

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

CC2024-08
Tuesday, May 21, 2024
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 Charlie McDonald
Councillor Ron Ashmore
Councillor Dan Joyce
Councillor Mike Perry
Councillor Tracy Richardson
Councillor Eric Smeaton
Councillor Pat Warren
Councillor Emmett Yeo

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accommodation request.

1. Call to Order

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

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

City Solicitor R. Carlson, Manager of Corporate Assets A. Found and Manager of Realty Services S. Dyer were 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

CR2024-255

Moved By Councillor Richardson

Seconded By Deputy Mayor McDonald

That the Agenda for the Open Session of the Regular Council Meeting of Tuesday, May 21, 2024, be adopted as circulated and with the following amendments:

Additions:

Item 6.2 Deputation by Doug Carroll, regarding the Rural Zoning By-Law (relating to Items 11.2.1 and 14.2.2 on the Agenda)

Item 6.3 Deputation by Barry Snider, regarding the Rural Zoning By-Law (relating to Items 11.2.1 and 14.2.2 on the Agenda)

Item 6.4 Deputation by James Molloy, regarding Programming at the Frost Campus of Fleming College (relating to Item 9.3.10 on the Agenda)

Item 6.5 Deputation by Natalee Barker, regarding Programming at the Frost Campus of Fleming College (relating to Item 9.3.10 on the Agenda)

Item 7.2 Correspondence from Brian Bartley, regarding the Rural Zoning By-Law (relating to Items 11.2.1 and 14.2.2 on the Agenda)

Item 7.3 Correspondence from Matthew Corey, of Malone Given Parsons, regarding the Rural Zoning By-Law (relating to Items 11.2.1 and 14.2.2 on the Agenda)

Item 14.1.9 being a By-Law to Authorize the Execution of an Agreement between The Corporation of the City of Kawartha Lakes and His Majesty the King in Right of Ontario as Represented by the Solicitor General for the Commissioner to Assume Policing Responsibility Under Section 22(2)2 of the Community Safety and Policing Act, 2019 S.O. 2019, c.1, Sched. 1

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 CC2024-08.4.1

Recognition of Years of Service Milestones for City of Kawartha Lakes Employees

Mayor Elmslie

Ron Taylor, Chief Administrative Officer

Mayor Elmslie and Ron Taylor, Chief Administrative Officer, recognized the following employees in celebration of their years of service milestones:

- Kimberly O'Neill, 25 years of service within Community Services
- Audrey Cooper, 25 years of service within Engineering and Corporate Assets
- Pat Richardson, 25 years of service within Engineering and Corporate Assets
- Jamie Anderson, 25 years of service within Fire Services
- Richard Thurston, 25 years of service within Fire Services
- Edward Dudman, 25 years of service within Fire Services
- Robert Fildey, 25 years of service within Fire Services

- Lucas Lowell, 25 years of service within Fire Services
- Mark Lowell, 25 years of service within Fire Services
- Brandon Mitchell, 25 years of service within Fire Services
- Penny Westerhout, 25 years of service within Human Services
- Elizabeth McLean, 25 years of service within Victoria Manor
- Kimberlee Wood, 25 years of service within Community Services and Public Works
- John Rychel, 25 years of service within Community Services and Public Works
- Christine Gilson, 30 years of service within Community Services
- Kim Griffioen, 30 years of service within Community Services
- Susanne Murchison, 30 years of service within Development Services
- Kimberly Redmond, 30 years of service within Human Services
- Donna Jakes, 30 years of service within Victoria Manor
- Darcy Caffin, 30 years of service within Paramedic Services
- Mark Oliver, 30 years of service within Paramedic Services
- Charles Phillips, 30 years of service within Paramedic Services
- Marlene Gough, 30 years of service within Library Services
- Don Dart, 40 years of service within Fire Services
- Jim Laver, 45 years of service within Fire Services

4.2 Council

Councillor Smeaton:

- Words of congratulations were extended to Grade 6 St. John Paul II student Shivani for being awarded a silver medal at the 2024 Provincial Public Speaking Competition for her speech on world peace.

- Words of congratulations were extended to Ian McKechnie in recognition of the launch of the book that he has co-authored, being Reflections to Old Victoria County.
- A McChamber Band was assembled to provide music at the McHappy Day celebration on May 8th at the McDonald's restaurant in Lindsay; all proceeds from McHappy Day support Ronald McDonald House.
- 2024 Police Week concluded on the Lindsay Farmers Market on May 18th; residents were able to speak with officers and tour police vehicles.
- Words of thanks were extended to Staff within Engineering and Corporate Assets for the Public Information Centre that was held for the construction projects involving Colborne Street, Angeline Streets and the intersection of Angeline Street and Kent Street, in Lindsay.
- Words of thanks were extended to Ms. Wakelin's Civics Class at LCVI for inviting Councillor Smeaton to speak to the class.

Councillor Joyce:

- The Little Britain Community Association will be hosting a golf tournament on June 8th at the Crestwood Golf Club with all proceeds going to the Little Britain Community Association.
- Residents were reminded that the Kawartha Lakes Public Library has a partnership with Community Services that allows for the rental of life jackets at the Kawartha Lakes Public Library Branches located in Coboconk, Dalton, Bobcaygeon, Fenelon Falls and Norland.
- The Kawartha Lakes Public Library Branch in Coboconk will be opening soon and the date will be posted as soon as it has been finalized.

Deputy Mayor McDonald:

- The Volunteer Service Awards were hosted the Ministry of Culture, Tourism and Sport; words of appreciation were extended to all of the volunteers throughout the community.
- The 2024 Business Hall of Fame inductees were celebrated on May 9th; congratulations were extended to all of the 2024 inductees.

Councillor Warren:

- There was a fire in Bobcaygeon on May 2nd that affected sixteen (16) apartment units. The Bobcaygeon Fire Relief Committee has been formed by the

Community to raise funds, household items and to help secure housing for the victims of the fire.

