

City Council Minutes

Council Chambers, City Hall

March 27, 2023

Present: Councillor Baldwin, Deputy Mayor
Councillor Beamer
Councillor Bierk
Councillor Crowley
Councillor Duguay
Councillor Haacke
Councillor Lachica
Councillor Parnell
Councillor Riel

Regrets: Councillor Vassiliadis
Mayor Leal

Staff: Brad Appleby, Planning Director
Sandra Clancy, Chief Administrative Officer
Richard Freymond, Commissioner of Corporate and Legislative Services
Natalie Garnett, Deputy City Clerk
James Istchenko, Waste Management Director
John Kennedy, City Clerk
Sheldon Laidman, Commissioner of Community Services
Peter Malin, Traffic and Parking Services Manager
Blair Nelson, Engineering and Capital Works Director
Michael Papadacos, Asset Management and Capital Planning Director
David Potts, City Solicitor
Jasbir Raina, Commissioner of Infrastructure and Planning
Karen Rennie, Art, Culture and Heritage Director
Kendra Sedgwick, Committee Support Specialist
Brendan Wedley, Manager of Communication Services

Call to Order

The meeting was called to order at 6:04 p.m.

On behalf of Council, Mayor Leal temporarily joined the meeting by phone to recognize Sandra Clancy, CAO for her contributions to the City of Peterborough over the past 40 years.

Ceremonial Presentation - City of Peterborough Public Art Program and Collection

Presentations were made to four artists whose work was selected as part of the Indoor-Outdoor public art project: Casandra Lee, John Climenhage, Jeffrey Macklin and Brooklin Stormie Holbrough.

Approval of Minutes

Moved by Councillor Vassiliadis

Seconded by Councillor Haacke

That the City Council minutes of February 27 and March 13, 2023 be approved.

For (10): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Absent (1): Mayor Leal

Carried (10 to 0)

Disclosure of Pecuniary Interest

Councillor Haacke declared an interest in item 10.b.10, Community Grants, as his spouse is the President of the Kawartha Komets.

Registered Delegations

Physician Recruitment Presentation, Report CLSCLK23-004

Roy Brady, Ware Street

Motion in Support of Bill 5, Stopping Harassment and Abuse by Local Leaders Act, 2022

Kerith Paul, The Women of Ontario Say No, 359 Hunter Street West

Planning Application Fees Update, Report IPSPL23-005

Rebecca Schillemat, Peterborough and the Kawarthas Home Builders Association, 605 Ashburnham Drive

2023 Community Project and Investment Grants, Report CSD23-004

Appeal by Applicant

Ryan Kerr, The Theatre on King, King Street

Denise Stone, Artisans Centre Peterborough

Delegates

Debbie Quinlan, Hearts 4 Joy Nonprofit Organization, 1996 Foxfarm Road

Kate Story, The Theatre on King, 590 Harvey Street

Sarah McNeilly, 770 Alymer Street

Paul Hickey, 191 O'Carol Avenue

Frank Flynn, TTOK, 28 Cricket Place

Mark Wallace, New Stages Peterborough, 304 Elias Avenue

Linda V Kash, The Peterborough Academy of Performing Arts, 255 Denne Crescent

Alexsandra Bartley, Kawartha Komets, Charlotte Street
Terry Guiel, DBIA, 313 Water Street
Dr. Laura Lawson, TTOK, 306 Stewart Street

Councillor Riel left the meeting at 7:39 p.m. and returned at 7:41 p.m.

Councillor Bierk left the meeting at 7:41 p.m. and returned at 7:42 p.m.

Councillor Duguay left the meeting at 7:43 p.m. and returned at 7:45 p.m.

Councillor Beamer left the meeting at 7:49 p.m. and returned at 7:51 p.m.

Councillor Haacke left the meeting at 7:51 p.m. and returned at 7:53 p.m.

Committee recessed at 7:55 p.m. and reconvened at 8:03 p.m.

