



**COMMITTEE OF THE WHOLE MINUTES
CITY OF PETERBOROUGH
SEPTEMBER 7, 2010
DRAFT MINUTES NOT APPROVED**

**MINUTES OF A MEETING OF COMMITTEE OF THE WHOLE HELD ON
SEPTEMBER 7, 2010 IN THE GENERAL COMMITTEE ROOM AND
COUNCIL CHAMBERS, CITY HALL**

The meeting of Committee of the Whole was called to order at 5:01 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 one item under Section 239(2)(b) Personal Matters About An Identifiable Individual, Including Municipal Or Local Board Employees

"CARRIED"

Moved by Councillor Martin

That Committee move out of closed session at 5:19 p.m.

"CARRIED"

Committee reconvened in open session at 7:16 p.m. in the Council Chambers.

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Minutes – August 30, 2010

Moved by Councillor Clarke

That the minutes of the Committee of the Whole meeting held August 30, 2010 be approved.

“CARRIED”

Disclosure of Pecuniary Interest

There were no disclosures of interest.

Consent Agenda

Moved by Councillor Pappas

That Items 5, 6, 8, 10, 12, 13, 14, 19, 21, 22 and 23 be approved as part of the Consent Agenda.

“CARRIED”

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**Director of Planning and Development Services
Report PLHD10-007
Authorization to Execute Short-Term Rent Support Program
Agreements**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report PLHD10-007 dated September 7, 2010, of the Director of Planning and Development Services, as follows:

That the Mayor and Clerk, and/or other individuals as may be requested by the Province, be authorized to execute a Referral Agreement and any other documentation provided by the Province for participation in the Short-Term Rent Support Program (STRSP)

“CARRIED”

**Director of Planning & Development Services
Report PLPD10-067
Award of RFP P-19-10 for Engineering Design Services and
Construction of a Pedestrian Bridge with an Access Ramp over
Jackson Creek in Del Crary Park**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report PLPD10-067 dated September 7, 2010, of the Director of Planning and Development Services, as follows:

That Request for Proposals P-19-10 for the construction of a pedestrian bridge with an access ramp over Jackson Creek in Del Crary Park be awarded to Rideau Valley Contractors Limited, a Division of John Gaffaney Construction Company Limited, P.O. Box 700, Stratford, Ontario, N5A 6V8, in the amount of \$363,383.00, plus \$47,239.79 HST for a total of \$410,622.79.

“CARRIED”

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**Director of Community Services
Report CSRS10-007
Downtown Youth Space Update**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report CSRS10-007 dated September 7, 2010, of the Director of Community Services, as follows:

That Report CSRS10-007 be received for information.

"CARRIED"

**Director of Community Services
Report CSSS10-007
Findings and Follow-up Actions of the 2009 Seniors Summit**

Moved by Councillor Pappas

That Council approve the recommendations outlined in Report CSSS10-007 dated September 7, 2010, of the Director of Community Services, as follows:

- a) That Staff be directed to conduct an inventory of seniors' services that are directly delivered by the City of Peterborough, and ensure the City's website design and content related to such services is reviewed, consolidated, and easy to locate.**
- b) That Staff be directed to take the lead in establishing a network of local senior service providers, to foster partnerships and service integration opportunities.**
- c) That Staff be directed to coordinate a Seniors Summit follow-up event in 2011, in collaboration with other local organizations that provide services to seniors.**

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- d) That the coordination of local seniors' services be considered a new service, and that a budget line item be included for consideration as an operating expense in the Social Services budget as a 100% municipal allocation during budget deliberations to support ongoing activities and staff involvement dedicated to this service.
- e) That Appendix A, Recommendations from the 2009 Seniors Summit, be received as information.

"CARRIED"

**Director of Community Services
Report CSD10-039
Market Hall Construction Progress Report**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report CSD10-039 dated September 7, 2010 of the Director of Community Services as follows:

That Report CSD10-039 be received for information.

