



**City Council Minutes
City of Peterborough
October 21, 2013
Draft Minutes Not Approved**

Minutes of a Meeting of City Council Held on October 21, 2013, in the Council Chambers.

The City Council meeting was called to order at 6:30 p.m. in the Council Chambers, City Hall.

Roll Call:

Councillor Beamer
Councillor Clarke
Councillor Doris
Councillor Hall
Councillor Juby
Councillor Pappas
Councillor Parnell
Councillor Riel
Councillor Vass
Mayor Bennett

Regrets:

Councillor McWilliams

Confirmation of Minutes – September 30, 2013

Moved by Councillor Clarke, seconded by Councillor Pappas

That the minutes of the meeting of Council held on September 30, 2013, be approved.

“CARRIED”

Disclosure of Pecuniary Interest

There were no Disclosures of Interest.

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Delegations

Registered Delegations:

Al Fitzgerald, 2015 Sherbrooke Street West, made a delegation to Item No. 7 of Planning Committee Report No. 12 (Report PLPD13-068 – Removal of 'H' – Holding Symbol from the Zoning of the Property at 834 Water Street).

Lynn Hopkins, 333 Hedonics Road, made a delegation to Item No. 6 of Committee of the Whole Report No. 16 (Report CPFS13-048 – Demolition of the Morrow Park Grandstand Phase 2).

Linda Bovolotto, 1165 Normandy Street, made a delegation to Item No. 7 of Planning Committee Report No. 12 (Report PLPD13-068 – Removal of 'H' – Holding Symbol from the Zoning of the Property at 834 Water Street).

Delegations Not Registered:

Planning Committee Report

There were no delegations.

Audit Committee Report

There were no delegations.

Committee of the Whole Reports

There were no delegations.

Planning Committee Report No. 12

Moved by Councillor Hall, seconded by Councillor Parnell

Items 4 and 7 were separated for discussion.

That Report Number 12 of the Planning Committee Meeting of October 7, 2013 be approved.

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Item 7

Moved by Councillor Pappas, seconded by Councillor Juby

That the item be referred for one meeting cycle of Council, to the next Planning Committee meeting, to allow staff an opportunity to review the fencing provisions at 834 Water Street.

“CARRIED”

Upon Item 4, the item carried.

Upon Items 1, 2, 3, 5, 6 and 8, the motion carried.

Audit Committee Report No. 3

Moved by Councillor Clarke, seconded by Councillor Doris

That Report Number 3 of the Audit Committee Meeting of October 15, 2013 be approved.

“CARRIED”

Committee of the Whole Report Number 16

Moved by Councillor Hall, seconded by Councillor Parnell

Items 2, 5 and 6 were separated for discussion.

That Report Number 16 of the Committee of the Whole Meeting of October 15, 2013 be approved.

“CARRIED”

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Committee of the Whole Report Number 17

Moved by Councillor Hall, seconded by Councillor Parnell

That Report Number 17 of the Committee of the Whole Meeting of October 21, 2013 be approved.

“CARRIED”

Notice of Motion

There were no Notices of Motion.

By-Laws

Moved by Councillor Parnell, seconded by Councillor Clarke

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

- | | |
|---------------|---|
| 13-142 | Being A By-law To Amend The Zoning For 793 Spillsbury Drive |
| 13-143 | Being A By-law To Amend The Zoning For 125 Romaine Street |
| 13-144 | Being A By-law To Amend The Zoning For 794 Stocker Road |
| 13-145 | Being A By-law To Remove The 'H' - Holding Symbol From The Zoning Of The Property At 264 Stewart Street |
| 13-146 | Being A By-law To Remove The 'H' - Holding Symbol From The Zoning Of The Property At 844 Rye Street |
| 13-147 | Being A By-law To Remove The 'H' - Holding Symbol From The Zoning Of The Property At 424 Sheridan Street |
| 13-148 | 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 (499 Homewood Avenue, 512 Weller Street, 404 Belmont Avenue, 512 Dickson Street) |
| 13-149 | Being A By-law To Amend Ward 4 In The City Of Peterborough |

