

The Corporation of the City of Kawartha Lakes

Minutes

Regular Council Meeting

CC2023-18

Tuesday, August 29, 2023

Open Session Commencing at 1:00 p.m.

Council Chambers

City Hall

26 Francis Street, Lindsay, Ontario K9V 5R8

Members:

Mayor Doug Elmslie

Deputy Mayor Tracy Richardson

Councillor Ron Ashmore

Councillor Dan Joyce

Councillor Charlie McDonald

Councillor Mike Perry

Councillor Eric Smeaton

Councillor Pat Warren

Councillor Emmett Yeo

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1. Call to Order

Mayor Elmslie called the Meeting to order at 1:00 p.m. Deputy Mayor T. Richardson and Councillors R. Ashmore, C. McDonald, E. Smeaton, and P. Warren were in attendance in Council Chambers.

Councillors D. Joyce and M. Perry were in attendance electronically.

Councillor E. Yeo was absent.

CAO R. Taylor, City Clerk C. Ritchie, Deputy Clerk S. O'Connell, Directors S. Beukeboom, C. Faber, R. Holy, B. Robinson and J. Rojas, Fire Chief T. Jones and Paramedic Chief S. Johnston were also in attendance in Council Chambers.

City Solicitor R. Carlson, Manager of Realty Services S. Dyer, Deputy Paramedic Chief J. Golden and Economic Development Officer - Heritage Planning E. Turner 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

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

2.3 Adoption of Open Session Agenda

CR2023-387

Moved By Councillor Smeaton

Seconded By Councillor Ashmore

That the Agenda for the Open Session of the Regular Council Meeting of Tuesday, August 29, 2023, be adopted as circulated and with the following amendment:

Addition:

Item 6.3, being a Deputation by Angel Godsoe and Kerstin Kelly regarding the Rural Zoning By-Law Review, being Item 9.3.1 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

Councillor Warren:

- The City of Kawartha Lakes Environmental Advisory Committee hosted the 2nd Annual Electric Vehicle Event on August 12th in Lindsay, this Event included active transportation by celebrating Lindsay's new Bike Share Program. The Event also included great information from Bee City of Kawartha Lakes and Environmental Action Bobcaygeon, Waste Management, Bird Friendly Kawartha Lakes, the Library and Seniors for Climate Action Now. Attendees were also able to test drive an electric vehicle thanks to the Plug 'n Drive Organization. Words of thanks were extended to the Lindsay BIA and the Lindsay Chamber of Commerce for organizing the event.
- The Kinmount and District Health Centre (KDHC) was congratulated on their 25th Anniversary. Words of thanks were extended to Dr. Elena Mihiu for her 25 years of service to the community. Words of welcome were extended Dr. Lesslie Ponraja, being the newest addition to the Kinmount and District Health Centre Team.
- The Balsam Lake Association hosted the Understanding the Indigenous Roots of Balsam Lake event on August 9th which featured Chief Dave Mowat.
- Kawartha Conservation will be hosting the Kawartha Fall Festival on September 23rd which will include activities for the entire family.
- The Kinmount Fair will be held on September 1st, 2nd and 3rd.

Councillor Smeaton:

- The Terry Fox Run will be held in Lindsay on September 17th; residents are encouraged to participate in the event.
- Residents were congratulated on the return to school for the upcoming 2023/2024 school year.
- Words of thanks were extended to the Community Services Division as well as to the Lindsay Chamber of Commerce for the Concerts in the Park that were held at Victoria Park in Lindsay over the summer months.

- The Annual Association of Municipalities of Ontario (AMO) Conference was held from August 21st to 23rd. The Conference included educational workshops and networking opportunities with other municipalities.
- Residents are encouraged to keep an eye out for the Community Care Campaign that is soon to be launched.
- Kawartha Conservation will be hosting their Fun Fall Day on September 23rd at the Ken Reid Conservation Area and residents are encouraged to participate in the day.

