



**COMMITTEE OF THE WHOLE MINUTES  
CITY OF PETERBOROUGH**

**JUNE 8, 2009**

**DRAFT MINUTES NOT APPROVED**

**MINUTES OF A MEETING OF COMMITTEE OF THE WHOLE HELD ON  
JUNE 8, 2009 IN THE GENERAL COMMITTEE ROOM, CITY HALL**

The meeting of Committee of the Whole was called to order at 5:17 p.m. in the General Committee Room.

**Roll Call:**

Councillor Clarke  
Councillor Doris  
Councillor Farquharson  
Councillor Martin  
Councillor Pappas  
Councillor Vass  
Councillor Peeters  
Councillor Eggleton  
Councillor Hall, Chair  
Councillor Peacock

**Absent:**

Mayor Ayotte

Moved by Councillor Clarke

**That Committee move into closed session to discuss one item under section 239(2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose and one item under section 239(2) (c) a proposed or pending acquisition or disposition of land by the municipality or local board.**

"CARRIED"

Moved by Councillor Pappas

**That Committee move out of closed session at 7:09 p.m.**

"CARRIED"

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The open session of Committee of the Whole commenced at 7:18 p.m.

**Minutes – May 19, May 25, and, June 1, 2009**

Moved by Councillor Peacock

**That the minutes of the Committee of the Whole meeting held on May 19, May 25, and, June 1, 2009 be approved.**

"CARRIED"

**Disclosure of Pecuniary Interest**

There were no disclosures of interest.

**Report of Closed Session  
Chief Administrative Officer  
Report CAO09-003  
Solicitor Recruitment**

Moved by Councillor Peeters

**That Council approve the recommendation outlined in report CAO09-003 dated June 8, 2009, of the Chief Administrative Officer as follows:**

**That Patricia Lester be appointed as the City Solicitor effective June 16, 2009.**

"CARRIED"

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**Report of Closed Session  
Director of Community Services  
Report CSD09-015  
Fire Chief Appointment**

Moved by Councillor Peacock

**That Council approve the recommendations outlined in Report CSD09-015 dated June 8, 2009, of the Director of Community Services, as follows:**

- a) That, in accordance with the Fire Protection & Prevention Act, 1997, subsection 6 (1), Acting Fire Chief, Trent Gervais be appointed as Fire Chief for the Corporation of the City of Peterborough, effective June 16, 2009.**
- b) That by-laws 04-022 and 08-180 be repealed and that a new by-law be passed to confirm the appointment.**

"CARRIED"

**Report of Closed Session  
Chief Administrative Officer  
Report CAO09-004  
333 Hedonics Road**

Moved by Councillor Farquharson

**That Council approve the recommendations outlined in report CAO09-004 dated June 8, 2009, of the Chief Administrative Officer, as follows:**

- a) That the outside legal counsel for the City, G. Petch, be authorized, starting June 9, 2009, to complete all necessary actions to acquire, from MacPherson Realty (Peterborough) Limited and Leighmac Ltd., a one foot reserve along the 520 foot boundary of 333 Hedonics Road, where the property abuts the school property and,**
- b) That the City share of any costs such as survey work and reference plan work, etc. be authorized.**

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Moved by Councillor Eggleton

**That the Question be Put**

"CARRIED"

Upon the original motion of Councillor Farquharson, this motion carried.

Chair Hall asked that his opposition to this matter be noted.

**Consent Agenda**

Moved by Councillor Clarke

**That Items 5, 6, 10, 11, 13, 16, 17, 18 and 19 be received as part of the consent agenda.**

"CARRIED"

**Director of Community Services**

**Report CSACH09-008**

**Upgrade of the Library's Automation Software- Phase 1**

Moved by Councillor Clarke

**That Council approve the recommendations outlined in Report CSACH09-008 dated June 8 2009, of the Director of Community Services, as follows:**

- a) **That \$202,259.66 of the \$296,807 approved by Council in the 2007 budget to upgrade the KLLIC Automation System be used to fund Phase 1 of the upgrade to the Peterborough Public Library's current automated library system software.**
- b) **That the software to upgrade from "Horizon" to "Symphony" be purchased from SirsiDynix, 611 Kumpf Drive, Unit 300, Waterloo, Ontario.**
- c) **That the Peterborough Public Library be authorized to negotiate a purchase agreement with SirsiDynix, 611 Kumpf Drive, Unit 300, Waterloo, Ontario.**

"CARRIED"

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**Director of Community Services  
Report CSACH09-011  
Budget Adjustment for Museum Renovations**

Moved by Councillor Clarke

**That Council approve the recommendations outlined in Report CSACH09-011 dated June 8, 2009 of the Director of Community Services as follows:**