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- 13-150 Being A By-law To Authorize The Execution Of An Encroachment Agreement For Lands Municipally Known As 55 Kingswood Drive, In The City Of Peterborough**

- 13-151 Being A By-law To Authorize The Execution Of An Encroachment Agreement For Lands Municipally Known As 213 Antrim Street, In The City Of Peterborough**

- 13-152 Being A By-Law To Authorize The Incorporation Of A New Company Known As The Peterborough Solar Projects Corporation And To Authorize The Mayor And Clerk To Sign Feed-In-Tariff 3 Project Agreements**

- 13-153 Being A By-Law To Enter Into An Option To Licence And Revenue Sharing Agreement For The Kinsmen Civic Centre Rooftop Solar Photovoltaic Project And To Execute Municipal Council Support Resolution Letters For Future Rooftop Solar Projects In The City Of Peterborough.**

- 13-154 Being A By-law To Appoint Fence Viewers For The City Of Peterborough**

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

“CARRIED”

Other Business

Councillor Pappas raised a Point of Order, indicating that Other Business is intended for matters of an urgent nature that can not be properly presented at a Standing Committee meeting. A two-thirds vote is required to debate a motion raised under new business.

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Confirmatory By-law

Moved by Councillor Parnell, seconded by Councillor Riel

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

**13-155 Being A By-law To Confirm The Proceedings Of The Council At Its
Meeting Held On October 21, 2013.**

**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 Parnell, seconded by Councillor Juby

That this meeting of City Council adjourn at 8:04 p.m.

"CARRIED"

John Kennedy
City Clerk

Daryl Bennett
Mayor

**Planning Committee Report No. 12
Meeting of October 7, 2013**

**To The Council of the City of Peterborough, for Consideration at its
Meeting Held October 21, 2013**

**The Planning Committee, as a Result of its Meeting Held on October
7, 2013 Recommends as Follows:**

- 1. Manager, Planning Division
Report PLPD13-073
Removal of 'H' – Holding Symbol from the Zoning of the
Property at 844 Rye Street**

**That Council approve the recommendation outlined in Report PLPD13-073
dated October 7, 2013, of the Manager, Planning Division, as follows:**

**That the property at 844 Rye Street be rezoned from SP. 268-151-157(F)-'H'-
Commercial District to SP. 268-151-157(F)-Commercial District in
accordance with Exhibit 'C' attached to Report PLPD13-073.**

- 2. Manager, Planning Division
Report PLPD13-069
Removal of 'H' – Holding Symbol from the Zoning of the
Property at 424 Sheridan Street**

**That Council approve the recommendation outlined in Report PLPD13-069
dated October 7, 2013, of the Manager, Planning Division, as follows:**

**That the property at 424 Sheridan Street be rezoned from C.6-'H'-
Commercial District to C.6-Commercial District in accordance with Exhibit
'C' attached to Report PLPD13-069.**

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October 7, 2013
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3. Public Meeting Under The Planning Act
Manager, Planning Division
Report PLPD13-070
Zoning By-law Amendment – 793 Spillsbury Drive

That Council approve the recommendations outlined in Report PLPD13-070 dated October 7, 2013, of the Manager, Planning Division, as follows:

- a) That the zoning of the subject property, be amended from the R.1,1m,2m - Residential District to the R.1 – Residential District in accordance with the draft amendment attached as Exhibit 'C' to Report PLPD13-070.
- b) That the 'H' Holding Symbol be removed subject to the owner entering into an agreement with the City for the payment of parks levy and tree levy for the subject property.

4. Public Meeting Under The Planning Act
Manager, Planning Division
Report PLPD13-071
Zoning By-law Amendment – 125 Romaine Street

That Council approve the recommendations outlined in Report PLPD13-071 dated October 7, 2013, of the Manager, Planning Division, as follows:

- a) That Section 3.4 – Alternative Regulations, of Comprehensive Zoning By-Law #1997-123 be amended to add a provision to reduce the minimum aisle width adjacent to 90 degree parking to 6.0m.
- b) That the zoning of the subject property, be amended from the R.1, R.2 - Residential District to the R.1, R.2, 7c, 20a - 264 – 'H' Residential District in accordance with the draft amendment attached as Exhibit 'C' to Report PLPD13-071.

