



**COMMITTEE OF THE WHOLE MINUTES
CITY OF PETERBOROUGH
DECEMBER 7, 2009
DRAFT MINUTES NOT APPROVED**

**MINUTES OF A MEETING OF COMMITTEE OF THE WHOLE HELD ON
DECEMBER 7, 2009 IN THE GENERAL COMMITTEE ROOM, CITY
HALL**

The meeting of Committee of the Whole was called to order at 5:00 p.m. in the General Committee Room.

Roll Call:

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

Moved by Councillor Clarke

That Committee move into closed session to discuss three items under section 239(2)(b) Personal Matters About An Identifiable Individual, Including Municipal Or Local Board Employees, three items under section 239(2)(c) A Proposed Or Pending Acquisition Or Disposition Of Land By The Municipality Or Local Board, and one item under Section 239(2)(d) Labour Relations Or Employee Negotiations.

"CARRIED"

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Moved by Councillor Vass

That Committee move out of closed session at 6:54 p.m. and return to closed session when the open session of Committee of the Whole is complete.

"CARRIED"

The open session of Committee of the Whole commenced at 7:00 p.m. in the General Committee Room.

Minutes – November 9, November 16, and November 30, 2009

Moved by Councillor Farquharson

That the minutes of the Committee of the Whole meeting held on November 9, 2009, November 16, 2009 and November 30, 2009 be approved.

"CARRIED"

Disclosure of Pecuniary Interest

There were no declarations of interest.

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Report of Closed Session

**Chief Administrative Officer
Report CAO09-005
Greater Peterborough Area Economic Development Corporation
Appointments – 2010**

Moved by Councillor Clarke

That Council approve the recommendations outlined in Report CAO09-005 dated December 7, 2009 of the Chief Administrative Officers, as follows:

- a) **That the following individuals be re-appointed to the GPAEDC Board for a three year term to expire December 31, 2012:**
 - i) **Heather Stelzer**
 - ii) **Peter Gaffney**
- b) **That the following individual be re-appointed for a two year term to expire December 31, 2011:**
 - i) **Tom Sayer**

“CARRIED”

**City Clerk
Report CPCLK09-022
City of Peterborough Holdings Inc. (CoPHI) Board Appointments**

Moved by Mayor Ayotte

That Council approve the recommendation outlined in Report CPCLK09-022 dated December 7, 2009, of the City Clerk, as follows:

That Melvin Johnson and Stephen Kylie be appointed to the City of Peterborough Holdings Inc. (CoPHI) Board for a three-year term commencing January 1, 2010.

“CARRIED”

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Consent Agenda

Moved by Councillor Peacock

That Items 10, 11, 13, 14, 15, 16, 17, 18, 19, 23, 25, 26, and 28 be received as part of the consent agenda.

"CARRIED"

**Senior Director of Corporate Services
Report CPFPRS09-020
Amendment of Delegation Authority Re: Property Assessment
Appeals**

Moved by Councillor Peacock

That Council approve the recommendations outlined in report CPFPRS09-020 dated December 7, 2009, of the Senior Director of Corporate Services as follows:

- a) That By-law 07-045 be repealed in its entirety.**
- b) That a By-law be passed adding the position of Assessment and Taxation Review Officer to the list of those individually delegated the authority to participate in proceedings of the Assessment Review Board.**
- c) That the new By-law referenced in recommendation b) replace Municipal Tax Equity Consultants Inc with MTE Paralegal Professional Corporation as the agent representing the City of Peterborough on specific Assessment Review Board proceedings.**

"CARRIED"

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**Senior Director of Corporate Services
Report CPFPRS09-041
Development Charges**

Moved by Councillor Peacock

That Council approve the recommendations outlined in Report CPFPRS09-041 dated December 7, 2009, of the Senior Director of Corporate Services, as follows:

- a) That the Development Charge rates, as shown on Table 2 of report CPFPRS09-041 be adopted and the Development Charges Study – Appendix A be approved.**
- b) That By-law 04-209 be repealed effective January 1, 2010.**
- c) That separate by-laws be passed to impose the Development Charges for each of the General and Engineering Services, with a five-year term for the General Services covering January 1, 2010 to December 31, 2014 and a two-year term for the Engineering Services covering January 1, 2010 to December 31, 2011.**
- d) That the Development Charges be adjusted by the City Treasurer without amendment to the by-laws annually on January 1 of each year, commencing January 1, 2011, in accordance with the most recent annual change in the Statistics Canada Quarterly Construction Price Statistics.**
- e) That the March 31, 2010 Financial Quarterly Report include a recommendation to amend any Capital Projects reflected in the 2010-2019 Capital Budget Details Book, approved by Council as part of the 2010 budget process, to reflect numbers as reflected in the Development Charge Study ultimately approved by Council.**

