Councillor Ashmore

Seconded By Deputy Mayor O'Reilly

That Report MLE2021-010, **By-law 2012-173 being a By-Law to Regulate Parking – Schedule A No Parking Zone - Amendments**, be received;

That By-law 2012-173 being a By-Law to Regulate Parking – Schedule A No Parking Zone be amended to add no parking zones at locations outlined in Report MLE2021-010; and

That the west side of Pleasant Point Road, from Rose Street to the northern limit (water's edge), be added to the amendments recommended in Report MLE2021-010.

Carried

10. Planning Advisory Committee

10.1 Correspondence Regarding Planning Advisory Committee Recommendations

10.2 Planning Advisory Committee Minutes

Planning Advisory Committee Meeting Minutes, October 6, 2021

CR2021-478

Moved By Councillor Yeo

Seconded By Councillor Seymour-Fagan

That the Minutes of the October 6, 2021 Planning Advisory Committee Meeting be received and the recommendations, included in Section 10.3 of the Agenda, be adopted.

Carried

10.3 Business Arising from Planning Advisory Committee Minutes

10.3.1 PAC2021-074

That Report PLAN2021-055, **Amend the Mariposa Zoning By-law 94-07 at 408-422 Ranch Road - Muirhead**, be received;

That a Zoning By-law amendment, respecting application D06-2021-021, substantially in the form attached as Appendix C to Report PLAN2021-055 be approved for adoption by Council; and

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

Carried

10.3.2 PAC2021-075

That Report PLAN2021-056, **Plan 70 Fourth Range Part of Lots 7 and 8; 57R-8768 Parts 1 and 2, Former Village of Bobcaygeon, Harper – Application D06-2021-013**, be received;

That the Zoning By-law amendment, substantially in the form attached as Appendix D to Report PLAN2021-056 and including a requirement for 8 parking spaces, be referred to Council for approval and adoption; and

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

Carried

10.4 Items Extracted from Planning Advisory Committee Minutes

11. Consent Matters

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

Item 11.1.5 Councillor Ashmore

Moved By Councillor Elmslie

Seconded By Councillor Dunn

That all of the proposed resolutions shown in Section 11.1 of the Agenda, save and except for Item 11.1.5, be approved and adopted by Council in the order that they appear on the agenda and sequentially numbered.

Carried

11.1 Reports

11.1.1 PUR2021-020

Request for Quotation 2021-48-OQ Mattress Recycling Program

Marielle van Engelen, Buyer

CR2021-479

That Report PUR2021-020, **Request for Quotation 2021-48-OQ Mattress Recycling Program**, be received;

That Recyc-Mattress be awarded Quotation 2021-48-OQ Mattress Recycling Services for the quoted estimated annual amount of \$125,580.00 plus HST;

That Council authorize the option to renew the contract, after the initial three-year term (January 1, 2022 to December 31, 2024), for an additional two (2) - one (1) year terms, as per the terms of the contract, based on annual budget approval, mutual agreement and successful completion of the initial term and each additional term;

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

That Procurement Division be authorized to issue a purchase order.

Carried

11.1.2 PUR2021-024

2021-81-CQ Replacement of Twin Culverts on Fairbairn Road

Linda Lee, Buyer

Mike Farquhar, Supervisor, Technical Services

CR2021-480

That Report PUR2021-024, **2021-81-CQ Replacement of Twin Culverts on Fairbairn Road**, be received;

That Nick Carchidi Excavating Limited be selected for the award of 2021-81-CQ Replacement of Twin Culverts on Fairbairn Road for the total quoted amount of \$357,540.99 not including HST;

That the additional expenditure of \$270,646.00 be funded from the uncommitted portion of the Capital Contingency Reserve;

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

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

Carried

11.1.3 PLAN2021-054

A By-law to Deem Lot 20, Plan 297 and Part of Lot 54 Concession (South of Portage Road) (45 Robinson Avenue), Geographic Township of Eldon, (Chicoine)

Jonathan Derworiz, Planner II

CR2021-481

That Report PLAN2021-054, **A By-law to Deem Lot 20, Plan 297 (45 Robinson Avenue), Geographic Township of Eldon, (Chicoine)**, be received;

That a Deeming By-law respecting Lot 20 Plan 297, substantially in the form attached as Appendix D to Report PLAN2021-054, 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

