

City Council Meeting Agenda

September 28, 2020

6:00 p.m.

Council Chambers, City Hall

500 George Street North

Pages

1. Call to Order
2. Opening of Meeting
3. Thirty Seconds of Reflection
4. National Anthem
5. Ceremonial Presentation
Pathway of Fame 25th Anniversary
6. Approval of Minutes:
 - 6.a July 27, 2020 1 - 33
7. Disclosure of Pecuniary Interest
8. Delegations - Items on the Agenda
In order to speak at a Council meeting, or to attend a meeting, individuals must register as a delegation no later than 11:00 a.m. on the day of the meeting. To register, complete the online application at www.peterborough/delegations, or phone 705-742-7777 ext. 1820.
 - 8.a Registered Delegations (7 minutes)
9. Consent Agenda
 - 10.a, 10.b, 10.c, 10.d, 10.e, 10.f, 10.g, 10.h, 10.i
 - 11.a, 11.b, 11.c, 11.d, 11.e, 11.f, 11.g, 11.h
 - 12.a, 12.b, 12.c, 12.d, 12.e, 12.f, 12.g

10. Recommendations from General Committee meeting of September 8, 2020

10.a Award of Non-Standard Procurement for Supply and Installation of Brine Solution Pre-Wet Vehicle Up-Fit Components

Report IPSENG20-032

That Council approve the recommendation outlined in Report IPSENG20-032, dated September 8, 2020 of the Commissioner of Infrastructure and Planning Services as follows:

That the non-standard procurement for Supply and Installation of Pre-Wet Vehicle Up-Fit Components be awarded to Viking-Cives Ltd., 42626 Grey County Road 109, P.O. Box 1120, R.R. 4, Mount Forest, Ontario, N0G 2L0 for \$247,176.00, plus HST of \$32,132.88, for a total of \$279,308.88.

10.b Removal of "H" - Holding Symbol from the zoning of the property at 482 Mark Street

Report IPSPL20-015

That Council approve the recommendation outlined in Report IPSPL20-015, dated September 8, 2020, of the Commissioner of Infrastructure and Planning Services, as follows:

That the property at 482 Mark Street be re-zoned from R.3, 7c, 10l, 14h, 16b, 20a – 292 – H to R.3, 7c, 10l, 14h, 16b, 20a – 292 in accordance with Exhibit "C" attached to Report IPSPD20-015.

10.c Application for Site Plan Approval and Removal of "H" - Holding Symbol from the Zoning of the Property at 195 Hunter Street

Report IPSPL20-016

That Council approve the recommendations outlined in Report IPSPL20-016 dated September 8, 2020, of the Commissioner of Infrastructure and Planning Services, as follows:

a) That the Site Plan Application submitted by TVM Developments Inc. for the construction of a 91 unit, nine-storey apartment building at 195 Hunter Street East be approved, subject to the following conditions:

i) The deposit of a Parkland Levy in the amount of \$46,410.00; and

ii) The deposit of site work performance security in the amount of \$150,000.00.

b) That the property at 195 Hunter Street East be re-zoned from SP.356– H to SP.356 in accordance with Exhibit "C" attached to Report IPSPD20-016.

10.d Official Plan Amendment O19-06 and Z1917 - Muskoka D & M Corp.
689 Towerhill Road
Report IPSPL20-019

That Council approve the recommendations outlined in Report IPSPL20-019 dated September 8, 2020, of the Commissioner of Infrastructure and Planning Services, as follows:

