



## **City Council Minutes**

### **City of Peterborough**

### **Council Chambers, City Hall**

**December 10, 2018**

Present: Mayor Therrien  
Councillor Akapo  
Councillor Baldwin  
Councillor Beamer  
Councillor Clarke  
Councillor Pappas  
Councillor Parnell  
Councillor Riel  
Councillor Vassiliadis  
Councillor Wright  
Councillor Zippel

Staff: Sandra Clancy, Chief Administrative Officer  
Richard Freymond, Chief Financial Officer  
Wayne Jackson, Commissioner of Infrastructure and Planning Services  
John Kennedy, Clerk  
Patricia Lester, Commissioner of Corporate and Legislative Services  
Bill McDougall, Budget and Operations Analyst  
Mac McGillivray, Facilities and Energy Manager  
David Potts, City Solicitor/Manager of Legal Services  
Allan Seabrooke, Commissioner of Community Services

### **Call to Order**

The City Council meeting was called to order at 6:00 p.m. in the Council Chambers, City Hall.

### **Thirty Seconds of Reflection**

### **National Anthem**

### **Approval of Minutes:**

Moved by Councillor Pappas  
Seconded by Councillor Parnell

**That the City Council minutes of October 1, 2018 be approved.**

Carried

Moved by Councillor Akapo  
Seconded by Councillor Vassiliadis

**That the City Council minutes of December 3, 2018 be approved.**

Carried

**Disclosure of Pecuniary Interest**

Councillor Parnell declared an interest in General Committee Report No. 24, Item 11 (Report IPSTR18-027 – Changes to Parking Restrictions on McDonnell Street), as a family members works within 120 m of this location.

**Delegations - Items on the Agenda**

In order to speak as a registered delegation at a Council 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](http://www.peterborough/delegations), or phone 705-742-7777 ext. 1820.

Registered Delegations (7 minutes)

Rosana Salvaterra, Peterborough Public Health, made a delegation to Item 10 of General Committee Report No. 24 (Report CLSOCS18-006 – Legalization of Cannabis Report).

Burton Lee, Peterborough Petes Ltd., will make a delegation to Item 9 of General Committee Report No. 24 (Report CLSFM18-031 – Peterborough Memorial Centre – Findings of Second Structural Review and Increase to Pre-Commitment of the 2019 Capital Budget for Ice Pad Replacement).

Tim Barrie, Peterborough Lakers, will make a delegation to Item 9 of General Committee Report No. 24 (Report CLSFM18-031 – Peterborough Memorial Centre – Findings of Second Structural Review and Increase to Pre-Commitment of the 2019 Capital Budget for Ice Pad Replacement).

Susan Chow, Trent University, will make a delegation to Item 12 of General Committee Report No. 24 (Report CSD18-012 – New Arena and Aquatics Complex Financial Status Update Report).

Roy Brady, on behalf of Jo Hayward-Haines made a delegation to Item 12 of General Committee Report No. 24 (Report CSD18-012 – New Arena and Aquatics Complex Financial Status Update Report).

Dave Barry will make a delegation to Item 9 of General Committee Report No. 24 (Report CLSFM18-031 – Peterborough Memorial Centre – Findings of Second Structural Review and Increase to Pre-Commitment of the 2019 Capital Budget for Ice Pad Replacement).

Dave Pogue, Peterborough Petes Ltd., made a delegation to Item 9 of General Committee Report No. 24 (Report CLSFM18-031 – Peterborough Memorial Centre –

## City Council Meeting Minutes of December 10, 2018

Findings of Second Structural Review and Increase to the Pre-commitment of the 2019 Capital Budget for Ice Pad Replacement).

Unregistered Delegations (4 minutes)

Philip Kienholz, 834 Crowley Crescent, made a delegation to Item 12 of General Committee Report No. 24 (Report CSD18-012 – New Arena and Aquatics Complex Financial Status Update Report).

Rodney Marios, Sheridan Avenue, made a delegation to Item 10 of General Committee Report No. 24 (Report CLSOCS18-006 – Legalization of Cannabis Report).

Audrey Daley, 1212 Goodfellow Road, made a delegation to Item 10 of General Committee Report No. 24 (Report CLSOCS18-006 – Legalization of Cannabis Report).

### **Reports from Standing Committees**

Finance Committee Report No. 1

Finance Committee meeting of December 3, 2018

Moved by Councillor Pappas

Seconded by Councillor Baldwin

**That Report Number 1 of Finance Committee be approved.**

Carried

### **Reports from Standing Committees**

General Committee Report No. 24

General Committee meeting of December 3, 2018

Moved by Councillor Parnell

Seconded by Councillor Pappas

**That Report Number 24 of the General Committee Meeting of December 3, 2018 be approved.**

Item 9 – Report CLSFM18-031, Peterborough Memorial Centre – Findings of Second Structural Review and Increase to the Pre-commitment of the 2019 Capital Budget for Ice Pad Replacement.