- Words of congratulations were extended to the Boyd Museum in celebration of the 40th Anniversary on May 21st.
- A birding event was held at Kawartha Conservation on May 18th in recognition of World Migratory Bird Day.
- Words of congratulations were extended to the Canadian Canoe Museum on the celebration of their grand opening on May 11th.
- Words of congratulations were extended to Le Boat Houseboat Rentals in light of their grand opening.
- Residents were encouraged to attend the Welcome to Summer event in Bobcaygeon on June 8th which will have a focus on electric vehicles.
- Words of welcome were extended to Logan McInnis on his appointment as a student advisor to the City of Kawartha Lakes Environmental Advisory Committee.

Councillor Ashmore:

- Words of condolence were extended to the friends and family of Kathryn Peeters in light of her passing; Kathryn was a recipient of the Barbara MacArthur Award in recognition of her dedication to the promotion of accessibility.
- The Omemee Lion's Club will be hosting a BBQ at the Omemee Curling Club on May 26th in support of Walk for Dog Guides Day.
- Former Victoria County Warden Don McCumber recently toured City Hall; words of thanks were extended to Jane Pyle, Executive Assistant to the Chief Administrative Officer for welcoming former Warden McCumber at City Hall.
- Words of condolence were extended to the family of Ron Ellis in light of his passing. Mr. Ellis was a former NHL player, a Stanley Cup winner and a Hockey Hall of Fame member who dedicated his post hockey life to the Hockey Hall of Fame.

Councillor Richardson:

- Words of congratulations were extended to the Bethany Athletic Society for hosting their Victoria Day long weekend event from May 17th to May 20th. The volunteer dedication to the Bethany Athletic Society is outstanding.
- The Fowlers Corners and District Lions Club will be hosting their Summer Car Cruise Nights at Craftworks every Thursday night from May 16th to September 12th with all proceeds going to local charities.

- The Manvers Historical Society will be hosting their Annual Plant and Bake Sale at the Old Post Office in Bethany on June 1st from 10:00 a.m. to 12:00 p.m.

Mayor Elmslie:

- Words of congratulations were extended to Teagan McDonald as she will be representing the Lindsay Lightning Bolts at the Special Olympics Ontario Spring Games on May 23rd to May 26th.

4.3 Staff

- Paramedic Chief S. Johnston advised that May 19th to May 25th will be Paramedic Service Week. Words of thanks were extended to all of the Primary and Advanced Care Paramedics for their dedication to Paramedic Services.

5. Council Minutes

Regular Council Meeting, April 30, 2024

CR2024-256

Moved By Councillor Smeaton

Seconded By Councillor Yeo

That the Minutes of the Regular Council Meeting of April 30, 2024, be received and adopted.

Carried

6. Deputations

6.1 CC2024-08.6.1

Rural Zoning By-Law Consolidation (Relating to Items 11.2.1 and 14.2.2 on the Agenda)

Jeffrey Armitage

Jeffrey Armitage spoke in opposition to the rural zoning by-law and provided comments on the Rural Zoning By-Law.

6.2 CC2024-08.6.2

Rural Zoning By-Law Consolidation (Relating to Items 11.2.1 and 14.2.2 on the Agenda)

Doug Carroll

Doug Carroll provided comments on the Rural Zoning By-Law. He spoke to Section 15 Prime Agricultural, Section 16 Rural, Section 19 Hamlet Settlement, Section 34(5) Zoning By-Law and Section 34(6) Holding Symbol in the Zoning By-Law. He raised specific concerns involving a parcel of land within a settlement area that has been designated for residential development since 1978. According to Mr. Carroll, a mapping error was made in 1994 which applied the Community Facility zone to the lands when it should have been zoned hamlet residential. The City applied the hamlet settlement area designation to that same property; the planning consultants have been asked to apply the hamlet residential holding symbol to the lands. Council was asked to consider including the amendment in the Rural Zoning By-Law before it is considered by Council.

CR2024-257

Moved By Councillor Warren

Seconded By Councillor Yeo

That the deputation of Doug Carroll, **regarding the Rural Zoning By-Law Consolidation**, be received.

Carried

6.3 CC2024-08.6.3

Rural Zoning By-Law Consolidation

(Relating to Items 11.2.1 and 14.2.2 on the Agenda)

Barry Snider

Barry Snider provided comments on the Rural Zoning By-Law on behalf of the Environmental Advisory Committee. He raised concerns surrounding the loss of wetlands due to agricultural practices. He outlined that agriculture is listed as a permitted use in an environmental protection zone and expressed concern that agricultural practices should not degrade the natural characteristics of the land. He encouraged Council to protect vital ecosystems for future generations.

CR2024-258

Moved By Councillor Warren

Seconded By Councillor Perry

That the deputation of Barry Snider, **regarding the Rural Zoning By-Law Consolidation**, be received.

Carried

6.4 CC2024-08.6.4

**Programming at the Frost Campus of Fleming College
(Relating to Item 9.3.10 on the Agenda)**

James Molloy

James Molloy, a Fleming College graduate and small business owner expressed concern regarding the loss of the Heavy Equipment Program at the Frost Campus of Fleming College. He expressed concern that the loss of the Heavy Equipment Program could result in a shortage of qualified professions in the heavy equipment industry. He encouraged Council to support the reinstatement of the Heavy Equipment Program at the Frost Campus of Fleming College.

CR2024-259

Moved By Deputy Mayor McDonald

Seconded By Councillor Richardson

That the deputation of James Molloy, **regarding Programming at the Frost Campus of Fleming College**, be received.

Carried

6.5 CC2024-08.6.5

**Programming of the Frost Campus of Fleming College
(Relating to Item 9.3.10 on the Agenda)**

Natalee Barker

Natalee Barker was not in attendance to complete the deputation.

