

City Council Minutes

Council Chambers, City Hall

April 8, 2024

Present: Councillor Baldwin
Councillor Beamer
Councillor Bierk
Councillor Crowley
Councillor Duguay
Councillor Haacke
Councillor Lachica
Mayor Leal
Councillor Parnell
Councillor Riel
Councillor Vassiliadis

Staff: Rob McAulay, Director, Recreation Services
Gillian Barnes, Director, Facility and Planning Initiatives
Richard Freymond, Commissioner of Finance & Corporate Support Services
Natalie Garnett, Deputy City Clerk
Chelsey Gray, Coordinator, Recreation and Planning Development
John Kennedy, City Clerk
Sheldon Laidman, Commissioner of Community Services
Sarah McDougall Perrin, Advisor, Government Relations
Jennifer McFarlane, Commissioner, Municipal Operations (Acting)
Blair Nelson, Director, Engineering and Capital Works
Michael Papadacos, Commissioner, Infrastructure, Planning and Growth Management (Acting)
David Potts, Commissioner, Legislative Services, City Solicitor
Jasbir Raina, Chief Administrative Officer
Kendra Sedgwick, Committee Support Specialist
Brendan Wedley, Strategic Communications & Service Peterborough

Call to Order

The meeting was called to order at 6:29 p.m.

Ceremonial Presentation

International Curling Fellowship of Rotarians (ICurFR)

A presentation was made to members of ICurFR.

Councillor Baldwin assumed the Chair.

Mayor Leal issued an apology to Council regarding remarks made at the April 2, 2024, General Committee meeting.

Mayor then reassumed the Chair.

Approval of Minutes

Moved by Councillor Crowley

Seconded by Councillor Beamer

That the General Committee meeting minutes of March 18, 2024 be approved.

For (11): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Mayor Leal, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Carried (11 to 0)

Disclosure of Pecuniary Interest

Councillor Haacke declared a conflict with Report CSD24-002 - 2024 Community Project and Investment Grants, as his spouse is involved with one of the organizations receiving grants.

Registered Delegations

Climate Change Action Plan 2.0 Update, Report IPGACP24-003

Maggie Braun, Peterborough and Kawartha Grassroots Network on Local Issues

John Dunn, Dunn and Dunn Professional Corporation, 9 Claudette Court

Bonnerworth Park Redevelopment, Notice of Motion

Jennie Davis, Pickleball Community Leader

Shelley Moloney, Peterborough Pickleball Association

Ruby Byrne, Peterborough Pickleball Association, 105 Auburn Street

Dan Post and Geoff Rix, Peterborough Skateboard Coalition

Danyell Trotter-Worr, 222 Wolfe Street

Dyllan Scott, 215 Edinborough Street

Bill OByrne, Peterborough Pickleball Association, 1161 Weller Street

Richard Scott, 8 Middleton Drive

Paul Sobanski, 11 Middleton Drive

John Gerelus, Bonnerworth Park, Middleton Drive

Amendment of Parks and Facilities By-law, Report LSMLES24-002

Roy Brady, 136 Ware Street

Margie Sumadh, 238 Dublin Street

Ben Rempel, Food not Bombs, 791 Sherbrooke Street

Moved by Councillor Riel

Seconded by Councillor Bierk

That the Rules of Procedure (By-law 21-104, s.10.2) be suspended to permit two unregistered individuals to address Council-

For (6): Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Haacke, Councillor Lachica, and Councillor Riel

Against (5): Councillor Baldwin, Councillor Duguay, Mayor Leal, Councillor Parnell, and Councillor Vassiliadis

Lost (6 to 5) (2/3 vote)

Council recessed at 9:30 p.m. and reconvened at 9:41 p.m.

Consent Items:

Moved by Councillor Duguay
Seconded by Councillor Vassiliadis

That items Report CAO24-001 - Appointment, Report LSRS24-003 - Property Acquisition, Report FCSFS24-006 - 2023 Council Remuneration and Expense Statements, Report CSRS24-002 - Agreements with the Peterborough Rugby Union Football Club, Report IPGPL24-003 - Zoning By-law Amendment for 720 Vinette Street, Report CAOGR24-002 - Government Relations Matters - Update for April 2, 2024, Report CAOGR24-003 - Physician Recruitment Action Plan, Report LSOCS24-005 - Jurisdiction of Ontario's Ombudsman, Report LSMLES24-001 - Municipal Law Enforcement Amendments, Report IPGACP24-003 - Climate Change Action Plan 2.0 Update, Report IPGENG24-005 - Central Area (Bethune Street) Flood Reduction Project: Increase in Agreement for Detailed Design and Contract Administration, and , Report CSRS24-004 - Request for Delegated Authority to obtain liquor sales licences in City Facilities.