Consent Items: Reports to be approved under one motion

Moved by Councillor Parnell

Seconded by Councillor Haacke

That items 10.a.1 Report of Closed Session, Report CSSS23-010; 10.a.2 Report of Closed Session, Report CLSFS23-023; 10.a.3 Zoning By-law Amendment Z2211, 2000 Technology Drive, Report IPSPL23-009; 10.a.4 Physician Recruitment Presentation, Report CLSCLK23-004; 10.a.5 MPAC 101 Presentation, Report CLSLCK23-007; 10.a.6 Rescindment of the COVID-19 Workplace Vaccination Policy, Report CLSHR23-003; 10.a.7 2023 Debenture Issue, Report CLSFS23-021; 10.a.8 Peterborough & the Kawarthas Economic Development Appointment, Report CLSCLK23-005; 10.a.9 Motion in Support of Bill 5, Stopping Harassment and Abuse by Local Leaders Act, 2022; 10.a.10 Peterborough Community Health Centre; 10.b.1 Report CLSRS23-006 - Jameson Drive Property; 10.b.2 Report CLSHR23-002 - Collective Bargaining; 10.b.3 2022 Council Remuneration and Expense Statements, Report CLSFS23-020; 10.b.4 Budget Re-allocation, Creation of Del Crary Park Marina Deck Repairs Project, Report CLSFM23-010; 10.b.5 Award of Construction of Heritage Park, Peterborough, Report CLSFPI23-002; 10.b.6 Enforcement Services Review Project, Report IPSBD23-001; 10.b.7 Diversity, Equity and Inclusion advisor Update, Report CSD23-005; 10.b.8 Licensing of Transportation Network Companies, Taxis and Limousines, Report CLSCLK23-006; and 10.b.9 Planning Application Fees Update, Report IPSPL23-005 be approved on Consent.

For (10): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Absent (1): Mayor Leal

Carried (10 to 0)

Recommendations from General Committee Meetings of March 6, 2023

Report of Closed Session, Report CSSS23-010

That Council approve the recommendation outlined in Report CSSS23-010, dated March 6, 2023, of the Commissioner of Community Services as follows:

That staff be authorized to proceed as outlined in Closed Session Report CSSS23-010 dated March 6, 2023 of the Commissioner of Community Services.

Report of Closed Session, Report CLSFS23-023

That Council approve the recommendation outlined in Report CLSFSS23-023, dated March 6, 2023 of the Commissioner of Corporate and Legislative Services and the Commissioner of Community Services as follows:

That staff be authorized to proceed as outlined in Closed Session Report CLSFS23-023 dated March 6, 2023 of the Commissioner of Corporate and Legislative Services and the Commissioner of Community Services.

Zoning By-law Amendment Z2211, 2000 Technology Drive, Report IPSPL23-009

That Council approve the recommendations outlined in Report IPSPL23-009, dated March 6, 2023 of the Commissioner of Infrastructure and Planning Services as follows:

a) That Section 3.9 Exceptions, of the Zoning By-law 97-123, be amended by adding exception number .354 in accordance with Exhibit C of Report IPSPL23-009; and

b) That the subject property be re-zoned from M2.1 - Prestige Industrial District to M2.3-354 Prestige and Service Industrial and OS.1 Open Space District in accordance with Exhibit C of Report IPSPL23-009.

Physician Recruitment Presentation, Report CLSCLK23-004

That Council approve the recommendation outlined in Report CLSCLK23-004 dated March 6, 2023, of the City Clerk, as follows:

That the presentation regarding Physician Recruitment, be received for information.

MPAC 101 Presentation, Report CLSLCK23-007

That Council approve the recommendation outlined in Report CLSCLK23-007, dated March 6, 2023 of the City Clerk as follows:

That the presentation from the Municipal Property Assessment Corporation be received for information.

Rescindment of the COVID-19 Workplace Vaccination Policy, Report CLSHR23-003

That Council approve the recommendation outlined in Report CLSHR23-003 dated March 6, 2023 of the Commissioner of Corporate and Legislative Services as follows:

That the COVID-19 Workplace Vaccination Policy as attached in Appendix A to Report CLSHR23-003 dated March 6, 2023, be rescinded.

2023 Debenture Issue, Report CLSFS23-021

That Council approve the recommendations outlined in Report CLSFS23-021, dated March 6, 2023 of the Commissioner of Corporate and Legislative Services as follows:

a) That the necessary borrowing by-laws be approved to borrow funds up to a maximum of \$29,612,189 to finance City capital projects, and for terms not to exceed the terms indicated on Appendix A, attached to Report CLSFS23-021; and

b) That the Treasurer be authorized to apply to Ontario Infrastructure and Lands Corporation to borrow these funds.