7. Correspondence

7.1 CC2024-08.7.1

**City of Kawartha Lakes Integrity Commissioner Annual Report for the
Operating Period of February 28, 2023 to February 27, 2024**

Charles A. Harnick, ADR Chambers

CR2024-260

Moved By Councillor Warren

Seconded By Councillor Yeo

That the correspondence from Charles A. Harnick, of ADR Chambers, **regarding the City of Kawartha Lakes Integrity Commissioner Annual Report for the Operating Period of February 28, 2023 to February 27, 2024**, be received.

Carried

7.2 CC2024-08.7.2

**Rural Zoning By-Law Consolidation
(Relating to Items 11.2.1 and 14.2.2 on the Agenda)**

Brian Bartley

CR2024-261

Moved By Councillor Richardson

Seconded By Councillor Yeo

That the correspondence from Brian Bartley, **regarding the Rural Zoning By-Law Consolidation**, be received.

Carried

7.3 CC2024-08.7.3

**Rural Zoning By-Law Consolidation
(Relating to Items 11.2.1 and 14.2.2)**

Matthew Corey, Malone, Given and Parsons

CR2024-262

Moved By Councillor Smeaton

Seconded By Councillor Yeo

That the correspondence from Matthew Corey, of Malone, Given, Parsons, **regarding Rural Zoning By-Law Consolidation**, be received.

Carried

8. Presentations

8.1 CC2024-08.8.1

Growth Management Strategy Presentation

Jamie Cook, Watson & Associates Economists Ltd.

Jamie Cook, of Watson and Associates Economists Ltd., provided an update on the Growth Management Strategy. The overview focused on an outline of the schedule that has been followed for the Growth Management Strategy Project, proposed changes to policy framework, settlement area hierarchy and components, population growth scenarios, annual housing forecast to 2051, employment forecast scenarios, urban land needs and a growth analysis.

CR2024-263

Moved By Councillor Richardson
Seconded By Councillor Smeaton

That the presentation by Jamie Cook, of Watson and Associates Economists Ltd., **regarding the Growth Management Strategy**, be received.

Carried

The Meeting recessed at 3:17 p.m. and reconvened at 3:30 p.m.

9. Committee of the Whole

9.1 Correspondence Regarding Committee of the Whole Recommendations

9.1.1 CC2024-08.9.1.1

**Programming at the Frost Campus of Fleming College
(Relating to Item 9.3.10 on the Agenda)**

Maureen Adamson, President, Fleming College

CR2024-264

Moved By Councillor Warren
Seconded By Councillor Yeo

That the correspondence from Maureen Adamson, President of Fleming College, **regarding Programming at the Frost Campus of Fleming College**, be received.

Carried

9.2 Committee of the Whole Minutes

Committee of the Whole Meeting, May 7, 2024

CR2024-265

Moved By Councillor Richardson
Seconded By Councillor Smeaton

That the Minutes of the Committee of the Whole Meeting of May 7, 2024 be received and the recommendations, included in Section 9.3 of the Agenda, save and except for Items 9.3.8, 9.3.9 and 9.3.10, be adopted.

9.3 Business Arising from Committee of the Whole Minutes

9.3.1 CW2024-113

That the presentation by Terry Jones, Fire Chief, **regarding Kawartha Lakes Fire Rescue Service 2023 Annual Report**, be received.

Carried

9.3.2 CW2024-114

That Report FIRE2024-002, **Kawartha Lakes Fire Rescue Service 2023 Annual Report**, be received.

Carried

9.3.3 CW2024-115

That the presentation by Terry Jones, Fire Chief, **regarding the Fire Service Establishing and Regulating By-Law**, be received.

Carried

9.3.4 CW2024-116

That Report FIRE2024-001, **Fire Service Establishing and Regulating By-Law**, be received;

That the By-Law, being a By-Law to Establish and Regulate a Fire Department in the City of Kawartha Lakes and to Repeal and Replace By-Law 2002-185, substantially in the form attached as Appendix A to Report 2024-001, be approved; and

That the necessary By-Law be brought forward to Council for adoption.

Carried

9.3.5 CW2024-117

That the presentation by Sara Johnston, Paramedic Chief, **regarding the Paramedic Service Operational Key Performance Indicators**, be received.

Carried

9.3.6 CW2024-118

That Report EMS2024-002, **Paramedic Service Operational Key Performance Indicators**, be received.

Carried

9.3.7 CW2024-119

That the deputation of Gary Stone, **regarding a Request to Purchase the Portion of Road Allowance Adjacent to 49 Gardiner Shore Road**, be received.

Carried

9.3.11 CW2024-123

That Report RS2024-008, **Proposed Surplus Declaration, Closure and Sale of a Portion of Shoreline Road Allowance Adjacent to Part of Lot 11 and 12, Concession 1, Carden**, be received;

That subject property, being a portion of shoreline road allowance adjacent to the property legally described as Part of the North Part of Lot 11, Concession 1, Part of the South Part of Lot 11, Concession 1, Part of Lot 12, Concession 1, Part of the road allowance between Concession 1 and 2 as in R253229, subject to R253229; together with R253229, subject to A28036E, in the Geographic Township of Carden, in the City of Kawartha Lakes, be declared surplus to municipal needs; and

That the closure of the portion of shoreline road allowance to the adjoining landowner be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale (including a condition that the subject portion of shoreline road allowance merge with the purchaser's adjacent property on closing);

That Council set the value of the land at the minimum set price of \$9.00 per square foot of shoreline road allowance adjacent to a lake;

That Staff be directed to commence the process to stop up and close the said portion of shoreline road allowance;

That a By-Law (with any amendments deemed necessary) to close the shoreline road allowance and authorize its disposition shall be passed, if appropriate;

That a deeming By-Law be passed contemporaneously with the disposition by-law, if appropriate; and

That the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands.

