



**City Council Minutes
City Of Peterborough
August 6, 2013
Draft Minutes Not Approved**

Minutes of a Meeting Of City Council Held On August 6, 2013, in the Council Chambers.

The City Council meeting was called to order at 6:40 p.m. in the Council Chambers, City Hall.

Roll Call:

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

Dean Del Mastro, MP attended the meeting to promote the Peterborough Exhibition and answered questions regarding activities of his office.

Confirmation of Minutes – July 2, 2013

Moved by Councillor Clarke, seconded by Councillor Juby

That the minutes of the meeting of Council held on July 2, 2013, be approved.

“CARRIED”

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Disclosure of Pecuniary Interest

Councillor McWilliams declared an interest with Item No. 3 of Planning Report No. 9 (Report PLPD13-039A, Portion of Lansdowne West Secondary Plan – Official Plan and Zoning By-law Amendment), as he is the owner of land in the subject area.

Councillor Juby declared an interest with Committee of the Whole Report No. 12 of August 6, 2013 due to his involvement in real estate matters.

Councillor Parnell declared an interest with Item No. 1 of Committee of the Whole Report No. 11 (Report PLPD13-046, Purchase of Properties at 293 Mason Avenue, 695, 701, 755 Chemong Road, 660, 674 and 680 Reid Street) as her brother owns a business within the subject area.

Delegations

Registered Delegations:

Kim Zippel, Harper Park Stewardship Initiative, made a delegation to Item No. 3, of the Planning Committee Report No. 9 (Report PLPD13-039A, Portion of Lansdowne West Secondary Plan – Official Plan and Zoning By-law Amendment).

Delegations Not Registered:

Planning Committee Report

Renee Marshall, 730 Trailview Drive, made a delegation to Item No. 3, of the Planning Committee Report No. 9 (Report PLPD13-039A, Portion of Lansdowne West Secondary Plan – Official Plan and Zoning By-law Amendment).

Walter Demora, son of the owner of Demora Viscardis Investments, owner of 494 The Parkway, made a delegation to Item 3, of the Planning Committee Report No. 9 (Report PLPD13-039A, Portion of Lansdowne West Secondary Plan – Official Plan and Zoning By-law Amendment).

Committee of the Whole Reports

Winston Earnst, 506 Weller Street, of the Peterborough Youth Soccer Club, made a delegation to Item No. 2 of the Committee of the Whole Report No. 11 (Report CSD13-015 Peterborough Youth Soccer Club Commitment to the Fleming Spot Field Complex).

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Bruce Kidd, Peterborough Rugby Club, and Emmet Connelly Peterborough Rugby Club solicitor, made a delegation to Item No. 7 of the Committee of the Whole Report No. 11 (Report CSRS13-05 – Rugby Clubhouse Project Update).

Planning Committee Report Number 9

Moved by Councillor McWilliams, seconded by Councillor Pappas

That Report Number 9 of the Planning Committee Meeting of July 22, 2013 be approved.

Item 3 was separated out due to the conflict declared by Councillor McWilliams.

Due to his previously declared conflict, Councillor McWilliams did not discuss or vote on this item.

Moved by Councillor Hall, Seconded by Councillor Vass

That Item 3 be deferred to the Council meeting of September 9, 2013 to permit further discussion with Planning staff.

“CARRIED”

Upon the main motion of Councillor McWilliams and Councillor Pappas, the motion carried.

Committee of the Whole Report Number 11

Moved by Councillor McWilliams, seconded by Councillor Pappas

That Report Number 11 of the Committee of the Whole Meeting of July 29, 2013 be approved.

Moved by Councillor Hall, seconded by Councillor Pappas

That item no. 7 be referred to the Council meeting of September 9, 2013 to permit further discussions on the payment of the road work, which is to be undertaken.

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Moved by Councillor Juby

That the question be put.

“CARRIED”

Upon the deferral moved by Councillors Hall and Pappas, the item carried.