Peterborough & the Kawarthas Economic Development Appointment, Report CLSCLK23-005

That Council approve the recommendation outlined in Report CLSCLK23-005 dated March 6, 2023, of the City Clerk, on behalf of the Peterborough & the Kawarthas Economic Development Board, as follows:

That Paul Hickey be appointed as a City representative on the Peterborough & the Kawarthas Economic Development Board, for a three-year term commencing April 20, 2023.

Motion in Support of Bill 5, Stopping Harassment and Abuse by Local Leaders Act, 2022

Whereas, Bill 5, Stopping Harassment and Abuse by Local Leaders Act, 2022, proposes important measures to prevent and address harassment and abuse by local leaders in the workplace, including creating a process for removing leaders from office in cases of egregious acts;

Whereas, the proposed legislation would help protect individuals and promote accountability among local leaders, and provide a clear framework for addressing instances of harassment and abuse;

Whereas, the City of Peterborough recognizes the importance of taking proactive steps to prevent and address harassment and abuse in the workplace;

Therefore, be it resolved that The City of Peterborough supports Bill 5, Stopping Harassment and Abuse by Local Leaders Act, 2022, and urges the provincial government to prioritize its passage into law;

Be it further resolved that a letter of support endorsing Bill 5 be sent to the following officials and organizations:

MPP Dave Smith, MPP Stephen Blais, The Premier of Ontario, The Minister of Municipal Affairs and Housing, and The Association of Municipalities of Ontario (AMO)

And that the letter expresses the City of Peterborough's strong support for Bill 5 and the importance of taking concrete action to prevent and address harassment and abuse by local leaders. It should also urge the officials and organizations to prioritize the passage of this important legislation into law, and highlight the need for strong measures to protect individuals and ensure accountability among local leaders in the workplace.

Peterborough Community Health Centre

That the board of the Peterborough Community Health Centre speak to City Council in April about pursuing the establishment of a Community Health Centre in Peterborough.

Report CLSRS23-006 - Jameson Drive Property

That Council approve the recommendation outlined in Report CLSRS23-006 dated March 13, 2023 of the Commissioner of Corporate and Legislative Services as follows:

That, respecting the property known municipally as 280 Jameson Drive, staff be authorized to proceed as outlined in Closed Session Report CLSRS23-006 dated March 13, 2023 of the Commissioner of Corporate and Legislative Services.

Report CLSHR23-002 - Collective Bargaining

That Council approve the recommendation outlined in Report CLSHR23-002, dated March 13, 2023 of the Commissioner of Corporate and Legislative Services as follows:

That Council direct staff to proceed as recommended in Closed Session Report CLSHR23-002 dated March 13, 2023, as amended, of the Corporate and Legislative Services Commissioner respecting the collective bargaining process.

2022 Council Remuneration and Expense Statements, Report CLSFS23-020

That Council approve the recommendation outlined in Report CLSFS23-020, dated March 13, 2023 of the Commissioner of Corporate and Legislative Services as follows:

That the 2022 Remuneration and Expense Statements for Council Members and Council appointees to boards and commissions, outlined in Report CLSFS23-020, dated March 13, 2023 of the Commissioner of Corporate and Legislative Services, be received for information.

Budget Re-allocation, Creation of Del Crary Park Marina Deck Repairs Project, Report CLSFM23-010

That Council approve the recommendations outlined in Report CLSFM23-010 dated March 13, 2023 of the Commissioner of Corporate and Legislative Services, as follows:

a) That as a result of the recent Building Condition Audit and Structural review, a capital sub project be created within the Corporate and Legislative Services – Facilities Management – Community Services Capital Project (Project 3-1.02) for Del Crary Park Marina Deck Repairs at Del Crary Park Marina in the amount of \$150,000; and

b) That, the \$150,000 capital budget for the Del Crary Park Marina Deck Repairs project be transferred from the 2023 Capital Budget project Corporate and Legislative Services – Facilities Management – Community Services – Healthy Planet Arena – Replace Refrigeration Plant, (2) Ice Pads, Dasher Boards and Lighting Replacement.