Carried

9.3.12 CW2024-124

That Report RS2024-010, **Proposed Surplus Declaration, Closure, and Sale of a Portion of Road Allowance adjacent to 316 County Road 8, Fenelon Falls**, be received;

That the subject property, being a portion of road allowance adjacent to 316 County Road 8, Fenelon Falls and legally described as Part of Lots 22-23, Concession 9, being a Forced Road Through Lying Southeast of Rosedale Drive and Northwest of West Street, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes, being Part of PIN: 63160-0423 (LT), be declared surplus to municipal needs;

That the closure of the portion of road allowance and sale to the adjoining landowners be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale (including a condition that the subject portion of road allowance merge with the purchaser's adjacent property on closing);

That, if one of the adjacent landowners decides they do not wish to proceed with purchasing their respective portion of the road allowance, the entirety of the road allowance be sold to the remaining purchaser (with the City to retain any portions of the road allowance necessary to allow continued legal access to the public highway known as County Road 8);

That Council set the value of the land at the set price of \$2.50 per square foot of interior road allowance;

That Staff be directed to commence the process to stop up and close the said portion of road allowance;

That a By-Law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed, if appropriate;

That a deeming By-Law be passed contemporaneously with the disposition by-law, if required; and

That the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands.

Carried

9.3.13 CW2024-125

That Report CS2024-006, **Release of Fenelon Falls Legacy C.H.E.S.T. Funds**, be received; and

That the Maryboro Lodge be approved for funding in the amount of \$4,200.00 with the allocation to come from the Fenelon Falls Legacy C.H.E.S.T. Reserve (3.24350).

Carried

9.3.14 CW2024-126

That Report ED2024-021, **Proposed Heritage Designation of 16-22 King Street East, Village of Omeme (Commercial House Hotel)**, be received;

That the Municipal Heritage Committee's recommendation to designate 16-22 King Street East under Part IV of the Ontario Heritage Act as being of cultural heritage value or interest be endorsed; and

That Staff be authorized to proceed with the process to designate the subject properties under Part IV of the Ontario Heritage Act, including the preparation and circulation of Notices of Intention to Designate, and preparation of the designating by-laws.

Carried

9.3.15 CW2024-127

That Report ED2024-022, **Proposed Heritage Designation of 24-26 King Street East, Village of Omeme (McNeely's General Store)**, be received;

That the Municipal Heritage Committee's recommendation to designate 24-26 King Street East under Part IV of the Ontario Heritage Act as being of cultural heritage value or interest be endorsed; and

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 Notices of Intention to Designate, and preparation of the designating by-laws.

Carried

9.3.16 CW2024-128

That Report RS2024-019, **Proposed Surplus Declaration and Conveyance of City-Owned Portion of 21 Canal Street, Bobcaygeon**, be received;

That the City's interest in the subject property municipally known as 21 Canal Street East, Bobcaygeon and legally described as Part of Lot 4 Range 6 on Plan 1; Part of Block M on Plan 11 as in R332827, in the Geographic Township of Verulam, City of Kawartha Lakes, being PIN: 63129-0092 (LT), be declared surplus to municipal needs;

That the conveyance of the City's interest in the property to the co-owner of the property, The A. Sheila Boyd Foundation, be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

That a By-Law (with any amendments deemed necessary) to authorize its disposition shall be passed, if appropriate; and

That the Mayor and Clerk be authorized to sign all documents to facilitate the conveyance of the lands.

Carried

9.4 Items Extracted from Committee of the Whole Minutes

9.3.8 CW2024-120

CR2024-266

Moved By Councillor Warren

Seconded By Councillor Yeo

That the deputation of Troy Karkoulas, **regarding Collection of Fees Under By-Law 2014-255, being the Mandatory Connect By-Law**, be received.

Carried

CR2024-267

Moved By Councillor Joyce

Seconded By Councillor Smeaton

That Staff be directed to review By-Law 2014-255, being the Mandatory Connect By-Law for the City of Kawartha Lakes, and report back to Council by the end of Q3, 2024 regarding billing requirements for properties that are subject to By-Law 2014-255 but not connected to municipal services; and

That no action be taken on the lands owned by Troy Karkoulas, with regard to By-Law 2014-255, pending the report back to Council.

Carried

9.3.9 CW2024-121

CR2024-268

Moved By Deputy Mayor McDonald

Seconded By Councillor Perry

That the deputation of Michelle Finley and Shawn Finley, **regarding a High Water Bill Request for 8 O'Connell Court, Lindsay**, be received; and

That the request for high water bill relief be forwarded to Staff for review and report back by the end of Q3, 2024.

Carried

9.3.10 CW2024-122

CR2024-269

Moved By Deputy Mayor McDonald

Seconded By Councillor Warren

That the City of Kawartha Lakes encourages both the Provincial and Federal governments to invest in, and provide supportive legislation, that promotes Colleges, and specifically Fleming College – Frost Campus with the stability, resources and support to maintain and expand on local academic programming and community workforce development; and

That this resolution be forwarded to:

Provincial Minister, Colleges and Universities – Hon. Jill Dunlop

Provincial Minister, Economic Development, Job Creation and Trade – Hon. Victor Fedeli

Provincial Minister, Labour, Immigration, Training and Skills Development – Hon. David Piccini

Provincial Minister, Environment, Conservation and Parks – Hon. Andrea Khanjin

Provincial Minister, Natural Resources and Forestry – Hon. Graydon Smith

Provincial Minister, Agriculture, Food and Rural Affairs – Hon. Lisa M. Thompson

Federal Minister, Immigration – Hon. Mark Miller

MP Jamie Schmale

MPP Laurie Scott

Carried

10. Planning Advisory Committee

10.1 Correspondence Regarding Planning Advisory Committee Recommendations

10.2 Planning Advisory Committee Minutes

Planning Advisory Committee Meeting, May 8, 2024

CR2024-270

Moved By Councillor Warren

Seconded By Councillor Richardson

That the Minutes of the Planning Advisory Committee Meeting of May 8, 2024, 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 PAC2024-033

That the deputation of Tom deBoer, TD Consulting, regarding report PLAN2024-031 (Item 6.1 on the Planning Advisory Committee Meeting Agenda), be received.