Deputy Mayor Richardson:

- The Manvers Minor Hockey Association will be hosting a Hockey Equipment Swap at the Janetville Community Centre on Saturday, September 9th starting at 9:00 a.m.
- The Festival of Small Halls will be stopping by Kawartha Lakes. The Event includes the sharing of big music in small halls across Ontario. There will be two concerts in Kawartha Lakes, the first being on Friday, October 13th at the Coronation Hall in Omemee featuring the Irish Descendants, and the second being on Saturday, October 24th at the Pontypool Community Centre featuring Jenn Grant.
- The Boys and Girls Club of Kawartha Lakes hosted a camp day for members of Council on August 24th and it was a great opportunity for Council experience the programs that are offered by that organization.
- Congratulations were extended to local Pontypool resident Samantha Marshall as she has been chosen to represent Canada in the World Dance Championships in Prague in 2024.
- The Omemee Swans have started a new chapter in the City of Kawartha Lakes. The new chapter will be known as the Manvers Swans and words of thanks were extended to the members for their stewardship.
- There was a Classic Car Show held with Art in the Park in Pontypool and the event raised \$15,000.00 for local initiatives.

Councillor McDonald:

- As was mentioned, the Terry Fox Run will be held in Lindsay on September 17th; Councillor McDonald lead the organizing of the event for

thirty (30) years and the new organizers of the event were thanked for all of their efforts. Residents were encouraged to participate in the Event.

- The International Plowing Match will be held in the City of Kawartha Lakes in 2024. Anyone interested in volunteering for the event are encouraged to sign up.
- Burger Day for Big Brothers and Big Sisters of Kawartha Lakes will be held at Victoria Park in Lindsay on September 5th. Residents were encouraged to attend the event in support of Big Brothers and Big Sisters.

Councillor Ashmore:

- Local resident Ian Dafoe was congratulated for participating in a Pole Vaulting Event in Langley, BC, and for coming in 8th place.
- A corn maze will be unveiled at the McQuaid Family Farm on Peace Road on September 8th.
- Jill and Gary Cockerall were thanked for their dedication to the community; they founded the Omemee Swans organization.
- Councillor Ashmore will be hosting two Town Hall Meetings in the Fall of 2024, the date, time and location of the Meetings will be announced closer to the Event.
- The World Police and Fire Games were held in Winnipeg, MB, from July 28th to August 5th; words of congratulations were extended to all participants.

Councillor Joyce:

- The Canadian Plowing Championships will be held in Woodville on August 30th, 31st and September 1st. Opening ceremonies will be held on August 30th and a celebration banquet will be held at the Lindsay Golf and Country Club.

Mayor Elmslie:

- Mayor Elmslie attended the AMO Conference with Councillor Smeaton and CAO Taylor. Mayor Elmslie provided an overview of the presentations that they attended. Mayor Elmslie also made note of Premier Ford's announcement regarding the amendments to the More Homes Built Faster Act that pertain to Strong Mayor Powers. Mayor Elmslie provided an overview of Strong Mayor Powers and how they would be put into

place. A commitment from the City to construct 6500 housing units by 2031 is required as part of the criteria for Strong Mayor Powers. The City will respond to the Province regarding the option for Strong Mayor Powers by October 15, 2023.

- The Fenelon Falls Museum will be hosting KidsFest at the Maryboro Lodge Museum and Garnet Graham Park from September 1st to September 3rd.
- The Kawartha Arts Festival will be held at the Fenelon Fairgrounds September on 2nd and September 3rd. Residents are encouraged to attend and begin their Christmas shopping.

4.2 Staff

5. **Council Minutes**

Regular Council Meeting Minutes, July 25, 2023

CR2023-388

Moved By Councillor Warren

Seconded By Councillor Ashmore

That the Minutes of the July 25, 2023 Regular Council Meeting, be received and adopted.

Carried

6. **Deputations**

6.1 CC2023-18.6.1

Expansion of Gas Plants in Ontario

(Related to Report PLAN2023-041, being Item 10.1.5 on the Agenda)

Ginny Colling, Kawartha Lakes Environmental Advisory Committee

Barry Snider, Kawartha Lakes Environmental Advisory Committee

Ginny Colling and Barry Snider, members of the City of Kawartha Lakes Environmental Advisory Committee spoke in support of Report PLAN2023-041, being a Report outlining a proposed resolution calling for the phase-out of gas-fired electricity generation.

They outlined concern relating to climate change and how the phase-out of gas fired electricity generation would help would help to reduce the emission of greenhouse gases.

It was also noted that the proposed resolution would align with the principles outlined within the City's Healthy Environment Plan.

CR2023-389

Moved By Councillor Warren

Seconded By Councillor Perry

That the deputation of Ginny Colling and Barry Snider, of the Kawartha Lakes Environmental Advisory Committee, **regarding the Expansion of Gas Plants in Ontario**, and the supplementary correspondence, be received.

