The Corporation of the City of Kawartha Lakes

AGENDA

REGULAR COUNCIL MEETING

CC2017-21
Tuesday, August 22, 2017
Closed Session Commencing at 1:00 p.m. in the Victoria Room Open Session Commencing at 2:00 p.m.
Council Chambers
City Hall
26 Francis Street, Lindsay, Ontario K9V 5R8

MEMBERS:
Mayor Andy Letham
Councillor Isaac Breadner
  Councillor Pat Dunn
Councillor Doug Elmslie
  Councillor Gord James
Councillor Gerard Jilesen
Councillor Brian S. Junkin
  Councillor Rob Macklem
Councillor Mary Ann Martin
  Councillor Gord Miller
Councillor Patrick O'Reilly
  Councillor John Pollard
Councillor Kathleen Seymour-Fagan
  Councillor Heather Stauble
  Councillor Stephen Strangway
  Councillor Andrew Veale
  Councillor Emmett Yeo

Accessible formats and communication supports are available upon request.
1. CALL TO ORDER

2. ADOPTION OF CLOSED SESSION AGENDA

3. DISCLOSURE OF PECUNIARY INTEREST IN CLOSED SESSION ITEMS

4. CLOSED SESSION

4.1 CC2017-21.4.1
Closed Session Minutes, Regular Council Meeting
July 11, 2017
Municipal Act, 2001, s.239(b)(c)(d)(f)

4.2 CC2017-21.4.2
Steve Strangway, Councillor
Lake Simcoe Region Conservation Authority
The Township of Ramara
Matter Which Another Body May Hold a Closed Meeting
Municipal Act, 2001, s.239(2)(g)

4.3 CC2017-21.4.3
Robyn Carlson, City Solicitor
Darmar-Tamlin Municipal Drain
Verbal Report
Appeal to the Agriculture, Food and Rural Affairs Appeal Tribunal
Advice that is Subject to Solicitor-Client Privilege
Municipal Act, 2001 s.239(2)(f)

4.4 CC2017-21.4.4
Robyn Carlson, City Solicitor
Incident at Victoria Manor, December 2016 to January 2017
Verbal Report
Advice that is Subject to Solicitor-Client Privilege
Litigation or Potential Litigation
Municipal Act, 2001 s.239(2)(e)(f)
4.5  CC2017-21.4.5

Ron Taylor, CAO
Privileged and Confidential
Verbal Report Staffing Updates
Personal Matter about Identifiable Individuals
Labour Relations or Employee Negotiations
Municipal Act, 2001, s.239(2)(b)(d)

5.  OPENING CEREMONIES

5.1  Call Open Session to Order

5.2  O Canada

5.3  Moment of Silent Reflection

5.4  Adoption of Open Session Agenda

6.  DISCLOSURE OF PECUNIARY INTEREST

7.  MATTERS FROM CLOSED SESSION

8.  PUBLIC INFORMATION

8.1  Presentations

8.2  Invited Guests (Quarterly Basis)

8.3  Notices and Information by Members of Council and Staff

8.3.1  Council

8.3.2  Staff

8.4  Notice of Motion

9.  DEPUTATIONS

9.1  CC2017-21.9.2

Anna Rusak, Ontario Oral Health Alliance - Haliburton, Kawartha, Brock Chapter
Ontario Oral Health Alliance’s Dental Health Resolution
Item 10.1.8 on the Agenda
9.2 CC2017-21.9.2
Mark Wilson, Enbridge Gas
Victoria Grains Natural Gas Expansion Project
Item 10.1.4 on the Agenda

9.3 CC2017-21.9.3
Kimberly Leadbeater
Mary Lou Mills
Haliburton, Kawartha, Pine Ridge District Health Unit
Basic Income Guarantee
Item 10.3.20 on the Agenda

10. CONSENT MATTERS

RESOLVED THAT all of the proposed resolutions shown in Section 10.1, 10.2 and 10.3 of the Agenda be approved and adopted by Council in the order that they appear on the agenda and sequentially numbered.