Moved by Councillor Parnell

Seconded by Councillor Pappas

**That the Rules of Procedure be suspended to permit the consultants associated with the memorial Centre floor repair project speak.**

Carried

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Dave Watson, Entuitive Consultants spoke.

George Carvajal, CSE Consultants spoke.

Mike Fairey and Norm Kloke of TS Consultants spoke.

Moved by Councillor Beamer

Seconded by Councillor Pappas

- a) **That staff proceed with the repairs to the Memorial Centre in 2019, as identified in Report CLSFM18-021 dated August 27, 2018;**
- b) **That the pre-committed 2019 Capital Budget for the Peterborough Memorial Centre Ice Pad Replacement be increased by \$1,500, 000 from \$2,000,000 to \$3,500,000;**
- c) **That staff compensate the Lakers for the value of the ticket sales, using a common accounting standard, typically received during an average season at the alternative venue in 2019; and,**
- d) **That staff report back to staff Finance Committee on potential cost recovery methods regarding the surcharge fee applied to concert and sporting event tickets.**

Councillor Parnell requested a recorded vote and the Clerk conducted a roll call.

| <b>In Support of Motion</b> | <b>Opposed to Motion</b> |
|-----------------------------|--------------------------|
| Councillor Akapo            | Councillor Vassiliadis   |
| Councillor Zippel           | Councillor Riel          |
| Councillor Pappas           |                          |
| Councillor Beamer           |                          |
| Councillor Baldwin          |                          |
| Councillor Wright           |                          |
| Councillor Clarke           |                          |
| Councillor Parnell          |                          |
| Mayor Therrien              |                          |

Carried

Upon the motion of Councillors Beamer and Pappas, the motion carried.

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Item 13 – Report IPSTR18-027, Changes to Parking Restrictions on McDonnel Street

Due to her declared interest in this item, Councillor Parnell did not discuss or vote on this item.

Upon Item 13, the motion carried.

Item 11 – Report CSAD18-006, Peterborough and District Farmers' Market Association

Upon Item 11, the motion

Carried

Item 10 – Report CLSOCS18-006, Legalization of Cannabis Update

At the meeting of December 10, 2018 item f) was amended as follows:

- f) That the Mayor, on behalf of Council, write a letter to the Minister, MPP and AMO seeking a stronger lobby position for municipalities regarding Cannabis regulations.**

Upon Item 10, the motion Carried.

Upon the main motion of Beamer and Vassiliadis, less items 9, 10, 11 and 13, the motion carried.

Moved by Councillor Beamer

Seconded by Councillor Vassiliadis

**That General Committee Report No. 24 be approved.**

Carried

**Approval of By-laws:**

Moved by Councillor Vassiliadis

Seconded by Councillor Baldwin

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

By-law 18-118 was separated due to Councillor Parnell's previously declared pecuniary interest. Councillor Parnell did not discuss or vote on By-law 18-118.

**18-118 Being a By-law to amend By-law Number 09-136 being a By-law for the Regulation of Parking**

Upon By-law 18-118, the motion carried.

- 18-110      Being a By-law to establish certain lands in the City of Peterborough as part of the Public Highways named Rippingdale Trail and Halpin Lane**
- 18-111      Being a By-law to adopt an Emergency Management Program and Emergency Response Plan in accordance with the requirements of the Emergency Management and Civil Protection Act**
- 18-112      Being a By-law to Identify the Responsibilities of the Chief Administrative Officer**
- 18-113      Being a By-law to approve the transfer of lands municipally known as 217 Murray Street, in the City of Peterborough, in the County of Peterborough by Peterborough Housing Corporation to The Brock Street Mission Peterborough**
- 18-114      Being a By-law to repeal By-law 18-070 and enact City of Peterborough Smoking By-law Number 18-114**
- 18-115      Being a By-law to Repeal By-law 18-071 and Enact By-law 18-115, a By-law to Appoint By-law Enforcement Officers to enforce the City of Peterborough's Smoking By-Law**
- 18-116      Being a By-law to authorize the appointment of a City Engineer**
- 18-117      Being a By-law to appoint a Deputy Mayor and a Second Deputy Mayor**

**and the said by-laws having been read now a third time and passed, the Mayor and Clerk be authorized to sign and seal the same.**

Upon the remainder of the By-laws, less By-law 18-118, the motion carried.