Carried

6.2 CC2023-18.6.2

**Proposed Heritage Designation of 1011 and 1017 Portage Road, Former Geographic Township of Eldon (the William MacKenzie Inn)
(Related to Items 10.1.9 and 13.1.8 on the Agenda)**

Jeff Margolian

Estrella Margolian

Dr. Jeff Margolian and Estrella Margolian spoke in opposition to the proposed heritage designation of their property located at 1011 Portage Road (the former Sir William MacKenzie Inn). They outlined that the property is now their private residence and they have worked to restore and preserve the features of the property. They outlined that they plan to continue to use the property as their private residence and there is no intention to develop the property for any other use. They asked Council to withdraw the proposed heritage designation.

CR2023-390

Moved By Councillor Smeaton

Seconded By Councillor McDonald

That the deputation of Jeff Margolian and Estrella Margolian, **regarding the Proposed Heritage Designation of 1011 and 1017 Portage Road in the Former Township of Eldon (the William MacKenzie Inn)**, be received.

Carried

6.3 CC2023-18.6.3

Rural Zoning By-Law Review

(Relating to Report PLAN2023-039, being Item 9.3.1 on the Agenda)

Angel Godsoe

Kerstin Kelly

Angel Godsoe and Kerstin Kelly spoke in opposition to the proposed Rural Zoning By-Law. They outlined that additional public consultation is required and the proposed by-law should not go forward. They outlined concerns relating to the use of a consultant during the project and highlighted concerns surrounding the restrictions that would be imposed on land.

CR2023-391

Moved By Councillor Ashmore

Seconded By Deputy Mayor Richardson

That the deputation of Angel Godsoe and Kerstin Kelly, **regarding the Rural Zoning By-Law Review**, be received.

Carried

7. Correspondence

7.1 CC2023-18.7.1

Correspondence Regarding Water Meter Replacement

Craig James

CR2023-392

Moved By Councillor Warren

Seconded By Councillor Perry

That the correspondence from Craig James, **regarding Water Meter Replacement**, be received; and

That Staff be directed to follow-up with Mr. James to respond to his correspondence regarding water meter replacement.

Carried

7.2 CC2023-18.7.2

Correspondence Regarding a Request for the Resurfacing of the Roads within the Southview Estates Community, former Fenelon Township

Brian Nugent

CR2023-393

Moved By Councillor Perry

Seconded By Councillor Warren

That the correspondence from Brian Nugent, **regarding a Request for the Resurfacing of the Roads within the Southview Estates Community, former**

Fenelon Township, be received and referred to the 2024 budget process for consideration as a decision unit in the capital budget.

Carried

8. Presentations

8.1 CC2023-18.8.1

Impacts of Provincial Changes on Conservation Authorities and the City of Kawartha Lakes

Maximilian Faulhammer, Planner II

Mark Majchrowski, Chief Administrative Officer, Kawartha Conservation

Maximilian Faulhammer, Planner II, and Mark Majchrowski, Chief Administrative Officer of Kawartha Conservation, provided an overview of the impacts that changes to Bill 139, the Building Better Communities and Conserving Watersheds Act of 2017, Bill 108, the More Homes, More Choice Act of 2019, Bill 229, the Protect Support and Recover from COVID-19 Act (Budget Measures Act) of 2020, and Bill 23, the Build More Homes Faster Act of 2022, have on Conservation Authorities and the City of Kawartha Lakes. The overview included detail surrounding the programs and services that are mandated, the criteria for those programs and services and the next steps that will be needed. It was noted that existing Memorandums of Understanding that are in place with Conservation Authorities will need to be updated and additional information will be presented to Council later in 2023 in that regard.

CR2023-394

Moved By Deputy Mayor Richardson

Seconded By Councillor Warren

That the presentation by Maximilian Faulhammer, Planner II, and Mark Majchrowski, Chief Administrative Officer of Kawartha Conservation, **regarding the Impacts of Provincial Changes on Conservation Authorities and the City of Kawartha Lakes**, be received.

Carried

9. Planning Advisory Committee

9.1 Correspondence Regarding Planning Advisory Committee Recommendations

9.2 Planning Advisory Committee Minutes

Planning Advisory Committee Meeting, August 9, 2023

CR2023-395

Moved By Councillor Warren

Seconded By Councillor Smeaton

That the Minutes of the August 9, 2023 Planning Advisory Committee Meeting be received and the recommendations, included in Section 9.3 of the Agenda, save and except for Item 9.3.1, be adopted.

