



**CITY COUNCIL MINUTES
CITY OF PETERBOROUGH
DECEMBER 14, 2009
DRAFT MINUTES NOT APPROVED**

**MINUTES OF A MEETING OF CITY COUNCIL HELD ON DECEMBER 14,
2009 IN THE COUNCIL CHAMBERS, CITY HALL**

Meeting called to order at 6:38 p.m. in the Council Chambers.

Roll Call:

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

Ceremonial Presentation

2009 Ontario Senior Achievement Award

Mayor Ayotte and Council congratulated Yvonne Coveney-Boyd on attaining the 2009 Ontario Senior Achievement Award.

Moved by Councillor Hall

That City Council recess and that Planning Committee reconvene at 6:44 p.m.

"CARRIED"

City Council recessed at 6:44 p.m. and reconvened at 7:50 p.m. Councillor Farquharson returned at 8:04 p.m.

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Confirmation of Minutes

Moved by Councillor Clarke, seconded by Councillor Pappas

That the minutes of the meeting of Council held on November 16, 2009 be confirmed.

“CARRIED”

Disclosure of Pecuniary Interest

There were no disclosures of interest.

Delegations

Budget Committee Report

There were no delegations.

Planning Committee Report

Lucinda Hague made a delegation to item 1 of the Planning Committee Report No. 20 (PLPD09-073 Final Draft Letter Of Understanding between the City of Peterborough, the Township of Otonabee – South Monaghan and The County of Peterborough)

Marie Bongard made a delegation to item 2 of the Planning Committee Report No. 20 (PLPD09-060A Official Plan Rezoning Application 300 Milroy Drive) (No Frills)

James Burrett, made a delegation to item 2 of the Planning Committee Report No. 20 (PLPD09-060A Official Plan Rezoning Application 300 Milroy Drive) (No Frills)

Chris Gregory, Walmart Corporation, made a delegation to item 1 of the Planning Committee Report No. 19 (Report PLPD09-054A Rezoning Application 1002 Chemong Road) (Walmart Property)

Steve Zakem, Arid & Berlis LLP made a delegation to item 2 of the Planning Committee Report No. 20 (PLPD09-060A Official Plan Rezoning Application 300 Milroy Drive) (No Frills)

Gordon Petch, made a delegation to item 2 of the Planning Committee Report No. 20 (PLPD09-060A Official Plan Rezoning Application 300 Milroy Drive) (No Frills)

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Moved by Councillor Peacock, seconded by Councillor Pappas

That the rules of order be suspended (Article 16.8.2) to allow delegations to proceed past 9:00 p.m. to complete the delegations.

“CARRIED”

Committee of the Whole Report

Paul Armstrong made a delegation to item 18 of Committee of Whole Report No. 25 (Report PLHD09-010, Housing is Fundamental 2009 - Information Report)

Councillor Peeters raised a point of personal privilege and noted that her questions were relevant to the delegation.

Mayor Ayotte ruled that Councillor Peeters' questions were beyond the scope of the delegation.

Councillor Peeters raised a point of order and requested that the chair be consistent in his rulings.

Other Items on this Agenda

There were no delegations.

Report Number 4 of Budget Committee

Moved by Councillor Clarke, seconded by Councillor Hall

That Report Number 4 of the Budget Committee Meeting of November 9, 23, 24, 25 and 26, 2009 be approved.

“CARRIED”

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Report Number 19 of Planning Committee

Moved by Councillor Farquharson, seconded by Councillor Martin

That Report Number 19 of the Planning Committee Meeting of November 30, 2009 be approved.

Moved by Councillor Farquharson, seconded by Councillor Pappas

That the Rezoning Application regarding 1002 Chemong Road be denied for the following reasons:

- a) That the proposed retail space would be harmful to the overall retail health of that area and to the downtown.
- b) That the site is too small for the proposed increase in square footage.
- c) That the proposed parking would be inadequate for the proposed increase in square footage.

Moved by Councillor Peacock, seconded by Councillor Clarke

That the Question be Put.

“LOST”

Moved by Councillor Peeters, seconded by Councillor Hall

That the rules of order be suspended (Article 16.15.2) to continue past 10:00 p.m., to complete the agenda.