**Other Business:**

There were no items of Other Business

**Confirming By-law:**

Moved by Councillor Parnell  
Seconded by Councillor Riel

- 18-119      Being a By-law to confirm the proceedings of the Council at its meeting held on December 10, 2018.**

**and the said by-law having been read now a third time and passed, the Mayor and Clerk be authorized to sign and seal the same.**

Carried

**Adjournment:**

Moved by Councillor Pappas

Seconded by Councillor Baldwin

**That this meeting of City Council adjourn at 10:10 p.m.**

Carried

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John Kennedy

City Clerk

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Diane Therrien

Mayor

**Finance Committee Report No. 1**  
**Meeting of December 3, 2018**

**To the Council of The City of Peterborough for consideration at its meeting held December 10, 2018**

**The Finance Committee as a result of its meeting held on December 3, 2018 recommends as follows:**

**1. Presentation of 2019 Draft Budget  
Report CLSFS18-042**

That Council approve the recommendation outlined in Report CLSFS18-042 dated December 3, 2018, of the Commissioner of Corporate and Legislative Services as follows:

That the draft 2019 Budget documents presentation at the meeting held December 3, 2018, be received and the documents be reviewed in detail during the Finance Committee meetings scheduled the week of January 14, 2019.

Submitted by,

Councillor Pappas

Chair

December 3, 2018



**General Committee Report No. 24**  
**Meeting of December 3, 2018**

**To the Council of The City of Peterborough for consideration at its meeting held December 10, 2018**

**The General Committee as a result of its meeting held on December 3, 2018 recommends as follows:**

**1. Emergency Management Program  
Report CAO18-009**

**That Council approve the recommendations outlined in Report CAO18-009 dated December 3, 2018 of the Chief Administrative Officer, as follows:**

- a) That By-law 08-087, a by-law to appoint an Emergency Management Program Committee and By-law 16-111, a by-law to amend By-law 08-087 be repealed;
- b) That By-law 12-047, a by-law to appoint an Emergency Management Coordinator and Alternate Emergency Management Coordinator be repealed;
- c) That By-law 15-119, a by-law to adopt an Emergency Response Plan be repealed; and
- d) That, in accordance with the Emergency Management and Civil Protection Act, R.S.O. 1990, Chapter E.9, a by-law be enacted to adopt the City of Peterborough Emergency Management Program and Emergency Response Plan.

**2. Appointment of City Engineer and Update of Chief Administrative Officer  
By-law  
Report CAO18-007**

That Council approve the recommendations outlined in Report CAO18-007, dated December 3, 2018, of the Chief Administrative Officer as follows:

- a) That By-law 15-104, a By-law to appoint Wayne Jackson as Deputy Chief Administrative Officer, be repealed as of January 1, 2019;

- b) That a By-law be passed to appoint Blair Nelson as the City Engineer effective January 1, 2019;
- c) That By-law 15-039, a By-law to identify the responsibilities of the Chief Administrative Officer, be repealed as of January 1, 2019.
- d) That the By-law to identify the responsibilities of the Chief Administrative Officer, attached as Appendix A, be approved.

**3. September 30, 2018 Financial Update Report (Unaudited) With Year End Projections for December 31, 2018  
Report CLSFS18-044**

That Council approve the recommendation outlined in Report CLSFS18-044 dated December 3, 2018, of the Commissioner of Corporate and Legislative Services, as follows:

That the September 30, 2018 Financial Update Report of the Operating Budget and Capital Works in Progress be received.

**4. Purchase of Shelving and Fittings for the Peterborough Operations Centre  
Report IPSCOM18-013**

That Council approve the recommendation outlined in Report IPSCOM18-013, dated December 3, 2018 of the Commissioner of Infrastructure and Planning Services as follows:

That shelving and fittings for the Peterborough Operations Centre be purchased from Metric Storage Systems, 50 Devon Road, Brampton, Ontario, L6T 5B5, at a total cost of \$152,778 plus HST of \$19,862 for a total of \$172,640.

**5. Award of Non-Standard Procurement - GIS Database Conversion from Oracle to SQL Server  
Report IPSEC18-027**

That Council, through its delegated authority as set out in Chart 2 a) iv) of Appendix A of Purchasing By-law 18-084 approve the recommendation outlined in Report IPSEC18-027, dated December 3, 2018, of the Commissioner of Infrastructure and Planning Services as follows:

That the contract for GIS Database Conversion from Oracle to SQL Server be awarded to Esri Canada Limited, 12 Concorde Place, Suite 900, Toronto, Ontario M3C 3R8 at a cost of \$162,748.00 plus HST of \$21,157.24 for a total cost of \$183,905.24.