10.1 Correspondence

10.1.1 CC2017-21.10.1.1
Lake Simcoe Region Conservation Authority
The Township of Ramara

RESOLVED THAT the June 29, 2017 correspondence from the Lake Simcoe Region Conservation Authority, regarding The Township of Ramara, be received.

10.1.2 CC2017-21.10.1.2
Doug Elmslie, Councillor
Memorandum
Request for Prohibited Parking Areas
Coldstream Road in Rosedale

RESOLVED THAT the Memorandum from Councillor Elmslie regarding the Request for Prohibited Parking Areas on Coldstream Road in Rosedale, be received; and

THAT staff review the issue of parking on Coldstream Road and report back to Council with options.
RESOLVED THAT the correspondence from St. Luke's Parish, Downeyville, Parish Finance Committee, regarding a request for sidewalk installation, be received.

RESOLVED THAT the August 8, 2017 correspondence from Mark Wilson, Enbridge Gas, regarding Victoria Grains Natural Gas Expansion Project, be received.

RESOLVED THAT the Memorandum from the Agricultural Development Advisory Board dated July 11, 2017, regarding Farm House Severances, be received; 
THAT the City of Kawartha Lakes Council does not support the request by the Town of Lakeshore to the Province of Ontario for easing of restrictions on surplus dwelling severances in areas zoned agriculture; and
THAT this resolution be circulated to the Association of Municipalities for Ontario and Ontario Municipalities including the Town of Lakeshore.

RESOLVED THAT the correspondence from the Pigeon Lake Trailer Park, regarding the Clear Bag Program, be received.
10.1.7 CC2017-21.10.1.7
Kathleen Seymour-Fagan, Councillor
Memorandum
Request for Speed Study on Park Street, Bobcaygeon

**RESOLVED THAT** the Memorandum from Councillor Seymour-Fagan dated August 22, 2017 regarding a request for a speed study on Park Street in Bobcaygeon, be received; and

**THAT** staff be instructed to conduct a speed study on Park Street in Bobcaygeon and report back by the end of Q4 of 2017.

10.1.8 CC2017-21.10.1.8
Anna Rusak, Ontario Oral Health Alliance - Haliburton, Kawartha, Brock Chapter
Ontario Oral Health Alliance’s Dental Health Resolution

10.2 Minutes from:

10.2.1 Council

10.2.1.1 CC2017-21.10.2.1.1
Minutes, Regular Council Meeting
July 11, 2017

**RESOLVED THAT** the Minutes of the July 11, 2017 Regular Council Meeting, be received and adopted.

10.2.2 Committees of Council, Advisory Boards and Task Forces

10.2.2.1 CC2017-21-10.2.2.1
Draft Minutes, Executive Committee Meeting
August 3, 2017

**RESOLVED THAT** the Draft Minutes of the August 3, 2017 Executive Committee Meeting, be received.

10.3 Reports

10.3.1 CAO2017-004
Ron Taylor, CAO
Memorandum of Understanding (MOU) between the City of Kawartha Lakes and City of Kawartha Lakes Public Library
RESOLVED THAT Report CAO2017-004, Memorandum of Understanding (MOU) between the City of Kawartha Lakes and City of Kawartha Lakes Public Library, be received;
THAT the 2017 Memorandum of Understanding (MOU) as outlined in Appendix A to Report CAO2017-004, be approved; and
THAT the Mayor and Clerk be authorized to execute the 2017 Memorandum of Understanding (MOU) between the City of Kawartha Lakes and City of Kawartha Lakes Public Library.

10.3.2 MLE2017-007
Aaron Sloan, Manager Municipal Law Enforcement
Long Beach Road Prohibited Parking Areas

RESOLVED THAT Report MLE2017-007, Long Beach Road Prohibited Parking Areas, be received;
THAT parking is prohibited on both sides of Long Beach Road from the center/crown at the corner to a point 50 metres west ending in front of #429;
THAT parking is prohibited on both sides of Long Beach Road from the center/crown at the corner (area in front of 431) along the lake front north 784 m to end at the intersection of Rodman Dr. and Long Beach Road; and
THAT the necessary By-Law amendments, be forwarded to Council for adoption.