Councillor Parnell did not discuss or vote on item 1, due to her previously declared conflict.

Upon item 1, the motion carried.

Upon the balance of Report 11, less items 7 and 1 the motion carried.

Committee of the Whole Report Number 12

Moved by Councillor McWilliams, seconded by Councillor Pappas

That Report Number 12 of the Committee of the Whole Meeting of August 6, 2013 be approved.

“CARRIED”

Notice of Motion

There were no Notices of Motion.

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By-Laws

Moved by Councillor Pappas, seconded by Councillor Riel

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

- 13-105 Being A By-law To Authorize The Execution Of An Agreement Between The Corporation Of The City Of Peterborough And The Peterborough Youth Soccer Club With Respect To A Financial Commitment Of \$500,000 Towards The Construction Of A New Artificial Sports Field Complex At The Fleming College Brealey Drive Campus**
- 13-106 Being A By-law To Appoint Parking Enforcement Officers at 130 Simcoe Street And To Appoint And Remove Parking Enforcement Officers At 599 And 659 Brealey Drive, 1 Residence Circle And 555 Bonaccord Street**
- 13-107 Being A By-law To Amend Chapter 89 Of The City Of Peterborough Municipal Code With Respect To Building Officials - Inspectors**
- 13-110 Being A By-law To Amend The Zoning For 770 Erskine Avenue**
- 13-111 Being A By-law To Authorize The Execution Of An Agreement Between The Corporation Of The City Of Peterborough And The Peterborough Naval Association For The Acquisition Of The Land Municipally Known As 24 Whitla Street, In The City Of Peterborough, In The County Of Peterborough And To Provide Funding For The Construction Of A Pedestrian Bridge**
- 13-112 Being A By-law To Establish Certain Lands In The City Of Peterborough As Part Of The Public Highway Named Hospital Drive And To Repeal Section 2 Of By-law Number 1984-21, Being A By-law To Establish Lands As A Public Highway Named Fairmount Boulevard**
- 13-113 Being A By-law To Regulate The Collection Of Solid Waste In The City Of Peterborough**
- 13-114 Being A By-law To Authorize The Acquisition Of The Land Municipally Known As 660 Reid Street, In The City Of Peterborough, In The County Of Peterborough**

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- 13-115 Being A By-law To Authorize The Acquisition Of The Land Municipally Known As 674 Reid Street, In The City Of Peterborough, In The County Of Peterborough**

- 13-116 Being A By-law To Authorize The Acquisition Of The Land Municipally Known As 680 Reid Street, In The City Of Peterborough, In The County Of Peterborough**

- 13-117 Being A By-law To Authorize The Acquisition Of The Land Municipally Known As 695 Chemong Road, In The City Of Peterborough, In The County Of Peterborough**

- 13-118 Being A By-law To Authorize The Acquisition Of The Land Municipally Known As 701 Chemong Road, In The City Of Peterborough, In The County Of Peterborough**

- 13-119 Being A By-law To Authorize The Acquisition Of The Land Municipally Known As 755 Chemong Road, In The City Of Peterborough, In The County Of Peterborough**

- 13-120 Being A By-law To Authorize The Acquisition Of The Land Municipally Known As 293 Mason Avenue, In The City Of Peterborough, In The County Of Peterborough**

- 13-121 Being A By-law To Authorize The Execution Of An Encroachment Agreement For Lands Municipally Known As 379 George Street North, In The City Of Peterborough**

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 Juby, seconded by Councillor Pappas

That staff prepare a report on the cost and feasibility of requesting that utilities be placed underground.

“CARRIED”

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Confirmatory By-law

Moved by Councillor Pappas, seconded by Councillor Riel

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

**13-122 Being A By-Law To Confirm The Proceedings Of The Council At Its
Meeting Held On August 6, 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 Clarke, seconded by Councillor Pappas

That this meeting of City Council adjourn at 9:13 p.m.

