



**CITY COUNCIL MINUTES
CITY OF PETERBOROUGH
MAY 25, 2010
DRAFT MINUTES NOT APPROVED**

**MINUTES OF A MEETING OF CITY COUNCIL HELD ON MAY 25, 2010, IN
THE COUNCIL CHAMBERS, CITY HALL**

Meeting called to order at 6:56 p.m. in the Council Chambers.

Roll Call:

Councillor Doris
Councillor Eggleton
Councillor Farquharson
Councillor Hall
Councillor Clarke
Councillor Martin
Councillor Pappas
Councillor Peacock
Councillor Peeters
Councillor Vass
Mayor Ayotte

Confirmation of Minutes, May 3, 2010

Moved by Councillor Clarke seconded by Councillor Pappas

That the minutes of the meeting of Council held on May 3, 2010 be confirmed.

"CARRIED"

Confirmation of Minutes, May 17, 2010

Moved by Councillor Pappas, seconded by Councillor Peacock

That the minutes of the meeting of Council held on May 17, 2010 be confirmed.

"CARRIED"

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Disclosure of Pecuniary Interest

Councillor Peacock indicated a pecuniary interest in item 1 of Planning Report No. 7, Report PLPD10-028, 696 Whitaker Street. He lives adjacent to the property.

Councillor Farquharson indicated a pecuniary interest in item 1, Report PLPD10-028, 696 Whitaker Street. She represents a client associated with the property.

Delegations

Planning Committee Report

There were no delegations.

Committee of the Whole Report

Gary Rabjohn, 900 Whitefield Drive made a delegation to item 4 of Committee of Whole Report No. 12 (Report PLPD10-034 Award of Tender T-27-10 for Construction of Millennium Park Entrance and Pedestrian Crossing on Charlotte Street).

Other Items on this Agenda

There were no delegations.

Report Number 7 of Planning Committee

Councillor Peacock and Councillor Farquharson indicated a pecuniary interest in item 1, Report PLPD10-028, 696 Whitaker Street. They did not vote on this matter.

Moved by Councillor Pappas, seconded by Councillor Martin

That Report Number 10 of Planning Committee Meeting of May 10, 2010 be approved.

Items 1, 2 and 3 were separated for discussion.

Upon item 2, Servicing for AON Inc. Lands, Coldsprings Growth Area and item 3, Information Report - Ministry of Energy and Infrastructure's Growth Forecast Review – Growth Plan for the Greater Golden Horseshoe, the motion carried.

Upon Item 1, By-law to Remove an "H" – Holding Symbol from the zoning of the property at 696 Whitaker Street, the motion carried.

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Report Number 12 of the Committee of the Whole

Moved by Councillor Hall, seconded by Councillor Vass

That Report Number 12 of the Committee of the Whole Meeting of May 17, 2010 be approved.

Item 4, Report PLPD10-034 Construction of Millennium Park Entrance and Pedestrian Crossing on Charlotte Street:

Moved by Councillors Vass, seconded by Councillor Doris

That item c) be added as follows:

- c) That a review be conducted on the new Millennium Park entrance in a year's time.**

"CARRIED"

Councillor Doris asked staff to review the matter of brush and foliage blocking the view of the water along the Millennium Park walkway.

Upon the main motion of Councillors Hall and Vass, less item 4, the motion carried.

Report Number 13 of the Committee of the Whole

Moved by Councillor Hall, seconded by Councillor Vass

That Report Number 13 of the Committee of the Whole Meeting of May 25, 2010 be approved.

Item 1, Report CSAD10-001b, The Peterborough and District Farmers' Market Association Agreement Extension:

Moved by Councillor Hall, seconded by Councillor Peacock

That item d) be added as follows:

- d) That the Peterborough Agricultural Society provide to the City of Peterborough, a 2009 audited financial statement.**

"CARRIED"

Upon the main motion of Councillors Hall and Vass, as amended, the motion carried.

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Notice of Motion

Moved by Councillor Farquharson, seconded by Councillor Pappas

It is resolved by City Council that DBIA sponsored events be designated as "events of municipal significance" in that the organization is non-profit and these activities benefit the culture and vibrancy of our downtown for residents and visitors alike.