10.3.3 RS2017-010
Laura Carnochan, Law Clerk - Realty Services
Surplus Declaration and Conveyance of Part of St. Thomas' Anglican Cemetery, legally described as Part of Lot 8, North of Portage Road, designated as Part 2 on Plan 57R-2197, in the former Geographic Township of Bexley, City of Kawartha Lakes
RESOLVED THAT Report RS2017-010, Surplus Declaration and Conveyance of Part of St. Thomas’ Anglican Cemetery, legally described as Part of Lot 8, North of Portage Road, designated as Part 2 on Plan 57R2197, in the former Geographic Township of Bexley, City of Kawartha Lakes, be received; 

THAT the subject property, legally described as Part of Lot 8, North of Portage Road, designated as Part 2 on Plan 57R2197, in the former Geographic Township of Bexley, City of Kawartha Lakes, be declared surplus to municipal needs; 

THAT the conveyance of the subject property for nominal consideration be supported, notwithstanding sections 3.03 and 3.04 of By-law 2010-118 and pursuant to sections 1.2 and 1.3 of Policy C-2014-DEV-001, in accordance with the provisions of Registered Instrument 143084; 

THAT notice be given in accordance with By-laws 2008-065 and 2010-118, as amended; 

THAT on completion of the public notice, Council shall consider any deputation or public input in opposition of the conveyance, if any, and if appropriate, pass a By-law (with any amendments deemed necessary) to authorize its disposition; and 

THAT the Mayor and Clerk be authorized to execute all legal closing documents required for the conveyance of the subject property.

10.3.4 CORP2017-023

Mary-Anne Dempster, Director of Corporate Services
Request to Rescind Electronic Mail Protocol Policy

RESOLVED THAT Report CORP2017-023, Request to Rescind Electronic Mail Protocol Policy, be received; and 

THAT Electronic Mail Protocol Policy (024 ADM 002) be rescinded and that staff be instructed to update the policy section in SharePoint.

10.3.5 PUR2017-037

Marielle van Engelen, Buyer
Richard Monaghan, Senior Engineering Technician
Emergency Procurement Public Works Material Storage Structures at Hartley Depot and Lindsay Depot
RESOLVED THAT Report PUR2017-037, 2017-71 Emergency Procurement – Public Works Material Storage Structures at Hartley Depot and Lindsay Depot, be received;
THAT Project (991160601) Oakwood Depot Secure Storage Expansion be closed with the remaining balance of $32,585 being put into the Capital Projects Reserve;
THAT Project (991170202) Fenelon Depot Sand Dome be closed with the remaining balance of $65,000 being put into the Capital Projects Reserve;
THAT the emergency work for Project (991170301) Hartley Sand Dome and Salt Shed Demolition, in the amount of $40,000, be funded from the Capital Projects Reserve; and
THAT the emergency work for Project (991170302) Lindsay Salt Shed Rehabilitation, in the amount of $45,000, be funded from the Capital Projects Reserve.

10.3.6 PUR2017-043
Ashley Wykes, Buyer
Enzo Ingribelli, Transit Supervisor
Proposal 2017-75-CP Scheduling Software for Limo Specialized Transit

RESOLVED THAT Report PUR2017-043, Proposal 2017-75-CP Scheduling Software for Limo Specialized Transit, be received;
THAT TripSpark Technologies ULC of Mississauga be selected for the award of Proposal 2017-75-CP Scheduling Software for Limo Specialized Transit for the proposed cost of $125,893 plus HST;
THAT subject to the receipt of the required documents, the Mayor and City Clerk be authorized to execute the agreement to award Proposal 2017-75-CP; and
THAT the Purchasing Division be authorized to issue a purchase order.