For (11): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Mayor Leal, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Carried (11 to 0)

Recommendations from General Committee Meeting of April 2, 2024

Appointment, Report CAO24-001

That Council approve the recommendation outlined in Report CAO24-001 dated April 2, 2024 of the Chief Administrative Officer as follows:

a) That, pursuant to section 7 of Hearing Officer By-law 20-077, David McFadden and James Spina, each be appointed as a Hearing Officer for the City of Peterborough; and

b) That staff undertake a review of Hearing Officer remuneration and report back including with recommendations, if any, for changes to Hearing Officer remuneration.

Property Acquisition, Report LSRS24-003

That Council approve the recommendation outlined in Report LSRS24-003, dated April 2, 2024, of the Commissioner, Legislative Services as follows:

That, respecting proposed land acquisitions, staff be directed to proceed as outlined in Closed Session Report LSRS24-003 dated April 2, 2024, of the Commissioner, Legislative Services.

2023 Council Remuneration and Expense Statements, Report FCSFS24-006

That Council approve the recommendation outlined in Report FCSFS24-006 dated April 2, 2024 of the Commissioner of Finance and Corporate Support Services as follows:

That the 2023 Remuneration and Expense Statements for Council Members and Council appointees to boards and commissions, outlined in Report FCSFS24-006, dated April 2, 2024 of the Commissioner of Finance and Corporate Support Services, be received for information.

Agreements with the Peterborough Rugby Union Football Club, Report CSRS24-002

That Council approve the recommendations outlined in Report CSRS24-002 dated April 2, 2024 of the Commissioner of Community Services as follows:

a) That the City of Peterborough continue to accept donations on behalf of the Peterborough Rugby Union Football Club through an update to the existing Municipal Capital Facility Agreement for an additional period of ten years; and,

b) That a field use agreement providing Peterborough Rugby Union Football Club with first right of refusal for booking the Trent University rectangular field after the obligations of the existing Trent agreement have been met be approved on terms satisfactory to the Commissioner of Community Services and in forms acceptable to the City Solicitor.

Zoning By-law Amendment for 720 Vinette Street, Report IPGPL24-003

That Council approve the recommendations outlined in Report IPGPL24-003, dated April 2, 2024 of the Commissioner, Infrastructure, Planning and Growth Management (Acting) as follows:

a) That in consultation with the Conservation Authority and in accordance with Section 7.21.2 o. of the City Official Plan, Council waives the requirement for the Applicant to conduct an Environmental Impact Study, subject to including water quality and quantity mitigation measures in a Stormwater Management Report to be prepared for Site Plan Approval;

b) That Section 3.9, Exceptions of Zoning By-law 1997-123 be amended by adding Exception Number 364 to prescribe site-specific regulations for the property known as 720 Vinette Street in accordance with the Draft Zoning By-law Amendment attached as Exhibit D of Report IPGPL24-003; and

c) That the subject property be rezoned from D.1 – Development District to R.4-364 –Residential District in accordance with the Draft Zoning By-law Amendment attached as Exhibit D of Report IPGPL24-003.

Government Relations Matters - Update for April 2, 2024, Report CAOGR24-002

That Council approve the recommendation outlined in Report CAOGR24-002 dated April 2, 2024, of the Chief Administrative Officer as follows:

That the Government Relations Matters presentation be received for information.

Physician Recruitment Action Plan, Report CAOGR24-003

That Council approve the recommendations, as amended:

a) That a \$580,000 budget be established to implement a multi-pronged, pilot approach for physician recruitment and retention activities for a term-ending December 31,2025, including:

- i. Continue the existing \$15,000 incentive (over three years) for family physicians that establish new practices in the City of Peterborough;**
- ii. Develop and implement a “Whole of Village” incentive program, engaging local physicians, organizations and businesses as part of the recruitment efforts;**
- iii. Consult with the local Family Physician Think Tank about short, medium, and long-term actions for family physician recruitment and retention in Peterborough;**
- iv. Create a temporary Physician Recruitment Coordinator position for a two-year period to support the provision of the incentive program and implement a strategic workplan including coordinating with the Family Physician Think Tank;**
- and v. Develop and implement an advocacy plan related to the provincial health care system to support physician recruitment efforts.**

b) That the budget for the pilot approach be funded from the Physician Recruitment Reserve of \$350,000, the 2024 budget allocation for physician recruitment of \$100,000 and a pre-commitment of the 2025 budget of \$130,000.

c) That staff report to Council every six months on the status of the “Whole of Village” incentive program efforts and the in-house physician recruitment services ahead of 2026 Budget deliberations."