11.1.4 PLAN2021-058

Removal of Holding Provision, David and Sarah Gingrich (833 Pigeon Lake Road)

Mark LaHay, Planner II

CR2021-482

That Report PLAN2021-058, **Part of Lot 3, Concession 11, geographic Township of Emily, City of Kawartha Lakes, identified as 833 Pigeon Lake Road, David and Sarah Gingrich - D06-2021-022**, be received;

That the proposed zoning by-law amendment, substantially in the form attached as Appendix 'C' to Report PLAN2021-058, be adopted by Council; and

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

Carried

11.1.6 MLE2021-016

Trailer Park By-Law Update to Council

Aaron Sloan, Manager of Municipal Law Enforcement and Licensing

CR2021-483

That Report MLE2021-016, **Trailer Park By-Law Update to Council**, be received;

That staff consider the responses received from the "notice of intention" letters indicating the intention to amend By-Law 2013-148 as amended, being a By-Law to License, Regulate and Govern Seasonal Trailer Park Businesses; and

That the final report and recommended By-Law to amend By-Law 2013-148 be brought forward to Council for consideration at the Regular Council Meeting on November 16, 2021.

Carried

11.2 Items Extracted from Consent

11.1.5 EMS2021-004

Opioid and Drug Surveillance Data Sharing Agreement

Autumn Campbell, Operation Superintendent

Moved By Councillor Ashmore

Seconded By Councillor Yeo

That Report EMS 2021-004, **Opioid and Drug Surveillance Data Sharing Agreement**, be received;

That the Opioid and Drug Surveillance Data Sharing Agreement, as generally outlined in Appendix A to Report EMS2021-004, be approved;

That the Mayor and Clerk be authorized to execute the agreement; and

That the Police increase their vigilance to decrease the amount of opioids in the community.

Motion Failed

CR2021-484

Moved By Councillor Yeo

Seconded By Councillor Seymour-Fagan

That Report EMS 2021-004, **Opioid and Drug Surveillance Data Sharing Agreement**, be received;

That the Opioid and Drug Surveillance Data Sharing Agreement, as generally outlined in Appendix A to Report EMS2021-004, be approved; and

That the Mayor and Clerk be authorized to execute the agreement.

Carried

CR2021-485

Moved By Councillor Ashmore

Seconded By Councillor Yeo

That that issue of opioid drug use in the community be referred to the Kawartha Lakes Detachment of the Ontario Provincial Police, the Kawartha Lakes Police Service and the Haliburton, Kawartha, Pine Ridge District Health Unit for a report on a strategy to address opioid drug use in the community.

Carried

11.2.1 PW2021-006

Use of Off Road Vehicles - Resolution Status

Bryan Robinson, Director of Public Works

CR2021-486

Moved By Councillor Elmslie

Seconded By Councillor Yeo

That Report RD2021-006, **Use of Off Road Vehicles – Resolution Status**, be received; and

That the Off Road Vehicle Use of City Roads Task Force Terms of Reference be amended to a completion date of December 31, 2021.

Carried

Moved By Councillor Veale

Seconded By Deputy Mayor O'Reilly

That any proposed linkage of the Victoria Rail Trail South of Lindsay, to the Victoria Rail Trail North of Lindsay, be prohibited on local, collector, and arterial roads in the town of Lindsay.

A Recorded Vote was requested by Mayor Letham.

| | 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 | 4 | 5 | 0 |

Motion Failed

CR2021-487

Moved By Councillor Dunn

Seconded By Councillor Seymour-Fagan

That the proposed route for the Off Road Vehicle Pilot Project to provide access through Lindsay for all terrain vehicles, being the Victoria Rail Trail (VRT) trailhead at Logie Street to King Street, King Street to Lindsay Street, Lindsay Street to Wellington Street, Wellington Street to Victoria Avenue, Victoria Avenue to Elgin Street, Elgin Street to Angeline Street, Angeline Street to Thunderbridge Road, Thunderbridge Road to the VRT trailhead, be approved, to be implemented in the Spring of 2022.