- a) That Schedule 'A' – Land Use of the Official Plan, as it relates to the property known as 689 Towerhill Road, be amended from Urban Fringe Control Area (Smith Township) to Residential in accordance with the draft amendment, attached as Exhibit 'C' to Report IPSPL20-019;
- b) That Schedule 'D' – Development Areas of the Official Plan, as it relates to the property known as 689 Towerhill Road, be amended to identify the lands as Development Stage 2 in accordance with the draft amendment, attached as Exhibit 'C' to Report IPSPL20-019;
- c) That Section 3.9 Exceptions of Zoning By-law 97-123 be amended by adding Exception 334 in accordance with Exhibit 'D' to Report IPSPL20-019; and
- d) That the subject property be rezoned from A1 – Rural Zone (Smith Township) and R.1,1m,2m – Residential District to PS.2-334-H and D.2-96 in accordance with Exhibit 'D' attached to Report IPSPL20-019;
- e) That the 'H' Holding Symbol be removed at such time as:
 - i) The owner has entered into an agreement with the City with respect to the provision of sanitary services to the property and has provided the City with security in the amount of 100% of the estimated cost of the required sanitary sewer installation;
 - ii) The Owner has entered into an agreement with the City with respect to the sharing of costs related to downstream sanitary sewer upgrades and/or sanitary sewer oversizing;
 - iii) The Owner has entered into an agreement with the City with respect to Natural Heritage protection and mitigation, conceptual stormwater management and Low Impact Development, and groundwater monitoring on-site and at nearby private drinking water wells; and,
 - iv) The Owner has paid cash-in-lieu of parkland dedication to the City in accordance with the provisions of the Planning Act, R.S.O 1990 c.P.13 and the City's Parkland Dedication By-law.

10.e PKED 2020 Second Quarter Metrics
Report PKED20-006

That Council approve the recommendation outlined in Report PKED20-006, dated September 8, 2020 of the Board Chair and the President & CEO of Peterborough & the Kawarthas Economic Development, as follows:

That Report PKED20-006 providing the Peterborough & the Kawarthas Economic Development 2020 Second Quarter Metrics be received for information.

10.f Expansion of DBIA Board Membership
Report CLSFS20-046

That Council approve the recommendation outlined in Report CLSFS20-046, dated September 8, 2020, of the Commissioner of Corporate and Legislative Services, on behalf of the DBIA, as follows:

That the amending by-law, attached as Appendix B to Report CLSFS20-046, to increase the DBIA Board membership from 9 to 13, be approved.

10.g 2020 Ontario 55+ Summer Games Deferral Request
Report CSRS20-005

That Council approve the recommendations outlined in Report CSRS20-005 dated September 8, 2020 of the Commissioner of Community Services, as follows:

a) That the Province's request of the City to postpone hosting the Ontario 55+ Summer Games to 2021 be granted,

b) That the Province be requested to increase the hosting grant to cover the additional costs resulting from the postponing of the Games to 2021,

c) That the Mayor and Clerk be authorized to sign any required Transfer Payment Agreement amendments with the Province, in a form acceptable to the City Solicitor, and

d) That, in the event provincial funding for the additional costs are not provided, staff be directed to include the item in the 2021 budget.

- 10.h Application for Site Plan Approval: 191 - 203 Rink Street and 59-63 Olive Avenue, Six Storey Apartment Building with 64 Dwelling Units and Removal of "H" - Holding Symbol from the zoning of the properties at 59, 61 and 63 Olive Avenue
Report IPSPL20-020

That Council approve the recommendations outlined in Report IPSPL20-020 dated September 8, 2020, of the Commissioner of Infrastructure and Planning Services, as follows:

a) That the Site Plan Application submitted by Lett Architects Inc. for the construction of a 64 unit, six-storey apartment building at 191 – 203 Rink Street and 59 – 63 Olive Avenue be approved, subject to the following conditions:

i) The deposit of a Parkland Levy in accordance with The Planning Act, as amended;

ii) The deposit of site work performance security in the amount of \$100,000.00;

iii) That all the detailed technical requirements are addressed to the satisfaction of the Site Plan Review Committee;

iv) The deposit of a cash-in-lieu of parking payment in the amount of \$132,966.12; and

v) The conveyance of road widening to the City free of charge and free of encumbrances, resulting in a 5 metre by 5 metre day-lighting triangle at the southwest corner of Olive Avenue and Rink Street and a 5.0 metre wide strip of land across the property's frontage on Olive Avenue.

b) That the properties at 59, 61 and 63 Olive Avenue be re-zoned from SP.336 – "H" to SP.336 in accordance with Exhibit "C" attached to Report IPSPL20-020.