That the motion be amended as follows:

THAT the DBIA's Ribfest held July 9-11, 2010, the Taste of Downtown, held July 24, 2010 and the Jazz Festival, held September 11, 2010 be designated events of municipal significance, for purposes of the DBIA's applications for Special Occasion Permits from the Alcohol and Gaming Commission of Ontario; and

THAT the DBIA shall maintain a policy of commercial general liability insurance per event in the minimum amount of \$5,000,000, listing the City as an additional insured and confirming applicable liquor liability coverage, reflected on the Certificate of Insurance; and

THAT the DBIA shall adhere to all applicable City policies and procedures relating to the use of City property, parks, roads and facilities.

Councillor Eggleton asked staff for a report on this matter in the subsequent years to enable staff to review the legal implications of designating these events "of municipal significance".

Councillor Peeters left the meeting at 8:05 p.m. and returned at 8:09 p.m.

Councillor Vass asked staff to review the ability of the Agricultural Society to hold events designated "of municipal significance".

"CARRIED"

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By-Laws

Moved by Councillor Clarke, seconded by Councillor Eggleton

Councillors Peacock and Farquharson indicated a pecuniary interest with By-law 10-093.
By-law 10-093 was separated for discussion.

That the following by-laws be read a first, second and third time:

- 10-088 Being A By-Law To Establish Certain Lands In The City Of Peterborough
As Part Of The Public Highway Named MacFarlane Avenue**

- 10-089 Being A By-Law To Authorize The Transfer Of The Land Described As
Lots 35, 36 And 37 On Plan 45M-141, In The City Of Peterborough, In The
County Of Peterborough Municipally Known As 292, 288 And 284
Towerhill Road**

- 10-090 Being A By-Law To Stop Up And Close Part Of The Lane Shown On
Registered Plan 138 Designated As Part 1 On Reference Plan 45R14977,
Abutting 114 Maude Street, In The City Of Peterborough, In The County Of
Peterborough**

- 10-091 Being A By-Law To Authorize The Transfer Of Part Of The Lane Shown On
Plan 138, Designated As Part 1 On Reference Plan 45R14977, Abutting 114
Maude Street, In The City Of Peterborough, In The County Of
Peterborough**

- 10-092 Being A By-Law To Amend By-Law Number 09-136 Being A By-Law For
The Regulation Of Parking On Dobbin Avenue**

- 10-094 Being A By-Law To Authorize The Execution Of An Agreement Between
The Corporation Of The City Of Peterborough And Drain Bros. Excavating
Limited**

- 10-095 Being A By-Law To Authorize The Execution Of An Extension Agreement
With The Peterborough And District Farmers' Market Association**

- 10-096 Being A By-Law To Appoint Parking Enforcement Officers At 244 Aylmer
Street North, 340 – 360 George Street North And 191 Hunter Street West**

"CARRIED"

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Upon By-Law 10-093 – First, second and third reading

10-093 Being A By-Law To Amend The Zoning By-Law For 696 Whitaker Street

"CARRIED"

Other Business

Moved by Councillor Vass, seconded by Councillor Pappas

That Mr. Ford and/or other representatives of the Central East Community Care Access Centre attend Council to make a presentation.

"CARRIED"

Confirmatory By-law

Moved by Councillor Martin, seconded by Councillor Pappas

That the following by-law be read a first, second and third time:

**10-097 Being A By-Law To Confirm The Proceedings Of The Council At Its
Meeting Held On May 25, 2010**

and the said by-law, having been now read a third time and passed, the Mayor and Clerk be authorized to sign and seal the same.

"CARRIED"

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Adjournment

Moved by Councillor Doris, seconded by Councillor Martin

That Council adjourn at 8:43 p.m.