“CARRIED”

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Councillor Peeters requested a recorded vote on the motion made by Councillor Farquharson regarding the Rezoning application for 1002 Chemong Road (Walmart Property).

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

“LOST”

Item # 1

Councillor Pappas requested that item 1 (Report PLPD09-054A) be separated for consideration.

Moved by Councillor Pappas, seconded by Councillor Vass

That 40,000 square feet of the proposed Walmart expansion, be designated to food sales.

“LOST”

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

Item # 2

Moved by Councillor Farquharson, seconded by Councillor Pappas

That the No Frills property be removed from the Chemong Secondary Plan.

Moved by Councillor Eggleton, seconded by Councillor Farquharson

That the Question be Put.

“CARRIED”

Upon the amending motion by Councillors Farquharson and Pappas, this motion carried.

Upon Item 1, this motion carried.

Upon item 2, as amended this motion carried.

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Report Number 24 of the Committee of the Whole

Moved by Councillor Hall, seconded by Councillor Clarke

That Report Number 24 of the Committee of the Whole Meeting of November 30, 2009 be approved.

“CARRIED”

Report Number 25 of the Committee of the Whole

Moved by Councillor Hall, seconded by Councillor Clarke

That Report Number 25 of the Committee of the Whole Meeting of December 7, 2009 be approved.

Item # 2

Moved by Councillor Clarke, seconded by Councillor Pappas.

That the recommendation in item 2, report CPCLK09-022 be deleted to afford further work on (CoPHI) board structure and governance.

“CARRIED”

Upon the original motion of Councillors Hall and Clarke, this motion carried.

Report Number 20 of Planning Committee

Moved by Councillor Farquharson, seconded by Councillor Martin

That Report Number 20 of the Planning Committee Meeting of December 14, 2009 be approved.

Item # 2

Moved by Councillor Hall, seconded by Farquharson

c) That the Official Plan Amendment and Zoning by-laws pertaining to the No Frills application be passed at Council, on December 14, 2009.

“CARRIED”

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Councillor Hall requested that Item 1 be separated for consideration.

Councillor Peeters left the meeting at 10:46 p.m. and returned to the meeting at 10:49 p.m.

Councillor Peacock requested a recorded vote for item 1 (Report PLPD09-073)

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

“CARRIED”

Upon the original motion made by Councillors Farquharson and Martin, less item 1, this motion carried as amended.

Report Number 26 of the Committee of the Whole

Moved by Councillor Hall, seconded by Councillor Clarke

That Report Number 26 of the Committee of the Whole Meeting of December 14, 2009 be approved.

“CARRIED”

Notice of Motion

There were no motions.

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By-Laws

There were three additional by-laws arising from the meetings held prior to Council that were included in the by-laws to be considered.

Moved by Councillor Pappas, seconded by Councillor Eggleton

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

- | | |
|---------------|---|
| 09-155 | Being A By-Law To Amend By-Law Number 09-136 'Being A By-Law For The Regulation Of Parking' |
| 09-156 | Being A By-Law To Delegate Authority For Proceedings Under Sections 356, 357, 358 And 359 Of The Municipal Act, 2001 |
| 09-157 | Being A By-Law To Authorize Proceedings To The Assessment Review Board |
| 09-158 | Being A By-Law To Designate Certain Properties In The City Of Peterborough Under The Ontario Heritage Act, R.S.O. 1990, C. O.18 (1545 Monaghan Road) |
| 09-159 | Being A By-Law Of The Corporation Of The City Of Peterborough To Provide For A Municipal Capital Facility (YWCA Crossroads Shelter) |
| 09-160 | Being A By-Law To Authorize The Execution Of An Agreement Between The Corporation Of The City Of Peterborough And The YWCA Of Peterborough, Victoria And Haliburton |
| 09-161 | Being A By-Law To Authorize The Execution Of An Agreement Between The Corporation Of The City Of Peterborough And HGC Management Inc. (P-44-09) For The Operation Of The City's Household Hazardous Waste Facility |
| 09-162 | Being A By-Law To Authorize The Extension Of The Agreement Between The Corporation Of The City Of Peterborough And Clean Harbors Canada Inc. (P-39-08) For The Loading, Transportation And Recycling/Disposal For Municipal Hazardous Or Special Wastes From February 1, 2010 To June 30, 2010 |
| 09-163 | Being A By-Law To Authorize The Execution Of An Agreement With The Stonewell Group Inc. (RFP-45-09) |