10.3.7 PUR2017-044
Marielle van Engelen, Buyer
Todd Bryant, Manager of Fleet and Transit Services
Tender 2017-66-CT Removal and Replacement of Bus Shelters at Specified Locations
RESOLVED THAT Report PUR2017-044, Tender 2017-66-OT Removal and Replacement of Bus Shelters at Specified Locations, be received; THAT Daytech Limited of Toronto be selected for the award of Tender 2017-66-CT Removal and Replacement of Bus Shelters at Specified Locations for the tender price of $187,725.00 plus HST; THAT Capital Project (994172402) funding be increased by $83,029 from the Transit Dedicated Gas Tax Reserve; and THAT the Purchasing Division be authorized to issue a purchase order.

10.3.8 PUR2017-045

Ashley Wykes, Buyer
Emergency Procurement of HVAC Systems at Specified Locations

RESOLVED THAT Report PUR2017-045, Information Report for an Emergency Procurement for the replacement of HVAC Systems at Specified Locations, be received; and THAT the emergency work for project 9531706 HVAC – Emergency Replacements in an amount up to $23,413.00 be funded from the Capital Projects Reserve.

10.3.9 PUR2017-046

Ashley Wykes, Buyer
Janine Mitchell, Manager Social Services
Proposal 2017-76-OP Development and Implementation of the Ontario Early Years Child and Family Centre

RESOLVED THAT Report PUR2017-046, Proposal 2017-76-OP Development and Implementation of the Ontario Early Years Child and Family Centre, be received; THAT Ontario Early Years Centre Haliburton Victoria Brock be selected for the award of Proposal 2017-76-OP Development and Implementation of the Ontario Early Years Child and Family Centre for the proposal cost of $1,010,119; and THAT subject to the receipt of the required documents, the Mayor and City Clerk be authorized to execute the agreement to award Proposal 2017-76-OP.

10.3.10 PUR2017-047

Launa Lewis, Buyer
2017-86-CT Single Source for Lindsay Water Pollution Control Plant Lagoon 6 Retrofit
RESOLVED THAT Report PUR2017-047, 2017-86-CT Single Source for Lindsay Water Pollution Control Plant Lagoon 6 Retrofit, be received; THAT Ontario Clean Water Agency (OCWA) of Bobcaygeon, be selected for the award of Single/Sole Source Approval of the Lindsay Water Pollution Control Plant Lagoon 6 Retrofit for the tendered price of $138,350.86 plus HST; THAT additional total financing of $67,520 be approved for Project (998151201) Lindsay Water Pollution Control Plant Upgrade – Lagoon 6 Retrofit, with $52,980 in funding from the Sewer Infrastructure Reserve and $14,540 from Development Charges; THAT subject to the receipt of the required documents, the Mayor and City Clerk be authorized to execute the agreement to award the work; and THAT the Purchasing Division be authorized to issue a purchase order.

10.3.11 ENG2017-010

Joseph Kelly, Senior Engineering Technician
Request for Traffic Control - King Street and St. David Street and Logie Street

RESOLVED THAT Report ENG2017-010, Request for Traffic Control – King Street and St. David Street and Logie Street, be received; THAT an all-way stop be installed at the intersection of King Street and St. David Street/Logie Street; THAT the necessary by-law for the above recommendation be forwarded for adoption; and THAT the Mayor and Clerk be authorized to execute any documents required by the approval of this decision.