"CARRIED"

**Director of Utility Services
Report USWM10-007
2009 Annual Waste Management Report**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report USWM10-007 dated September 7, 2010 of the Director of Utility Services as follows:

That Council receive the 2009 Annual Waste Management Report, as outlined in Report USWM10-007, as one of the requirements for maximum blue box funding.

"CARRIED"

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**Director of Utility Services
Report USWM10-008
2010 Blue Box Recycling Plan**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report USWM10-008 dated September 7, 2010 of the Director of Utility Services as follows:

That Council endorse the 2010 Blue Box Recycling Plan, as detailed in Attachment 1 of Report USWM10-008, as one of the requirements for maximum blue box funding.

“CARRIED”

**City Solicitor and Director of Legal Services
Report OCS10-016
Expropriation of Lands – 1607, 1619, 1633 and 1709
Lansdowne Street West for road widening purposes**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report OCS10-016 dated September 7, 2010, of the City Solicitor and Director of Legal Services:

That Report OCS10-16 be received for information.

“CARRIED”

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**Senior Director of Corporate Services
Report CPFPRS10-027
Peterborough Airport ISF Major Infrastructure
and Airport Development Projects Status Update**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report CPFPRS10-027, dated September 7, 2010, of the Senior Director of Corporate Services as follows:

That Report CPFPRS10-027 providing a status update on the Peterborough Airport ISF Major Infrastructure and Airport Development Capital Projects be received.

"CARRIED"

**Senior Director of Corporate Services
Report CPCLK10-016
Citizen Committee Appointments**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report CPCLK10-016, dated September 7, 2010, of the Senior Director of Corporate Services, as follows:

That the Citizen Appointments to Council Committees due to expire in 2010 be extended to January 31, 2011.

"CARRIED"

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**Senior Director of Corporate Services
Report CPCLK10-017
Restructuring of Atomic Energy of Canada Limited (AECL)**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report CPCLK10-017, dated September 7, 2010 of the Senior Director Corporate Services as follows:

That Report CPCLK10-017 be received for information.

“CARRIED”

**Director of Community Services
Report CSACH10-010
Presentation by Municipal Cultural Plan Consultants**

Moved by Councillor Pappas

Ms. Keesmaat, Municipal Cultural Plan Consultants, Office for Urbanism, made a presentation.

That Council approve the recommendation outlined in Report CSACH10-010, dated September 7, 2010, of the Director of Community Services, as follows:

That the September 7, 2010 presentation from the Municipal Cultural Plan consultants, Office for Urbanism, be received for information.

Councillor Farquharson asked staff to provide council with a copy of the consultant's presentation.

“CARRIED”

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**Director of Planning and Development Services
Report PLHD10-006
Housing is Fundamental 2010 – Information Report
Presentation**

Ms. Bacque, Manager, Housing and Mr. Armstrong, Chair, Affordable Action Housing Committee made a presentation.

Moved by Councillor Clarke

That Council approve the recommendation outlined in Report PLHD10-006 dated September 7, 2010, of the Director of Planning and Development Services, as follows:

That the presentation and report “*Housing is Fundamental 2010*” of the Affordable Housing Action Committee (AHAC) be received for information.

Councillor Peacock left the meeting at 8:38 p.m. and returned at 8:41 p.m.

“CARRIED”

**Director of Community Services
Report CSRS10-006
Revised Operating Agreement for the Peterborough Sport & Wellness
Centre**

Moved by Councillor Martin

That Council approve the recommendations outlined in Report CSRS10-006 dated September 7, 2010, of the Director of Community Services, as follows:

- a) **That the recommended adjustment for the shared financial operations between Fleming College and the City of Peterborough as outlined in Appendix A be approved;**
- b) **That the revised operating agreement between the City of Peterborough and Sir Sandford Fleming College be approved for the Peterborough Sport & Wellness Centre; and**

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- c) That a by-law be enacted authorizing the Mayor and the City Clerk to sign and seal the necessary agreement to be effective January 1, 2011.