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- 09-164 Being A By-Law To Prohibit Vehicles On Public Lands Or Property In The City Of Peterborough**
- 09-165 Being A By-Law To Amend By-Law Number 91-71 'A By-Law For The Regulation Of Traffic'**
- 09-166 Being A By-Law To Establish Development Charges Or The City Of Peterborough (City-Wide General Services Charge)**
- 09-167 Being A By-Law To Establish Development Charges For The City Of Peterborough (City-Wide Engineering Services Charge)**
- 09-168 Being A By-Law To Establish Certain Lands In The City Of Peterborough As Part Of The Public Highway Named Foxmeadow Road And Hargrove Trail**
- 09-169 Being A By-Law To Authorize Perfecting The Acquisition Of The Land Described As Pt Lt 17 Con 1 Smith As In M11589 (A & C) Designated As Part 1 On Reference Plan 45R-13889, Pt Lt 17 Con 1 Smith As In M11589 (D) And Pt Lt 17 Con 1 Smith Designated As Part 5 On Reference Plan 45R-7567; In The City Of Peterborough, County Of Peterborough**
- 09-170 Being A By-Law To Appoint Parking Enforcement Officers At 99 Brock Street (St. John's Anglican Church) 833 Chemong Road (Brookdale Plaza)**
- 09-171 Being A By-Law To Amend By Law 09-120 (Being A By-Law To Repeal By-Law 2009-027 And To Authorize Airport Development During 2009 At An Estimated Cost Of \$2,724,100 And The Issuing Of Special Tax-Supported Debentures To A Maximum Of \$2,724,100 To Finance A Portion Of The Work)**
- 09-172 Being A By-Law To Authorize The Isf Airport Major Infrastructure Project At An Estimated Cost Of \$21,000,000 And The Issuing Of Special Tax-Supported Debentures To A Maximum Of \$7,000,000 To Finance A Portion Of The Work**
- 09-173 Being A By-Law To Authorize The Execution Of An Agreement Between The Corporation Of The City Of Peterborough And Dominion Voting**
- 09-174 Being A By-Law To Amend The Zoning By-Law For 1002 Chemong Road**
- 09-175 Being A By-Law To Authorize The Execution Of A Letter Of Understanding Agreement Between The Corporation Of The Township Of Otonabee-South Monaghan, The Corporation Of The County Of Peterborough, And The Corporation Of The City Of Peterborough**

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09-176 Being A By-Law To Adopt Amendment No. 144 To The Official Plan of the City of Peterborough For the Property Known as 300 Milroy Drive.

09-177 Being A By-Law To Amend The Zoning By-Law For 300 Milroy Drive

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

“CARRIED”

Other Business

Moved by Councillor Doris, seconded by Councillor Clarke

That staff prepare a report regarding the need to upgrade the parking metres on Hospital Drive located on the North side of the Medical Centre from 30 minutes to 60 minutes.

“CARRIED”

Moved by Councillor Doris, seconded by Councillor Vass

That the issue of sidewalk snow clearing in the downtown area be referred to staff for a report back that will return to Committee of the Whole in the future.

“CARRIED”

Olympic Torch Relay

Mayor Ayotte reminded Council that the Olympic Torch Relay Event is on December 15, 2009 and encouraged members of Council to attend.

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Confirmatory By-law

Moved by Councillor Martin Seconded by Councillor Farquharson

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

**09-178 Being A By-Law To Confirm The Proceedings Of The Council At Its
Meeting Held On December 14, 2009.**

**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"

Adjournment

Moved by Councillor Peacock, seconded by Councillor Pappas.

That this meeting of City Council adjourn at 11:05 p.m.

"CARRIED"

Kevin Arjoon
Deputy City Clerk

D. Paul Ayotte
Mayor

**BUDGET COMMITTEE REPORT NO. 4
MEETING OF NOVEMBER 9, 23, 24, 25 and 26, 2009**

**TO THE COUNCIL OF THE CITY OF PETERBOROUGH FOR
CONSIDERATION AT ITS MEETING HELD DECEMBER 14, 2009**

**THE BUDGET COMMITTEE AS A RESULT OF ITS MEETING HELD ON
NOVEMBER 9, 23, 24, 25 and 26, 2009, RECOMMENDS AS FOLLOWS:**

**1. Senior Director of Corporate Services
2010 Budget Document Presentation**

That Council approve the recommendations outlined in Report CPFPRS09-038 dated November 9, 2009, of the Senior Director of Corporate Services and the Chief Administrative Officer, as follows:

- a) That the November 9, 2009 presentation on the 2010 Budget be received.
- b) That the recommendations contained in Appendix A of this report be moved for the purpose of discussion.