Award of Construction of Heritage Park, Peterborough, Report CLSFPI23-002

That Council, as set out in Chart 2, Section a), iv) of Appendix A of the City's Procurement By-law 22-070, approve the recommendation outlined in this Report CLSFPI23-002, dated March 13, 2023 of the Commissioner of Corporate and Legislative Services as follows:

That the construction of Heritage Park be awarded to A.B.C Recreation Ltd., PO Box 397, Paris, Ontario, N3L 3T5, at a cost of \$324,557.41 plus HST of \$42,192.46 for a total cost of \$366,749.87.

Enforcement Services Review Project, Report IPSBD23-001

Amended Recommendation:

That Council approve the recommendations outlined in Report IPSBD23-001, dated March 13, 2023 of the Commissioner of Infrastructure and Planning Services as follows:

a) That the presentation regarding the Enforcement Services Review Project from Maclaren Municipal Consulting Inc. be received;

b) That the eight Short Term Objectives outlined in Report IPSBD23-001 be approved and that staff be directed to proceed with implementation of these eight Short Term Objectives; and

c) That the remaining Medium and Long Term Objectives outlined in Report IPBD23-001 be approved as a roadmap for the evolution of a new Municipal Law Enforcement Division.

d) That staff provide a report respecting a potential Light Pollution By-law.

Diversity, Equity and Inclusion advisor Update, Report CSD23-005

That Council approve the recommendation outlined in Report CSD23-005, dated March 13, 2023 of the Commissioner of Community Services as follows:

a) That the report and presentation be received for information; and,

Committee at its meeting of March 13, 2023, added the following items:

b) The City of Peterborough, throughout the calendar year, enhance its proactive and proud commitment to our cultural communities in the following ways:

i) Produce City-organized programming and exhibits and support specific community partners at their respective initiatives and events to increase awareness and understanding of equity-deserving groups in the City of Peterborough;

ii) Communicate specific Days (Weeks and/or Months) of Significance to equity-deserving groups in meaningful ways, i.e. portraits, visuals and/or brief reflections via the City of Peterborough website and social media channels;

c) That staff be directed to provide a report to Council on the resources necessary to appropriately implement the items in b)i) and b)ii).

Licensing of Transportation Network Companies, Taxis and Limousines, Report CLSCLK23-006

That Council approve the recommendations outlined in Report CLSCLK23-006, dated March 13, 2023 of the City Clerk as follows:

a) That, at the request of the Peterborough Police Services Board, Council approve the transfer of the administration of the licensing of Transportation Network Companies, Taxis and Limousines from Peterborough Police Services to the Clerk's Office.

b) That staff be directed to provide a subsequent report to Council with recommendations to implement the licensing program, including the appropriate by-laws and the timing of the transfer of responsibilities.

Planning Application Fees Update, Report IPSPL23-005

That Council approve the recommendation outlined in Report IPSPL23-005, dated March 13, 2023 of the Commissioner of Infrastructure and Planning Services as follows:

That the By-law to amend the City's 2023 User Fees By-law Number 23-028 attached as Appendix A to Report IPSPL23-005 be approved.

2023 Community Project and Investment Grants, Report CSD23-004

Councillor Parnell requested that the motions be separated.

Moved by Councillor Crowley

Seconded by Councillor Duguay

That Council approve the recommendations outlined in Report CSD23-004 dated March 13, 2023 of the Commissioner of Community Services, as follows:

a) That the recommendations of the 2022 Community Project Grants Committee in the total amount of \$20,655 be allocated to various community groups as described in Appendix A; and

For (10): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Absent (1): Mayor Leal

Carried (10 to 0)

Councillor Haacke did not discuss or vote on b) due to his previously declared conflict.

Moved by Councillor Crowley

Seconded by Councillor Duguay

b) That the recommendations of the Community Investment Grant Advisory Committee in the total amount of \$148,828 be allocated to various local charitable and Not-For-Profit organizations (NFP's) as described in Appendix B.

For (9): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Absent (1): Mayor Leal

Conflict (1): Councillor Haacke

Carried (9 to 0)

Moved by Councillor Crowley

Seconded by Councillor Duguay

c) That a total of \$19,000 be dispersed to the following groups who did not receive grant funding as follows; Peterborough Theatre Users Group - \$9,500, Artisans Centre Peterborough - \$9,500, and that the \$19,000 be drawn from the Contingency Budget.