Carried

10.3.2 PAC2024-034

That Report PLAN2024-031, **Part of Lot 14, Concession 13, geographic Township of Emily, City of Kawartha Lakes, identified as 29 Sunnywood Road, Martin – D06-2022-005**, be received;

That the proposed zoning by-law amendment, substantially in the form attached as Appendix D to Report PLAN2024-031, be adopted by Council; and

That the Mayor and Clerk be authorized to execute the 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:

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

Items 11.1.3 11.1.8 and 11.1.11 Councillor Joyce

Item 11.1.4 Councillor Ashmore

Item 11.1.9 Councillor Warren

Item 11.1.10 Councillor Perry

Moved By Deputy Mayor McDonald

Seconded By Councillor Richardson

That all of the proposed resolutions shown in Section 11.1 of the Agenda, save and except for Items 11.1.3, 11.1.4, 11.1.8, 11.1.9, 11.1.10 and 11.1.11, 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 CS2024-007

Fenelon Falls Powerlinks Committee Pedestrian Bridge Project

LeAnn Donnelly, Executive Assistant, Community Services

CR2024-271

That Report CS2024-007, **Fenelon Falls Powerlinks Committee Pedestrian Bridge Project**, be received; and

That Council provide a letter of support to the Powerlinks Committee to be used as a reference and included in any applications for regulatory approvals or grant funding as required to move the pedestrian bridge project forward.

Carried

11.1.2 CORP2024-015

2023 Q4 Capital Close and Special Project Close

Logan Watson, Junior Accountant

Leanne Mitchell, Supervisor, Capital Reporting

CR2024-272

That Report CORP2024-015, **2023 Q4 Capital and Special Project Close**, be received;

That the capital and special projects identified in Appendix A to Report CORP2024-015 be approved for closure;

That \$7,703.60 be transferred from the General Contingency Reserve (1.32090) to Deferred Revenue for Kawartha Lakes Arts Council to correct the closure of project 921203801-ED Cultural Centre Feasibility in a prior capital close report;

That \$126,631.82 remaining in project 983221101-Wilson Fields Stormwater Pond be transferred to the Sewer Infrastructure Reserve (1.32030);

That \$240.60 be transferred from the PW Fleet Reserve to the Development Charge Reserve (3.24140) to correct the closure of program 994190300-Fleet and Transit Equipment in a prior capital close report;

That project 997190103-Lindsay Landfill Leachate Pump Station closed in a prior capital close report, be funded \$250,000.00 from the Capital Contingency Reserve (1.32248) to offset the financing deficit;

That \$184,646.54 remaining in project 998160900-Vimy St. W&S Main Replacement with \$84,534.98 transferred to the Water Infrastructure Reserve (1.32050) and \$100,111.56 to the Sewer Infrastructure Reserve (1.32030);

That \$126,469.40 remaining in project 998161001-Russell St. W Watermain Replacement be transferred to the Water Infrastructure Reserve (1.32050);

That program 983240500-Rural Resurfacing remain open and \$600,000.00 be returned to the Asset Management Reserve (1.32045), and the project be financed from the additional 2024 OCIF Grant Funding of \$600,000.00;

That project 950240222-Omemee Arena Ice Pad remain open and additional financing of \$90,000.00 to complete the project be transferred from the Capital Contingency Reserve (1.32248);

That project 921221701-CS-IT Empower Program remain open and \$75,000.00 be transferred to the Capital Contingency Reserve (1.32248) as these funds are no longer needed to complete the work;

That a new project be created for the City Hall Lindsay Service Centre Renovation and the funds required of \$285,000.00 be financed from the Capital Contingency Reserve (1.32248);

That project 953180102-M/Y City Hall HVAC remain open and \$210,000.00 of debenture funding be reduced as the funds are no longer needed to complete the work;

That project 998220303-Murray Street Mains (Elliot St to West End) remain open and additional financing of \$450,000.00 from: 1) \$112,050.00 from the Development Charge Reserve (3.24140) and 2) \$337,950.00 from the Water Infrastructure Reserve (1.32050);

That project 953230106-Fenelon Falls Library Flat Roof Replacement be closed and the \$250,000.00 debenture funding and expenditures to date be transferred to project 953240108-Fenelon Falls Library HVAC System Replacement and renamed Fenelon Falls Library Roof and HVAC;

That project 921231801-VM Service Management Review remain open and \$130,000.00 be added to the project to finance further work on the VM Service Management Contract and funded from the General Contingency Reserve committed to Victoria Manor for the Facility Master Plan (1.32248);

That project 983240704-Lifecycle Management (Local Asphalt Paving) remain open and \$1.2 Million be added to the project to finance further work as per Engineering Report ENG2024-008 and funded from the Capital Contingency Reserve (1.32248);

That the balances in the table below and provided in Appendix A be transferred to the corresponding reserves after all the above adjustments have been addressed;

Reserve	Report Closing Balance
Capital Contingency Reserve-Uncommitted	- \$1,819,959.10
Capital Contingency Reserve-Committed to Airport	- \$2,193,100.00
Capital Contingency Reserve-Committed to Victoria Manor	- \$211,438.94
General Contingency Reserve	- \$483,719.81
Economic Development Reserve	- \$20,000.00
Asset Management Reserve	- \$600,000.00
Kawartha Lakes Police Reserve	- (\$60,267.30)
Public Works Fleet Reserve	- \$879,405.64
Sewer Infrastructure Reserve	- \$436,323.66
Water Infrastructure Reserve	- \$382,248.71
Total	- \$6,965,928.56