Appendix A:

- a) That the 2010 Budget documents, and all estimated revenues and expenditures, fees, contributions to reserve and reserve funds, and proposed staffing levels referenced in the documents be adopted.
- b) That the user fees as set out in Book 2 be adopted as part of 2010 Budget process.
- c) That in 2010 MTE Consultants assist staff in the more complex tax issues and calculations and actively represent the City at Assessment Review Board hearings, as required. (Page 30)
- d) That any unused Peterborough Technology Services Budget at the end of 2010 be transferred to the Electronic Data Processing (EDP) Reserve, subject to the overall year-end position and that if actual 2010 costs exceed the 2010 Budget, funds may be drawn from the EDP reserve. (Page 30)

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- e) That any unused portion of the 2010 Winter Control Budget that may exist at year-end be transferred to the Winter Control Reserve, subject to the overall year-end position, and that if actual 2010 Winter Control costs exceed the 2010 Budget, funds may be drawn from the Winter Control reserve. (Page 48)
- f) That any surplus funds at the end of 2010 for Market Hall be transferred to a reserve account for unanticipated maintenance expenses or small capital improvements. (Page 76)
- g) That any surplus funds at the end of 2010 for the Peterborough Sport and Wellness Centre be transferred to the PSWC Capital Conservation Reserve for future capital improvements. (Page 86)
- h) That any surplus funds at the end of 2010 for Arenas be transferred to the Arena Equipment Reserve for future equipment purchases. (Page 96)
- i) That any unspent repairs and maintenance budget within the Social Services Division at the end of 2010 be transferred to the Social Services Facility Maintenance Reserve, subject to the overall year end position. (Page 106)
- j) That any remaining unused Social Services net budget at the end of 2010 be transferred to the Social Services Reserve, subject to the overall year end position and that if actual 2010 Social Services costs exceed the 2010 Budget, funds may be drawn from the reserve. (Page 110)
- k) That any surplus in the 2010 Housing Operating Budget at the end of 2010 be transferred to the Social Housing Reserve, subject to the overall year end position and that if actual 2010 Housing costs exceed the 2010 Budget, funds may be drawn from the Social Housing Reserve. (Page 122)
- l) That any excess Airport development review fees at the end of 2010 be transferred to the Airport Development Review Reserve for future Airport Development related expenditures and that if the 2010 Airport development review costs exceed the review fees, funds may be drawn from the Airport Development Review Reserve. (Page 124)

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- m) That any unused Building Inspection Budget at the end of 2010 be transferred to the Building Reserve and that if actual building inspection costs exceed the 2010 Budget, funds may be drawn from the Building Reserve. (Page 126)
- n) That any unused portion of the 2010 tax write off account balance that may exist at year-end be transferred to the Allowance for Doubtful Accounts Reserve, subject to overall year end position and that if actual 2010 tax write-off costs exceed the 2010 Budget, funds may be drawn from the Allowance for Doubtful Accounts Reserve. (Page 132)
- o) That any unused insurance budget at the end of 2010 be transferred to the Insurance Reserve, subject to the overall year-end position and that if actual 2010 insurance costs exceed the 2010 Budget, funds may be drawn from the Insurance Reserve. (Page 132)
- p) That any unused 2010 Contingency Budget at the end of 2010 be transferred to the Capital Levy Reserve to be used for Capital works subject to the overall 2010 year-end position. (Page 132)
- q) That any adjustments to the City's portion of the 2010 Land Ambulance Budget be netted against the 2010 general contingency provision. (Page 136)
- r) That any unused Land Ambulance Budget at the end of 2010 be transferred to the EMS Reserve, subject to the overall year-end position, and that if the actual 2010 Land Ambulance costs exceed the 2010 Budget, funds may be drawn from the EMS Reserve. (Page 136)
- s) That any adjustments to the City's portion of ORCA's 2010 Budget, based on the final approved ORCA Budget, be netted against the City's 2010 general contingency provision. (Page 137)
- t) That any adjustments to the City's portion of CCHU's 2010 Budget, based on the final approved CCHU Budget, be netted against the City's 2010 general contingency provision. (Page 137)
- u) That if the City receives more 2010 OMPF than the \$1.8 million amount reflected in the 2010 budget, a 2010 budget transfer be made to increase the OMPF amount and decrease the draw from the Social Services Reserve. (Page 140)