A Recorded Vote was requested by Mayor Letham.

| | 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 | 4 | 0 |

Carried

12. Petitions

12.1 CC2021-16.12.1

Petition Regarding Clean, Smoke Free Air

(A Complete Copy of the Electronic Petition with 17 Signatures and a Complete Copy of the Paper Petition with 8 Signatures are Available at the Clerk's Office)

Arlene Johnston
Jules Desjardine

CR2021-488

Moved By Councillor Elmslie

Seconded By Deputy Mayor O'Reilly

That the petition received from Arlene Johnston and Jules Desjardine, **regarding Clean, Smoke Free Air**, be received and refer to Fire Services and Municipal Law Enforcement and Licensing as part of their ongoing review.

Carried

12.2 CC2021-16.12.2

Petition Regarding Opposition to the Potential Construction of a Bridge Connecting Somerville Concession Road 3 Across the Burnt River (A Complete Copy of the Electronic Petition with 20 Signatures is Available at the Clerk's Office)

Brad McIntee

CR2021-489

Moved By Councillor Yeo

Seconded By Councillor Seymour-Fagan

That the petition received from Brad McIntee, **regarding Opposition to the Poetntial Construction of a Bridge Connecting Sommerville Concession Road 3 Across the Burnt River**, be received and refer to the Fenelon Falls second crossing process.

Carried

12.3 CC2021-16.12.3

Petition Regarding Existing Docking in Cedar Glen (A Complete Copy of the Paper Petition with 40 Signatures is Available at the Clerk's Office)

Fred Davis

Laurie Davis

CR2021-490

Moved By Councillor Ashmore

Seconded By Councillor Seymour-Fagan

That the petition received from Fred Davis and Laurie Davis, **regarding Existing Docking in Cedar Glen**, be received and referred to the November Council Meeting when the Dock Encroachment Policy is considered by Council.

Carried

13. **Other or New Business**

14. By-Laws

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

CR2021-491

Moved By Councillor Veale

Seconded By Councillor Richardson

That the By-Laws shown in Section 14.1 of the Agenda, namely: Items 14.1.1 to and including 14.1.11 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

14.1 By-Laws by Consent

14.1.1 By-Law 2021-144

By-Law to Authorize the Acquisition of Part of the North Half of Lot 93 on Plan 25, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes, designated as Part 10 on Plan 57R-10823 (77 Lindsay Street, Fenelon Falls)

14.1.2 By-Law 2021-145

By-Law to Approve the Submission of an Application to Ontario Infrastructure and Lands Corporation (OILC) for the Long-Term Financing of Certain Capital Work(s) of the Corporation of the City of Kawartha Lakes (the Municipality); and to Authorize the Entering into of a Rate Offer Letter Agreement Pursuant to which the Municipality Will Issue Debentures to OILC

14.1.3 By-Law 2021-146

By-Law to Amend the Township of Mariposa Zoning By-law No. 94-07 to Rezone Land within the City of Kawartha Lakes (408-422 Ranch Road)

14.1.4 By-Law 2021-147

By-Law to Amend the Village of Bobcaygeon Zoning By-law No. 16-78 to Rezone Land within the City of Kawartha Lakes (12 Mansfield Street)

14.1.5 By-Law 2021-148

By-Law To Deem Part of a Plan of Subdivision, Previously Registered for Lands Within Kawartha Lakes, Not to be a Registered Plan of Subdivision In Accordance with The Planning Act PIN 63166-0124(LT) Lot 20, Registered Plan 297, Geographic Township of Eldon, Now City of Kawartha Lakes (45 Robinson Avenue)

14.1.6 By-Law 2021-149

By-Law to Amend the Township of Emily Zoning By-Law 1996-30 to Remove the Holding Symbol (H) from a Zone Category on Property within the City of Kawartha Lakes (833 Pigeon Lake Road)

14.1.7 By-Law 2021-150

By-Law to Appoint a Municipal Law Enforcement Officer for the City of Kawartha Lakes for Limited By-Law Enforcement Purposes (Payne, K.)

14.1.8 By-Law 2021-151

By-Law to Appoint a Municipal Law Enforcement Officer for the City of Kawartha Lakes for Limited By-Law Enforcement Purposes (Nigro, N.)

14.1.9 By-Law 2021-152

By-Law to Appoint a Municipal Law Enforcement Officer for the City of Kawartha Lakes for Limited By-Law Enforcement Purposes (Cooke, A.)