- 10.i Opioid Crisis

That the City of Peterborough send a letter to the local MPP Smith, local MP Monsef, the Provincial Minister of Health Minister Elliot to seek support for recovery beds in the City of Peterborough.

11. Recommendations from General Committee meeting of September 14, 2020

- 11.a Elimination of the Vacant and Excess Land Subclass Reduction - Final Recommendation
Report CLSFS20-042

That Council approve the recommendation outlined in report CLSFS20-042 dated September 14, 2020, of the Commissioner of Corporate and Legislative Services, as follows:

That the vacant and excess land subclass reduction be eliminated beginning with the 2021 budget year.

- 11.b COVID-19 Response and Financial Impact - Update #3 for the City of Peterborough
Report CLSFS20-51

That Council approve the recommendations outlined in Report CLSFS20-051 dated September 14, 2020, of the Chief Administrative Officer and the Commissioner of Corporate and Legislative Services, as follows:

a) That the COVID-19 Response and Financial Impact – Update for the City of Peterborough, outlined in Report CLSFS20-051, dated September 14, 2020 of the Chief Administrative Officer and Commissioner of Corporate and Legislative Services, be received for information; and

b) That the City of Peterborough submit an application for Phase II funding under the Province’s Safe Restart Program for both COVID-19 pandemic costs for general Municipal Operational pressures and Municipal Transit costs.

c) That a by-law be passed authorizing the Mayor and Clerk to execute the Province's Safe Restart Program transfer payment agreement and any subsequent corresponding agreements or amendments between Her Majesty the Queen in Right of Ontario and the Corporation of the City of Peterborough in a form acceptable to the Commissioner of Corporate and Legislative Services and the City Solicitor.

11.c 2020 Debenture Issue
Report CLSFS20-041

That Council approve the recommendations outlined in Report CLSFS20-041 dated September 14, 2020, of the Commissioner of Corporate and Legislative Services, as follows:

a) That the necessary borrowing by-laws be approved to borrow funds up to a maximum of \$24,831,500 to finance City capital projects, and for terms not to exceed the terms indicated on Appendix A, attached to Report CLSFS20-041;

b) That a by-law be passed to authorize the borrowing of \$6,000,000 to help finance certain works to be undertaken by the Peterborough Utilities Commission; and

c) That the Treasurer be authorized to submit an application to Ontario Infrastructure and Lands Corporation to borrow these funds.

11.d Request to Peterborough Police Services Board for Information
Report CLSCLK20-012

That Council approve the recommendation outlined in Report CLSCLK20-012 dated September 14, 2020, of the City Clerk, as follows:

That Report CLSCLK20-012, be received for information.

11.e Procedure By-law Amendment - Electronic Meetings
Report CLSCLK20-013

Amended Recommendation:

That Council approve the recommendation outlined in Report CLSCLK20-013 dated September 14, 2020 of the City Clerk, as follows:

a) That the draft Procedure By-law, attached as Appendix A, be approved.

At the meeting of September 14, 2020 Committee added item b) as follows:

b) That advisory committees and boards be surveyed on attending electronic meetings and that staff report to Council on the feasibility to convene electronic meetings for advisory committees.