Carried

9.3 Business Arising from Planning Advisory Committee Minutes

9.3.2 PAC2023-050

That the deputation of Kayly Robbins, **regarding Report PLAN2023-036 (Item 6.1 on the Agenda)**, be received.

Carried

9.3.3 PAC2023-051

That Report PLAN2023-036, **Regis Homes Limited – Applications D05-2017-001 and D06-2017-019**, be received;

That the Draft Plan of Subdivision (16T-17501), Application D05-2017-001, as shown on Appendix B and the conditions substantially in the form attached as Appendix C to Report PLAN2023-036, be referred to Council for approval and adoption;

That the zoning by-law amendment, substantially in the form attached as Appendix D to Report PLAN2023-036, be referred to Council for approval and adoption;

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

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

Carried

9.4 Items Extracted from Planning Advisory Committee Minutes

9.3.1 PAC2023-049

CR2023-396

Moved By Councillor Ashmore

Seconded By Councillor Warren

That Report PLAN2023-039, **Rural Zoning By-law Review – Statutory Public Meeting**, be received; and

That Report PLAN2023-039 and the draft Rural Zoning By-law be referred back to Staff for a further recommendation report to be presented to Planning Advisory Committee upon receipt and review of all agency/department, Council, and public comments; and

That the public comment period be extended to September 15, 2023

Carried

The Meeting recessed at 2:34 p.m. and reconvened at 2:45 p.m.

10. Consent Matters

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

Deputy Mayor Richardson Item 10.1.2

Councillor Perry Item 10.1.4

Councillor Ashmore Item 10.1.5

Councillor Smeaton Item 10.1.9

Moved By Councillor Ashmore

Seconded By Councillor Smeaton

That all of the proposed resolutions shown in Section 10.1 of the Agenda, save and except for Items 10.1.2, 10.1.4, 10.1.5 and 10.1.9, be approved and adopted by Council in the order that they appear on the agenda and sequentially numbered.

Carried

10.1 Reports

10.1.1 CAO2023-002

Kawartha Lakes Haliburton Ontario Health Team Agreements

Ron Taylor, Chief Administrative Officer

CR2023-397

That Report CAO2023-002, **Kawartha Lakes Haliburton Ontario Health Team (KLH-OHT) Agreements**, be received; and

That the Mayor and Clerk be authorized to sign the following KLH-OHT agreements, substantially in the form as outlined in Appendix B through E respectively, to Report CAO2023-002:

Amended and Restated Data Sharing Agreement;

Amended and Restated Fund Holder and Indemnity Agreement;

Ontario Health Team (OHT) Collaboration Agreement; and

Ontario Health Team (OHT) Operational Support Provider Agreement.

Carried

10.1.3 PUR2023-032

2023-79-CQ Bobcaygeon Gravity Sewer Mains Rehabilitation

Linda Lee, Buyer

Tauhid Khan, Asset Management Coordinator

CR2023-398

That Report **PUR2023-032, 2023-79-CQ Bobcaygeon Gravity Sewer Mains Rehabilitation**, be received;

That Sewer Technologies Inc. be awarded Request for Quotation 2023-79-CQ Bobcaygeon Gravity Sewer Mains Rehabilitation for the amount of \$582,030.00 not including HST;

That the remaining additional financing required for capital project 998220501 (Bobcaygeon Gravity Sewer Mains) of \$611,864.00 be funded from the Sewage Reserve;

That capital project 998220501 (Bobcaygeon Gravity Sewer Mains) be included in the next Development Charges Background Study as committed excess capacity to the extent appropriate;

That subject to receipt of the required documents, the Director of Engineering and Corporate Assets be authorized to execute the agreement, and

That the Engineering and Corporate Assets Department be authorized to issue a purchase order.