“CARRIED”

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**Director of Community Services
Report CSD09-029
YWCA Crossroads Funding Agreement**

Moved by Councillor Peacock

That Council approve the recommendations outlined in Report CSD09-029 dated December 7th, 2009, of the Director of Community Services, as follows:

- a) That a by-law be passed authorizing the Mayor and Clerk to sign the YWCA Crossroads Funding Agreement;**
- b) That a by-law be passed designating the new Crossroads Shelter as a Municipal Capital Facility pursuant to the Municipal Act, 2001**

“CARRIED”

**Director of Utility Services
Report USWM09-009
Blue Box Best Practices Review**

Moved by Councillor Peacock

That Council approve the recommendation outlined in Report USWM09-009 dated December 7, 2009, of the Director of Utility Services, as follows:

That Council endorse the Blue Box Best Practices Review, as outlined in Report USWM09-009, as a requirement for maximum Blue Box Funding.

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**Director of Utility Services
Report USEP09-007**

**Budget Adjustment for the Provision of Standby Backup Power for
the Montgomery and Simcoe Street Sewage Pumping Stations**

Moved by Councillor Peacock

That Council approve the recommendation outlined in Report USEPS09-007 dated December 7, 2009 of the Director of Utility Services, as follows:

That the Capital budget for the provision of standby back up power at the Montgomery and Simcoe Street Pumping Stations be increased from \$670,000 to \$980,000 to allow for the completion of construction works.

"CARRIED"

**Director of Utility Services
Report USWM09-010**

**Award of P-44-09 for the Operation of the Household
Hazardous Waste Facility**

Moved by Councillor Peacock

That Council approve the recommendations outlined in Report USWM09-010 dated December 7, 2009, of the Director of Utility Services, as follows:

- a) That P-44-09 for the Operation of the Household Hazardous Waste Facility be awarded to HGC Management, 50 Shaver St., R.R. #8, Brantford, Ontario N3T 5M1, at a cost of \$160,200 plus \$8,010 GST, PST not applicable, for a total cost of \$168,210 per year, for a period of three years starting January 1, 2010 until December 31, 2012; and**
- b) That a by-law be prepared authorizing the Mayor and the Clerk to sign the Agreement.**

"CARRIED"

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**Director of Utility Services
Report USWM09-011**

**Award Contract Extension of P-39-08 for the Loading, Transportation
and Recycling/Disposal of Municipal Hazardous or Special Waste**

Moved by Councillor Peacock

That Council approve the recommendations outlined in Report USWM09-011 dated December 7, 2009 of the Director of Utility Services, as follows:

- a) That a contract extension, from February 1, 2010 to June 30, 2010 for P-39-08 for the Loading, Transportation and Recycling/Disposal of Municipal Hazardous or Special Waste be awarded to Clean Harbors Canada Inc., 1831 Allanport Road, Thorold, Ontario L2V 3Y9, under the same unit costs as the existing contract (Attachment 1 to this report); and**
- b) That a by-law be prepared authorizing the Mayor and Clerk to sign the contract extension Agreement.**

“CARRIED”

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Senior Director of Corporate Services

Report CPFPRS09-042

Tax Adjustments under Part X (Tax Collection) of the Municipal Act, 2001

Moved by Councillor Peacock

That Council approve the recommendations outlined in report CPFPRS09-042 dated December 7, 2009, of the Senior Director of Corporate Services, as follows:

- a) That tax reductions in the amount of \$28,152.86, calculated in accordance with Sections 357 and 358 of the Municipal Act, 2001 and attached to report CPFPRS09-042 as Appendix A be approved.
- b) That Council's authority pursuant to Sections 356 (Division into parcels), 357 (Cancellation, reduction, refund of taxes), 358 (Overcharges) and 359 (Increase of Taxes) of the Municipal Act, 2001, be delegated to the City Treasurer as authorized under Section 23.2 of the Municipal Act, 2001.
- c) That a By-law be passed delegating Council's authority under Sections 356, 357, 358 and 359 of the Municipal Act, 2001 to the City Treasurer.
- d) That an annual report be presented to the Audit Committee for information purposes, at the same time the annual audited financial statements are presented, listing all tax adjustments made under Sections 356, 357, 358 and 359 of the Municipal Act, 2001