10.3.12 ENG2017-013

Joseph Kelly, Senior Engineering Technician
Consolidated Speed Review on Various Roads
RESOLVED THAT Report ENG2017-013, Consolidated Speed Review on Various Roads, be received;
THAT the speed limit of Hickory Beach Road from CKL Rd 30 to a point 500m north of North Bayou Rd be posted at 60 km/h;
THAT the speed limit of Hickory Beach Road from a point 500m north of North Bayou Rd to the south end be posted at 50 km/h;
THAT Edgewood Drive, Parkhill Drive, and Oakwood Drive have the Speed By-law match their posted speed of 50 km/h by moving their entries from Schedule "C" to Schedule "D" of By-law 2005-328;
THAT the speed limit of Laidlaw Drive from Balsam Lake Drive to a point 650m south be posted at 60 km/h;
THAT the speed limit of Laidlaw Drive from a point 650m south of Balsam Lake Drive to the south end be posted at 40 km/h;
THAT the speed limit of Raven Lake Road from South Mountain Road to the north end be posted at 50 km/h;
THAT the speed limit of North Bay Drive from a point 1200m south of CKL Rd 48 to the west end be posted at 40 km/h;
THAT the speed limit of Kenhill Beach Road from Thurstonia Road to the east end be posted at 40 km/h;
THAT the necessary by-law for the above recommendations be forwarded for adoption; and
THAT the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this decision.

10.3.13  ENG2017-014  271 - 292

Joseph Kelly, Senior Engineering Technician
Request for Traffic Control - Durham Street West and Adelaide Street South, Albert Street North and Pottinger Street

RESOLVED THAT Report ENG2017-014, Request for Traffic Control Durham Street West and Adelaide Street South, Albert Street North and Pottinger Street, be received;
THAT an all-way stop be installed at the intersection of Durham Street West and Adelaide Street South;
THAT an all-way stop be installed at the intersection of Albert Street North and Pottinger Street;
THAT the necessary by-law for the above recommendations be forwarded for adoption; and
THAT the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this decision.
RESOLVED THAT Report ENG2017-015, Request for Traffic Control – Sturgeon Point Road and Golf Links Road, be received; 
THAT the existing 40 km/h zone on Sturgeon Point Road be extended to a point 100 metres north of Golf Links Road; 
THAT the necessary by-law for the above recommendation be forwarded for adoption; and 
THAT the Mayor and Clerk be authorized to execute any documents required by the approval of this decision.

RESOLVED THAT Report HS2017-004, Victoria Manor Management Agreement Extension, be received; 
THAT the Amending Agreement between the Corporation of the City of Kawartha Lakes and Sienna Senior Living Inc. extending the term of the Victoria Manor Management Agreement to November 30, 2017, substantially in the form of Appendix A to Report HS2017-004, be approved subject to any required approval by the Ministry of Health and Long Term Care; and 
THAT the Mayor and City Clerk be authorized to execute any documents and agreements required by the approval of this Letter.

RESOLVED THAT Report PLAN2017-054, Collings – D30-17-004, be received; 
THAT a Deeming By-law respecting Lots 20 and 21, Registered Plan 184, Geographic Township of Somerville, being 26 Birch Glen Drive (Collings) 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.
RESOLVED THAT Report PLAN2017-055, Mutton and Frey – D30-17-005, be received;  
THAT a Deeming By-law respecting Lot 16, Registered Plan 79, substantially in the form attached as Appendix D to Report PLAN2017-055, 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.

RESOLVED THAT Report ED2017-007, Farm Drainage, be received;  
and  
THAT staff develop a Terms of Reference for Council approval of a Drainage Issues Task Force to review the City’s municipal drain program and recommend potential improvements and efficiencies to that program for Council’s consideration.

RESOLVED THAT Report ED2017-016, City of Kawartha Lakes Economic Development Strategy, be received; and  

RESOLVED THAT Report HS2017-003, Basic Income Pilot Update, be received.
12. COMMITTEE OF THE WHOLE AND PLANNING COMMITTEE MINUTES

12.1 CC2017-21.12.1

Minutes, Planning Advisory Committee Meeting
August 16, 2017
(To be circulated with the Amended Agenda)

13. CORRESPONDENCE AND PETITIONS

13.1 CC2017-21.13.1

Carol Aird
Sandy Clayton
Jean Paton
Petition Regarding the Regulation Short Term Property Rentals in the City of Kawartha Lakes including View Lake

14. OTHER OR NEW BUSINESS

15. BY-LAWS

RESOLVED THAT the By-Laws shown in Section 15.1 of the Agenda, namely: Items 15.1.1 to and including 15.1._ be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