Carried

10.1.6 PLAN2023-042

By-Law to Deem Lots 7 & 8, Registered Plan 100, former Village of Fenelon Falls (33 and 37 Oak Street, Fenelon Falls)

Maryann Hunt, Supervisor of Development Planning

CR2023-399

That Report PLAN2023-042, **By-law to Deem Lots 7 and 8, Registered Plan 100, former Village of Fenelon Falls** be received;

That a Deeming By-law respecting Lots 7 and 8, Registered Plan 100, former Village of Fenelon Falls, substantially in the form attached as Appendix C to Report PLAN2023-042, be approved and adopted by Council; and

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

Carried

10.1.7 PLAN2023-043

Removal and Reinstatement of Holding (H) Symbol for King's Wharf Subdivision

Richard Holy, Director of Development Services

CR2023-400

That Report PLAN2023-043, **Removal and Reinstatement of Holding (H) Symbol for Lots in King's Wharf Subdivision**, be received;

That the proposed zoning by-law amendment, substantially in the form attached as Appendix 'B' to Report PLAN2023-043, be adopted by Council; and

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

Carried

10.1.8 ED2023-041

2023 Arts and Culture Resiliency Fund Awards

Donna Goodwin, Economic Development Officer - Arts and Culture

CR2023-401

That Report 2023-041, **2023 Arts and Culture Resiliency Fund Awards**, be received.

Carried

10.1.10 ENG2023-024

Curtin Drain - Court of Revision

Richard Monaghan, Drainage Superintendent

CR2023-402

That Report ENG2023-024, **Curtin Drain – Court of Revision**, be received;

That City Council proceed with the third and final reading and subsequent adoption of the provisionally adopted By-law 2023-115 for the Curtin Municipal Drain.

Carried

10.1.11 EMS2023-004

Data Sharing Agreement and a Network Sharing Agreement with Home and Community Care Support Services: Central East and Ontario Health

Jamie Golden, Deputy Chief of Professional Standards

CR2023-403

That Report EMS2023-004, **Data Sharing Agreement and Network Sharing Agreement with Home and Community Care Support Services: Central East and Ontario Health**, be received;

That the Data Sharing Agreement and Network Sharing Agreement with Home and Community Care Support Services: Central East and Ontario Health as generally outlined in Appendix A and B to Report EMS2023-004, be approved; and

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

Carried

10.2 Items Extracted from Consent

10.1.2 RS2023-036

Request for Encroachment Agreement for a Sign at Ski Hill Road and Bethany Hills Road

Lucas Almeida

CR2023-404

Moved By Deputy Mayor Richardson

Seconded By Councillor Smeaton

That Report RS2023-036, **Encroachment Agreement for a Sign at Ski Hill Road and Bethany Hills Road**, be received;

That the request for an encroachment agreement for a sign located at Ski Hill Road and Bethany Hills Road, Bethany, be granted; and

That the Mayor and Clerk be authorized to execute any documents that are required by the approval of the encroachment agreement.

Carried

10.1.4 CS2023-006

Release of Fenelon Falls C.H.E.S.T. Funds

Leann Donnelly, Executive Assistant, Community Services

CR2023-405

Moved By Councillor Perry

Seconded By Councillor Warren

That Report CS2023-006, **Release of Fenelon Falls Legacy C.H.E.S.T. Funds**, be received; and

That the Fenelon Agricultural Society be approved for funding in the amount of \$6,000.00 with the allocation to come from the Fenelon Falls Legacy C.H.E.S.T. Reserve (3.24350).

Carried

10.1.5 PLAN2023-041

City of Kawartha Lakes Resolution Calling for Gas-Fired Electricity Generation Phase-Out

Richard Holy, Director of Development Services

CR2023-406

Moved By Councillor Ashmore

Seconded By Councillor Warren

That Report PLAN2023-041, **City of Kawartha Lakes Resolution Calling for Gas-Fired Electricity Generation Phase-Out**, be received.

Carried

CR2023-407

Moved By Councillor Warren

Seconded By Councillor Smeaton

That Council endorse the Resolution approved by the City of Kawartha Lakes Environmental Advisory Committee on June 29, 2023 as follows:

Whereas the provincial government is planning to ramp up gas plant produced electricity by 1500MW (megawatts) increasing our once clean electrical grid's greenhouse gas emissions by 400% by 2030 and 800% by 2040 (compared to the 2017 level);

And whereas municipalities can influence 50% of greenhouse gas emissions in Canada, according to the Federation of Canadian Municipalities;

And whereas the federal government is set to introduce the Clean Energy Act that will commit Canada to net zero emissions from our electrical system by 2035 which threatens to create stranded expensive gas plants that are now being expanded;

And whereas these plants rely on imported gas obtained by environmental damaging fracking;

And whereas a dirtier electrical system will hurt our competitive position in the global cleantech marketplace and overall emerging low-carbon economy;