“CARRIED”

**Director of Community Services
Report CSRS10-008
Relocation of the Lawn Bowling Clubhouse to Nicholls Oval**

Moved by Councillor Vass

That Council approve the recommendations outlined in Report CSRS10-008 dated September 7, 2010, of the Director of Community Services, as follows:

- a) That the preferred option (Option 1) identified in this report be approved, specifically as follows:
- i) That the sale of the Peterborough Lawn Bowling Club’s Clubhouse facility to the Peterborough Rugby Club be considered an acceptable adaptive re-use of the facility;
 - ii) That costs totalling up to \$31,500 be charged to the Heritage Implementation Plan account for the relocation of the Clubhouse to Nicholls Oval if required;
 - iii) That staff include a 2011 Capital Budget Project in the Draft 2011 Capital Budget for the new Council’s consideration to provide a grant and an interest-bearing loan to the Peterborough Rugby Club, to assist with expenses in excess of their original capital reserve investment, their acquired Trillium Funding, and any funds issued by the City in 2010 to support this project for Council’s consideration;
 - iv) That the proposed relocation of the Clubhouse facility to Nicholls Oval Park, as per the site plan attached as “Appendix A” be approved;
 - v) That City staff be directed to enter into a 50-year land lease agreement with the Peterborough Rugby Club to situate the Clubhouse in Nicholls Oval Park, and that a by-law be approved authorizing the Mayor and Clerk to sign the land lease agreement;

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- vi) That for a period up to November 30, 2015, the City accepts donations, issues income tax receipts to donors, and deposits all monies received in an interest-bearing account held by the City in support of the Peterborough Rugby Club's fund-raising efforts.

That item iv) be amended by adding the words: "in principle with further financial details to be provided" and that item v) be amended by removing the word "approved" and replacing it with the word "prepared".

Moved by Councillor Doris

That the rules of order be suspended (Article 16.10.3) to allow for a delegation from the Lawn Bowling Club to answer questions.

"CARRIED"

Mr. Gilpin, Peterborough Lawn Bowling Club answered questions of Committee.

Councillor Farquharson left the meeting at 9:40 p.m. and returned at 9:54 p.m.

Moved by Councillor Peeters

That the rules or order be suspended (Article 16.15.2) to extend the meeting past 10:00 p.m. to the hour of 11:35 p.m. to complete the agenda including Other Business.

"CARRIED"

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

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**Director of Community Services
Report CSACH10-011
Vacant Storefronts and Balsillie Collection Images**

Moved by Councillor Vass

That Council approve the recommendation outlined in Report CSACH10-011, dated September 7, 2010, of the Director of Community Services, as follows:

That the report be received for information.

"CARRIED"

**Director of Utility Services
Report USWM10-009
2010 Waste Management Communication Strategy**

Moved by Councillor Vass

That Council approve the recommendation outlined in Report USWM10-009 dated September 7, 2010 of the Director of Utility Services as follows:

That Council endorse the 2010 Waste Management Communication Strategy, as detailed in Attachment 1 in Report USWM010-009, as one of the requirements for maximum blue box funding.

Councillor Pappas left the meeting at 10:14 p.m. and returned at 10:16 p.m.

Councillor Peeters left the meeting at 10:14 p.m. and returned at 10:19 p.m.

"CARRIED"

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**Director of Utility Services
Report USEC10-023
Byersville/Harper Creek Detailed Flood Reduction Study
Approval to Post Project File**

Moved by Councillor Martin

That Council approve the recommendations outlined in Report USEC10-023 dated September 7, 2010 from the Director of Utility Services as follows:

- a) That Council direct staff to finalize the Byersville/Harper Creek Detailed Flood Reduction Study and file a Notice of Completion, posting the Project File for public review under the mandatory 30-day period in accordance with the Schedule "B" provisions of the Municipal Class Environmental Assessment requirements; and**
- b) That the Otonabee Region Conservation Authority be requested to accept Appendix C of Report USEC10-023 as the Flood-Risk Mapping for the specific areas identified in Figures 3.3 and 3.4 of that Report.**

Councillor Vass left the meeting at 10:16 p.m. and returned at 10:18 p.m.