“CARRIED”

Natalie Garnett
Deputy City Clerk

Daryl Bennett
Mayor

**Planning Committee Report No. 9
Meeting of July 22, 2013**

To The Council of the City of Peterborough, for Consideration at its Meeting Held August 6, 2013

The Planning Committee, as a Result of its Meeting Held on July 22, 2013 Recommends as Follows:

- 1. Manager, Planning Division
Report PLPD13-042
Annual Report of Delegated Subdivision Approval Activity for 2012**

That Council approve the recommendation outlined in Report PLPD13-042 dated July 22, 2013, of the Manager, Planning Division, as follows:

That Report PLPD13-042 be received for information purposes.

- 2. Manager, Planning Division
Report PLPD13-055
770 Erskine Avenue – Zoning By-law Amendment**

That Council approve the recommendations outlined in Report PLPD13-055 dated July 22, 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 PLPD11-061 to permit the following:**
 - i. up to one retail establishment with a minimum floor area of 460m² (5000 sq. ft.) versus 700m² (7500 sq. ft.) to recognize one smaller unit established within the existing building;**
 - ii. an increase in the maximum building coverage from 30% of the lot area to 39% of the lot area, to recognize the existing building;**
 - iii. a parking ratio of a minimum of 1 space per 20m² of gross leasable floor area, in accordance with Section 4.2.B(i) of the Zoning By-law; and**
 - iv. notwithstanding the list of permitted uses in the C.7 Zoning District, a museum or art gallery shall not be permitted.**

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- b) That the zoning of the subject property, be amended from the M3.2 – Enhanced Service Industrial District to the C.7-267 – Special Purpose Retail Commercial District in accordance with the draft amendment attached as Exhibit ‘C’ to Report PLPD13-055.

3. Manager, Planning Division
Report PLPD13-039A
Portion of Lansdowne West Secondary Plan – Official Plan and Zoning By-law Amendment

At the Council meeting of August 6, 2013, the following resolution was passed:

That Item 3 be deferred to the Council meeting of September 9, 2013 to permit the owner of 494 The Parkway to have discussions with Planning staff.

Submitted by,

Councillor Hall
Chair
July 22, 2013

**Committee of the Whole Report No. 11
Meeting of July 29, 2013**

**To the Council of The City of Peterborough for Consideration at its
Meeting Held August 6, 2013**

**The Committee of the Whole as a Result of its Meeting Held on July
29, 2013, Recommends as Follows:**

1. Report of Closed Session

Director of Planning and Development Services

Report PLPD13-046

**Purchase of Properties at 293 Mason Avenue, 695, 701, 755
Chemong Road, 660, 674 and 680 Reid Street**

**That Council approve the recommendations outlined in Report PLPD13-046
dated July 29, 2013, of the Director of Planning and Development Services
as follows:**

- a) That a by-law be passed to authorize the purchase of property at 293
Mason Avenue, described as Part Lot 1 and 2, Plan 176 as in
R389140, Peterborough, for \$220,000.00, plus land transfer tax of
\$1,925.00.**
- b) That a by-law be passed to authorize the purchase of property at 695
Chemong Road, described as Lots 10 and 11, Plan 107,
Peterborough, for \$202,500.00, plus land transfer tax of \$1,750.00.**
- c) That a by-law be passed to authorize the purchase of property at 701
Chemong Road, described as Plan 29T, Part of Lot 23, City of
Peterborough, for \$265,000.00, plus land transfer tax of \$2,450.00.**
- d) That a by-law be passed to authorize the purchase of property at 755
Chemong Road, described as Lot 5, Plan 176, Peterborough, for
\$215,000.00, plus land transfer tax of \$1,875.00.**
- e) That a by-law be passed to authorize the purchase of property at 660
Reid Street, described as Part Lot 7, Plan 107, as in R539685,
Peterborough, for \$160,000.00, plus land transfer tax of \$1,325.00.**
- f) That a by-law be passed to authorize the purchase of property at 674
Reid Street, described as Lot 9, Plan 107; Peterborough, for
\$214,000.00, plus land transfer tax of \$1,865.00.**

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- g) That a by-law be passed to authorize the purchase of a property at 680 Reid Street, described as Part Block A, Plan 107, as in R591464, Peterborough, for \$211,500.00, plus land transfer tax of \$1,840.00.
- h) That upon the completion of the Environmental Assessment, staff be authorized to offer the residences for relocation where the structure will be unduly impacted by the planned construction project, and if unsuccessful, the residences be demolished.