And whereas the City of Kawartha Lakes' own Health Environment Plan commits us to a reduction of global greenhouse gases by 2030 which will be more difficult with a dirtier electrical system;

And whereas Ontario led the country in reducing emissions by shuttering its coal fired power plants and could do the same with natural gas;

Therefore Be It Resolved That the City of Kawartha Lakes joins 34 other Ontario municipalities in requesting that the Government of Ontario develop and implement a plan to phase-out all gas-fired electricity generation as soon as possible, and instead increase support for proven renewable energy technologies and energy storage, energy efficiency and renew its contract to purchase available clean Quebec Hydro-electricity; and

That this resolution be forwarded to the Premier of Ontario, the Minister of Energy, Northern Development, and Mines and the Minister of the Environment, Conservation and Parks, as well as all party leaders and the Association of Municipalities of Ontario.

A Recorded Vote was requested by Councillor Ashmore.

	Fo r	Again st	Abse nt	Confli ct
Mayor Elmslie	X			
Deputy Mayor Richards on	X			
Councillo r Ashmore		X		
Councillo r Joyce	X			
Councillo r McDonal d	X			
Councillo r Perry	X			
Councillo r Smeaton	X			
Councillo r Warren	X			
Councillo r Yeo			X	
Results	7	1	1	0

Carried

10.1.9 ED2023-043

**Objection to the Proposed Heritage Designation of 1011 Portage Road,
Geographic Township of Eldon (William MacKenzie Inn)**

Emily Turner, Economic Development Officer - Heritage Planning

CR2023-408

Moved By Councillor Smeaton

Seconded By Councillor McDonald

That Report ED2023-043, **Objection to the Proposed Heritage Designation of 1011 Portage Road, Geographic Township of Eldon (Sir William Mackenzie Estate Cultural Heritage Landscape)**, be received for information; and

That a notice of withdrawal be issued in relation to the proposed designation of 1011 Portage Road, Geographic Township of Eldon.

A Recorded Vote was requested by Councillor Ashmore.

	Fo r	Again st	Abse nt	Confli ct
Mayor Elmslie	X			
Deputy Mayor Richardson		X		
Councillor Ashmore	X			
Councillor Joyce		X		
Councillor McDonald	X			
Councillor Perry		X		
Councillor Smeaton	X			
Councillor Warren		X		
Councillor Yeo			X	
Results	4	4	1	0

Motion Failed

CR2023-409

Moved By Deputy Mayor Richardson

Seconded By Councillor Warren

That Report ED2023-043, **Objection to the Proposed Heritage Designation of 1011 Portage Road, Geographic Township of Eldon (Sir William Mackenzie Estate Cultural Heritage Landscape)**, be received for information; and

That Staff consult with the property owner to clarify the proposed heritage designation and report back to Council.

Carried

11. Petitions

11.1 CC2023-18.11.1

Petition Regarding a Request for Traffic Calming on Orchard Park Road, Lindsay

A complete copy of the Petition with 41 signatures is available at the City Clerk's Office for viewing

Christina Charpentier

CR2023-410

Moved By Councillor Smeaton

Seconded By Deputy Mayor Richardson

That the petition received from Christina Charpentier, **regarding a Request for Traffic Calming on Orchard Park Road, Lindsay**, be received and referred to Staff for review and report back by the end of Q4, 2023.

Carried

11.2 CC2023-18.11.2

Petition Regarding a Request for the Paving of St. George Street, Lindsay, between Queen Street and Colborne Street East

A complete copy of the Petition with 58 signatures is available at the City Clerk's Office for viewing

Jennifer Pearson

CR2023-411

Moved By Councillor Smeaton

Seconded By Councillor Perry

That the petition received from Jennifer Pearson, **regarding a Request for the Paving of St. George Street, Lindsay, between Queen Street and Colborne Street East**, be received and referred to Staff for review and report back by the end of Q4, 2023.

Carried

11.3 CC2023-18.11.3

Petition Regarding the Paving of Killarney Bay Road, former Fenelon Township

A complete copy of the Petition with 97 signatures is available at the City Clerk's Office for viewing

Robert Rossel

CR2023-412

Moved By Councillor Perry

Seconded By Councillor Warren

That the petition received from Robert Rossel, regarding the Paving of Killarney Bay Road, former Fenelon Township, be received and referred to 2024 budget process for consideration as a decision unit in the Capital Budget.

