



CITY OF KINGSTON
REPORT TO COUNCIL

Report No.: 07-008

TO: Mayor and Council

FROM: Mark Segsworth, Commissioner
Public Works & Emergency Services

RESOURCE STAFF: John Giles, Manager, Solid Waste Division

DATE OF MEETING: 2006-12-12

SUBJECT: A By-law to establish a tariff of fees for the use of the Solid Waste Management System for 2007

EXECUTIVE SUMMARY:

Ontario Regulation 244/02 under the Municipal Act 2001 came into force on January 1, 2003. It specifies procedures that the City must follow in order to impose fees on a number of services, including waste management. A by-law must be passed each year to establish and authorize those fees, as the previous years by-law expires at the end of each calendar year. By-Law No. 2006-002, passed December 13, 2005 will expire on December 31, 2006.

This report includes a draft by-law establishing the fees, a draft by-law repealing By-Law No. 2006-002, a Notice of a Public Meeting, an Information Package for the public meeting, an explanation of the regulatory requirements and advises of some recommended changes in fees for 2007.


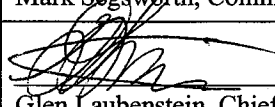
RECOMMENDATION:

That By-law No. 2007-___, a by-law to establish a tariff of fees for the use of the Solid Waste Management System for 2007 be given all three readings; and further,

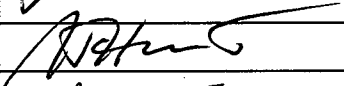
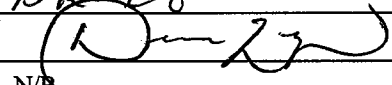
That By-Law No. 2007-___, a by-law to repeal By-Law No. 2006-002, "A By-Law To Establish A Tariff Of Fees For The Use Of The Solid Waste Management System For 2006" be given all three readings; and further,

That both by-laws will take effect on January 1, 2007.

AUTHORIZING SIGNATURES:

 Mark Segsworth, Commissioner, Public Works & Emergency Services
 Glen Laubenstein, Chief Administrative Officer

CONSULTATION WITH THE FOLLOWING COMMISSIONERS:

Commissioner Beach, <i>Growth & Sustainability</i>	N/R
Commissioner Segsworth, <i>Public Works & Emergency Services</i>	✓
Commissioner Hunt, <i>Finance & Corporate Performance</i>	
Commissioner Thurston, <i>Community Development Services</i>	N/R
Commissioner Leger, <i>Corporate Services</i>	
Jim Keech, President, <i>Utilities Kingston</i>	N/R

(N/R indicates consultation not required)

OPTIONS/DISCUSSION:

Ontario Regulation 244/02 dictates that any fee imposed does not exceed the cost of providing the service, that the fees must be established by a by-law, and that the by-law expires on December 31 of the year following the year in which the by-law was passed. By-law 2006-002 passed in December 2005 will expire on December 31, 2006 and must be replaced by a new by-law before year end.

Fees are charged for disposal of waste at the Kingston East landfill site, for garbage bag tags, for other municipalities use of the Household Hazardous Waste (HHW) facility, for Industrial Commercial, Institutional (ICI) users of the HHW facility and compost site at the Kingston Area Recycling Center (KARC), for ICI users of the Kingston East compost site, for home composters, compost turners, kitchen pails and lids, blue bags, additional recycling boxes and for the use of the KARC weigh scales.

It is noted that Loyalist Township's use of the HHW facility is not based on a fee structure but rather recovery of funds based the terms of the service agreement with them, similar to the cost recovery for both recycling collection and processing and their use of the Central compost site. Therefore the proposed by-law exempts Loyalist Township from the HHW household fee.

Before passing a by-law imposing fees or charges the Regulation requires that the City hold at least one public meeting. Any person who attends has an opportunity to make representation with respect to the matter. The public meeting was held immediately prior to this Council meeting.

The following changes are proposed to fees contained in By-law 2006-002:

- the disposal fee for acceptance of compostable yard waste and brush from ICI sources, at both the Central compost site and East compost site, has been increased from \$50 per tonne to \$55 per tonne to reflect increased budgeted costs
- the fee for the use of the HHW facility by residents of other municipalities has been increased from \$30 per household to \$32 per household, also as a reflection of increased budget costs.
- fees for the acceptance of ICI recycling at KARC have been updated to reflect October 2006 fees. These fees change monthly due to the volatility of recycling markets where these materials are ultimately sold, and are specified for the most recent month available.

All other fees remain unchanged from fees approved by By-law 2006-002.