- a) That the 2009 Capital budget for the Museum Facility Risk Management project be increased from \$70,000 to \$125,000 to expand scope of renovations.**
- b) That the additional \$55,000 be transferred from the approved 2007 Museum Expansion Project Capital budget (reference Report CSACH07-011B Design Phase Update).**
- c) That an application be submitted to Cultural Spaces Canada, Department of Canadian Heritage, requesting an additional \$125,000 of financial support for the proposed renovations.**
- d) That the Mayor and Clerk be authorized to sign the application to Cultural Spaces.**

"CARRIED"

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**Director of Utility Services**

**Report USPW09-009**

**Contract Extension of RFP P-37-07 for the Supply and Delivery of One Garbage Packer**

Moved by Councillor Clarke

That Council approve the recommendations outlined in Report USPW09-009 dated June 8, 2009, of the Director of Utility Services, as follows:

- a) That the 2009 Capital Budget for the Purchase of One Garbage packer (Item #5-1.04) be increased from \$220,000.00 to \$234,000.00 and the resulting \$14,000.00 increase be funded from an additional transfer from the Public Works Equipment Reserve Fund; and
- b) That a contract extension for RFP P-37-07 for the supply and delivery of one, 33 Yard Side Loading Refuse Packer for the City of Peterborough be issued to Joe Johnson Equipment Inc., 2521 Bowman Street, Innisfil, Ontario, L9S 3V6, at a cost of \$216,638.00 plus \$17,331.04 PST, plus \$10,831.90 GST for a total cost of \$244,800.94.

"CARRIED"

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**Director of Utility Services  
Report USPW09-010  
Award of RFP P-26-09 for the Supply and Delivery of One Sewer  
Vacuum Truck**

Moved by Councillor Clarke

**That Council approve the recommendations outlined in Report USPW09-010 dated June 8, 2009, of the Director of Utility Services, as follows:**

- a) That the 2009 Capital Budget for the purchase of a Sewer Vacuum Truck (Project 5-1.04) be increased from \$325,000 to \$348,700 and the resulting \$23,700 increase be funded from an additional transfer from the Public Works Equipment Reserve; and**
- b) That a contract be awarded for RFP P-26-09, for the supply and delivery of One Truck Mounted Combination Sewer Cleaner for the City of Peterborough to Joe Johnson Equipment Inc., 2521 Bowman Street, Innisfil, Ontario, L9S 3V6, with the selected options of stainless steel fuel straps and debris body dump splash shield, at a cost of \$412,022.50 plus \$32,961.80 PST, plus \$20,601.13 GST for a total cost of \$465,585.43.**

"CARRIED"

**Senior Director of Corporate Services  
Report CPFPRS09-013  
Award of Tender T-30-09 Heating System Upgrade Queen Alexandra  
Community Centre**

Moved by Councillor Clarke

**That Council approve the recommendation outlined in Report CPFPRS09-013 dated June 8, 2009 of the Senior Director of Corporate Services as follows:**

**That tender T-30-09 for the Heating System Upgrade Queen Alexandra Community Centre be awarded to Ansell Mechanical Ltd., 56 Lily Lake Road, Peterborough, ON K9J 7X6 at a total cost of \$212,192.00 (PST not applicable) and GST of \$10,609.60 for a total of \$222,801.60.**

"CARRIED"

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**CORRESP09-028**

**Township of Ingersoll**

**Bill 221, Workplace Safety and Insurance Amendment Act**

Moved by Councillor Clarke

**That the correspondence from the Township of Ingersoll seeking support from municipalities and provincial agencies regarding their resolution to include volunteer and part time firefighters with the same presumption W.S.I.B. coverage afforded to full time firefighters, be received for information.**

"CARRIED"

**CORRESP09-029**

**Township of Woolwich**

**Bill 221, Workplace Safety and Insurance Amendment Act**

Moved by Councillor Clarke

**That the correspondence from the Township of Woolwich seeking support of their resolution regarding an extension to the Workplace Safety and Insurance Amendment Act to Include coverage for volunteer and part-time fire fighters, be received for information.**

"CARRIED"

**CORRESP09-030**

**Township of Centre Wellington**

**Bill 221, Workplace Safety and Insurance Amendment Act**

Moved by Councillor Clarke

**That the correspondence from the Township of Centre Wellington seeking support of their resolution regarding an amendment to the Workplace Safety and Insurance Amendment Act to include coverage for volunteer and part-time fire fighters in the presumptive legislative regulations, be received for information.**

"CARRIED"



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**CORRESP09-031  
City of Ottawa  
Resolution to Appeal OMB Decision**

Moved by Councillor Clarke

**That the correspondence from the City of Ottawa seeking support of their resolution to appeal a decision of the Ontario Municipal Board regarding a property development matter, be received for information.**

"CARRIED"