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- c) That the 'H' Holding Symbol be removed subject to the following:
 - i) Site Plan Approval is granted for the subject property;
 - ii) Confirmation from Fire Services and from the Building Division of the City of Peterborough, that the units comply with the requirements of the Ontario Building Code and the Ontario Fire Code;
 - iii) Confirmation from the City's Building Division that there are no outstanding concerns with regard to the Ontario Building Code.
 - iv) Payment of cash-in-lieu of parkland for the third unit; and
 - v) Payment of all applicable development charges for the third unit.

5. Public Meeting Under The Planning Act
Manager, Planning Division
Report PLPD13-072
Zoning By-law Amendment – 794 Stocker Road

That Council approve the recommendations outlined in Report PLPD13-072 dated October 7, 2013, of the Manager, Planning Division, as follows:

- a) That Section 3.9 Exceptions in the City's Comprehensive Zoning By-law #97-123, be amended in accordance with the draft amendment, attached as Exhibit 'C' to Report PLPD13-072.
- b) That the zoning of the subject property, be amended from the R.1, 4h, R.2, 4h - Residential District to the SP.295 - 284 'H' Residential District in accordance with the draft amendment attached as Exhibit 'C' to Report PLPD13-072.
- c) That the 'H' Holding Symbol be removed subject to the following:
 - i. Site Plan Approval is granted for the subject property;

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- ii. Confirmation from Fire Services and from the Building Division of the City of Peterborough, that the units comply with the requirements of the Ontario Building Code and the Ontario Fire Code;
- iii. Payment of cash-in-lieu of parkland for the third unit; and
- iv. Payment of all applicable development charges for the third unit.

6. Manager, Planning Division
Report PLPD13-076
1837 Lansdowne Street West
Proposed Telecommunication Structure

That Council approve the recommendations outlined in Report PLPD13-076 dated October 7, 2013, of the Manager, Planning Division, as follows:

- a) That Industry Canada be advised that the proposal for a telecommunication structure by Rogers Communications Inc., at 1837 Lansdowne Street West, has been subject to the City of Peterborough's Telecommunication Structures Policy and Procedure and has complied with the procedural requirements of that Policy and Procedure.
- b) That Industry Canada be further advised that the proposal for a telecommunications structure at 1837 Lansdowne Street West is situated within 120m of lands zoned to permit residential use, not in compliance with the City's preferences outlined in the Telecommunication Structures Policy and Procedure, and
- c) That Report PLPD13-076 be included in the submission to Industry Canada.

Planning Committee Report No. 12
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7. Manager, Planning Division
Report PLPD13-068
Removal of 'H' – Holding Symbol from the Zoning of the
Property at 834 Water Street

Council at its meeting of October 21, 2013 passed the following motion:

That the item be referred for one meeting cycle of Council, to the next Planning Committee meeting, to allow staff an opportunity to review the fencing provisions at 834 Water Street.

8. Manager, Planning Division
Report PLPD13-002
Removal of 'H' – Holding Symbol from the Zoning of the
Property at 264 Stewart Street

That Council approve the recommendation outlined in Report PLPD13-002 dated October 7, 2013, of the Manager, Planning Division, as follows:

That the property at 264 Stewart Street be rezoned from SP. 241, 11h – 251 – 'H'-Special Commercial District to SP. 241, 11h – 251 – Special Commercial District in accordance with Exhibit 'C' attached to Report PLPD13-002.