Carried

11.4 CC2023-18.11.4

Petition Regarding the Resurfacing of Mill Street, Lakewood Crescent (up to Marina Drive) and River Park Drive, Bobcaygeon

A complete copy of the Petition with 173 signatures is available at the City Clerk's Office for viewing.

Sue Lambert

CR2023-413

Moved By Councillor Warren

Seconded By Councillor Ashmore

That the petition received from Sue Lambert, **regarding the Resurfacing of Mill Street, Lakewood Crescent (up to Marina Drive) and River Park Drive, Bobcaygeon**, be received and referred to the 2024 budget process for consideration as a decision unit in the Capital Budget.

Carried

12. Other or New Business

13. By-Laws

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

CR2023-414

Moved By Councillor McDonald

Seconded By Deputy Mayor Richardson

That the By-Laws shown in Section 13.1 of the Agenda, namely: Items 13.1.1 to and including 13.1.13, save and except for Items 13.1.8, 13.1.9, 13.1.10, 13.1.11 and 13.1.12, be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

13.1 By-Laws by Consent

13.1.1 By-Law 2023-138

By-Law to Repeal and Replace By-Law 2023-122, being a By-Law to Deem Part of a Plan of Subdivision, Previously Registered for Lands Within the City of Kawartha Lakes, Not to Be a Registered Plan of Subdivision in Accordance with the Planning Act, Described as Lot 22 on Plan 373 Together With R297931, in the Geographic Township of Verulam, in the City of Kawartha Lakes (respecting 8 Aylmer Drive, Bobcaygeon)

13.1.2 By-Law 2023-139

By-Law to Deem Part of a Plan of Subdivision, Previously Registered for Lands Within the City of Kawartha Lakes, Not to Be a Registered Plan of Subdivision in Accordance with the Planning Act, Described as Lot 22 on Plan 247 Subject To and Together With R179970, in the Geographic Township of Somerville, in the City of Kawartha Lakes, being PIN: 63120-1005 (LT) (251 Shadow Lake Road 4)

13.1.3 By-Law 2023-140

By-Law to Deem Part of a Plan of Subdivision, Previously Registered for Lands Within the City of Kawartha Lakes, Not to Be a Registered Plan of Subdivision in Accordance with the Planning Act, Described as Lot 25 Northside of Ridout Street on Plan 15P; Part of Lot 24 Northside of Ridout Street, Part of Lot 26 Northside of Ridout Street on Plan 15P as in R351489, in the Geographic Town of Lindsay, City of Kawartha Lakes, being PIN: 63229-0085 (LT) (64 Ridout Street)

13.1.4 By-Law 2023-141

By-Law to Amend the Town of Lindsay Zoning By-Law No. 2000-75 to Rezone Land within the City of Kawartha Lakes (Vacant Land on the West Side of the Future Extension of Victoria Avenue - Regis Homes Limited)

13.1.5 By-Law 2023-142

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 Number 63155-0087 (LT), Lot 7, Plan 100 and PIN Number 63155-086 (LT), Lot 8, Plan 100, Geographic Township of Fenelon Falls, Now City of Kawartha Lakes (33 and 37 Oak Street, Fenelon Falls)

13.1.6 By-Law 2023-143

By-Law to Amend the Township of Emily Zoning By-Law 1996-30 to Rezone Land within the City of Kawartha Lakes (Report PLAN2023-043, respecting Registered Plan 57M-808)

13.1.7 By-Law 2023-144

By-Law to Designate 109 Nappadale Street, Village of Woodville in the City of Kawartha Lakes

13.1.13 By-Law 2023-145

By-Law to Amend By-Law 2005-328, being a By-Law to Establish Speed Limits

13.2 By-Laws Extracted from Consent

13.1.8 CC2023-18.13.1.8

By-Law to Designate 1011 Portage Road, Geographic Township of Eldon in the City of Kawartha Lakes

CR2023-415

Moved By Councillor McDonald

Seconded By Deputy Mayor Richardson

That the By-Law to Designate 1011 Portage Road, Geographic Township of Eldon in the City of Kawartha Lakes, be deferred pending additional consultation with the property owner.