14.1.10 By-Law 2021-153

By-Law to Appoint a Municipal Law Enforcement Officer for the City of Kawartha Lakes for Limited By-Law Enforcement Purposes (Kelly, J.)

14.1.11 By-Law 2021-154

By-Law to Prescribe a Tariff of Fees for the Processing of Heritage Applications in the City of Kawartha Lakes

14.2 By-Laws Extracted from Consent

14.2.1 By-Law 2021-155

By-Law to Amend By-Law 2012-173, being a By-Law to Regulate Parking, in the City of Kawartha Lakes (Amendment 19)

CR2021-492

Moved By Councillor Elmslie

Seconded By Councillor Ashmore

That a By-Law to Amend By-Law 2012-173, being a By-Law to Regulate Parking in the City of Kawartha Lakes, as amended to include the west side of Pleasant Point Road, from Rose Street to the northern limit (water's edge), be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

15. Notice of Motion

16. Closed Session

16.1 Adoption of Closed Session Agenda

CR2021-493

Moved By Councillor Elmslie

Seconded By Councillor Yeo

That the Closed Session agenda be adopted as circulated.

Carried

16.2 Disclosure of Pecuniary Interest in Closed Session Items

There were no declarations of pecuniary interest disclosed.

16.3 Move Into Closed Session

CR2021-494

Moved By Councillor Elmslie

Seconded By Councillor Yeo

That Council convene into closed session at 3:58 p.m. pursuant to Section 239(2) of the Municipal Act, S.O. 2001 s.25, in order to consider matters identified in Section 16.3 of the Regular Council Meeting Agenda of Tuesday, October 19, 2021, namely Items 16.3.1 to and including 16.3.5.

Carried

17. Matters from Closed Session

Item 16.3.1

The confidential closed session minutes from the September 21, 2021 Regular Council Meeting were approved.

Item 16.3.2

CR2021-501

Moved By Councillor Elmslie

Seconded By Councillor Dunn

That the acquisition of the part of Lot 159, Plan 125, Fenelon, City of Kawartha Lakes, for the rail trail be approved;

That Staff be directed to commence the process of obtaining ownership of the required land, for the price of \$11,000.00, inclusive of Land Transfer Tax and the Vendor's legal costs, and the cost of the required survey at the City's expense;

That all costs associated with the transfer be drawn from the Property Development Reserve;

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

That the necessary By-Law (to transfer the title to the land and dedicate the transferred land as a road) be forwarded to Council for adoption.

Carried

Item 16.3.3

CR2021-502

Moved By Councillor Seymour-Fagan

Seconded By Councillor Dunn

That Athol Hart be appointed to the Cultural Centre Feasibility Task Force as the representative from the Kawartha Lakes Culture and Heritage Network, for the duration of the existing term of Council, ending November 14, 2022.

Carried

Item 16.3.4

CR2021-503

Moved By Councillor Yeo

Seconded By Deputy Mayor O'Reilly

That Janice Robinson be appointed to the Kawartha Lakes Committee of Adjustment for the duration of the existing term of Council, ending November 14, 2022.

Carried

Item 16.3.5

CR2021-504

Moved By Councillor Veale

Seconded By Deputy Mayor O'Reilly

That Tim Wilcox be appointed to the Kawartha Lakes Drainage Board for the duration of the existing term of Council, ending November 14, 2022.

Carried

CR2021-505

Moved By Councillor Dunn

Seconded By Councillor Yeo

That the necessary amending By-Law, for By-law 2019-077, being the By-law to Regulate the Operation of ATV's and ORV's on Municipal Highways in the City of Kawartha, be brought forward for adoption to permit the use of all terrain vehicles (ATV's) along the Off Road Vehicle Pilot Project route through Lindsay, as approved by CR2021-487.

Carried

18. Confirming By-Law

18.1 CC2021-16.18.1

By-Law to Confirm Proceedings of the Regular Council Meeting of October 19, 2021

CR2021-506

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, October 19, 2021 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

19. Adjournment

CR2021-507

Moved By Councillor Yeo

Seconded By Councillor Elmslie

That the Council Meeting adjourn at 4:10 p.m.

Carried

Read and adopted this 16 day of November, 2021.

Andy Letham, Mayor

Cathie Ritchie, City Clerk