**6. Peterborough Drug Strategy Annual Report  
Report CSD18-011**

That Council approve the recommendation outlined in Report CSD18-011 dated December 3, 2018, of the Commissioner of Community Services, as follows:

That the presentation from Evan Brockest and Peter Williams, members of the Peterborough Drug Strategy, be received for information.

**7. Update - Brock Mission Redevelopment  
Report CLSFS18-054**

That Council approve the recommendations outlined in Report CLSFS18-054 dated December 3, 2018, of the Commissioner of Corporate and Legislative Services, as follows:

- a) That pursuant to Article 5.3 of the Shareholder Direction and Declaration, dated October 3, 2016, the City of Peterborough as the sole shareholder of Peterborough Housing Corporation, consent to the disposition of the property at 217 Murray Street to Brock Mission Peterborough;
- b) That a by-law be passed to authorize the sale of lands municipally known as 217 Murray Street to Brock Mission Peterborough;
- c) That the City, as Service Manager consent to the assignment of two Affordable Housing Project Facility Agreements with the City, from Peterborough Housing Corporation to Brock Mission Peterborough, namely: Social Infrastructure Fund – Investment in Affordable Housing and the Investment in Affordable Housing - 2014 Extension Agreements, dated February 17, 2017, for the construction of 15 affordable housing units at 217 Murray Street;
- d) That the City, acting as Brock Mission Peterborough's Agent, provide up to \$8,050,000 construction financing for the Project and that promissory notes be executed and secured against the property (217 Murray Street Peterborough) intermittently as payments are made by the City, as permitted through the federal and provincial government funding agencies;
- e) That the City be authorized to provide all necessary documentation, including loan guarantees, up to the Project current debt approvals, to support a National Co-Investment Fund application;
- f) That Council approve the Business Terms and Principles for a Tri-Party agreement between the City, Brock Mission Peterborough and Peterborough Housing Corporation for the Brock Mission Redevelopment Project;

- g) That the Mayor and the City Clerk be authorized for and on behalf of the City to do all such acts and things and to execute and deliver all such documents as may be necessary to proceed with the development of the Project, in the forms reviewed and approved by the CAO and the City Solicitor.

**8. Insurance Program for 2019  
Report CLSFS18-043**

That Council approve the recommendation outlined in Report CLSFS18-043, dated December 3, 2018, of the Commissioner of Corporate and Legislative Services as follows:

That the Municipal Insurance Program, as recommended by the City's Insurance Broker, BFL CANADA Risk and Insurance Services Inc, 181 University Avenue, Suite 1605, Toronto, Ontario, M5H 3M7, for a one year term from January 1, 2019 to December 31, 2019, be approved at an estimated cost of \$1,182,086 plus PST of \$94,567 for a total of \$1,276,653.

**9. Peterborough Memorial Centre - Findings of Second Structural Review and Increase to the Pre-commitment of the 2019 Capital Budget for Ice Pad Replacement  
Report CLSFM18-031**

~~That the matter be deferred to enable Entuitive Corporation, Cimco Refrigeration and the Engineering Firm of Record, CSE, to appear before Council on December 10<sup>th</sup>, or the earliest opportunity, to answer questions related to the Memorial Centre ice pad.~~

At the meeting of December 10, 2018 Council adopted the following resolution:

- a) That staff proceed with the repairs to the Memorial Centre in 2019, as identified in Report CLSFM18-021 dated August 27, 2018;
- b) That the pre-committed 2019 Capital Budget for the Peterborough Memorial Centre Ice Pad Replacement be increased by \$1,500, 000 from \$2,000,000 to \$3,500,000;
- c) That staff compensate the Lakers for the value of the ticket sales, using a common accounting standard, typically received during an average season at the alternative venue in 2019; and,
- d) That staff report back to staff Finance Committee on potential cost recovery methods regarding the surcharge fee applied to concert and sporting event tickets.

**10. Legalization of Cannabis Update  
Report CLSOCS18-006**

That Council approve the recommendations, outlined in Report CLSOCS18-006 dated December 3, 2018 of the Commissioner of Corporate and Legislative Services, as follows:

- a) That the City of Peterborough not “opt out” of having cannabis retail stores located in the City of Peterborough;
- b) That Council repeal Smoking By-law 18-070;
- c) That Council approve a new Smoking By-law, as attached to Report CLSOCS18-006 as Appendix A;
- d) That staff report back to Council as necessary on any aspect of cannabis legalization that may impact the municipality; and
- e) That Council delegate the authority to review the Alcohol and Gaming Commission of Ontario’s (“AGCO”) proposed cannabis store locations and respond within the 15-day review period, to the Commissioner of Corporate and Legislative Services who will consult with key stakeholders prior to the City’s response.