“CARRIED”

John Kennedy
Deputy City Clerk

D. Paul Ayotte
Mayor

**PLANNING COMMITTEE REPORT NO. 7
MEETING OF MAY 10, 2010**

**TO THE COUNCIL OF THE CITY OF PETERBOROUGH, FOR
CONSIDERATION AT ITS MEETING HELD MAY 25, 2010**

**THE PLANNING COMMITTEE, AS A RESULT OF ITS MEETING HELD ON
MAY 10, 2010 RECOMMENDS AS FOLLOWS:**

- 1. Manager, Planning Division
Report PLPD10-028
By-law to Remove an “H” – Holding Symbol
from the zoning of the property at
696 Whitaker Street**

**That Council approve the recommendation outlined in Report PLPD10-028 dated
May 10, 2010, of the Manager, Planning Division, as follows:**

**That the property at 696 Whitaker Street be rezoned from SP.342 – “H” – Special
District to SP.342 – Special District in accordance with Exhibit “C” attached to
Report PLPD10-028.**

- 2. Manager, Planning Division
Report PLPD10-029
Servicing for AON Inc. Lands
Coldsprings Growth Area**

**That Council approve the recommendation outlined in Report PLPD10-029 dated
May 10, 2010, of the Manager, Planning Division, as follows:**

That Report PLPD10-029 be received.

- 3. Manager, Planning Division
Report PLPD10-030
Information Report - Ministry of Energy and Infrastructure’s Growth
Forecast Review – Growth Plan for the Greater Golden Horseshoe**

**That Council approve the recommendation outlined in Report PLPD10-030 dated
May 10, 2010, of the Manager, Planning Division, as follows:**

That Report PLPD10-030 be received.

All of which is respectfully submitted,

Councillor Martin
Vice-Chair
May 10, 2010

**COMMITTEE OF THE WHOLE REPORT NO. 12
MEETING OF MAY 17, 2010**

**TO THE COUNCIL OF THE CITY OF PETERBOROUGH FOR
CONSIDERATION AT ITS MEETING HELD MAY 25, 2010**

**THE COMMITTEE OF THE WHOLE, AS A RESULT OF ITS MEETING HELD
ON MAY 17, 2010 RECOMMENDS AS FOLLOWS:**

- 1. Report of Closed Session
City Clerk
Report CPCLK10-011
Peterborough Housing Corporation (PHC) Board Appointments**

**That Council approve the recommendation outlined in Report CPCLK10-011,
dated May 17, 2010, of the City Clerk, as follows:**

**That the following appointments be made to the Peterborough Housing
Corporation, Board of Directors:**

One (1) Year Term to December 31, 2010	County Councillor Terry Low
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One (1) Year Term to March 31, 2011	Janice Griffith
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Three (3) Year Term to March 31, 2013	Jack Gillan Malcolm Hunt (Service Manager's Representative)
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2. Senior Director of Corporate Services
Report CPHR10-005
Workplace Harassment and Discrimination Policy Workplace
Violence Prevention Policy

That Council approve the recommendations outlined in Report CPHR10-005 dated May 17, 2010 of the Senior Director of Corporate Services as follows:

- a) That the Workplace Violence Prevention Policy, as set out in Appendix A to Report CPHR10-005 be approved.
- b) That the Workplace Harassment and Discrimination Policy, as set out in Appendix B to Report CPHR10-005 be approved.
- c) That the Workplace Discrimination and Harassment Policy #0013 that was approved by Council on April 14, 2009 through Report CPHR09-003 dated April 6, 2009 be rescinded.
- d) That the Workplace Violence Policy dated November 2004 that was approved by Council on December 13, 2004 through Report HR04-005 dated December 6, 2004 be rescinded.

3. Director of Community Services
Report CSACH10-005
Recommendation to Designate Heritage Properties

That Council approve the recommendations outlined in Report CSACH10-005 dated May 17, 2010, of the Director of Community Services, as follows:

- a) That the recommendation of the Peterborough Architectural Conservation Advisory Committee (PACAC) to designate the properties at 64 Hunter Street West, 327 Charlotte Street, 597-599 Water Street, 651 Gilmour Street and 788 Aylmer Street North as heritage properties under Part IV, section 29 of the Ontario Heritage Act (R.S.O. 1990, c.0.18) being of “cultural heritage value or interest”, be approved; and,
- b) That Council’s intention to designate be advertised in a newspaper having general circulation in the municipality as per the Ontario Heritage Act R.S.O. 1990, c.O.18, s.31(3); and,
- c) That the owners of the properties to be designated, and the Ontario Heritage Trust, be served with a notice of intention to designate as per the Ontario Heritage Act R.S.O. 1990, c.O.18, s.29(3).