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- v) That any surplus funds from 2010 operations in excess of \$100,000 be transferred to the Capital Levy Reserve to be used for capital works. (Page 142)
- w) That a by-law be passed to establish the 2010 tax ratios for each property class as set out in the 2010 Operating budget. (Page 156)
- x) That a system of graduated tax rates within the Commercial and Industrial classes not be implemented for 2010. (Page 156)
- y) That the capping policy for 2010 for the Multi-residential, Commercial and Industrial classes be as follows:
 - i. Capping be based on a maximum increase threshold at the greater of 10% of the previous year's annualized capped taxes and 5% of the previous year's annualized CVA tax for the eligible property.
 - ii. No capping credit be applied for properties where the required billing adjustment is within a \$250 credit of the properties' CVA tax; affected properties would be billed at their full CVA tax level.
 - iii. That properties that achieved CVA tax in 2009 remain at CVA tax from 2010 forward regardless of how reassessment affects the property.
 - iv. That properties that cross over from the clawback to the capping category or vice versa from 2009 to 2010 be taxed at CVA tax.
- z) That the threshold on the tax level for eligible new construction be 100%.
- aa) That the Tax ratio reductions for mandated subclasses of vacant units remain at 30% for the Commercial class and 35% for the Industrial class.
- bb) That the 2010 tax rate for farmland awaiting development subclasses be 25% of the residential rate. (Page 156)

2. Service Reduction

That Committee accept the Recommended 2010 Service Reductions/Revenue Adjustments reflected on pages 23-25 of the 2010 Budget Highlights Book.

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3. Design and Construction Technologist/Inspector position

That the Design and Construction Technologist/Inspector position that is presently vacant and proposed as an extended temporary position until December 2010 be removed and the \$63,232 savings be used to reduce the net tax levy.

4. Toilet Programs and Water Reducing Programs

That a report come forward from Utility Services, in consultation with the City Solicitor to investigate low flow toilet programs and other water reducing programs.

5. New Sidewall Installation

That the \$533,700 2010 allocation for Capital Project 5-5.01 on page 139 of the 2010-2019 Capital Budget Details " Various New Sidewall Installations" be reduced to \$470,500 and the funding be changed to reflect a \$134,400 Contribution from the Provincial Surplus Reserve and \$336,100 from Capital levy.

6. Fire Services Operating Budget

That the 2010 Fire Services operating budget and the net tax levy be reduced by \$40,000.

7. Assistant Emergency Planner Position

That the Assistant Emergency Planner position be extended to March 1, 2011.

8. Fire Services Operating Budget

That the 2010 Fire Services operating budget be reduced by an additional \$30,000.

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MEETING OF NOVEMBER 9, 23, 24, 25 and 26, 2009
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9. Trent University Athletics Centre Expansion and Renovation Project

That a Capital Budget be established within the Facilities and Special Projects Section of the 2010-2019 Capital Budget Details Book for a \$1.0 million contribution to Trent University Athletics Centre Expansion and Renovation Project

And that the \$1.0 million contribution be made in five \$200,000 annual instalments over the period 2010 – 2014.

And the annual instalments be financed from Capital Levy

And that the City's Debt Financing Policy be amended so that the maximum amount of Tax Supported Debt that can be issued in the years 2010 to 2014, within the existing policy, be increased in each of the years 2010 through 2014 by \$200,000 per year.

And that the principal and interest payments, related to any portion of the \$1.0 M Special Tax Supported Debt to be issued, be added to the tax levy requirement in the years they become payable.

And that the \$200,000 Capital Levy Financing for the year 2010 reflected in Project 7-3.01 (Technology Drive Watermain Looping) in the 2010-2019 Capital Budget Details Book be changed to reflect \$200,000 Special Tax Supported Debt.