EXISTING POLICY/BY LAW:

By-law 2006-002, covering the same subject matter will automatically expire on December 31, 2006 as per Ontario Regulation 244/02. A draft By-law repealing By-law 2006-002 is attached as Exhibit B.

NOTICE PROVISIONS:

Twenty-one (21) days notice is required as per section 12 (6) (b) of O. Reg. 244/02 under the *Municipal Act 2001*. A Notice was published in the Kingston Whig Standard on Saturday, November 18, 2006 and is attached as Exhibit C. The Notice, in addition to advising of Councils intent to pass a by-law to establish a tariff of fees for the use of the waste management system, also advises that background information is available. The information package is attached as Exhibit D.

REPORT TO COUNCIL

- Page 4 -

ACCESSIBILITY CONSIDERATIONS:

Assistive Listening Devices are available upon request (contact the Security Guard at the main entrance of City Hall). Council Chambers are wheelchair accessible (contact the Security Guard if you require assistance).

FINANCIAL CONSIDERATIONS:

Revenues from fees are included in the proposed 2007 Operating Budget for the Solid Waste Division. These fees cover less than 2% of gross expenditures, with the balance coming from the sale of materials (at market prices), recovery from other municipalities using the solid waste facilities, grants and from property taxes.

CONTACTS:

Financial Services – Kate Halligan, Manager, Accounting Services

OTHER CITY OF KINGSTON STAFF CONSULTED:

Legal Services – Mark McLaughlin, Associate Legal Counsel

Financial Services – Desiree Kennedy, Director, Financial Services

Clerk's Department – Carolyn Downs, City Clerk

Planning & Development – Barry Kaplan, Accessibility Project Coordinator

EXHIBITS ATTACHED:

Exhibit A – Draft By-law 2007-xxx “A By-law To Establish a Tariff of Fees for the Use of the Solid Waste Management System for 2007”

Exhibit B – Draft By-law 2007-xxx “A By-law To Repeal By-law 2006-002

Exhibit C – Notice of a Public Meeting to pass a by-law establishing the solid waste management fees

Exhibit D – Information Package regarding the proposed by-law

Exhibit A**BY-LAW NO. 2007-xxx****A BY-LAW TO ESTABLISH A TARIFF OF FEES
FOR THE USE OF THE SOLID WASTE MANAGEMENT SYSTEM FOR 2007**

PASSED: _____, 2006

WHEREAS Ontario Regulation. 244/02, entitled "Fees and Charges", brought into force pursuant to the Municipal Act, 2001 states at section 12(4) that in the case of a by-law providing for fees or charges for the use of a waste management system which was in force on the day Ontario Regulation 244/02 came into force, that by-law expires on December 31 of the year following the year in which this Regulation comes into force.

AND WHEREAS the City of Kingston passed by-law 2006-002 to establish a tariff of fees for the use of the waste management system for 2006 which expire on December 31, 2006.

NOW THEREFORE the Council of The Corporation of the City of Kingston enacts as follows:

1. The following fees and charges apply to use of the Kingston East Landfill Site:
 - a. A fee of \$110.00 per metric tonne shall apply to waste accepted for disposal at the Kingston East Landfill Site calculated on total waste delivered monthly.
 - b. A minimum monthly fee of \$15.00 shall apply to quantities of waste accepted for disposal in any particular month pursuant to section 1(a). Application of fees shall be waived if the waste has affixed to it one (1) bag tag per container.
 - c. A fee of \$5.00 per car tire, defined as a tire of less than 16 inches in diameter, and \$10.00 per truck tire, defined as a tire of more than 16 inches in diameter, or parts thereof shall apply to tires accepted for disposal at the Kingston East Landfill Site.
 - d. A fee of \$30.00 per refrigeration unit containing Chlorofluorocarbons (or CFCs), including but not limited to refrigerators, freezers and air conditioners, shall apply to refrigeration units accepted for disposal at the Kingston East Landfill Site. The fee shall be waived if the unit has affixed to it fifteen (15) bag tags.
 - e. All waste accepted will be receipted by the Attendant of the Kingston East Landfill at the time of delivery. All material will be invoiced to the hauler of the waste on a monthly basis, with minimum fees applying as applicable. Any fees payable pursuant to this section shall be waived where they arise in relation to waste generated by the Solid Waste Division of the Corporation of the City of Kingston or its agents.
2. The fee in relation to tags for bags or cans in excess of the limits established pursuant to the provisions of By-laws 181, 95-55 (former Township of Kingston) and 36-95 (former Township of Pittsburgh), all as amended shall be \$2.00 per tag.
3. a. The fee charged to Industrial, Commercial and Institutional users for disposal of compostable yard wastes and brush at Kingston Central and East Composting Sites shall be \$55.00 per metric tonne. The fee shall be waived to commercial users where the source of the material is a residential property within the City of Kingston.