Councillor Clarke asked staff to provide by E-mail, the start date for improvements to the Kawartha Heights Park and Cedargrove Storm Water Pond Improvements.

"CARRIED"

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**City Solicitor and Director of Legal Services
Report OCS10-013
Otonabee Region Conservation Authority**

Moved by Councillor Doris

That Council approve the recommendations outlined in Report OCS10-013 dated September 7, 2010, of the City Solicitor and Director of Legal Services, as follows:

- a) That the Mayor and/or Staff be directed to provide comments to AMO and the Province regarding conservation authority legislation and mandate.**
- b) That Staff actively participate in the present review being undertaken by ORCA and provide input related to representative voting compared to allocation of levy.**
- c) That Staff actively participate in the ORCA review being undertaken and provide input related to the appropriate governance structure.**
- d) In the event that the operational review does not result in a more co-operative solutions-based and equitable decision making body, Staff are directed to report back to Council, in the new year, with options including alternative service and program delivery models.**

Mayor Ayotte left the meeting at 10:26 p.m. and returned at 10:28 p.m.

“CARRIED”

**City Solicitor and Director of Legal Services
Report OCS10-015
Legal Indemnification of City Employees and Councillors**

Moved by Councillor Martin

That Council approve the recommendations outlined in Report OCS10-015 dated September 7, 2010, of the City Solicitor and Director of Legal Services, as follows:

- a) That a by-law be passed to provide legal indemnification for the payment of costs or damages awarded against an employee or a member of City**

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Council and the payment of expenses incurred by them as a result of any action or other proceeding arising out of the acts or omissions done or made by them in their capacity as an employee or a member of City Council; and

- b) That the City Solicitor be directed to develop an Indemnification Agreement, entered into by the respective parties in accordance with the by-law.**

The City solicitor requested the following amendment to Appendix A, section 1.1:

That the words “or of a local board” be removed from the definition of the term Employee and that a new ii) be created and read “Persons appointed to a local board by Council”.

“CARRIED”

**City Solicitor and Director of Legal Services
Report OCS10-017
Right to Enter Adjoining Land to Make Repairs**

Moved by Councillor Vass

That Council approve the recommendation outlined in Report OCS10-017 dated September 7, 2010, of the City Solicitor and Director of Legal Services as follows:

That a by-law be passed to authorize a right-of-entry for a property owner to enter adjoining lands to make repairs or alterations to any buildings, fences or other structures of the property owner.

Councillor Martin left the meeting at 10:43 p.m. and returned at 10:44 p.m.

“LOST”

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CORRESP10-032

The Regional Municipality of Halton

OMB Appeal Costs for Growth Plan Conformity Exercises

Moved by Councillor Martin

That the correspondence from the Regional Municipality of Halton requesting support and endorsement of their resolution that the Province of Ontario take responsibility for and assume all costs related to Ontario Municipal Board appeal hearings regarding the approval of regional and local Official Plan Amendments, passed in order to achieve conformity with the *Places To Grow Act*, be received and endorsed by issuing a letter of support to the Premier of Ontario, MPP Jeff Leal, the Minister of Municipal Affairs and Housing and the Association of Municipalities of Ontario.

“CARRIED”

Other Business

Councillor Peacock mentioned the press conference to welcome the New Westminster Salmonbellies lacrosse team on Thursday September 9, 2010.

Councillor Clarke mentioned a dedication of memorial stone on September 11, 2010 to commemorate the mobilization of the Stormont Dundas and Glengarry Highlanders in Peterborough for service in World War II.

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Adjournment

Moved by Councillor Farquharson

That this meeting of Committee of the Whole adjourn at 11:07 p.m.

"CARRIED"

John Kennedy
Deputy City Clerk

Councillor Hall
Chair