



**COMMITTEE OF THE WHOLE MINUTES  
CITY OF PETERBOROUGH  
APRIL 27 AND APRIL 29, 2009  
DRAFT MINUTES NOT APPROVED**

**MINUTES OF A MEETING OF COMMITTEE OF THE WHOLE HELD ON  
APRIL 27 AND APRIL 29, 2009 IN THE GENERAL COMMITTEE ROOM,  
CITY HALL**

The meeting of Committee of the Whole was called to order on April 27, 2009 at 6:30 p.m. in the General Committee Room.

**Roll Call:**

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

**Absent:**

Councillor Clarke  
Councillor Farquharson

Moved by Councillor Pappas

**That Committee move into closed session to discuss four items under the following sections; Section 239(2)(f) Advice That Is Subject To Solicitor-Client Privilege, Including Communications Necessary For That Purpose, Section 239(2)(b) Personal Matters About An Identifiable Individual, Including Municipal Or Local Board Employees, Section 239(2)(b) Personal Matters About An Identifiable Individual, Including Municipal Or Local Board Employees and Section 239 (2)(e) Litigation Or Potential Litigation, Including Matters Before Administrative Tribunals, Affecting The Municipality Or Local Board and Section 239 (2)(e) Litigation Or Potential Litigation, Including Matters Before Administrative Tribunals, Affecting The Municipality Or Local Board**

"CARRIED"

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Moved by Councillor Peacock

**That Committee recess from closed session at 7:00 p.m. and reconvene in open session at 7:05 p.m.**

“CARRIED”

**Minutes – April 6, 2009**

Moved by Councillor Peacock

Councillor Vass noted a correction regarding Report CSACH09-005. He requested information for clarification regarding the Environmental Assessment (EA) process for the Mark Street wharf, as it relates to the Little Lake Master Plan.

**That the minutes of the Committee of the Whole meetings held on April 6, 2009 be approved, as amended.**

“CARRIED”

**Disclosure of Pecuniary Interest**

Councillor Martin declared an interest in item 13. He is a member of the Kawartha F.E.S.T. committee and the chair of the Peterborough Kinsmen Club and line 10 of item 12, Report CSD09-012, Community Investments Grants 2009.

Councillor Doris declared an interest in item 15. His daughter is member of the Little Lake Cemetery board.

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**Report of Closed Session  
Director of Community Services  
Report CSACH09-010  
Veterans Memorial Update**

Moved by Pappas

**That Council approve the recommendation outlined in Report CSACH09-010 dated April 27, 2009 of the Director of Community services as follows:**

**That Legal Services be authorized to take such steps as are required to withdraw the City of Peterborough's appeal concerning the installation of a Veterans memorial in Confederation Square, before the License Appeal Tribunal.**

**"CARRIED"**

**Consent Agenda**

Moved by Councillor Pappas

**That Items 7, 10, 11, 12, 17, 18, 19, 20, 21 be received as part of the consent agenda.**

**"CARRIED"**

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**Senior Director of Corporate Services  
Report CPFERS09-007  
Building Canada Fund - Communities Component Intake 1  
Contribution Agreement (Hunter Street Bridge)**

Moved by Councillor Pappas

**That Council approve the recommendation outlined in report CPFERS09-007 dated April 27, 2009, of the Senior Director of Corporate Services as follows:**

**That a by-law be passed authorizing the Mayor and CAO to sign an agreement between the Ministry of Energy and Infrastructure, the Ministry of Agriculture, Food and Rural Affairs and the Corporation of the City of Peterborough for the participation in the Building Canada Fund – Communities Component (BCF-CC) Intake 1 initiative for the Hunter Street Bridge Rehabilitation.**

"CARRIED"

**Director of Utility Services  
Report USEC09-008  
Budget Adjustments and Award of Tender T-03-09 for the  
Reconstruction of Aylmer Street North (Wolsely Street to Bellevue  
Street)**

Moved by Councillor Pappas

**That Council approve the recommendations outlined in Report USEC09-008 dated April 27, 2009 of the Director of Utility Services, as follows:**

- a) That the 2009 Capital budget for the reconstruction of Aylmer Street North be increased from \$450,000.00 to \$545,000.00 and the additional \$95,000.00 be transferred from Sewer Surcharge Reserve Fund; and**
- b) That Tender T-03-09 for the reconstruction of Aylmer Street North (Wolsely Street to Bellevue Street be awarded to Behan Construction Limited, P.O. Box 596, Cobourg, ON, K9A 4L3 at a total cost of \$493,846.68 (PST not applicable) plus GST of \$24,692.33 for a total of \$518,539.01.**