**Director of Community Services  
Report CSRS09-005  
Use of Motorized Vehicles On City Owned Land**

Moved by Councillor Pappas

**That Council approve the recommendation outlined in Report CSRS09-005 dated June 8, 2009, of the Director of Community Services:**

**That By-law 1986-91 be repealed and replaced with the proposed By-law attached as "Appendix A", prohibiting the use of motorized vehicles on public lands or property other than a public highway or area designated for the operating or parking of such a vehicle in the City of Peterborough, including but not limited to Segways and Electric Bicycles and excluding assistive devices required by people with disabilities.**

**That report CSR09-005 be amended by adding recommendation b) as follows:**

- b) That a further report be brought forward after the Provincial government's three year pilot project is concluded and that the transportation plan review pay special attention to the On Road Bike Network.**

"CARRIED"

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Moved by Councillor Pappas

**That the Question be Put.**

"CARRIED"

Upon the original motion of Councillor Pappas as amended, the motion carried.

**Director of Community Services  
Report CSRS09-006 Queen Alexandra Building Cleaning and  
Maintenance Expenses**

Moved by Councillor Eggleton

**That Council approve the recommendations outlined in Report CSRS09-006 dated June 8, 2009, of the Director of Community Services, as follows:**

- a) **That the cleaning and maintenance funding allocation to Activity Haven Senior Centre for the Queen Alexandra building be increased by \$14,920 for 2009;**
- b) **That the \$14,920 be drawn from the 2009 Contingency fund.**

"CARRIED"

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**Director of Planning and Development Services**

**Report PLHD09-004**

**City of Peterborough's Participation in New Housing Programs – 2009 to 2011**

Moved by Councillor Vass

That Council approve the recommendations outlined in Report PLHDO9-004, dated June 8, 2009, of the Director of Planning and Development Services, as follows:

- a) That the City of Peterborough participate in new housing programs offered by the Province of Ontario, including:
  - i) Social Housing Renovation and Retrofit Program for the repair, maintenance and regeneration of social housing projects located in the City and County of Peterborough.
  - ii) Canada-Ontario Affordable Housing Program (extension) and stimulus programs for the creation of new affordable rental and homeownership opportunities.
  - iii) Provincial Rent Bank Program, as delivered through the Community Counselling and Resource Center (CCRC) Housing Resource Center, aimed at preventing evictions among low-income households.
  - iv) And further, that the Mayor and City Clerk be authorized to execute agreements with the Province of Ontario for new housing programs, with terms and conditions satisfactory to the City Solicitor, or designate.
- b) That the CAO, Senior Director Corporate Services and Director of Planning and Development Services be authorized to allocate the 100% provincial funding under new housing programs, and take full advantage of administration fees by adding to the staff complement in the Housing Division on a time limited basis.
- c) That the Mayor and City Clerk be authorized to execute agreements with eligible housing providers and services, with terms and conditions satisfactory to the City Solicitor, or designate.

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- d) That the Housing Division be authorized to flow-through a portion of the 100% administration fees from the province to Peterborough Housing Corporation (PHC), based on the degree of PHC's involvement in new housing programs which is not otherwise funded, on a time limited basis.

"CARRIED"

**Director of Utility Services  
Report USEPS09-004  
Award of Wastewater Treatment Plant Expansion Process Audit**

Moved by Councillor Vass

**That Council approve the recommendation outlined in Report USEPS09-004 dated June 8, 2009 of the Director of Utility Services, as follows:**

**That the Waste Water Treatment Plant Expansion Process Audit be awarded to R.V. Anderson Limited, 2001 Sheppard Avenue East, Suite 400, Toronto On, M2J 4Z8 at a cost of \$497,490 plus GST of \$24,874.50 (PST not applicable) for a total cost of \$522,364.50.**

"CARRIED"

**Director of Utility Services  
Report USTR09-008  
New Comprehensive Parking By-Law**

Moved by Councillor Martin

**That Council approve the recommendation outlined in Report USTR09-008 dated June 8, 2009, of the Director of Utility Services, as follows:**

**That by-law 1993-100 be repealed and replaced with the new proposed comprehensive by-law for the regulation of parking.**

Councillor Farquharson left the meeting at 8:48 p.m. and returned at 8:58 p.m.

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Moved by Councillor Vass

That report USTR09-008 be amended by adding recommendation b) as follows:

- b) That City by-law enforcement officers provide enforcement to individuals abusing private property disable parking spots, with the permission of private property owners.

Moved by Councillor Farquharson

That the Question be Put.

LOST

Moved by Councillor Farquharson

**That the Question be Put.**

“CARRIED”

Upon the amending motion of Councillor Vass, the motion lost.

Councillor Peeters left the meeting at 9:41 p.m. and returned at 9:43 p.m.