At the meeting of December 10, 2018 Council added Item f) as follows:

- f) That the Mayor, on behalf of Council write a letter to the Minister, MPP and AMO seeking a stronger lobby position for municipalities regarding cannabis regulations.

**11. Peterborough and District Farmers' Market Association  
Report CSAD18-006**

That Council approve the recommendation outlined in Report CSAD18-006, dated December 3, 2018, of the Commissioner of Community Services, as follows:

That Report CSAD18-006 Peterborough and District Farmers’ Market Association be received for information and,

That staff report back to council during the February 2019 cycle of meetings on options for an RFP process, public consultation, implementation and associated time lines for a farmers’ market.

**12. New Arena and Aquatics Complex Financial Status Update Report  
Report CSD18-012**

That Council approve the recommendations outlined in Report CSD18-012 dated December 3, 2018, of the Commissioner of Community Services, as follows:

- a) That the New Arena and Aquatics Centre project be deferred to 2020, pending approvals of provincial and federal government funding.
- b) That Debenture By-law No.15-187 be repealed.

**13. Changes to Parking Restrictions on McDonnell Street  
Report IPSTR18-027**

That Council approve the recommendations outlined in Report IPSTR18-027 dated December 3, 2018, of the Commissioner of Infrastructure and Planning Services, as follows:

- a) That a 2 hour parking limit be implemented on the South Side of McDonnell Street, from a point 8 meters east of Gilchrist Street to a point 20 m west of Donegal Street; and
- b) That the appropriate Schedules and Articles of Parking By-law 09-136 be amended to authorize implementation of Recommendation a).

**14. Recycling Contract Update and Amendment  
Report IPSWM18-008**

That Council approve the recommendations outlined in Report IPSWM18-008, dated December 3, 2018, of the Commissioner of Infrastructure and Planning as follows:

- a) That the following adjustments to the current HGC Management Inc. contract with the City for the processing of recyclable materials at the Pido Road Recycling facility be made:
  - i) The processing fee for recyclable materials be increased by \$15.00 per tonne, retroactive to January 2018, for a total increase of approximately \$127,500.00 in 2018, and \$106,250.00 in 2019; and
  - ii) That additional residue from HGC's operations, equivalent to 5% of the City's inbound tonnage, be accepted at the Peterborough County/City Waste Management Facility at no charge for the duration of the contract, bringing the total allowable residue to 10%.

- b) That the attached Amending Agreement be signed by the Mayor and Clerk, outlining the following amendments to the HGC Management contracts:
  - i) That the end date for the contract to process recyclables at the City's Materials Recycling Facility, at 390 Pido Road, be brought forward from December 31, 2019 to October 31, 2019; and
  - ii) That the two associated HGC Management Contracts to operate the Household Hazardous Waste Depot and the Recycling Drop-Off Depot, also located at 390/400 Pido Road, be amended to end on October 31, 2019; and
  - iii) That HGC Management provide the City with vacant possession of the Yard at the Materials Recycling Facility on October 1, 2019.
- c) That the attached Amending Agreement with the City's recycling collection contractor, Waste Connections of Canada Inc., also be signed by the Mayor and Clerk, which will bring the end date of their contract with the City in line with that of HGC Management, thereby ending two months earlier, on October 31, 2019.

**15. Update on Sale of PDI**

That staff bring back a report to Council on the status, obligations, financial costs and arbitration mechanism, associated under the agreement with respect to the sale of PDI to Hydro One, no later than the 21<sup>st</sup> of January 2019.

**16. Update on the listing of Properties on the Heritage Register**

That staff report back on the status of the listing of Properties on the Heritage Register early in the first quarter of 2019.

Submitted by,

Councillor Beamer

Chair

December 3, 2018

**General Committee Report No. 25**  
**Meeting of December 10, 2018**

**To the Council of The City of Peterborough for consideration at its meeting held December 10, 2018**

**The General Committee as a result of its special meeting held on December 10, 2018 recommends as follows:**

**1. Report of Closed Session**  
**Appointment of Commissioner of Infrastructure and Planning Services**  
**Report CAO18-010**

That Council approve the recommendation outlined in Report CAO18-010 dated December 10, 2018 of the Chief Administrative Officer, as follows:

That Cynthia Fletcher be appointed as the Commissioner of Infrastructure and Planning Services for the City of Peterborough as of January 18, 2019.

Submitted by,

Councillor Beamer

Chair

December 10, 2018