That the capital and special projects identified in Appendix C be granted an extension as detailed in the “Extension Date Requested”;

That the projects being recommended to be closed below, and provided in Appendix A, be approved for additional debenture financing;

Capital Program Number - Capital Program Description - Additional Debenture Funding

953230104 - KLPS Building Roof - \$12,417.35

983180104 - Bridges – Wellington St. Bridge Rehabilitation - \$3,664.56

983180105 - Bridges – 2nd FF Area Bridge/Crossing - \$51,778.49

983190101 - Bridges – Wellington St. Bridge Rehabilitation - \$50,039.16

998180303 - George St. E. Mains - Design - \$35,385.36

998180307 - St. Paul/Denniston Mains - Construction - \$383,228.13

998190104 - FF WTP Membrane/THM/Pump - \$44,610.65

998190305 - Caroline St. Mains - \$15,530.00

998190307 - Peel St. Mains - \$117,979.98

998200203 - Lindsay WPCP Lagoon Aerator - \$6,275.21

998220306 - Fairgrounds SPS Pump - \$8,978.27

Total - \$729,887.16

Carried

11.1.5 PUR2024-014

Single Source for the Engineering Design for the Lindsay Street South Servicing Extension

Linda Lee, Buyer

Corby Purdy, Manager, Infrastructure Design and Construction

CR2024-273

That Report PUR2024-014, **Single Source for the Engineering Design for the Lindsay Street South Servicing Extension**, be received;

That Valdor be awarded the single source for the Engineering design for Lindsay Street South Water and Sanitary Sewer Extension for a total quoted price of \$153,418.00 plus applicable HST;

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

That the Department be authorized to issue a purchase order.

Carried

11.1.6 PLAN2024-033

Condominium Description Exemption Application by TD Consulting Inc. on behalf of 2779722 Ontario Inc./2779723 Ontario Inc.

Matt Alexander, Practice Lead, MCIP, RPP; WSP Canada Inc., on behalf of Kawartha Lakes Planning Division

CR2024-274

That Report PLAN2024-033, **Condominium Description Exemption Application by TD Consulting Inc. on behalf of 2779722 Ontario Inc./2779723 Ontario Inc.**, be received for information;

That Report PLAN2024-033, Condominium Description Exemption Application by TD Consulting Inc. on behalf of 2779722 Ontario Inc./2779723 Ontario Inc., for a total of 27-unit vacant land condominium with comment elements on N/S Snug Harbour Road; 57R-4924 Part 1 and 2; Part of East Half of Lot 5 and 327 Snug Harbour Road; 57R-4924 Part 3; Part of Lot 5 Concession 8, Geographic Township of Fenelon, be approved by Council on the basis that a Site Plan Agreement is registered on title prior to the registration of the vacant land condominium with common elements; and

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

Carried

11.1.7 PLAN2024-034

By-Law to Deem Lots 4, 5, and Part of Lot 6, Plan 240, at 132 Hilton's Point Road, Laxton Township

Nicolas Smith, Planner II

CR2024-275

That Report PLAN2024-034, **By-Law to Deem Lots 4, 5, and Part of Lot 6, Plan 240, at 132 Hilton's Point Road, Laxton Township** be received;

That a Deeming By-Law respecting Lots 4, 5, and Part of Lot 6, Plan 240, substantially in the form attached as Appendix B and C to Report PLAN2024-034, be approved and adopted by Council; and

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

Carried

11.2 Items Extracted from Consent

11.1.3 PUR2024-011

2024-037-RFHSQ Construction of Concrete Sidewalks, Curbs and Gutters

Linda Lee, Buyer

Taylor Burke, Senior Engineering Technician

CR2024-276

Moved By Councillor Joyce

Seconded By Councillor Richardson

That Report PUR2024-011, **2024-037-RFHSQ Construction of Concrete Sidewalks, Curbs and Gutters**, be received;

That Amazing Construction be selected for the award of the Request for High Score Quotation 2024-037-RFHSQ Construction of Concrete Sidewalks, Curbs and Gutters as the highest scoring Proponent;

That the deficit of \$210,471.00 (including payable HST) be financed from the uncommitted portion of the Capital Contingency Reserve (1.32248);

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

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

Carried

11.1.4 PUR2024-012

2024-038-CQ Cedar Glen Road Culvert Replacement

Linda Lee, Buyer

Martin Sadowski, Senior Engineering Technician

CR2024-277

Moved By Councillor Yeo

Seconded By Councillor Richardson

That Report PUR2024-012, **2024-038-CQ Cedar Glen Road Culvert Replacement**, be received;

That Ratcliff Excavating & Grading be selected for the award of the Request for Quotation (RFQ) 2024-038-CQ Cedar Glen Road Culvert Replacement as the lowest compliant bidder;

That the deficit of \$157,490.00 (including payable HST) be financed from the uncommitted portion of the Capital Contingency Reserve (1.32248);

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

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

Carried

11.1.8 ED2024-013

Renewal of Ontario Green Screen Partnership

Donna Goodwin, Economic Development Officer - Arts and Culture

CR2024-278

Moved By Councillor Joyce

Seconded By Councillor Perry

That Report ED2024-013, **Renewal of Ontario Green Screen Partnership**, be received;

That Council renew participation as a member of the Ontario Green Screen Program; and

That the Mayor and City Clerk be authorized to execute the Ontario Green Screen Program Letter of Agreement with Ontario Creates.