15.1 By-Laws by Consent

15.1.1 CC2017-21.15.1.1

A By-Law to Establish and Assume a Parcel of Land Legally Described as Part Lots 13, 14, 15, 16, 17, and 18 on Registered Plan No. 365 Designated as Parts 1, 2, 3, 4, 5, and 6 on Plan 57R4042; in the Township of Emily, City of Kawartha Lakes, being Part of PIN: 63259-0208 (LT) as Part of Carlton Crescent

15.1.2 CC2017-21.15.1.2

A By-Law to Authorize the Sale of Municipally Owned Property Legally Described as Lot 21, Registered Plan 239, in the Geographic Township of Eldon, City of Kawartha Lakes Described as Part 1 on Plan 57R10533 Being Pin: 63171-0267 (LT)
A By-Law to Establish and Assume a Parcel of Land Legally Described as Part Block M Plan 119; Part 1 on Plan 57R7720; in the Village of Woodville, City of Kawartha Lakes, being Part of PIN: 63181-0104 (LT) as Part of Beech Street

A By-Law to Authorize the Acquisition of Lot 1 and Part of Lot 2 West of River Street, Registered Plan No. 9p (being a Subdivision of Part of Park Lot G, Registered Plan No. 8p) described as Part 1 on Plan 57R-7791, in the Town of Lindsay, City of Kawartha Lakes, being PIN: 63233-0349 (LT)

A By-Law to Authorize the Acquisition of William Street on Plan 333 (aka Stanley Road) designated as Part 2 on Plan 57R-8983, in the Geographic Township of Eldon, City of Kawartha Lakes, being Part of PIN: 63171-0422 (LT)

A By-law to Amend By-law Number 2017-079, being A By-law To Establish 2017 Tax Ratios in the City of Kawartha Lakes (Amendment No. 1)

A By-law to Authorize the Execution of an Agreement between Her Majesty the Queen in right of Ontario as represented by the Minister of Infrastructure and The Corporation of the City of Kawartha Lakes for funding under the Clean Water and Wastewater Fund (CWWF)

A By-law to Repeal All Existing By-laws Regulating Culverts and Entranceways

A 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 #63119-0897(LT), described as Lots 20 and 21, Plan 184, Geographic Township of Somerville, now City of Kawartha Lakes (Collings)
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<th>No.</th>
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<td>15.1.10</td>
<td>A 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 # 63191-0151(LT), described as Lot 16, Plan 79, Geographic Township of Mariposa, now City of Kawartha Lakes (Mutton and Frey)</td>
<td>565 - 565</td>
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<td>15.1.11</td>
<td>A By-law to Repeal By-law Number 2005-77, being a By-law to Designate and Regular A Reduced Load Period Affecting the Highways in Kawartha Lakes</td>
<td>566 - 566</td>
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<td>15.1.12</td>
<td>A By-law to Appoint an Acting City Clerk for the City of Kawartha Lakes</td>
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<td>15.1.13</td>
<td>A By-law to Repeal By-law 2007-194 Being a By-law to Appoint a Clerk for the City of Kawartha Lakes</td>
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<td>15.1.14</td>
<td>A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes (Durham Street West and Adelaide Street South, Lindsay)</td>
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<td>15.1.15</td>
<td>A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes (King Street and St. David/Logie Street, Lindsay)</td>
<td>572 - 573</td>
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<td>15.1.16</td>
<td>A By-law to Amend By-law 2012-173, Being a By-law to Regulate Parking in the City of Kawartha Lakes (Amendment No. 13)</td>
<td>574 - 574</td>
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<td>15.1.17</td>
<td>A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes (Albert Street North and Pottinger Street, Lindsay)</td>
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15.2 By-Laws Extracted from Consent

16. **CLOSED SESSION (IF NOT COMPLETED PRIOR TO OPEN SESSION)**
17. MATTERS FROM CLOSED SESSION
18. CONFIRMING BY-LAW
19. ADJOURNMENT