Carried

13.1.9 By-Law 2023-146

By-Law to Appoint a Municipal Law Enforcement Officer for the City of Kawartha Lakes (Frost, L)

CR2023-416

Moved By Councillor McDonald

Seconded By Deputy Mayor Richardson

That the By-Laws shown as Items 13.1.10 to and including 13.1.12, be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

13.1.10 By-Law 2023-147

By-Law to Appoint an Area Weed Inspector for the City of Kawartha Lakes (Frost, L)

13.1.11 By-Law 2023-148

By-law to Appoint a Municipal Law Enforcement Officer for the City of Kawartha Lakes (Davies, K)

13.1.12 By-Law 2023-149

By-Law to Appoint an Area Weed Inspector for the City of Kawartha Lakes (Davies, K)

13.2.1 By-Law 2023-115

By-Law to Provide for Drainage Works in The City of Kawartha Lakes, to be Known as The Curtin Municipal Drain

CR2023-417

Moved By Councillor Ashmore

Seconded By Councillor Joyce

That By-law 2023-115, being a By-law to provide for drainage works in the City of Kawartha Lakes, to be known as the Curtin Municipal Drain By-law, be read a third time, passed, signed, and the corporate seal attached.

Carried

14. Notice of Motion

15. Closed Session

15.1 Adoption of Closed Session Agenda

CR2023-418

Moved By Deputy Mayor Richardson

Seconded By Councillor Ashmore

That the Closed Session agenda be adopted as circulated.

Carried

15.2 Disclosure of Pecuniary Interest in Closed Session Items

There were no declarations of pecuniary interest disclosed.

15.3 Move Into Closed Session

CR2023-419

Moved By Councillor Warren

Seconded By Councillor McDonald

That Council convene into closed session at 4:03 p.m. pursuant to Section 239(2) of the Municipal Act, S.O. 2001 s.25, in order to consider matters identified in Section 15.3 of the Regular Council Meeting Agenda of Tuesday, August 29, 2023, namely Items 15.3.1 to and including 15.3.7.

Carried

16. Matters from Closed Session

Item 15.3.1, Confidential Closed Session Minutes

The Confidential Closed Session Minutes for the Regular Council Meeting of July 25, 2023 were approved.

Item 15.3.2, being Report ED2023-045

CR2023-428

Moved By Councillor McDonald

Seconded By Councillor Smeaton

That the following members of the public be appointed to the Kawartha Lakes Cultural Centre Task Force for an 18 month term, ending December 31, 2024:

Christina Charpentier

Darcie Kennedy

David Morrison

Laurie Dillion-Schalk

Lisa Graves

Pat Murphy

Tim Wisener.

Carried

Item 15.3.3, being Report CORP2023-021

Council provided direction on the bargaining ratification for CUPE 1167.

Item 15.3.4, being Report RS2023-039

An appraisal and counter offer for the road allowance adjacent to 25 Queen Street, Bolsover was provided to Council. Council provided instruction to Staff.

Item 15.3.5, being Report LGL2023-008

The City Solicitor provided information and advice to Council respecting the appeals to the City of Kawartha Lakes Official Plan 2012 Amendment 16 (Lindsay Secondary Plan), 15 (Fenelon Falls Secondary Plan), 14 (Bobcaygeon Secondary Plan), 17 (Omeme Secondary Plan) & 18 (Woodville Secondary Plan), being Ontario Land Tribunal Case Number OLT-22-002091. Council provided instructions to the City Solicitor.

Item 15.3.6, being Report LGL2023-009

The City Solicitor presented information to Council for its consideration pertaining to an appeal to the Ontario Land Tribunal of the decision of the City by the owners of Part of Lots 7 & 8, Concession 6, Gray Road; the Binnies. Council provided instruction to the City Solicitor.

Item 15.3.7, being Report LGL2023-010

The City Solicitor presented information to Council for its consideration pertaining to an appeal to the Ontario Land Tribunal of the non-decision of the City pertaining to a site plan application by the owners of Block 39, Concession 6, Plan 57M-789; Skyline Real Estate Holding Inc. Council provided instruction to the City Solicitor.

17. Confirming By-Law

By-Law to Confirm the Proceedings of the Regular Meeting of Council of August 29, 2023

CR2023-429

Moved By Councillor Warren

Seconded By Councillor McDonald

That a by-law to confirm the proceedings of a Regular Council Meeting held Tuesday, August 29, 2023 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

18. Adjournment

CR2023-430

Moved By Deputy Mayor Richardson

Seconded By Councillor McDonald

That the Council Meeting adjourn at 5:46 p.m.

Carried

Read and adopted this 26th day of September, 2023.

Doug Elmslie, Mayor

Cathie Ritchie, City Clerk