For (3): Councillor Bierk, Councillor Crowley, and Councillor Lachica

Against (7): Councillor Baldwin, Councillor Beamer, Councillor Duguay, Councillor Haacke, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Absent (1): Mayor Leal

Lost (3 to 7)

Moved by Councillor Crowley

Seconded by Councillor Duguay

d) That staff review the grant funding application and approval process to ensure the integrity and fairness of the community investment grant's program, and report back to Council with any recommended changes.

For (10): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Absent (1): Mayor Leal

Carried (10 to 0)

Ontario Small Urban Municipalities Board Membership

Councillor Lachica withdrew her motion on the Ontario Small Urban Municipalities Board Membership.

Notice of Motion

Moved by Councillor Lachica

Seconded by Councillor Bierk

Whereas the Ontario Arts Council (OAC) is the province's largest public granting agency and;

Whereas, the Ontario Government is proposing a cut of 15% to the OAC's annual budget and;

Whereas, many organizations and individual artists in Peterborough and Peterborough County receive funding from the OAC and;

Whereas, Council received correspondence from the Electric City Culture Council (EC3) requesting support for the advocacy efforts of EC3 and other provincial arts service organizations to maintain the OAC's funding level and;

Whereas, maintaining the OAC's funding level could help the arts, culture, and tourism sector work towards financial viability as it recovers from the lingering economic aftershocks of the pandemic and;

Whereas, the Arts and Culture Advisory Committee passed a motion at its meeting of March 9, 2023 to recommend that Council send a letter to the province in support of the EC3's advocacy efforts regarding the proposed cuts to the OAC budget;

Now therefore be it resolved, that Council direct the Clerk's Office to send a letter on behalf of the Corporation of the City of Peterborough, addressed to MPP Smith; the Minister of Finance; the Minister of Tourism, Culture, and Sport; and Premier Ford, supporting the request from the EC3 to provide stable funding to the OAC by maintaining their existing funding level.

For (9): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Lachica, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Against (1): Councillor Haacke

Absent (1): Mayor Leal

Carried (9 to 1)

Approval of By-laws

Moved by Councillor Parnell

Seconded by Councillor Beamer

That By-laws 23-040, 23-041, 32-044, 23-045 and 23-046 be approved.

- 23-040 Being a By-law to repeal By-law 21-006 and authorize the 2021 portion of the Bethune Street Diversion City Funded project at an estimated cost of \$1,900,000 and the issuing of and tax supported debentures to a maximum of \$1,900,000 to finance the work and to authorize the 2021 portion of the Bethune Street Diversion Shared Funding project at an estimated cost of \$3,615,600 and the issuing of tax supported debentures to a maximum of \$2,079,500 to finance the work**
- 23-041 Being a By-law to repeal By-law 21-030, being a by-law to debenture the 2021 Parkland Development Assistance Program**
- 23-044 Being a By-law to approve the submission of an application to Ontario Infrastructure and Lands Corporation ("OILC") for the long-term financing of certain capital work(s) of the Corporation of the City of Peterborough (The "Municipality"); and to authorize the entering into of a rate offer letter agreement pursuant to which the municipality will issue debentures to OILC**
- 23-045 Being a By-law to amend the Zoning By-law for the lands known as 2000 Technology Drive**
- 23-046 Being a By-law to amend User Fees By-law Number 23-028 to update planning application fees**

For (10): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Absent (1): Mayor Leal

Carried (10 to 0)

Other Business

Traffic Safety and Control Measures for Woodglade Boulevard and Oakwood Crescent

Moved by Councillor Crowley

Seconded by Councillor Vassiliadis

Therefore, be it resolved that staff be directed to conduct an immediate operations review of the intersection of Woodglade Boulevard and Oakwood Crescent and report back on suitable traffic safety and control measures, including measures identifying Woodglade Boulevard as a priority area for traffic calming measures.

For (10): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Absent (1): Mayor Leal

Carried (10 to 0)

Confirmation By-law

Moved by Councillor Riel

Seconded by Councillor Parnell

23-047 Being a By-law to confirm the proceedings of the Council at its meeting held on March 27, 2023

For (10): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Absent (1): Mayor Leal

Carried (10 to 0)

Adjournment

Moved by Councillor Duguay

Seconded by Councillor Lachica

That this meeting adjourn at 9:21 p.m.

For (10): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Absent (1): Mayor Leal

Carried (10 to 0)

John Kennedy

City Clerk

Gary Baldwin

Deputy Mayor