Carried

11.1.9 ENG2024-011

Recommendation Per CP2017-010: Road Improvements and Potential Assumption – Improved Road Allowance Fronting Coboconk Concession 10 PT Lots 16 and 17, Somerville

Michael Farquhar, Manager, Technical Services

Robyn Carlson, City Solicitor

CR2024-279

Moved By Councillor Warren

Seconded By Councillor Yeo

That Report, **Recommendation Per CP2017-010: Road Improvements and Potential Assumption – Improved Road Allowance fronting Coboconk Concession 10 PT Lots 16 and 17, Somerville**, be received;

That the Mayor and Clerk are authorized to execute the Road Improvements Construction and Maintenance Agreement, substantially in the form provided in Appendix A to this report;

That, following completion of the works set out in Appendix A to this report, to the City's satisfaction, that the Secretary-Treasurer of the Committee of Adjustment be authorized to provide the associated clearance certificate for the property to obtain a final and binding minor variance (D20-2021-029); and

That, following completion of the works set out in Appendix A to this report, that the City will not assume the resultant and improved roadway.

Carried

11.1.10 ENG2024-012

Southview Estates Drainage

Juan Rojas, Director of Engineering and Corporate Assets

CR2024-280

Moved By Councillor Perry

Seconded By Councillor Warren

That Report ENG2024-012, **Southview Estates Drainage**, be deferred to the Regular Council Meeting of June 25, 2024.

Carried

11.1.11 CA2024-001

Interim Asset Management Plan for Non-Core Assets

Dr. Adam Found, Manager of Corporate Assets

CR2024-281

Moved By Councillor Joyce

Seconded By Councillor Smeaton

That Report CA2024-001, **Interim Asset Management Plan for Non-Core Assets**, be received;

That the Interim Asset Management Plan for Non-Core Assets, attached as Appendix A to Report CA2024-001, be adopted solely for the purpose of minimally complying with Ontario Regulation 588/17; and

That the budget for special project 921204001 (Asset Management Plan) be increased from \$80,000.00 to \$150,000.00, with the \$70,000.00 increase financed 13.5% (\$9,450) by the Administration Studies Account of the Development Charges Reserve Fund (3.24140) and 86.5% (\$60,550.00) by the General Contingency Reserve (1.32090).

Carried

11.2.1 PLAN2024-035

**Rural Zoning By-Law Consolidation Report
(Relating to Item 14.2.2 on the Agenda)**

Jonathan Derworiz, Senior Planner, RPP, MCIP (WSP)

****Note: Please see Item 14.2.2 on the Agenda for Appendix B to Report PLAN2024-035, being the City of Kawartha Lakes Rural Zoning By-Law**

CR2024-282

Moved By Councillor Yeo

Seconded By Councillor Smeaton

That the Rural Zoning By-Law be amended to include the following amendment, as requested by Doug Carroll, Lands at RANGE SPR PT LOTS 40 TO 42 are to be zoned 'HR1(H)' and 'HR' in alignment with the City of Kawartha Lakes Official Plan land use designation 'DP-9' policies and conditions for the removal of the (H) Holding provision.

Carried

CR2024-283

Moved By Councillor Richardson

Seconded By Councillor Joyce

That Report PLAN2024-035, **Proposed Rural Zoning By-Law**, be received;

That the Rural Zoning By-Law, substantially in the form attached as Appendix B to Report PLAN2024-035, and as amended, be approved for adoption by Council; and

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

A Recorded Vote was requested by Councillor Richardson.

	For	Against	Absent	Conflict
Mayor Elmslie	X			
Deputy Mayor McDonald	X			
Councillor Ashmore		X		
Councillor Joyce	X			
Councillor Perry	X			
Councillor Richardson	X			
Councillor Smeaton	X			
Councillor Warren	X			
Councillor Yeo	X			
Results	8	1	0	0

Carried

11.2.2 CORP2024-008

High Water Bill Relief - 5 Princes' Street East, Fenelon Falls - Correction of Relief Amount

Linda Liotti, Manager, Revenue and Taxation

CR2024-284

Moved By Councillor Joyce

Seconded By Councillor Richardson

That Report CORP2024-008 High Water Bill Relief – 5 Princes’ Street East, Fenelon Falls – Correction of Relief Amount, be received.

Carried

CR2024-285

Moved By Councillor Yeo

Seconded By Councillor Joyce

That Resolution CR2024-221 be rescinded; and

That Council approve high water bill relief for 5 Princes’ Street East, Fenelon Falls, in the amount of \$3,590.87 as a one-time exemption for the property owners.

Carried

12. Petitions

12.1 CC2024-08.12.1

Request for Speed Limit Reduction on Fleetwood Road from Highway 35 to Ski Hill Road

A Complete Copy of the Petition with 45 Signatures is Available for Viewing at the Clerk's Office

Kevin Saunders

CR2024-286

Moved By Councillor Richardson

Seconded By Councillor Yeo

That the petition received from Kevin Saunders, regarding a Request for a Speed Limit Reduction on Fleetwood Road from Highway 35 to Ski Hill Road, be received and referred to Staff for review and report back by the end of July, 2024.

Carried

13. Other or New Business

13.1 CC2024-08.13.1

Memorandum Regarding a Garbage Bin for the Lindsay Downtown Business Improvement Area

Deputy Mayor McDonald

CR2024-287

Moved By Deputy Mayor McDonald

Seconded By Councillor Smeaton

That the Memorandum from Deputy Mayor McDonald, **regarding a Garbage Bin for Lindsay Downtown Business Improvement Area**, be received;

That a garbage bin owned and maintained by the Lindsay Downtown Business Improvement Area (LDBIA) be permitted and located within a City-owned parking lot (Lot 13); and

That, notwithstanding section 4.03 of By-Law 2018-017 City Lands Encroachment By-Law, Council waive the requirement that the Licensee must pay the prescribed annual encroachment fee.