Submitted by,

Councillor Hall
Chair
October 7, 2013

**Audit Committee Report No. 3
Meeting Of October 15, 2013**

**To The Council Of The City Of Peterborough For Consideration At Its
Meeting Held October 21, 2013**

**The Audit Committee, As A Result Of Its Meeting Held On October 15,
2013, Recommends As Follows:**

**1. Director of Corporate Services
Report CPFS13-049
2013 Audit Plan and Pre-Audit Planning Letter**

**That Council approve the recommendations outlined in report CPFS13-049
dated October 15, 2013, of the Director of Corporate Services as follows:**

- a) That the 2013 Audit Plan for the Corporation of the City of
Peterborough attached to report CPFS13-049 as Appendix A be
received.**
- b) That the Mayor and Chair of the Audit Committee be authorized to
sign the Pre-Audit Planning Letter attached to report CPFS13-049 as
Appendix B.**

2. Terms of Reference

**That the Audit Committee Terms of Reference be reviewed at the next Audit
Committee meeting and circulated to the City Auditors.**

Submitted by,

Councillor Clarke
Chair
October 15, 2013

Committee of the Whole Report No. 16
Meeting of October 15, 2013

To the Council of The City of Peterborough for Consideration at its Meeting Held October 21, 2013

The Committee of the Whole as a Result of its Meeting Held on October 15, 2013, Recommends as Follows:

- 1. Director of Community Services
Report CSSS13-008
Award of RFP P-19-13 for Homemaking Services for the City and County of Peterborough**

That Council approve the recommendation outlined in Report CSSS13-008 dated October 15, 2013, of the Director of Community Services, as follows:

That Request for Proposals Document P-19-13, for Homemaking Services be awarded to Bayshore Home Health, 1 Mary Street North, Unit C, Oshawa, Ontario, at a total cost not to exceed \$300,000 after applicable HST rebates for the period January 1, 2014 until December 31, 2016, with the option for extension of two, one-year terms at the discretion of the City.

- 2. City Clerk
Report CPCLK13-016
Ward Boundary Report for 2014 Election**

That Council approve the recommendations outlined in Report CPCLK13-016 dated October 15, 2013, of the City Clerk, as follows:

- a) That the City of Peterborough continue with the current municipal ward boundary structure.**
- b) That the By-law to Amend Ashburnham Ward 4 in the City of Peterborough, attached as Appendix C, be adopted to include the Coldsprings Settlement Area property annexations.**

**Committee of the Whole Report No. 16
Meeting of October 15, 2013
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**3. Director of Utility Services
Report USPW13-011
Award of P-28-13 for the Supply and Delivery of Two
Multi-Purpose Wheeled Sidewalk Tractors**

That Council approve the recommendation outlined in Report USPW13-011 dated October 15, 2013 of the Director of Utility Services, as follows:

That RFP P-28-13 for the Supply and Delivery of Two Multi-Purpose, Wheeled Sidewalk Tractors be awarded to Joe Johnson Equipment Inc., 2521 Bowman Street, Innisfil, ON, L9S 3V6 at a cost of \$183,382.00 plus \$23,839.66 HST for a total cost of \$207,221.66 with an option, at the City's sole discretion, to enter into negotiations with Joe Johnson Equipment Inc. for up to eight additional units over the next five years.

**4. Director of Corporate Services
Report CP13-009
Consolidated Municipal Services Management Agreement for
2014-2018**

That Council approve the recommendation outlined in Report CP13-009 dated October 15, 2013 of the Director of Corporate Services, as follows:

That Council approve a new Consolidated Municipal Services Management Agreement for 2014-2018, that maintains the existing cost sharing formulas, as set out in Appendix B.

**5. Director of Utility Services
Report USWM13-009
2012 Annual Waste Management Report**

That Council approve the recommendation outlined in Report USWM13-009 dated October 15, 2013 of the Director of utility Services as follows:

That Council receive the 2012 Annual Waste Management Report, as outlined in Report USWM13-009, as one of the requirements for maximum blue box funding.

Committee of the Whole Report No. 16
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6. Director of Corporate Services
Report CPFS13-048
Demolition of the Morrow Park Grandstand Phase 2

That Council approve the recommendations outlined in Report CPFS13-048, dated October 15, 2013 of the Director of Corporate Services as follows:

- a) That Section 16 of Purchasing By-law 10-132, that requires a Request for Tenders (RFT) to be issued when goods or services are expected to cost more than \$25,000 and it is possible to obtain competitive bids based on precisely defined requirements for which a clear or single solution exists, be waived, and
- b) That the Demolition of the Morrow Park Grandstand Phase 2 be awarded to United Wrecking Inc., 1495 Bonhill Road, Unit 14, Mississauga, Ontario L5T 1M2 at a cost of \$40,079 plus HST of \$5,210.27 for a total of \$45,289.27.