11.f Provision of Cycling Facilities on Charlotte Street
Report IPSTR20-025

That Council approves the recommendations outlined in Report IPSTR20-025 dated September 14, 2020, of the Commissioner of Infrastructure and Planning Services, as follows:

- a) That cycling lanes be provided on Charlotte Street between Park Street and Monaghan Road, including a painted buffer with lane delineators.
- b) That parking be prohibited on both sides of Charlotte Street from Park Street to Monaghan Road.
- c) That Parking By-law 09-136 be amended to authorize implementation of Recommendation b).
- d) That a capital project and budget transfer of \$20,000 be approved to fund a Charlotte Street Curb Cut program for those residents where on-street parking has been removed and wish to provide their own driveway connection to Charlotte Street.

11.g Post Secondary Transit Pass Agreements
Report IPSTR20-027

- a) That staff execute agreements with the Trent Central Student Association and Fleming Student Administrative Council for the implementation of interim Universal Transit Pass Agreements, which are contingent on the interim Transit routes remaining in place until the Transit Route Review consultation is complete, or at least until April 2021, and the long-term routes are approved by Council.
- b) That any changes to the current transit system made before the completion of the transit review and before April 2021 will not have a significant impact on either the Trent or Fleming service.
- c) That Trent and Fleming be engaged by staff prior to any change being contemplated
- d) That any changes being considered should be received and vetted by Transit staff, before implementation.

11.h Recorded Votes

- a) That all votes held by meetings of Council be recorded votes no later than the second quarter of 2021, and
- b) That City Council request the Clerk's Office to report on the cost and feasibility of adopting a digital solution for the recording of Council votes.

12. Recommendations from General Committee meeting of September 21, 2020

12.a Report of Closed Session

Report IPSRE20-010

That Council approve the recommendation outlined in Report IPSRE20-010, dated September 21, 2020, of the Commissioner of Infrastructure and Planning Services, as follows:

That staff be authorized to proceed as outlined in Closed Session Report IPSRE20-010 dated September 21, 2020 of the Commissioner of Infrastructure and Planning Services.

12.b Report of Closed Session

Report CLSOCS20-002

That Council approve the recommendation outlined in Closed Session Report CLSOCS20-002 dated September 21, 2020 of the City Solicitor, as follows:

That, respecting an application in the Superior Court of Justice by Embee (Peterborough) Limited against The Corporation of the City of Peterborough commenced August 14, 2020 at Oshawa, Court File No. CV-20-00001371-0000, Council authorizes the matters outlined in Report CLSOCS20-002, dated September 21, 2020 of the City Solicitor.

12.c Proceeds Received from Sale of Assets of Peterborough Distribution Inc. - Update

Report CLSFS20-049

That Council approve the recommendation outlined in Report CLSFS20-049 dated September 21, 2020, of the Commissioner of Corporate and Legislative Services, as follows:

That Report CLSFS20-049 providing an update on the proceeds received to date from the sale of the assets of Peterborough Distribution Inc. to Hydro One, be received for information.

12.d City of Peterborough Holdings Inc. - 2019 Annual Report
Report CLSFS20-048

That Council approve the recommendations outlined in Report CLSFS20-048, dated September 21, 2020, of the Commissioner of Corporate and Legislative Services, as follows:

a) That the City of Peterborough Holdings Inc. 2019 Annual Report and Consolidated Financial Statements for the fiscal year ended December 31, 2019, attached as Appendix A to Report CLSFS20-048, be received; and

b) That the election of the following persons as Directors of COPHI be and the same are hereby confirmed for the terms set out in prior resolutions of the Council of the Corporation of the City of Peterborough: Arlynn Dupuis, David Bignell, David Paterson, Ross Garland, Keith Riel, Scott Baker, Louise Lalonde, Nancy Brown Andison, Louis O'Brien and Diane Therrien;

c) That Baker Tilly KDN LLP, Chartered Professional Accountants, are hereby appointed auditors of the Corporation, until the next annual resolution of the Shareholder is signed or until their successors are duly appointed.

12.e 2021 Snofest Modifications
Report CSRS20-006

That Council approve the recommendation outlined in Report CSRS20-006, dated September 21, 2020, of the Commissioner of Community Services, as follows:

That in-person Snofest activities for 2021 be replaced with alternative online/virtual activities.