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4. Director of Planning and Development Services
Report PLPD10-034
Award of Tender T-27-10 for Construction of Millennium Park
Entrance and Pedestrian Crossing on Charlotte Street

That Council approve the recommendations outlined in Report PLPD10-034 dated May 17, 2010, of the Director of Planning and Development Services, as follows:

- a) That \$74,072.00 be transferred from the Downtown Capital Improvement Account to the Otonabee River Trail Waterfront Entrance at Charlotte Street Account.
- b) That Tender T-27-10, for the construction of a new Millennium Park entrance with a pedestrian crossing on Charlotte Street be awarded to Drain Bros. Excavating Limited, R.R. #2, Lakefield ON, K0L 2H0, at a cost of \$149,072.00 plus \$7,453.60 GST for a total of \$156,525.60.

Council at its meeting of May 25, 2010 made the following recommendation:

That item c) be added as follows:

- c) That a review be conducted on the new Millennium Park entrance in a year's time.

5. Director of Utility Services
Report USDIR10-004
Hunter Street Bridge Rehabilitation - Approval to Amend Agreements

That Council approve the recommendations outlined in Report USDIR10-004 dated May 17, 2010, of the Director of Utility Services, as follows:

- a) That Section 65 of the Purchasing By-law 06-175 be waived for the Hunter Street Rehabilitation project; and
- b) That the Administrative Staff Committee be authorized to approve amendments to the existing Agreements for the Hunter Street Bridge Rehabilitation project within the approved budget and that staff provide project status updates to Council through the Quarterly Financial Report.

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6. Senior Director of Corporate Services
Report CPFPRS10-015
Peterborough Airport ISF Major Infrastructure and Airport
Development Projects Status Update

That Council approve the recommendation outlined in Report CPFPRS10-015, dated May 17, 2010, of the Senior Director of Corporate Services as follows:

That Report CPFPRS10-015 providing a status update on the Peterborough Airport ISF Major Infrastructure and Airport Development Capital Projects, as of April 28, 2010, be received.

7. CORRESP10-016
County of Peterborough
Appointment to the Cenotaph Advisory Committee (City of
Peterborough)

That the correspondence from the County of Peterborough regarding their appointment of Councillor Paul Heath to the Cenotaph Committee be received for information.

8. Director of Community Services
Report CSD10-020
Peterborough Partnership Council on Immigrant Integration
Presentation

That Council approve the recommendations outlined in Report CSD10-020 dated May 17, 2010, of the Director of Community Services, as follows:

- a) That the presentation from the PPCII on the development of the immigrant integration strategy be received for information;
- b) That PPCII Phase 2 research be supported by Council and senior staff by participating in stakeholder interviews.

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9. Senior Director Corporate Services
Report CPCLK10-009
Peterborough Regional Health Centre (PRHC) Update
Presentation

That Council approve the recommendation outlined in Report CPCLK10-009, dated May 17, 2010, of the Senior Director Corporate Services as follows:

That Report CPCLK10-009, informing Council that Ken Tremblay, President and CEO, Peterborough Regional Health Centre will attend the May 17, 2010, Committee of the Whole to provide an update on PRHC, be received.

10. Director of Community Services
Report CSD10-022
Mark Street Wharf Removal and Reconfiguration

That Council approve the recommendations outlined in Report CSD10-022 dated May 17, 2010 of the Director of Community Services, as follows:

- a) That the Mark Street Wharf be removed and a new public boat launch and dock be constructed in its place;
- b) That Section 15(2) of the City's Purchasing By-law 06-175, which would require a competitive procurement process be undertaken to select a consultant to complete the contract administration services for the Mark Street Wharf Removal and Reconfiguration, be waived;
- c) That McCormick Rankin Corporation, 920 Princess Street, Suite 101, Kingston, Ontario, K7L 1H1, be hired to provide contract administration services for the Mark Street Wharf Removal and Reconfiguration Project, at a cost of \$40,000 plus \$5,200 HST for a total of \$45,200.
- d) That staff be directed to provide an information report to council with a plan for the proposed boat launch and dock, prior to the start any new building.

