



**Committee of the Whole Minutes
City of Peterborough
September 21, 2015
Draft Minutes Not Approved**

Minutes of the Committee of the Whole Meeting held on September 21, 2015, in the Doris Room and Council Chambers, City Hall.

The meeting of Committee of the Whole was called to order at 5:03 p.m. in the Doris Room, City Hall.

Roll Call:

Councillor Baldwin
Councillor Beamer, Chair
Councillor Clarke
Councillor Haacke
Councillor McWilliams
Councillor Pappas
Councillor Parnell
Councillor Riel
Councillor Therrien
Councillor Vassiliadis
Mayor Bennett

Moved by Councillor Clarke

That Committee move into Closed Session to discuss one item under the *Municipal Act, 2001* Section 239(2)(d) Labour relations or employee negotiations and one item under Section 239(2)(b) Personal matters about an identifiable individual, including municipal or local board employees.

“CARRIED”

Committee moved out of Closed Session at 6:22 p.m.

Committee reconvened in Open Session at 6:30 p.m. in the Council Chambers.

Confirmation of Minutes – August 31, 2015 and September 8, 2015

Moved by Councillor Parnell

That the minutes of the meetings of Committee of the Whole held on August 31, 2015 and September 8, 2015 be approved.

“CARRIED”

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Disclosure of Pecuniary Interest

Councillors Clarke and Beamer declared interests with Item 14, Report CSRS15-006 – Update on the Sale and Serving of Bottled Water in City Facilities, as their respective employers are involved in the bottled water industry.

Consent Agenda

Moved by Councillor Clarke

That items 7, 12, 13, 16 and 17 be approved as part of the Consent Agenda.

“CARRIED”

Director of Community Services
Report CSACH15-004
Museum 2016 Exterior Cladding and Window Project

Moved by Councillor Clarke

That Council approve the recommendations outlined in Report CSACH15-004 dated September 21, 2015, of the Director of Community Services, as follows:

- a) That Section 4.3.1 c) of the City’s Purchasing By-law 14-127 that requires Department Directors to “ensure sufficient approved budget exists for planned purposes before a procurement process commences”, be waived;**
- b) That the tender for the proposed Museum 2016 Exterior Cladding and Window Project be issued prior to the funds being available, and**
- c) That an application be submitted to Canada Cultural Spaces Fund, Department of Canadian Heritage, requesting \$225,000 of financial support for the proposed Museum 2016 Exterior Cladding and Window Project, and**
- d) That the Mayor and Clerk be authorized to sign the funding application and that a by-law be passed authorizing the Mayor and Clerk to sign the resulting agreement with Canada Cultural Spaces Fund.**

“CARRIED”

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Director of Utility Services

Report USEC15-022

Award of RFP P-15-15 Consulting Services for Engineering Design and Contract Administration for the Rehabilitation of the Donegal Street Bridge over Jackson Creek and the Reconstruction of Donegal Street from Murray Street to McDonnell Street

Moved by Councillor Clarke

That Council approve the recommendation outlined in Report USEC15-022 dated September 21, 2015, of the Director of Utility Services, as follows:

That RFP document P-15-15 for Consulting Services for Engineering Design and Contract Administration for the Rehabilitation of the Donegal Street Bridge over Jackson Creek and the Reconstruction of Donegal Street from Murray Street to McDonnell Street be awarded to G.D. Jewell Engineering Inc., 71 Millennium Parkway, Unit 1, Belleville, Ontario K8N 4Z5 at a total cost of \$121,461.00 plus \$15,789.93 HST for a total of \$137,250.93.

"CARRIED"

Director of Utility Services

Report USEP15-010

Award of RFP P-17-15 for Environmental Engineering Consultant Services to Prepare, Finalize, and Implement Conditions Outlined in the New Environmental Compliance Approval Documents for Burnham and Monaghan Sanitary Pumping Stations

Moved by Councillor Clarke

That Council approve the recommendation outlined in Report USEP15-010 dated September 21, 2015, of the Director of Utility Services, as follows:

That RFP P-17-15 for the Environmental Engineering Consultant Services to Prepare, Finalize and Implement Conditions Outlined in the New Environmental Compliance Approval Documents for Burnham and Monaghan Sanitary Pumping Stations be awarded to MTE Consultants Inc., 520 Bingham Centre Drive, Kitchener, ON N2B 3X9 at a total cost of \$128,565.00 plus \$16,713.45 for a total of \$145,278.45.

"CARRIED"

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City Clerk
Report CPCLK15-010
2016 Council Meeting Schedule

Moved by Councillor Clarke

That Council approve the recommendations outlined in Report CPCLK15-010, dated September 21, 2015 of the City Clerk, as follows:

- a) That the 2016 Council Meeting Schedule be adopted as presented in Appendix "A" to Report CPCLK15-010, and**
- b) That the date of the Council Meeting originally scheduled for Monday, October 19, 2015 be changed to Tuesday, October 20, 2015 due to the Federal Election.**

"CARRIED"

City Clerk
Report CPCLK15-012
Live Streaming of Meetings of Council

Moved by Councillor Clarke

That Committee approve the recommendation outlined in Report CPCLK15-012 dated September 21, 2015, of the City Clerk, as follows:

That report CPCLK15-012 be received for information.