Jurisdiction of Ontario's Ombudsman, Report LSOCS24-005

That Council approve the recommendations outlined in Report LSOCS24-005, dated April 2, 2024 of the Commissioner, Legislative Services, as follows:

a) That the Honourable Paul Calandra, Minister of Municipal Affairs and Housing, be requested to introduce a Bill to amend the Ombudsman Act to require the Ontario Ombudsman to provide to each municipality, if requested by the municipality, sufficient particulars of each investigation, matter or case respecting the municipality that is referred to in each of the Ombudsman's Annual Reports to permit the municipality to fully understand and address the subject matter of each such investigation, matter or case including:

i) a copy of each complaint, as applicable, redacted only to the extent of individuals' personal information contained therein;

ii) the identities of the municipality's employees, officers and members of Council with whom the Ombudsman was consulting in respect of the investigation, matter or case; and

iii) particulars of the outcome of the investigation, matter or case including the Ombudsman's findings, conclusions and recommendations, if any.

b) That the City Clerk forward Council's resolutions resulting from Council's approval of these recommendations to Minister Calandra, MPP David Smith, the Association of Municipalities of Ontario and to the municipal Clerks of Ontario's municipalities.

Municipal Law Enforcement Amendments, Report LSMLES24-001

That Council approve the recommendation outlined in Report LSMLES24-001, dated April 2, 2024 of the Commissioner, Legislative Services as follows:

That Council pass a by-law in the form of amending by-law comprising Appendix A to Report LSMLES24-001 to amend the following by-laws:

- a) AMP System By-law 20-073;**
- b) Animal By-law;**
- c) Enforcement By-law 20-076;**
- d) Inspection By-law 23-112;**
- e) Licensed Rental Premises By-law 17-067; and**
- f) Trespass By-law 19-075.**

Climate Change Action Plan 2.0 Update, Report IPGACP24-003

That the Council approves the recommendation outlined in Report IPGACP24-003, dated April 2, 2024, of the Commissioner of Infrastructure, Planning and Growth Management (Acting), as follows:

That the report be received for information.

Central Area (Bethune Street) Flood Reduction Project: Increase in Agreement for Detailed Design and Contract Administration, Report IPGENG24-005

That Council approve the recommendation outlined in Report IPGENG24-005, dated April 2, 2024, of the Commissioner of Infrastructure, Planning and Growth Management (Acting) as follows:

That the agreement with AECOM Canada Ltd., 300 Water Street, Whitby, Ontario, L1N 9J2, for the Detailed Design and Contract Administration for the Central Area (Bethune Street) Flood Reduction Project, be increased by \$307,758.00 from \$5,328,651.41 to \$5,636,409.41, plus HST of \$732,733.22, for a total cost of \$6,369,142.63.

Request for Delegated Authority to obtain liquor sales licences in City Facilities, Report CSRS24-004

That Council approve the recommendation outlined in Report CSRS24-004, dated April 2, 2024, of the Commissioner, Community Services as follows:

That the CAO and Commissioner of Community Services be provided delegated authority to authorize the submission of applications and execution of documents related thereto to obtain liquor sales licences for City facilities in forms acceptable to the City Solicitor.

2024 Community Project and Investment Grants, Report CSD24-002

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

Moved by Councillor Baldwin
Seconded by Councillor Parnell

That Council approve the recommendations outlined in Report CSD24-002, dated April 2, 2024 of the Commissioner of Community Services as follows:

a) That the recommendations of the Community Project Grants Committee in the total amount of \$20,965 be allocated to various community groups as described in Appendix A; and

b) That the recommendations of the Community Investment Grant Advisory Committee in the total amount of \$136,170 be allocated to various local charitable and Not-For-Profit organizations (NFP's) as described in Appendix B

For (10): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Lachica, Mayor Leal, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Conflict (1): Councillor Haacke

Carried (10 to 0)

Motions not Recommended from General Committee Meeting of April 2, 2024

Bonnerworth Park Redevelopment

Moved by Councillor Lachica

Seconded by Councillor Riel

Whereas, the Parks and Outdoor Recreation Facilities Study (Report CSR23-002) states regarding Pickleball Strategy, “it is recommended that courts be developed in clusters of 8, located at least 150 metres from residential areas”;

Whereas, the Bonnerworth site plan proposes 16 outdoor courts *under* 150 metres from residential areas;

Whereas, the noise impact, already proving to be problematic to health and wellbeing widely, as well as in Peterborough’s current close-to-residential locations, would be doubly impactful to the immediate neighbours with a 16 outdoor court plan;

Whereas, Peterborough’s Mixed-Use Corridor Urban Design Guideline recommends that Urban Community parks support a balance of active and passive uses and a minimizing of hardscaping (balance of open-air green space);

Whereas, based on the above Urban Community Park Design Guideline that Bonnerworth should strive to be accessible, diverse, equitable and inclusive;

Whereas, based on the same Urban Community Park Design Guideline, urban community parks, should minimize safety risks for those with those accessibility needs and pedestrian park users;

Whereas, Peterborough Housing Corporation (ie. 555 Bonnacord St., Hunt Terraces) includes tenants with accessibility and safety needs;

And whereas, the current proposal includes increased parking to accommodate an extraordinarily high volume of 16-court pickleball vehicle traffic, thus significantly increasing park-user safety risks;

THEREFORE, BE IT RESOLVED...