"CARRIED"

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**Director of Planning and Development Services
Report PLHD09-009
Award of RFP P-45-09
Social Housing Building Condition Assessment Project**

Moved by Councillor Peacock

That Council approve the recommendations outlined in Report PLHD09-009 December 7, 2009, of the Director of Planning and Development Services, as follows:

- a) That Request for Proposals document P-45-09 for the Social Housing Building Condition Assessment Project be awarded to The Stonewell Group Inc., 700 Finley Ave. Unit 4, Ajax, Ontario, L1S 3Z2, at a total cost of \$192,955 plus GST of \$9,647.75, PST not applicable, for a total of \$202,602.75: and**
- b) That a By-law be enacted to authorize the Mayor and Clerk to execute an agreement with The Stonewell Group Inc. for the Social Housing Assessment Project in accordance with the Request for Proposal P-45-09, in the form attached hereto as Appendix A.**

“CARRIED”

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City Clerk

Report CPCLK09-023

Lease of Voting Technology for the 2010 and 2014 Municipal Elections

Moved by Councillor Peacock

That Council approve the recommendations outlined in Report CPCLK09-022 dated December 7, 2009, of the City Clerk, as follows:

- a) That Section 15 (2) of the City Purchasing By-law 06-175 that stipulates a Request For Proposals Process must be undertaken when securing goods and/or services expected to cost more than \$25,000 in described circumstances be waived.
- b) That Dominion Voting, 215 Spadina Ave, Suite 200, Toronto, Ontario, Canada, M5T 2C7, be retained on a single source basis to provide project management and implementation of voting technology for the City of Peterborough 2010 Municipal election at an upset total fee of \$200,000 plus applicable taxes.
- c) That the City of Peterborough commit to the 5-Year Contract Pricing Option to include the 2014 election for the City of Peterborough.
- d) That a by-law be passed to authorize the Mayor and Clerk to execute an agreement between the Corporation of the City of Peterborough and Dominion Voting.

“CARRIED”

CORRESP09-061

Township of Madawaska Valley

Assessment Values

Moved by Councillor Peacock

That correspondence from the Township of Madawaska Valley seeking support to a resolution regarding assessed values for residential property be received.

“CARRIED”

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**CORRESP09-062
Township of Madawaska Valley
Safe Drinking Water**

Moved by Councillor Peacock

That correspondence from the Township of Madawaska Valley seeking support to a resolution regarding safe drinking water be received.

"CARRIED"

**CORRESP09-064
The Federation of Canadian Municipalities (FCM) Climate Change**

Moved by Councillor Peacock

That correspondence from the Federation of Canadian Municipalities (FCM) seeking support to a resolution regarding climate change be received.

"CARRIED"

**Senior Director of Corporate Services
Report CPFPRS09-044
Accessible Customer Service Standard Implementation Update**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report CPFPRS09-044 dated December 7, 2009, of the Senior Director of Corporate Services, as follows:

That Report CPFPRS09-044 dated December 7, 2009 of the Senior Director of Corporate Services, and the December 7, 2009 supporting staff presentation, regarding the implementation of the Accessibility Standards for Customer Service (Ontario Regulation 429/07) be received.

"CARRIED"

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**Director of Community Services
Report CSRS09-012
Outcome of the Provincial E-Bike Pilot Project**

Moved by Councillor Pappas

That Council approve the recommendations outlined in Report CSRS09-012 dated December 7, 2009, of the Director of Community Services, as follows:

- a) That By-law 09-076 is repealed and replaced with the proposed by-law attached as "Appendix C", incorporating the following amendments:**
 - i) To include Sidewalk and Sidewalk Walkway within the definition of Public Land;**
 - ii) To include definitions of Sidewalk and Sidewalk Walkway;**
 - iii) To specifically identify that no person shall operate or drive a bicycle or electric motor-assisted bicycle on any Sidewalk or Sidewalk Walkway;**
 - iv) To increase the set fine from \$100 to \$120 for any person who contravenes any provision of this by-law.**
- b) That City Staff and the Peterborough and Lakefield Community Police Services be encouraged to deliver a public education campaign to the degree possible within the approved operating budgets, clarifying the laws and general safety practices for all modes of transportation on all public transportation venues.**

"CARRIED"

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**Director of Planning and Development Services
Report PLHD09-010
Housing is Fundamental 2009 – Information Report**

Moved by Councillor Peeters

That Council approve the recommendation outlined in Report PLHD09-010 dated December 7, 2009 of the Director of Planning and Development Services as follows:

That the report “*Housing is Fundamental 2009*” of the Affordable Housing Action Committee (AHAC) be received for information.