"CARRIED"

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City Clerk
Report CPCLK15-013
Central East LHIN Presentation

Brian Laundry, Senior Director of System Design and Integration, Central East Local Health Integration Network made a presentation.

Moved by Councillor Parnell

That Council approve the recommendation outlined in Report CPCLK15-013, dated September 21, 2015, of the City Clerk as follows:

That the presentation by Deborah Hammons of the Central East Local Health Integration Network (LHIN) be received for information.

“CARRIED”

Director of Utility Services
Report USDIR15-003
Approval of the Stormwater Quality Management Master Plan

Harold Chard of XCG Consultants made a presentation.

Moved by Councillor Parnell

That Council approve the recommendations outlined in Report USDIR15-003 dated September 21, 2015, of the Director of Utility Services, as follows:

- a) That the presentation from XCG on the Stormwater Quality Management Master Plan be received;**
- ~~b) That Council endorse the Stormwater Quality Management Master Plan as detailed in Appendices 1 and 2 of Report USDIR15-003 including any staffing increases necessary to the success of the Master Plan;~~**
- c) That the existing Sewer Surcharge Reserve Fund be renamed to the Wastewater Reserve Fund and be made available to support operating and maintenance costs for the City’s stormwater and sanitary sewage systems.**
- ~~d) That staff begin implementing the recommendations of the Stormwater Quality Management Master Plan as detailed in Appendix 2 of Report USDIR15-003 using existing Sewer Surcharge Reserve Funds as appropriate;~~**

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- e) That staff review the existing Sewer Surcharge system and develop a comprehensive Wastewater Rate system that may incorporate a stormwater User-Rate if appropriate to fund the stormwater and sanitary sewage systems and report to Council at a future meeting on the results and implementation of the Wastewater Rate system; and
- f) That By-law Numbers 1983-46 and 93-18 be repealed and replaced with a new By-law so that the definition of “sewage” is included in the By-law as it is written in the *Municipal Act* and so that existing Sewer Surcharge Reserve Funds are available to support operation, maintenance and enhancement of the City’s entire stormwater and sanitary sewage infrastructure.

Moved by Councillor Pappas

That recommendations b) and d) be referred until more information is provided on user fees.

“CARRIED”

Upon recommendations a), c), e) and f) the motion carried.

**Director of Corporate Services
Report CPPS15-033
Pre-commitment of the 2016 Capital Budget and Award of Tender
T-24-15 for the Transit Terminal West Wing Renovation**

Moved by Councillor Therrien

That Council approve the recommendations outlined in Report CPPS15-033 dated September 21, 2015, of the Director of Corporate Services, as follows:

- a) That the \$650,000 budget amount proposed for the 2016 Capital Budget for the Terminal Building Upgrades be pre-committed;
- b) That RFT document T-24-15 for the Transit Terminal West Wing Renovation be awarded to Kawartha Capital Corp., 580 Ashburnham Drive, Peterborough, ON, K9L 2A2 at a total cost of \$874,520.28 plus HST of \$113,687.64 for a total of \$988,207.92;
- c) That a provisional work value of \$100,000 be committed to the project and the Administrative Staff Committee be provided the authority to adjust the purchase order value to an upset limit of \$974,520 excluding HST as necessary to complete this project;

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- d) That a temporary heated transit shelter and overhead heating unit be installed on the transit platform on a temporary basis during construction at an estimated cost of \$40,000, with funding from the 2015 Transit Stop and Shelter Capital Budget (project reference 5-11.06)

“CARRIED”

**City Solicitor and Director of Legal Services
Report OCS15-006**

A New By-law to Replace the Existing Firearms Discharge By-law

Moved by Mayor Bennett

That Council approve the recommendations outlined in Report OCS15-006 dated September 21, 2015, of the City Solicitor and Director of Legal Services, as follows:

- a) That a new by-law be passed by City Council to prohibit the use of firearms in the City of Peterborough, and
- b) That the existing Firearms Discharge By-law, Chapter 671 of the Peterborough Municipal Code and By-laws 1985-165 and 93-188 be repealed.
- c) That the definition for "Firearm" in Section 1.4 be revised to read as follows:

Firearm - means any barrelled weapon from which any shot, bullet, missile or other projectile can be discharged and that is capable of causing bodily harm, injury or death and includes anything that can be adapted for the use as a Firearm, and for the purpose of this By-law includes an air gun, air soft gun, Bow, paint ball gun, slingshot and spring gun or any class or type thereof, and

That the definition of "Bow" exclude the words "to a person" at the end of the definition.

“CARRIED”

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City Solicitor and Director of Legal Services

Report OCS15-007

A New By-law to Replace the Existing Public Nuisances By-law

Moved by Mayor Bennett

That Council approve the recommendations outlined in Report OCS15-007 dated September 21, 2015, of the City Solicitor and Director of Legal Services, as follows:

- a) That a new by-law be passed by City Council to prohibit public nuisances in the City of Peterborough, and**
- b) That the existing Public Nuisances By-law, Chapter 696 of the Peterborough Municipal Code and By-law 1988-58 be repealed.**

- c) That Section 1.9(g) be amended to read as follows:**

“Remaining in or refusing to leave a Public Place after being ordered to leave by EMS Staff for crowd control purposes.”