Carried

14. By-Laws

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

CR2024-288

Moved By Councillor Smeaton

Seconded By Councillor Ashmore

That the By-Laws shown in Section 14.1 of the Agenda, namely: Items 14.1.1 to and including 14.1.9 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 2024-104

By-Law to Repeal and Replace By-Law 2023-120, being a By-Law to Authorize a Grant of Easement in Favour of Enbridge Gas Inc. over a Parcel Legally Described as Peel St PI Town Plot N of Lt 1 And 2 S/S Peel St; Pt Lt 1 S/S Peel St, 2 S/S Peel St PI Town Plot as in TI21147; City of Kawartha Lakes

14.1.2 By-Law 2024-105

By-Law to Authorize the Execution of a License Agreement between the City of Kawartha Lakes and Miller Waste Systems Inc.

14.1.3 By-Law 2024-106

By-Law to Designate 11 Victoria Avenue North, Town of Lindsay in the City of Kawartha Lakes as Being of Cultural Heritage Value or Interest under Part IV of the Ontario Heritage Act

14.1.4 By-Law 2024-107

By-Law to Designate 317 Kent Street West, Town of Lindsay in the City of Kawartha Lakes as Being of Cultural Heritage Value or Interest under Part IV of the Ontario Heritage Act

14.1.5 By-Law 2024-108

By-Law to Amend the Township of Emily Zoning By-Law No. 1996-30 to Rezone Land within the City of Kawartha Lakes (29 Sunnywood Road - Martin)

14.1.6 By-Law 2024-109

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 63273-0396 (LT), Lot 4, Plan 240, Con 7 PT Lot 12, RP 57R3440 Part 14 and PIN Number 63273-0570 (LT), Lot 5 PT Lot 6, Plan 240, PT Shore Road, 57R9977 Parts 1 to 3, Geographic Township of Laxton, Now City of Kawartha Lakes (132 and 130 Hilton's Point Road West)

14.1.7 By-Law 2024-110

By-Law to Establish and Regulate a Fire Department in the City of Kawartha Lakes and to Repeal and Replace By-Law 2002-185, Being a By-Law to Establish a Fire Department for the City of Kawartha Lakes

14.1.8 By-Law 2024-111

By-Law to Provide 2024 Water Rate Relief to Certain City of Kawartha Lakes Property Owners Who Are Low Income Elderly Persons, Low Income Persons Between the Ages of 55 And 64, Low Income Disabled Persons or Ontario Disability Support Program Recipients

14.1.9 By-Law 2024-112

By-Law to Authorize the Execution of an Agreement between The Corporation of the City of Kawartha Lakes and His Majesty the King in Right of Ontario as Represented by the Solicitor General for the Commissioner to Assume Policing Responsibility Under Section 22(2)2 of the Community Safety and Policing Act, 2019 S.O. 2019, c.1, Sched. 1

14.2 By-Laws Extracted from Consent

14.2.1 CC2024-14.2.1

By-Law to Provide for a Minor Improvement on Drainage Works in the City of Kawartha Lakes, Known as the Short and 2A Drain

CR2024-289

Moved By Councillor Richardson

Seconded By Councillor Joyce

That By-law 2024-101, being a By-Law to provide for minor improvement on drainage works in the City of Kawartha Lakes, known as the Short and 2A Drain, be read a third and final time, passed, signed, and the corporate seal attached.

Carried

14.2.2 CC2024-08.14.2.2

City of Kawartha Lakes Rural Zoning By-Law
(Relating to Item 11.2.1 on the Agenda)

CR2024-290

Moved By Councillor Richardson

Seconded By Deputy Mayor McDonald

That the City of Kawartha Lakes Rural Zoning By-Law, as amended, be read a first, second, 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

CR2024-291

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

CR2024-292

Moved By Councillor Ashmore

Seconded By Councillor Yeo

That Council convene into closed session at 5:11 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, May 21, 2024, namely Items 16.3.1 to and including 16.3.9.

Carried

17. Matters from Closed Session

Item 16.3.1

The Confidential Closed Session Minutes for the Regular Council Meeting of April 30, 2024 were approved.

Item 16.3.2

CR2024-304

Moved By Councillor Perry

Seconded By Councillor Warren

That the following members of the public be appointed to the Fenelon Landfill Public Review Committee for a term ending December 31, 2026:

Adam Geyer; and

Santosh Patel.

Carried

Item 16.3.3

CR2024-305

Moved By Councillor Richardson

Seconded By Deputy Mayor McDonald

That the following members of the public be appointed to the Lindsay Ops Landfill Public Review Committee for a term ending December 31, 2026:

Taylor Blake;

Lynn Craig; and

Tanya Sheehey.

Carried

Item 16.3.4

CR2024-306

Moved By Councillor Perry

Seconded By Councillor Warren

That Anna Radey be appointed to the Fenelon Falls Powerlinks Committee for a term ending December 31, 2026.

Carried

Item 16.3.5

A Notice of Application for Approval to Expropriate Land was provided to Council. Council provided instruction to staff.

Item 16.3.6

Staff provided historical background regarding the proposed disposition of Lot 37 on Plan 139. Council provided instruction to Staff.

Item 16.3.7

Council provided direction regarding the acquisition of land along Colborne Street West, Lindsay.

Item 16.3.8

Council provided direction to Staff.

Item 16.3.9

Staff provided an update on OLT-23-00085 – 27 Stub Road – King's Bay Golf Club Limited.

18. Confirming By-Law

By-Law to Confirm the Proceedings of the Regular Council Meeting of May 21, 2024

CR2024-307

Moved By Councillor Warren

Seconded By Councillor Perry

That a by-law to confirm the proceedings of a Regular Council Meeting held Tuesday, May 21, 2024 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

Carried

19. Adjournment

CR2024-308

Moved By Councillor Yeo

Seconded By Councillor Richardson

That the Council Meeting adjourn at 6:45 p.m.

Carried

Read and adopted this 25th day of June, 2024.

Doug Elmslie, Mayor

Cathie Ritchie, City Clerk