“CARRIED”

**Director of Planning and Development Services
Report PLHD09-011
A Response To Ontario’s Long-Term Affordable Housing Strategy
Consultation**

Moved by Councillor Clarke

That Council approve the recommendations outlined in Report PLHD09-011 dated December 7, 2009, of the Director of Planning and Development Services, as follows:

- a) That City Council approve this report and Appendix A “City of Peterborough’s Response to Ontario’s Long-Term Affordable Housing Strategy”, as the City’s response to the consultation carried out by the Ministry of Municipal Affairs and Housing;**
- b) That Report PLHD09-011 be forwarded to the Minister of Municipal Affairs and Housing before the deadline of December 31, 2009;**
- c) That Report PLHD09-011 be used as a reference document as the City of Peterborough undertakes a local consultation and subsequently develops a proposal for the City of Peterborough’s Housing Strategy, as required under the Places to Grow Act, for consideration by City Council.**

“CARRIED”

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**Director of Planning and Development Services
Report PLPD09-040B
Authority to Award Construction Tender for the Willowcreek Area
Trail**

Moved by Councillor Vass

That Council approve the recommendations outlined in Report PLPD09-040B dated December 7, 2009, of the Director of Planning and Development Services, as follows:

- a) That Council delegate authority to award the Construction Tender for the Willowcreek Trail Project to the Administrative Staff Committee.**
- b) That the final alignment and design of the pedestrian trail for the Willowcreek Area, as illustrated on Attachment "A" to Report PLPD09-040B, be received.**
- c) That Council approve the installation of an Intersection Pedestrian Signal on Ashburnham Drive adjacent to 1880 Ashburnham Drive and that By-law Number 91-71 'A By-law for the Regulation of Traffic' be amended accordingly.**

Moved by Councillor Eggleton

That the Question be Put.

"CARRIED"

Upon the original motion of Councillor Vass, this motion carried.

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**CORRESP09-060
City of Ottawa
Default Speed Limits**

Moved by Councillor Doris

That staff provide a report in respect to Default Speed Limits.

“CARRIED”

**CORRESP09-063
City of St. Catharines
Exemption of GST on Purchase of Red Lapel Poppies**

Moved by Councillor Peeters

That CORRESP09-063 from the City of St. Catharines re Exemption from GST on purchases of red lapel poppies be endorsed and that this information be forwarded to MP Dean Del Maestro and the Minister of Veteran Affairs.

Moved by Councillor Doris

That the Question be Put.

“CARRIED”

Upon the original motion of Councillor Peeters, this motion carried.

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Other Business

Waste Water Treatment Biosolids Cake

Moved by Councillor Eggleton

That Section 7(1)(iii) of the City's Purchasing Policy By-law 06-175, which requires a Department Director to ensure sufficient approved budget exists for planned purchases before a procurement process commences, be waived to allow staff to issue a Request for Proposal, as has been requested by the Waste Management Steering Committee, to obtain competitive bids for both short and/or long term options for management of the City of Peterborough Waste Water Treatment Biosolids Cake.

"CARRIED"

Moved by Councillor Farquharson

That the open session of Committee of the Whole be recessed and that Committee resume Closed Session at 9:09 p.m.

"CARRIED"

Councillor Peeters left the meeting at 9:00 p.m.

Moved by Councillor Pappas

That the rules of order be suspended (Article 16.15.2) to continue the meeting to 10:30 p.m.

"CARRIED"

Moved by Councillor Pappas

That the meeting move out of closed session at 10:30 p.m.

"CARRIED"

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Adjournment

Moved by Councillor Pappas

That this meeting of Committee of the Whole adjourn at 10:30 p.m.

"CARRIED"

Nancy Wright-Laking
City Clerk

Bob Hall
Chair