“CARRIED”

Director of Corporate Services

Report CPFS15-046

Biddingo – Online Portal Services for Procurement Documents

Moved by Councillor Riel

That Council approve the recommendation outlined in Report CPFS15-046 dated September 21, 2015, of the Director of Corporate Services, as follows:

That the report outlining that the City of Peterborough is entering into an agreement with Biddingo Canada Inc., 1210 Sheppard Avenue East, Suite 305 Toronto, Ontario, to upload the City’s bid solicitations, attachments and addendums on Biddingo’s website as the sole distribution tool for the City’s procurement documents, be received for information.

“CARRIED”

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Director of Utility Services

Report USDIR15-004

Award of RFP P-14-15 for Detailed Design and Contract Administration for the Jackson Creek Flood Diversion Sewer, Sanitary Sewer Upgrade and Townsend Street/Bethune Street Reconstruction

Moved by Councillor Pappas

That Council approve the recommendations outlined in Report USDIR15-004 dated September 21, 2015, of the Director of Utility Services, as follows:

- a) **That RFP document P-14-15 for Detailed Design and Contract Administration for the Jackson Creek Flood Diversion, Sewer, Sanitary Sewer Upgrade and Townsend Street/Bethune Street Reconstruction be awarded to AECOM, 300 Water Street, Whitby Ontario, L1N 9J2 at a cost of \$3,234,360 plus HST of \$420,466.80 for a total cost of \$3,654,826.80; and**
- b) **That a contingency fund of \$200,000 be authorized to the consulting assignment and the Director of Utility Services be authorized to adjust the purchase order value to an upset limit of \$3,854,826.80, if required.**

“CARRIED”

Director of Community Services

Report CSRS15-006

Update on the Sale and Serving of Bottled Water in City Facilities

Due to the previously declared interests of Councillors Clarke and Beamer, they did not discuss or vote on the matter.

Chair Beamer stepped-down as Chair due to his declared interest.

Councillor Pappas assumed the Chair.

Moved by Councillor Parnell

That Council approve the recommendation outlined in Report CSRS15-006 dated September 21, 2015, of the Director of Community Services, as follows:

That Report CSRS15-006 - Update on the Sale and Serving of Bottled Water in City Facilities be received for information.

“CARRIED”

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Councillor Beamer resumed the Chair.

**Director of Planning and Development Services
Report PLHD15-010
Housing is Fundamental 2015 – Information Report**

Moved by Councillor Therrien

That Council approve the recommendation outlined in Report PLHD15-010 dated September 21, 2015, of the Director of Planning and Development Services, as follows:

That the *Housing is Fundamental* 2015 report of the Affordable Housing Action Committee (AHAC) be received for information.

“CARRIED”

**Chief Administrative Officer
Report CAO15-020
Ontario Public Electricity System**

Moved by Councillor Therrien

That the City of Peterborough oppose the sale of any part of Hydro One.

“CARRIED”

**Chief Administrative Officer
Report CAO15-019
Summary Report – AMO Document “Building a New Public Safety Model in Ontario, AMO’s Policing Modernization Report”**

Moved by Councillor Pappas

That Council approve the recommendation outlined in Report CAO15-019, dated September 21, 2015, of the Chief Administrative Officer, as follows:

- a) **That Report CAO15-019 summarizing the April 27, 2015 AMO document entitled “Building a New Public Safety Model in Ontario, AMO’s Policing Modernization Report” and how the report recommendations, if implemented, impact City of Peterborough policing, be approved for information.**

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- b) **That Council endorse the AMO modernization plan.**
- c) **That a letter be sent from the Mayor's Office to the Minister of Community Safety and Correctional Services and AMO regarding the modernizing of the delivery of community safety and amending the Police Service Act taking into consideration the Peterborough experience.**

"CARRIED"

Other Business

Process Used To Relocate Refugees

Moved by Councillor Pappas

That staff prepare a report for Budget Committee on the process used to relocate refugees and how the City could assist groups in the community involved in the process.

CARRIED

Councillor Pappas mentioned the First Peoples Conference and provided a letter for distribution to Council.

Long-Term Care Funding

Moved by Councillor Parnell

That a letter be sent to the federal and provincial long term care Ministries, copied to MPP Leal, asking for a review of the Case Mix Index (CMI), overall costing formulas and operating expenses for long-term care facilities as it pertains to Peterborough.

"CARRIED"

Councillor Vassiliadis mentioned the Monaghan Ward meeting at Westdale United Church on September 22, 2015 at 6:30 p.m.

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Code of Conduct for Council

Moved by Councillor Baldwin

That staff to provide a report on a Code of Conduct for Council and how it may be integrated into Peterborough City Council.

"CARRIED"

Adjournment

Moved by Councillor Parnell

That this meeting of Committee of the Whole adjourn at 9:33 p.m.

"CARRIED"

John Kennedy
City Clerk

Councillor Beamer
Chair