"CARRIED"

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**Director of Community Services  
Report CSD09-011  
Community Project Grants 2009**

Moved by Councillor Pappas

**That Council approve the recommendations outlined in Report CSD09-011 dated April 27, 2009, of the Director of Community Services, as follows:**

- a) **That the 2009 Community Project Grants in the total amount of \$19,350 be allocated to various local charitable and Not For Profit organizations (NFP's) as set out in the attached Appendix A.**
- b) **That funding be awarded to PARD Therapeutic Riding as an exception to the geographic eligibility criteria.**
- c) **That approved organizations be authorized to use the City Coat of Arms to acknowledge City support on promotional material such as flyers, brochures and posters throughout 2009.**

"CARRIED"

**Director of Community Services  
Report CSD09-012  
Community Investment Grants 2009**

Moved by Councillor Pappas

**That Council approve the recommendations outlined in Report CSD09-012 dated April 27, 2009, of the Director of Community Services, as follows:**

- a) **That the 2009 Community Investment Grants in the total amount of \$205,000 be allocated to various local charitable and Not For Profit organizations (NFP's) as set out on the attached Appendix A.**

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- b) That the funding recommended for the Peterborough Arts Umbrella be retained until the future of the organization is resolved
- c) That approved organizations be authorized to use the City Coat of Arms to acknowledge City support on promotional material such as flyers, brochures and posters throughout 2009.

"CARRIED"

**CORRESP09-022  
Municipality of Grey Highlands  
Renewable Energy Facilities**

Moved by Councillor Pappas

**That the correspondence from the Municipality of Grey Highlands requesting the Province review of the potential health and land use impacts to the General Public associated with the placement of Renewable Energy Facilities; and review the proposal to remove local land use planning controls under the Planning Act through Bill 150 be received for information.**

"CARRIED"

**CORRESP09-023  
Municipality of South Bruce  
Funding for Conservation Authorities**

Moved by Councillor Pappas

**That the correspondence from the Municipality of South Bruce requesting Conservation Ontario lobby the Provincial Government and Ministry of Natural Resources to adequately fund Ontario's Conservation Authorities and that our MPP's support this mandate to increase funding to the Conservation Authorities be received for information.**

"CARRIED"

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**CORRESP09-024**

**The Ontario Ministry of Citizenship and Immigration  
Lincoln M. Alexander Award**

Moved by Councillor Pappas

**That the correspondence from the Ontario Ministry of Citizenship and Immigration regarding nominations for the Lincoln M. Alexander Award, an award to recognize young Ontarians who have demonstrated exemplary leadership in contributing to the elimination of racial discrimination be received for information.**

"CARRIED"

**CORRESP09-025**

**Tay Valley Township  
Fishing Limits**

Moved by Councillor Pappas

**That the correspondence from Tay Valley Township requesting the Ministry of Natural Resources delay the implementation of limits on sunfish until fish population studies have been conducted and that the Ministry of Tourism conduct a study to determine the impact a pan fish limit will have on tourism be received for information.**

"CARRIED"

**CORRESP09-026**

**Refreshments  
Canada Bottled Water**

Moved by Councillor Pappas

**That the correspondence from Refreshments Canada providing information regarding bottled water be received for information.**

"CARRIED"

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**Senior Director of Corporate Services  
Report CPFPRS09-008  
Use Of Investing In Ontario Fund,  
Application for Infrastructure Stimulus Fund,  
Building Canada Fund – Communities Component Intake Two  
Presentation To Be Made**

Mayor Ayotte left the meeting at 8:46 p.m. and returned at 8:47 p.m.