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11. Director of Community Services
Report CSD10-024
Communities in Bloom

That Council approve the recommendations outlined in Report CSD10-024 dated May 17, 2010, of the Director of Community Services, as follows:

- a) That the proposed 3-year planning strategy be approved as follows:
 - (i) that the City, through the Committee, remain as a Communities In Bloom Friend and not compete in 2010;
 - (ii) that the City, through the Committee, compete in the National Competition in 2011;
 - (iii) that the City, through the Committee, compete in either the National or International competition in 2012, pending eligibility.
- b) That a contribution of \$20,000 from the Capital Levy Reserve to: assist with activities planned for 2010; provide staff support; cover the cost of up to three committee members/staff and one political representative to attend the annual conference in Halifax; and begin planning for the 2011 campaign, be approved.
- c) That a City contribution of \$80,000 for 2011 and \$100,000 for 2012 as Council approved enhancements to provide appropriate resources in support of the strategic plan be approved.

12. Director of Community Services
Report CSAD10-001b
The Peterborough and District Farmers' Market Association
Agreement Extension

That Report CSAD10-001b be referred to a special Committee of Whole meeting prior to the City Council meeting on May 25, 2010.

COMMITTEE OF THE WHOLE REPORT NO. 12
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13. Senior Director of Corporate Services
Report CPCLK10-010
Appointment to Cenotaph Advisory Committee

That Council approve the recommendation outlined in Report CPCLK10-010, dated May 17, 2010, of the Senior Director of Corporate Services, as recommended by the Citizen Appointment Selection Committee as follows:

That David Rumball be appointed to the Cenotaph Advisory Committee for a term to expire November 30, 2010.

14. CORRESP10-015
Township Of Douro-Dummer
Resolution Requesting The Province To Review The Mandate,
Operations And Funding Of Conservation Authorities

That CORRESP10-015 be referred to the CAO for a report that will be brought forward at a future Committee of Whole meeting, on this matter.

15. CORRESP10-017
Roy Brady
Urgent Resolution re Canada-EU Potential Trade and Investment
Agreement

That CORRESP10-017 be referred to the CAO to provide further information on this matter for the June 7, 2010 Committee of Whole meeting.

16. Parking Prohibitions On Dobbin Avenue

That "No Parking Anytime" be implemented on both sides of Dobbin Avenue from Hospital drive to a point 160 meters north of Hospital Drive.

All of which is respectfully submitted,

Councillor B. Hall
Chairman

May 17, 2010

**COMMITTEE OF THE WHOLE REPORT NO. 13
MEETING OF MAY 25, 2010**

**TO THE COUNCIL OF THE CITY OF PETERBOROUGH FOR
CONSIDERATION AT ITS MEETING HELD MAY 25, 2010**

**THE COMMITTEE OF THE WHOLE, AS A RESULT OF ITS MEETING HELD
ON MAY 25, 2010 RECOMMENDS AS FOLLOWS:**

- 1. Director of Community Services
Report CSAD10-001b
The Peterborough and District Farmers' Market Association
Agreement Extension**

That Council approve the recommendations outlined in Report CSAD10-001b dated May 25, 2010, of the Director of Community Services, as follows:

- a) That an eighteen-month extension under the same terms and conditions of the existing agreement between The City of Peterborough, The Peterborough and District Farmers' Market Association and the Peterborough Agricultural Society that expired on May 6, 2010 be approved.**
- b) That a Community Service Grant of \$40,000 be awarded to the Agricultural Society for 2010 and that staff be directed to negotiate an appropriate level of funding, terms and conditions for a 2011 Service Grant.**
- c) That the 2010 proposed Community Service Grant be funded with a transfer of \$27,811 from the 2006 Grandstand Feasibility Study and \$12,189 from the 2005 Gymnastics Building Reserve; and that any future Service Grant be accommodated within the Service Grant operating budget during annual budget deliberations.**

Council at its meeting of May 25, 2010 made the following recommendation:

That item d) be added as follows:

- d) That the Peterborough Agricultural Society provide to the City of Peterborough, a 2009 audited financial statement.**

All of which is respectfully submitted,

Councillor B. Hall
Chairman

May 25, 2010