2. Director of Community Services
Report CSD13-015
Peterborough Youth Soccer Club Commitment to the Fleming Sport Field Complex

That Council approve the recommendation outlined in Report CSD13-015 dated July 29, 2013 of the Director of Community Services, as follows:

That the Mayor and Clerk be authorized to enter into an agreement with the Peterborough Youth Soccer Club for a contribution of \$500,000 towards the Fleming Sport Field Complex.

3. Director of Planning and Development Services
Report PLPD13-053
Amendment to Contract with Mortlock Construction Inc., Seneca College – REPORT 2

That Council approve the recommendations outlined in Report PLPD13-053 dated July 29, 2013, of the Director of Planning and Development Services, as follows:

- a) That the contract awarded under Proposal P-32-12 to Mortlock Construction Inc., for the Design-Build Services at the Peterborough Airport, in the amount of \$7,698,443 as amended, excluding taxes, be increased by an upset of \$622,563, excluding taxes, to a new contract amount of \$8,321,006 plus HST of \$1,081,730.78, for a total cost of \$9,402,736.78 to reflect various scope changes; and

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- b) That the Administrative Staff Committee be authorized to approve any other amendments to the Mortlock Construction Inc. contract for the Design-Build Services for Seneca College at the Peterborough Airport for changes required by Seneca College provided there is not net cost to the City of Peterborough.

4. City Clerk
Report CPCLK13-010
Peterborough County-City Health Unit

That Council approve the recommendation outlined in Report CPCLK13-010, dated July 29, 2013, of the City Clerk as follows:

That the presentation by Dr. Rosana Pellizzari, Medical Officer of Health, Peterborough County-City Health Unit be received for information.

5. Director of Community Services
Report CSAD13-002
Presentation and Update on the Arena Needs Assessment Project

That Council approve the recommendation outlined in Report CSAD13-002, dated July 29, 2013, of the Director of Community Services, as follows:

That a presentation by Robert Lockhart from Rethink Group, on the Arena Needs Assessment Project be received for information.

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6. Chief Administrative Officer
Report CAO13-010
GPAEDC 2013 Second Quarter Report

That Council approve the recommendation outlined in Report CAO13-010 dated July 29, 2013, of the Chief Administrative Officer, as follows:

That the presentation by Dan Taylor, President and CEO of GPAEDC, be received.

7. Director of Community Services
Report CSRS13-005
Rugby Clubhouse Project Update

That \$50,000 be added to the existing loan, interest free and payable after the general contractor is paid, for the purpose of reconstructing the interior road within Nicholls Oval Park.

8. Director of Planning and Development Services
Report PLPD13-056
Purchase of Naval Association Property and Financial Participation in New Pedestrian Bridge

That Council approve the recommendations outlined in Report PLPD13-056 dated July 29, 2013, of the Director of Planning and Development Services, as follows:

- a) That a by-law be passed to authorize the execution of an agreement with the Peterborough Naval Association including:
 - i) the purchase of the Naval Association property at 24 Whitla Street in ten years at a price not to exceed \$900,000;
 - ii) the provision of a grant by the City to the Naval Association of \$300,000 to assist with the construction of a new accessible pedestrian bridge, funded from the Property Acquisitions capital project (7-1.02);
 - iii) the provision of additional financial support if requested, not to exceed \$100,000, for the pedestrian bridge project funded from the Property Acquisitions capital project and that the purchase price be reduced by an equal amount; and
 - iv) other matters as detailed in Report PLPD13-056.