Moved by Councillor Vass

**That Council approve the recommendations outlined in report CPFPRS09-008 dated April 27, 2009, of the Senior Director of Corporate Services as follows:**

- a) That the following three applications be submitted to the Infrastructure Stimulus Fund, and the 2009 Capital Budget for each project be revised and/or established if the project application is successful:

i) **Market Hall Renovations**

<b>Description</b>	<b>Amount \$M</b>
<b>Total Project Cost</b>	<b>\$9,686,000</b>
<b><u>Sources of Finances</u></b>	
<b>Build Canada (2/3)</b>	<b>\$6,457,000</b>
<b>Unspent approved budgets</b>	<b>\$679,000</b>
<b>Council for Persons With Disabilities</b>	<b>\$129,000</b>
<b>Market Hall Fundraising Campaign</b>	<b>\$700,000</b>
<b>Contribution from Provincial 2007-2008 Surplus Funds Reserve Fund</b>	<b>\$1,721,000</b>
<b>Total sources of Financing</b>	<b>\$9,686,000</b>



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**ii) Soccer Fields at Trent University**

Description	Amount \$M
<b>Total Project Cost</b>	<b>\$7,103,200</b>
<b><u>Sources of Finances</u></b>	
<b>Build Canada (2/3)</b>	<b>\$4,735,400</b>
<b>Unspent approved soccer capital budgets</b>	<b>\$1,692,800</b>
<b>Soccer Commitment</b>	<b>\$675,000</b>
<b>Total sources of Financing</b>	<b>\$7,103,200</b>

**iii) Sidewalk Reconstruction**

Description	Amount \$M
<b>Total Project Cost</b>	<b>\$4,500,000</b>
<b><u>Sources of Finances</u></b>	
<b>Build Canada (2/3)</b>	<b>\$3,000,000</b>
<b>Contribution from Provincial 2007-2008 Surplus Funds Reserve Fund</b>	<b>\$1,500,000</b>
<b>Total sources of Financing</b>	<b>\$4,500,000</b>

- b) That an application be submitted to the Building Canada Fund – Communities Component Intake Two for a portion of the Infrastructure Development at the Peterborough Municipal Airport as described in Option 3 of Report CPFPRS09-008 as follows:**
- i) Adjust the \$7.4 Million program that was approved by Council on May 26, 2008, and which was to be implemented over the years 2008 to 2013, to a \$36.9 Million program to be completed over the years 2008 to 2010, and to submit an application for the \$34.7 Million balance of the program not yet started as of the application date.**

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- c) That if the Airport Application Option 3 is successful,
  - i) The Airport Development Capital Project (Project 705.01) be amended to reflect the application numbers, and that any additional City capital requirements be funded from Tax Supported Debt that is considered over and above the City's Tax Supported Debt that could otherwise be authorized within the City's existing capital financing policy.
  - ii) The estimated \$651,000 increase required to the Contribution to the Airport Debt Servicing Reserve Fund in 2010, over the adjusted \$505,000 amount for 2009, be considered over and above any 2010 budget guideline established by Council.
  - iii) That any resulting increase to the Airport operating budget incurred in the years 2011 and after related to increased operational costs, resulting from the infrastructure improvements, be considered over and above any 2011 and future years' tax levy change Council may establish as a 2011 and future years' budget guidelines.
- d) That the \$3.9 Million uncommitted balance in the Provincial 2007-2008 Surplus Funds Reserve Fund be held in the Fund to be available as a contingency provision for any of the Infrastructure Stimulus Fund projects identified in Recommendation (a) and the Building Canada Fund – Communities Component Intake Two (Airport) and One (Hunter Street Bridge).
- e) That a special Council meeting be held on Wednesday April 29, at 5:00 p.m. to officially endorse recommendations adopted by the Committee of the Whole from this report.
- f) That the 2009 Budget be amended to increase the Contribution to the Airport Debt Servicing Reserve Fund from \$150,000 by \$355,000 to \$505,000 and the Contribution to the Capital Levy Reserve be reduced from \$600,000 by \$355,000 to \$245,000.

Item b) was separated for discussion and vote.

Councillor Peacock left the meeting at 9:27 p.m. and returned at 9:31 p.m.

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Moved by Mayor Ayotte

**That the rules of order be suspended (Article 24) to allow Council to proceed past 10:00 p.m. to complete item 6 and further, that Committee of Whole reconvene on Wednesday April 29, 2009, after the special Council meeting to complete the remaining Committee of Whole agenda items.**

“CARRIED”

Upon the motion of Councillor Vass to approve Option 3 of Item b) and f), the motion carried.

Moved by Mayor Ayotte

**That item c) be approved.**

“CARRIED”

Moved by Councillor Martin

**That item a) be approved.**

Moved by Councillor Pappas

**That the Question be Put.**

“CARRIED”

Upon the motion by Councillor Martin to approved item a), this motion carried.