Move by Councillor Vass

**That the rules of order (Article 24) be suspended to allow the Committee meeting to continue past the hour of 10:00 p.m. until 10:30 p.m.**

“CARRIED”

Moved by Councillor Farquharson

**That the Question be Put.**

“CARRIED”

Upon the motion of Councillor Martin, the motion carried.

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**Senior Director of Corporate Services**

**Report CPFPRS09-012**

**Award of Tender T-16-09 Renovation of City Hall, Second Floor East Wing, Phase 2**

Moved by Councillor Pappas

**That Council approve the recommendation outlined in Report CPFPRS09-012 dated June 8, 2009 of the Senior Director of Corporate Services as follows:**

**That tender T-16-09 for the Renovation of City Hall, Second Floor East Wing, Phase 2 be awarded to Mortlock Construction, P.O. Box 545, Peterborough, ON K9J 6Z6 at a total cost of \$165,550 (PST not applicable) and GST of \$8,277.50 for a total of \$173,827.50.**

"CARRIED"

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**Director of Community Services  
Report CSD09-009  
Budget Adjustments and Award of Tender T-22-09 Market Hall West  
Façade Restoration**

Moved by Councillor Pappas

**That Council approve the recommendations outlined in Report CSD09-009 dated June 8, 2009 of the Director of Community Services as follows:**

- a) That the 2008 Capital budget for the Market Hall restoration of the west ground level storefronts be increased from \$297,720 to \$477,720 and the additional \$180,000 be transferred from the approved 2009 Market Hall capital budget for the south façade (reference #6-10.01 Market Hall Restoration);**
- b) That tender T-22-09 for the restoration of the west façade of Market Hall be awarded to Phoenix Restoration Inc., 27 Casebridge Court, Unit 7, Toronto, Ontario, M1B 4Y4 at a cost of \$435,677 (PST not applicable) and GST of \$21,783.85 for a total of \$457,460.85,**
- c) That a letter of intent be provided to Phoenix Restoration for this project, and**
- d) That work will not commence until the City has been notified of a decision on the Infrastructure Stimulus Grant application for Market Hall by Infrastructure Canada.**

"CARRIED"

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**Director of Community Services  
Report CSD09-014  
Award of Architectural Services  
Market Hall Interior and Exterior Restoration**

Moved by Councillor Pappas

**That Council approve the recommendations outlined in Report CSD09-014 dated June 8, 2009 of the Director of Community Services as follows:**

- a) That applicable sections of the City's Purchasing By-law 06-175, which would require a competitive procurement process be undertaken to complete the architect services for the interior and exterior restoration of Market Hall, be waived;**
- b) That architect services for Market Hall restoration from Trevelyan Architect, 379 George Street North, Peterborough, Ontario K9H 3R2, in association with Lett Architects Inc., 171 King Street, Peterborough, ON K9J 2R8, at a cost of \$715,310 plus \$92,990.30 (blended PST/GST) for a total of \$836,200, be approved; and**
- c) That work will not commence until approval has been granted for the City's Infrastructure Stimulus Grant through Infrastructure Canada for Market Hall restoration.**

"CARRIED"



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**CORRESP09-032**

**Royal LePage Frank Real Estate**

**Proposed Re-Development of 780 Argyle Street**

Moved by Councillor Doris

**That correspondence from Royal LePage Frank Real Estate proposing a business model for 780 Argyle Street, be received for information and that no further action be taken.**

Moved by Councillor Farquharson

**That the Question be Put.**

"CARRIED"

Upon the motion of Councillor Doris, the motion carried.

**Other Business**

Moved by Councillor Peacock

**That Council authorize the submission of an application in the amount of \$15,000 for funding to the Department of Canadian Heritage's Celebration and Commemoration Program to assist with the community's Olympic Torch Relay Celebrations;**

**To authorize the City's Chief Administrative Officer to sign the application and related documentation,**

**And to direct staff to prepare an information report to Council on the proposed program and related activities.**

"CARRIED"

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Moved by Councillor Farquharson

- a) That staff be directed to complete work with the Little Lake Cemetery Company to finalize an acceptable conservation plan for the preservation of the heritage attributes of the cemetery based on acceptable, recognized heritage standards to be finalized on or before July 31<sup>st</sup>, 2009 and,
- b) That staff be directed to include in the agreement a provision to register a Heritage Conservation easement on title with the associated conservation plan; and
- c) That the Municipal Heritage Committee (PACAC) and council will review the issue of heritage designation of Little Lake Cemetery upon completion of the above, or if (b) and (c) are unsuccessful by the date set out, to proceed with designation immediately.

Councillor Doris declared an interest and left the meeting at 10:21 p.m.

Councillor Farquharson withdrew her motion.

**Adjournment**

Moved by Councillor Pappas

**That this meeting of Committee of the Whole adjourn at 10:29 p.m.**

"CARRIED"

John Kennedy  
Deputy Clerk

Bob Hall  
Chair