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- b) That a reserve fund be established for the purchase of the Peterborough Naval Association property and that \$100,000 from the 2013 Property Acquisitions project of the Capital Budget, less any additional financial support requested pursuant to recommendation a) iii), be placed in that reserve with the balance of the purchase price being funded through future capital budgets.

9. Director of Utility Services
Report USWM13-005
Scavenging of Blue Box Material

That Council approve the recommendations outlined in Report USWM13-005 dated July 29, 2013, of the Director of Utility Services, as follows:

- a) That Chapter 594 – Solid Waste Collection, of the City of Peterborough Municipal Code be amended to further address scavenging, and that a consolidated Solid Waste Collection by-law be adopted;
- b) That staff undertake an enhanced promotion and education campaign regarding the activity of scavenging from City blue boxes and its impacts on program revenues; and,
- c) That the following staff be authorized to enforce the scavenging provision of the City's Solid Waste Collection By-law:
- Public Works Supervisors;
 - Waste Diversion Section Manager

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**10. Director of Utility Services
Report USEC13-016
Civil Engineering Services for the Improvement of Storm Water
Management – Contract Extension and Budget Increase**

That Council approve the recommendations outlined in Report USEC13-016 dated July 29, 2013, of the Director of Utility Services, as follows:

- a) That the Engineering Agreement with D.M. Wills Associates Limited for Civil Engineering Services for the Improvement of Storm Water Management in various locations throughout the City be increased by \$40,000 plus HST of \$5,200 for a total increase of \$45,200 from \$33,900 to \$79,100; and**
- b) That D.M. Wills Associates Limited, 150 Jameson Drive, Peterborough, ON K9J 0B9 be retained for a 5-year term from September 1, 2013 to August 31, 2018 to supply Engineering Services, at the City's discretion, to aid the City in resolving or mitigating localized storm water management issues.**

Submitted by,

Councillor Hall
Chair
July 29, 2013

Committee of the Whole Report No. 12
Meeting of August 6, 2013

To the Council of The City of Peterborough for Consideration at its Meeting Held August 6, 2013

The Committee of the Whole as a Result of its Meeting Held on August 6, 2013, Recommends as Follows:

1. Report of Closed Session
Contribution to Peterborough County-City Health Unit Relocation

That Council approve the recommendations as follows:

- a) **That the City of Peterborough, having the Right of First Refusal to purchase 10 Hospital Drive should it be sold by the Peterborough County-City Health Unit, declines the opportunity to purchase 10 Hospital Drive.**
- b) **That, to comply with the Health Protection and Promotion Act, which stipulates a board of health may acquire and hold real property for the purpose of carrying out the functions of the board and may sell, exchange, lease, mortgage or otherwise charge or dispose of real property owned by it *only if board of health has first obtained the consent of the councils of the majority of the municipalities within the health unit served by the board of health*, the City of Peterborough approves *in principle* the sale of 10 Hospital Drive and the purchase of 185 King Street and the relocation of the Peterborough County-City Health Unit subject to all conditions of purchase and sale being satisfied to the satisfaction of the Board of the Peterborough County-City Health Unit and subject to the following additional conditions set by City Council:**
 - i) **City council approves a detailed final business case to be submitted by the Board to City Council, prior to the final closing date, that sets out all relevant financial details including specific ongoing operating and capital impacts to the City of Peterborough resulting from the sale of 10 Hospital Drive, the purchase of 185 King Street, and the relocation of the Peterborough County-City Health Unit.**
 - ii) **That the City of Peterborough be granted the Right of First Refusal to lease excess space at 185 King Street for the Provincial Offences Office and Court.**

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- c) **That City staff be authorized to review the available space at 185 King Street, and the City's requirements for the POA and Court offices and report back to the Joint Services Steering Committee and Council on the leasehold improvement and moving costs required if such a move is deemed appropriate.**

Submitted by,

Councillor Hall
Chair
August 6, 2013