Moved by Councillor Peacock

**That Item d) be approved.**

“CARRIED”

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Moved by Councillor Pappas

**That Item e) be approved.**

“CARRIED”

Committee of Whole recessed at 10:41 p.m.

Committee of Whole reconvened at 6:35 p.m. on Wednesday April 29, 2009, in the General Committee Room, City Hall.

Councillors Peeters and Farquharson were absent.

Councillor Clarke indicated an interest in item 11, Community Project Grants 2009. His spouse is the administrator of Home Grown Homes. He also indicated an interest with item 21, Refreshments Canada Bottled Water. His employer is a supplier of bottled water. Councillor Clarke was not present at the April 27, 2009 Committee of Whole meeting and did not vote on these items.

The Chair noted that Councillor Martin declared an interest in item 12, Community Investment Grants and that item 12 was not separated for vote, it was included as part of the consent agenda.

Moved by Councillor Pappas

**That Report PLPD09-022 be moved to the end of the agenda.**

“CARRIED”

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**Senior Director of Corporate Services  
Report CPFRAS09-005  
Quarterly Financial Report (Unaudited)  
As of December 31, 2008**

Moved by Councillor Pappas

**That Council approve the recommendations outlined in report CPFRAS09-005 dated April 27, 2009, of the Senior Director of Corporate Services as follows:**

- a) That the December 31, 2008 Quarterly Financial Report (unaudited) attached as Appendix A to report CPFRAS09-005 be received.**
- b) i) That a new Land Ambulance Reserve be established and any unused Land Ambulance budget in any year be transferred to the reserve and if actual costs exceed the budget in any year, funds may be drawn from the reserve.**  
**ii) That the \$343,944 Land Ambulance surplus for 2008 be transferred to the Land Ambulance Reserve.**
- c) That \$1.1M be transferred to the Benefits Reserve to help address unfunded employee benefits and mitigate any exposure that the City may have with respect Report CPFRAS09-005– Quarterly Financial Report (Unaudited) as of December 31, 2008 to Bill 233, Workplace Safety and Insurance Amendment Act (Presumptive Legislation for Firefighters), 2007 and other unfunded employee benefits.**
- d) i) That an Airport Development Review Reserve be established and any excess airport development review fees in any year be transferred to the reserve for future Airport Development related expenditures, and that if development review costs in any year exceed the review fees, funds may be drawn from the Development Review Reserve.**  
**ii) That the \$23,661 excess Development Review fees for 2008 be transferred to the Development Review Reserve.**

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- e) That in addition to the surplus of \$272,695 in the 2008 Social Services Division budget, an additional \$300,000 be transferred to the Ontario Works Reserve.
- f) That the contract to Gerr Construction Ltd. for the Police Renovation project be increased by \$592,504 to reflect the change orders up to December 31, 2008, and the contingency provision within the approved Police Renovation Capital Budget be reduced by \$592,504

"CARRIED"

**Director of Community Services  
Report CSRS09-003  
City Contribution to the National Wakeboard Competition**

Councillor Martin declared an interest. He is a member of the Kawartha F.E.S.T. committee and the chair of the Peterborough Kinsmen Club and did not vote on this matter.

Moved by Councillor Pappas

**That Council approve the recommendations outlined in Report CSRS09-003 dated April 27, 2009, of the Director of Community Services, as follows:**

- a) That report CSRS09-003 be received for information.
- b) That a City grant of \$10,000 be provided to Kawartha F.E.S.T. as the organizer of the 2009 National Wakeboard Championships.
- c) That the \$10,000 be drawn from the City's 2009 General Contingency fund.

"CARRIED"

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**Director of Community Services  
Report CSRS09-004  
City Sponsored Events and Activities**

Moved by Councillor Vass

**That Council approve the recommendations outlined in Report CSRS09-004 dated April 27, 2009, of the Director of Community Services, as follows:**

- a) **That the following special events and activities occurring between April 1, 2009 and March 31, 2010 be approved as City sponsored:**
- **Victoria Day Festivities (Del Crary Park)**
  - **Canada Day Parade**
  - **Canada Day Multicultural Stage Show and Park Festivities (Del Crary Park)**
  - **Artsweek**
  - **Snofest Winter Carnival**
  - **Neighbourhood Associations (As approved by the Arenas Parks and Recreation Advisory Committee)**
  - **Pathway of Fame**
  - **Annual Terry Fox Run at Nicholls Oval**
  - **Peterborough Youth Commission**
  - **Peterborough Youth Council**
- b) **That staff be authorized to enter into a City Sponsored Event/Activity Agreement with each identified event/project organizer to allow their inclusion under the City's insurance policy.**
- c) **That no new event or activity be considered for inclusion until specific qualification criteria are established.**

"CARRIED"

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**Director of Community Services  
Report CSACH09-009  
Little Lake Cemetery Conservation Plan Update**

Councillor Doris declared an interest in item 15. His daughter is member of the Little Lake Cemetery board. He did not vote on this matter.