10. Community Foundation

That a \$150,000 line item be added on page 139 of the 2010 Budget Highlights Book entitled "One-time 2009 Surplus Funds to be Carried Forward as 2010 Revenue"

And that a one-time \$150,000 Grant to the Community Foundation be added to the 2010 Operating Budget (page 74 of the 2010 Highlights Book).

11. Maple Ridge Seniors Centre

That a Capital Budget be established within the Facilities and Special Projects Section of the 2010-2019 Capital Budget Details Book for a \$200,000 contribution to Maple Ridge Seniors Centre to be funded from the Capital Levy Reserve.

And that the \$200,000 contribution be made in two \$100,000 annual instalments over the period 2010 – 2011.

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12. Little Lake Music Fest

That a \$16,000 provision be added to the Other Financial Expenditure Section of the 2010 Budget Highlights Book (Page 131) to provide for the Policing Costs for the Little Lake Music Fest, on an annual basis.

And that expenditures from the account be made only upon authorization of the Chief Administrative Officer based on invoices received from the Police.

13. Winter Control Expenditures

That the \$1,636,887 provision for 2010 Winter Control expenditures, shown on page 47 of the 2010 Budget Highlights Book, be increased by \$50,000 to \$1,686,887 to provide an enhanced level of snow clearing in the downtown on a trial basis during 2010, and that the additional \$50,000 be drawn from the Winter Control Reserve.

And that if the enhanced level of snow clearing continues beyond the 2010 the winter control base budget be increased by \$50,000.

14. Community Care and Showplace

That the \$12,118 portion of the \$570,218 provision for Community Service Grants shown on 74 of 2010 Budget Highlights Book, allocated to Community Care, be increased by \$12,882 to \$25,000, and

That the \$80,000 portion of the \$570,218 provision for Community Service Grants shown on 74 of 2010 Budget Highlights Book, allocated to Showplace, be increased by \$20,000 to \$100,000.

15. Storefront Beautification

That the \$20,000 in the 2007 capital account for Storefront Beautification be transferred into the 2010 operating fund as revenue.

16. Youth Centres

That Community Services prepare a report on Youth Centres.

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17. Dock Replacement Program

That staff prepare a report on the 2010 Dock Replacement program to a Committee of the Whole meeting, during the First Quarter of 2010, advising how the City could move forward on this project.

18. Roy Collection Photographs for Display in Downtown Stores

That a report come forward from Community Services with respect to the Peterborough Museum and Archives using the Roy Collection photographs to create posters for display in Downtown Storefronts.

19 Review of Transit Services

That the matter of Transit Services be reviewed by staff and brought forward, as a report to a Committee of the Whole meeting, during the First Quarter of 2010.

20. Private Boxes at Memorial Centre

That Council receive a report from Community Services, with respect to private boxes at the Memorial Centre.

21. Hostels and Drop in Centre Activity

That a report from Community Services be requested within the First Quarter of 2010 regarding the funding arrangements that the City has entered on Hostels and the Drop in Centre Activity and that the agreement entered by the City and the County be attached to the report.

22. Sewer Team Licensed Operators

That three Sewer Team Licensed Operators (on page 161 in the 2010 Budget Highlights Book), be included in the 2010 operating budget.

**PLANNING COMMITTEE REPORT NO. 19
NOVEMBER 30, 2009**

**TO THE COUNCIL OF THE CITY OF PETERBOROUGH, FOR
CONSIDERATION AT ITS MEETING HELD DECEMBER 14, 2009**

**THE PLANNING COMMITTEE, AS A RESULT OF ITS MEETING HELD ON
NOVEMBER 30, 2009 RECOMMENDS AS FOLLOWS:**

- 1. Director of Planning and Development Services
Report PLPD09-054A
Rezoning Application
1002 Chemong Road (Walmart Property)**

That Council approve the recommendations outlined in Report PLPD09-054A dated November 30, 2009, of the Director of Planning and Development Services, as follows:

- a) That Report PLPD09-054A be received for information.**
- b) That Council re-confirm the recommendations of the Planning Committee of September 21, 2009 related to the subject application as outlined below:**
 - i) That the zoning of the property known as 1002 Chemong Road, be amended from the SP.318 – Commercial District to the SP.318 ‘H3’ – Commercial District to increase the maximum floor area for a department store use from 12,425 square metres to 17,641 square metres; and to permit a parking ratio of 1 parking space per 20 square metres of floor area, in accordance with the draft amendment attached as Exhibit ‘C’ to Report PLPD09-054;**
 - ii) That the ‘H3’ Holding Symbol be removed once all outstanding deficiencies are corrected related to the completion of the infrastructure in the Milroy Drive road allowance, and once Site Plan Approval is granted for the expansion and related works on the subject property.**

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2. Director of Planning and Development Services
Report PLPD09-070
Chemong Secondary Plan

That Planning Report PLPD09-070, being the draft Chemong Secondary Land Use Plan, be received for information; and,

That Council authorize the Planning Division to initiate a public process for review of a Secondary Plan as proposed in Planning Report PLPD09-070 for the Chemong Planning Area.

Council at its meeting of December 14, 2009 made the following amendment:

That the No Frills property be removed from the Chemong Secondary Plan.

All of which is respectfully submitted,

Councillor Farquharson
Chair
November 30, 2009

**COMMITTEE OF THE WHOLE REPORT NO. 24
MEETING OF NOVEMBER 30, 2009**

**TO THE COUNCIL OF THE CITY OF PETERBOROUGH FOR
CONSIDERATION AT ITS MEETING HELD DECEMBER 14, 2009**

**THE COMMITTEE OF THE WHOLE, AS A RESULT OF ITS MEETING HELD
ON NOVEMBER 30, 2009 RECOMMENDS AS FOLLOWS:**

**1. Senior Director of Corporate Services
Report CPFPRS09-046
Public Meeting
Development Charges Background Study**

That Council approve the recommendations outlined in Report CPFPRS09-046 dated November 30, 2009, of the Senior Director of Corporate Services, as follows:

- a) That report CPFPRS09-046 advising Council that a Public Meeting will be held on November 30, 2009 at 5:00 pm in the General Committee Room to present a Development Charges Background Study and to hear public delegations be received.
- b) That a further report be presented to the December 7, 2009 Committee of the Whole meeting that will be recommending that the Roads and Related Capital Projects component of current City-wide Development Charge Rate not be increased as proposed in the Study, but be held at the current rates for a maximum two-year period pending completion of the Transportation Plan Update.

All of which is respectfully submitted,

Councillor B. Hall
Chairman
November 30, 2009

**COMMITTEE OF THE WHOLE REPORT NO. 25
MEETING OF DECEMBER 7, 2009**

**TO THE COUNCIL OF THE CITY OF PETERBOROUGH FOR
CONSIDERATION AT ITS MEETING HELD DECEMBER 14, 2009**

**THE COMMITTEE OF THE WHOLE, AS A RESULT OF ITS MEETING HELD
ON DECEMBER 7, 2009 RECOMMENDS AS FOLLOWS:**

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

That Council approve the recommendations outlined in Report CAO09-005 dated December 7, 2009 of the Chief Administrative Officer, 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

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

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.

Council at its meeting of December 14, 2009 made the following recommendation:

That the recommendation be deleted to afford further work on board structure and governance.

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

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.

4. Senior Director of Corporate Services
Report CPFPRS09-041
Development Charges

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.

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- 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.

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

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

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

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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7. 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

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.

8. Director of Utility Services
Report USWM09-010
Award of P-44-09 for the Operation of the Household
Hazardous Waste Facility

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.

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9. 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

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.

10. Senior Director of Corporate Services
Report CPFPRS09-042

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

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.

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

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.

12. City Clerk
Report CPCLK09-023
Lease of Voting Technology for the 2010 and 2014 Municipal Elections

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.

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- 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.

**13. CORRESP09-061
Township of Madawaska Valley
Assessment Values**

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

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

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

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

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

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

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.

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

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.

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

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.

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

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.

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

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.

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- 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.

21. CORRESP09-060
City of Ottawa
Default Speed Limits

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

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

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.

23. Waste Water Treatment Biosolids Cake

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.

