

# **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](mailto: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 Petrosoniak 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 addition, 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](http://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 Petrosoniak, **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, Omemee**, 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 – regravel 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 Eglington 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. 11<sup>th</sup> 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.

	<b>For</b>	<b>Against</b>	<b>Absent</b>
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	
<b>Results</b>	<b>4</b>	<b>5</b>	<b>0</b>

**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.

	<b>For</b>	<b>Against</b>	<b>Absent</b>
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		
<b>Results</b>	<b>5</b>	<b>4</b>	<b>0</b>

**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 31<sup>st</sup>, 2022;

**That** the temporary Limited Service Agreement be approved, with the understanding that the ownership issue, for the 3<sup>rd</sup> party on Gillis Street, be resolved by the residents, so that a standard Limited Service Agreement can be entered into and executed, by May 1<sup>st</sup>, 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.

	<b>For</b>	<b>Against</b>	<b>Absent</b>
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	
<b>Results</b>	<b>4</b>	<b>5</b>	<b>0</b>

**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.

	<b>For</b>	<b>Against</b>	<b>Absent</b>
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		
<b>Results</b>	<b>5</b>	<b>4</b>	<b>0</b>

**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