Moved by Councillor Pappas

That Council approve the recommendation outlined in report CSACH09-009 dated April 27, 2009 of the Director of Community Services as follows:

That the report be received for information and that Council provide direction on next steps in formalizing a conservation plan agreement with Little Lake Cemetery Company (LLCC).

Moved by Councillor Martin

That the recommendation in Report CSACH09-009 be amended as follows:

That recommendation b) be created and read as follows:

That no further action be taken regarding this matter.

Move by Councillor Pappas

**That the Question be Put**

"CARRIED"

Upon the motion to amend by Councillor Martin, the motion lost.



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Moved by Councillor Pappas

**That the recommendation in report CSACH09-009 be amended as follows:**

- a) That the report be received for information and that staff continue negotiations with Little Lake Cemetery Company.**
- b) That no Heritage Conservation Easement be placed on title.**
- c) That the Cemeteries Act be used to protect the City's interests**
- d) That staff negotiate a mutually agreeable consultation process for major capital works with the Little Lake Cemetery Company.**

Councillor Doris left the meeting at 7:11 p.m. and returned at 7:16 p.m.

Councillor Peacock left the meeting at 7:46 p.m.

Mayor Ayotte left the meeting at 7:47 p.m. and returned at 7:50 p.m.

Upon the original motion of Councillor Pappas the motion carried.

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**Councillor Vass  
Report COU09-004  
Caucus Reporting from Committees,  
Boards & Commissions**

Moved by Councillor Vass

That Council approve the recommendations outlined in Report COU09-004 dated April 27, 2009 of Councillor Len Vass; that the council approve a policy which supports:

- a) Where caucus items are discussed with importance to the City of Peterborough in Committees, Boards or Commissions represented by a member of City Council, it is incumbent upon the representative city council member to report to the next caucus meeting held prior to a Committee of the Whole Meeting the substance of the caucus discussions at the Committee, Board or Commission;
- b) It is understood that each member of City Council has an obligation to report the caucus items to the rest of City Council;
- c) That every Committee of the Whole meeting should have a provision for a caucus agenda item identifying reports by councillors on caucus items discussed at previous boards, committees and commissions as necessary.
- d) Part of the reporting structure should include a copy of the procedural By-Law from each board, committee and commission. The Procedural By-Laws should be reviewed, amended as necessary and kept at the City Clerk's office to ensure compliance with the requirements of the Municipal Act

Councillor Pappas left the meeting at 7:58 p.m.

Moved by Mayor Ayotte

**That the Question be Put**

"CARRIED"

Upon the motion of Councillor Vass, the motion lost.

Councillor Martin left the meeting at 8:20 p.m. and returned at 8:22 p.m.

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**Director of Planning and Development Services  
Report PLPD09-022  
Airport Master Plan**

Moved by Mayor Ayotte

**That Council approve the recommendations outlined in Report PLPD09-022 dated April 27, 2009, of the Director of Planning and Development Services, 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 a goods and/or services expected to cost more than \$25,000 in described circumstances be waived.**
- b) That LPS Aviation Inc., One Antares Drive, Suite 250, Ottawa, Ontario be retained on a single source basis to complete the Airport Master Plan at an upset total fee of \$75,000 (PST not included) plus \$3,750 GST for a total of \$78,750.**
- c) That the net \$75,000 (net of GST rebate) for the completion of the Master Plan be drawn from the approved 2008 and 2009 Airport Development Program (Project 7-5.01) and that a project that was included within the approved 2008 and 2009 Airport Program be modified in scope or deferred so that the \$75,000 funding is available for this contract.**

"CARRIED"

**Other Business**

Councillor Vass mentioned the pending Morrow Park Master Plan meeting.

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**Adjournment**

Moved by Councillor Martin

**That this meeting of Committee of the Whole adjourn at 8:31 p.m.**

"CARRIED"

John Kennedy  
Deputy Clerk

Bob Hall  
Chair