7. Remembrance Day Observance

That a special Council Meeting be convened on November 4, 2013 prior to the regularly scheduled meetings that evening for the purpose of conducting a Remembrance Day Observance.

8. Report on Dental Bus

That staff prepare a report on the status of the funding request by the Peterborough County-City Health Unit for a mobile dental clinic garage.

Submitted by,

Councillor Hall
Chair
October 15, 2013

**Committee of the Whole Report No. 17
Meeting of October 21, 2013**

**To the Council of The City of Peterborough for Consideration at its
Meeting Held October 21, 2013**

**The Committee of the Whole as a Result of its Meeting Held on
October 21, 2013, Recommends as Follows:**

**1. Chief Administrative Officer
Report CAO13-012
Incorporation of a Company to Support Feed-In-Tariff
Applications**

**That Council approve the recommendations outlined in Report CAO13-012,
dated October 21, 2013, of the Chief Administrative Officer, as follows:**

- a) That in order to better position Peterborough Utilities Inc. when
applying for future renewable electricity contracts with the Ontario
Power Authority under the Feed-In-Tariff Program:**
 - i) A by-law be passed authorizing the City of Peterborough to
create a new corporation, entitled "Peterborough Solar
Projects Corporation" as permitted under the Electricity Act,**
 - ii) And that at incorporation 100% of the initial voting shares be
owned by the City, and after incorporation the ownership be
amended so the City retain a direct economic non-voting
interest of 51% of the company equity and Peterborough
Utilities Inc. own 100% of the voting interest and 49% of the
equity.**
- b) If the application(s) to the Feed-In-Tariff 3.0 program are successful,
the Mayor and the Clerk be authorized to enter into agreements with
Peterborough Utilities Inc. based on terms and conditions that meet
the approval of the City Solicitor and the Chief Administrative
Officer.**

Committee of the Whole Report No. 17
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2. Director of Community Services
Report CSD13-021
Rooftop Solar Photovoltaic Projects for Small FIT 3.0

That Council approve the recommendations outlined in Report CSD13-021 dated October 21, 2013 of the Director of Community Services, as follows:

- a) That a by-law be passed to authorize the Mayor and the Clerk to execute Municipal Council Support Resolution Letters for Feed-In-Tariff 3.0 submissions, on behalf of Council, for rooftop solar photovoltaic projects in the City of Peterborough; and
- b) That a by-law be passed to authorize the Mayor and Clerk to execute an Option to License and Revenue Sharing Agreement between the City of Peterborough and Peterborough Solar Projects Corporation for a rooftop solar project on the Kinsmen Civic Centre in order to comply with Feed-In-Tariff 3.0 program.

3. Director of Utility Services
Report USDIR13-015
Small, Rural and Northern Municipal Infrastructure Fund – Capital Program

That Council approve the recommendations outlined in Report USDIR13-015 dated October 21, 2013 of the Director of Utility Services, as follows:

- a) That an Expression of Interest for funding be submitted to the Small, Rural and Northern Municipal Infrastructure Fund – Capital Program to help fund the mitigation of inflow and infiltration of extraneous flows into the sanitary sewer system specifically in the Downtown area of the City of Peterborough; and
- b) That through the Expression of Interest application staff ensure and inform the Ontario Ministry of Infrastructure that:
 - i. The information in the Expression of Interest is factually accurate;

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- ii. The City of Peterborough will have a comprehensive asset management plan for the sanitary sewer system that includes all the information and analysis described in “Building Together: Guide for Municipal Asset Management Plans” in place by December 31, 2013;
- iii. The comprehensive asset management plan referred to in Recommendation b (ii) will be publicly available, including online, by May 30, 2014; and
- iv. The project put forward in the Expression of Interest application will be completed by December 31, 2015.

Submitted by,

Councillor Hall
Chair
October 21, 2013