12.f Status Update of Staff Reports Requested by Council
Report CAO20-008

That Council approve the recommendation outlined in Report CAO20-008, dated September 21, 2020 of the Chief Administrative Officer; as follows:

a) That the status update of the staff reports requested by Council, attached as Appendix A to Report CAO20-008, be received for information.

At the meeting of September 21, 2020 Committee added item b) as follows:

That staff prepare a report for Council consideration respecting action items that are at least two years old and can be removed from the active report list.

- 12.g Recommendations from the Mayor and Warden's COVID-19 Economic Recovery Task Force
Report CAO20-007

That Council approve the recommendations outlined in Report CAO20-007, dated September 21, 2020, of the Chief Administrative Officer, as follows:

a) That the request to send a letter to the Ministry of Economic Development, Job Creation and Trade to encourage the Province to consider province-wide rules and regulations for Short-term Rental accommodations such as AirBnB and Vacation Rentals by Owner (VRBO) style businesses be referred to Planning staff in consultation with the City Solicitor to examine potential municipal rules and regulations applicable to short-term rentals via a City by-law.

b) That a meeting be convened consisting of the Mayor, CAO, Commissioner of Infrastructure and Planning Services and Chief Planner of the City of Peterborough, representatives from the County of Peterborough, representatives from the Development Industry and representatives from Peterborough and Kawarthas Economic Development to:

i) Discuss any steps the City and County can take and/or seek changes from the Provincial government to streamline the development approvals process; and

ii) Determine if an ongoing Working Group is beneficial to facilitating any next steps.

13. Notice of Motion

14. Approval of By-laws:

- 14.a 20-057

Being a By-law to amend By-law 17-095, a By-law to implement local policies to guide the operation and conduct of existing and new business improvement areas for the benefit of their members and the residents of Peterborough

- 14.b 20-058

Being a By-law to authorize the borrowing of \$6,000,000 to help finance certain works to be undertaken by the Peterborough Utilities Commission

- 14.c 20-059
Being a by-law to approve the submission of an application to Ontario Infrastructure and Lands Corporation ("OILC) for the long-term financing of certain capital work(s) of The Corporation of the City of Peterborough (the "Municipality"); and to authorize the entering into of a rate offer letter agreement pursuant to which the Municipality will issue debentures to OILC
- 14.d 20-060
Being a by-law to authorize the Mayor and Clerk to execute the Province's Safe Restart Program transfer payment agreement and any subsequent corresponding agreements or amendments between Her Majesty the Queen in Right of Ontario and The Corporation of the City of Peterborough in a form acceptable to the Commissioner of Corporate and Legislative Services and the City Solicitor
- 14.e 20-061
Being a By-law to remove the "H" – Holding Symbol from the zoning of the properties at 59, 61 and 63 Olive Avenue
- 14.f 20-062
Being a By-law to remove the "H" – Holding Symbol from the zoning of the property at 195 Hunter Street East
- 14.g 20-063
Being a By-law to remove the "H" – Holding Symbol from the zoning of the property at 482 Mark Street
- 14.h 20-064
Being a By-law to Adopt Amendment Number 184 to the Official Plan of the City of Peterborough for the property known as 689 Towerhill Road
- 14.i 20-065
Being a By-law to amend the Zoning By-law for the lands known as 689 Towerhill Road
- 14.j 20-066
Being a By-law to Amend By-law 19-100 being a By-law to Appoint By-law Enforcement Officers to enforce the City of Peterborough's Smoking By-Law
- 14.k 20-067
Being a By-law to amend Procedure By-law 19-029 to enable Electronic Meetings

15. Other Business

16. Confirmation By-law:

16.a 20-068

Being a By-law to confirm the proceedings of the Council at its regular meeting held on September 28, 2020

17. Adjournment