That the proposed plan for Bonnerworth Park presented at the March 21st Public Consultation at 577 McDonnell St, be brought before Council for discussion of alternative Pickleball/Tennis solutions, with a report back to council before any work on Bonnerworth proceeds.

For (3): Councillor Bierk, Councillor Lachica, and Councillor Riel

Against (8): Councillor Baldwin, Councillor Beamer, Councillor Crowley, Councillor Duguay, Councillor Haacke, Mayor Leal, Councillor Parnell, and Councillor Vassiliadis

Lost (3 to 8)

Moved by Councillor Haacke

Seconded by Councillor Beamer

That the Rules of Procedure (section 14.2) be suspended to continue the meeting past the hour of 10:00 p.m. to complete the agenda.

For (11): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Mayor Leal, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Carried (11 to 0)

Recommendations from Special General Committee Meeting of April 8, 2024

Moved by Councillor Beamer

Seconded by Councillor Riel

That Council approve the recommendation outlined in Report CAOPC24-003, dated April 8, 2024 of the Chief Administrative Officer as follows:

That the Minutes of Settlement between the City and CUPE 504 dated March 7, 2024 that sets out new terms for a Collective Agreement covering the three-year period January 1, 2024 to December 31, 2026, be approved.

For (11): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Mayor Leal, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Carried (11 to 0)

Presentation by Police Chief Betts, Report LSCLK24-003

Moved by Councillor Haacke

Seconded by Councillor Beamer

That Council approve the recommendation outlined in Report LSCLK24-003 dated April 8, 2024, of the City Clerk as follows:

That the presentation from Police Chief Betts be received for information.

For (11): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Mayor Leal, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Carried (11 to 0)

Amendment of Parks and Facilities By-law 19-074, Report LSMLES24-002

Moved by Councillor Bierk

Seconded by Councillor Lachica

That the by-law in report LSMLES24-002, be deferred until the May Council cycle.

For (3): Councillor Bierk, Councillor Lachica, and Mayor Leal

Against (8): Councillor Baldwin, Councillor Beamer, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Lost (3 to 8)

Moved by Councillor Parnell
Seconded by Councillor Beamer

That Council approve the recommendation outlined in Report LSMLES24-002, dated April 8, 2024 of the Commissioner, Legislative Services as follows:

That Council pass a by-law in the form of amending by-law comprising Appendix A to Report LSMLES24-002 to amend Parks and Facilities By-law 19-074.

For (9): Councillor Baldwin, Councillor Beamer, Councillor Crowley, Councillor Duguay, Councillor Haacke, Mayor Leal, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Against (2): Councillor Bierk, and Councillor Lachica

Carried (9 to 2)

Notice of Motion

There were no Notices of Motion.

Approval of By-laws

Moved by Councillor Duguay
Seconded by Councillor Parnell

That the following By-laws be approved:

24-021 Being a By-law to amend the Zoning By-law for the lands known municipally as 720 Vinette Street

24-022 Being a by-law to amend the Zoning By-law to remove the 'H' Holding Symbol from the Zoning of the property known as 265 Edinburgh Street

24-023 Being a by-law to amend certain by-laws

24-024 Being a By-law to amend Parks and Facilities By-law 19-074

For (11): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Mayor Leal, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Carried (11 to 0)

Confirmation By-law

Moved by Councillor Baldwin
Seconded by Councillor Riel

That By-law 24-025, Being a By-law to confirm the proceedings of the Council at its meeting held on April 8, 2024, be approved.

For (11): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Mayor Leal, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Carried (11 to 0)

Adjournment

Moved by Councillor Vassiliadis
Seconded by Councillor Parnell

That this meeting be adjourned at 11:09 p.m.

For (11): Councillor Baldwin, Councillor Beamer, Councillor Bierk, Councillor Crowley, Councillor Duguay, Councillor Haacke, Councillor Lachica, Mayor Leal, Councillor Parnell, Councillor Riel, and Councillor Vassiliadis

Carried (11 to 0)

John Kennedy

City Clerk

Jeff Leal

Mayor