All of which is respectfully submitted,

Councillor B. Hall
Chairman
December 7, 2009

**PLANNING COMMITTEE REPORT NO. 20
MEETING OF DECEMBER 14, 2009**

**TO THE COUNCIL OF THE CITY OF PETERBOROUGH, FOR
CONSIDERATION AT ITS MEETING HELD DECEMBER 14, 2009**

**THE PLANNING COMMITTEE, AS A RESULT OF ITS MEETING HELD ON
DECEMBER 14, 2009 RECOMMENDS AS FOLLOWS:**

- 1. Director of Planning and Development Services
Report PLPD09-073
Final Draft Letter Of Understanding between the City of
Peterborough, the Township of Otonabee – South Monaghan and
The County of Peterborough**

**That Council approve the recommendations outlined in Report PLPD09-073
dated December 14, 2009, of the Director of Planning & Development Services,
as follows:**

- a) That Council endorse the Letter of Understanding, attached to Report
PLPD09-073 as Appendix A, between the City of Peterborough, the
Township of Otonabee-South Monaghan and the County of Peterborough
respecting the transfer of the servicing allocation from the Coldsprings
Settlement Area to the Donwood Settlement Area, and the annexation of
the Coldsprings Settlement Area to the City of Peterborough.**
- b) That the requisite Official Plan Amendment process to permit the transfer
of services be initiated.**
- c) That a by-law be passed to authorize the Mayor and Clerk to sign the
Letter of Understanding on behalf of the City of Peterborough.**

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2. Director of Planning and Development Services
Report PLPD09-060A
Official Plan and Rezoning Application
300 Milroy Drive (No Frills)

- a) That the report dated November 30, 2009 from the Director Planning and of Development Services, Report PLPD09-60A, Official Plan and Rezoning Application, 300 Milroy (No Frills) be received.
- b) That the Official Plan and Rezoning Application for 300 Milroy Street (No Frills) be approved;
- c) That city staff bring forward the necessary by-laws to a Council meeting in January 2010.
- d) That the site plan be approved by Council.

Council at its meeting of December 14, 2009, made the following amendment:

That item c be amended as follows:

- c) **That the Official Plan Amendment and Zoning By-laws pertaining to the No Frills application be passed at City Council on December 14, 2009.**

All of which is respectfully submitted,

Councillor Farquharson
Chair
December 14, 2009

**COMMITTEE OF THE WHOLE REPORT NO. 26
MEETING OF DECEMBER 14, 2009**

**TO THE COUNCIL OF THE CITY OF PETERBOROUGH FOR
CONSIDERATION AT ITS MEETING HELD DECEMBER 14, 2009**

**THE COMMITTEE OF THE WHOLE, AS A RESULT OF ITS MEETING HELD
ON DECEMBER 14, 2009 RECOMMENDS AS FOLLOWS:**

**1. Chief Administrative Officer
Report CAO09-006
Non-Union Compensation
2010-2012**

That Council approve the recommendation outlined in report CAO09-006 dated December 14, 2009, of the Chief Administrative Officer follows:

That the City of Peterborough Non-union compensation for the period January 1, 2010 to December 31, 2012 be adjusted to reflect all-inclusive general wage and benefit increases of 2.0% January 1, 2010; 2.25% January 1, 2011; and 2.25% January 1, 2012.

**2. Senior Director of Corporate Services
Report CPHR09-005
CUPE Local 126 (Inside Workers) Collective Bargaining Settlement**

That Council approve the recommendation outlined in report CPHR09-005 dated December 14, 2009, of the Senior Director of Corporate Services follows:

That the Minutes of Settlement, between the City of Peterborough and CUPE Local 126, dated December 2, 2009, covering the contract period January 1, 2010 to December 31, 2012, and which reflects all-inclusive general wage and benefit increases of 2.0% January 1, 2010; 2.25% January 1, 2011; and 2.25% January 1, 2012, be approved.

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3. Senior Director of Corporate Services
Report CPHR09-006
CUPE Local 1833 (Library) Collective Bargaining Settlement

That Council approve the recommendation outlined in report CPHR09-005 dated December 14, 2009, of the Senior Director of Corporate Services follows:

That the Minutes of Settlement, between the City of Peterborough and CUPE Local 1833, dated December 3, 2009, covering the contract period January 1, 2010 to December 31, 2012, and which reflects all-inclusive general wage and benefit increases of 2.0% January 1, 2010; 2.25% January 1, 2011; and 2.25% January 1, 2012, be approved.

All of which is respectfully submitted,

Councillor B. Hall
Chairman
December 14, 2009