- Page 6 -

4. Fees in relation to the following categories shall be:
- a. Recycling boxes - \$6 for 2nd and subsequent boxes
 - b. Composters - \$30
 - c. Compost turners - \$13
 - d. Compost kitchen pails - \$9
 - e. Compost kitchen pails – previous stock - \$4
 - g. Compost kitchen pail lids – previous stock - \$2
 - h. Blue bags - \$3.75
 - i. Use of the weigh scales at the Kingston Area Recycling Centre - \$10 per transaction
5. Fees for the use of the Household Hazardous Waste facility by residents of other municipalities shall be \$32 per household. The residents of Loyalist Township are exempted from this fee due to recovery of funds for their residents use based on a separate service agreement with that municipality
6. Fees in relation to the following categories charged to Industrial, Commercial and Institutional users at the Kingston Area Recycling Centre shall be adjusted monthly based on market conditions at the delegated discretion of the Manager of Solid Waste. As of October 2006 these categories and fees were as follows:
- a. Corrugated Cardboard - \$10 per tonne
 - b. Newsprint / Mixed Office Paper - \$10 / tonne
 - c. Mixed Fibers - \$10 / tonne
 - d. Mixed Plastic Containers (typical of blue box mix) - \$80 / tonne
 - e. Polycoat - \$40 / tonne
 - f. Polystyrene - \$100 / tonne
 - g. Clear (Flint) Glass Containers - \$20 / tonne
 - h. Coloured or Mixed Glass Containers - \$70 / tonne
 - i. Other categories may be established from time to time as the need arises
7. Fees in relation to the following materials delivered to the Hazardous Waste Facility located at the Kingston Area Recycling Centre shall be charged to Industrial, Commercial and Institutional users according to the following categories:
- a. Hazardous Waste in containers:
 - i. Acids, caustics, oxidizers, pesticides, misc. organics, misc. inorganics, pharmaceuticals, grease; solvents (gas, varsol, etc.); paints, stains and flammables - \$2 per liter; \$9 per 4.5 liter; \$45 per 25 liter
 - ii. Paints & solvents with sludge - \$3 per liter; \$12 per 4.5 liter; \$60 per 25 liter
 - iii. Motor oil, antifreeze - \$0.25 per liter; \$1 per 4.5 liter; \$5 per 25 liter
 - b. Hazardous Waste in bulk:
 - i. Oil and antifreeze - \$60 / 205 liter drum
 - ii. Solvents, misc. organics, paint sludge - \$175 / 205 liter drum
 - c. Hazardous Waste – Other Materials:
 - i. Aerosols, oil filters - \$1 each unit
 - ii. Household batteries - \$5 per kilogram

REPORT TO COUNCIL

- Page 7 -

- iii. Propane tanks, automotive batteries - \$2 each
- iv. Sharps - \$2 per kilogram
- v. Ballast with PCB's - \$5 each
- vi. Fluorescent tubes - \$0.50 per linear foot with a maximum of 100 linear feet per delivery
- d. Other categories may be established from time to time as the need arises.

8. This By-Law shall come into force and take effect on January 1, 2007.

GIVEN FIRST AND SECOND READING _____, 2006.

GIVEN THIRD READING AND FINALLY PASSED _____, 2006.

CITY CLERK

MAYOR

Exhibit B

BY-LAW NO. 2007-xxx

A BY-LAW TO REPEAL BY-LAW NO. 2006-002 "A BY-LAW TO ESTABLISH A TARIFF OF FEES FOR THE USE OF THE SOLID WASTE MANAGEMENT SYSTEM FOR 2006"

PASSED: _____, 2006

The Council of the Corporation of the City of Kingston enacts as follows:

1. By-Law No. 2006-002 entitled, "A By-Law to Establish a Tariff of Fees for the Use of the Solid Waste Management System for 2006", is hereby repealed in its entirety.
2. This By-Law shall come into force and take effect on January 1, 2007.

GIVEN FIRST AND SECOND READING _____, 2006

GIVEN THIRD READING AND FINALLY PASSED _____, 2006

CITY CLERK

MAYOR

Exhibit C**NOTICE OF PUBLIC MEETING**

**A Public Meeting will be held on December 12, 2006 at 7:15 p.m.
in Council Chambers, City Hall
216 Ontario Street, Kingston, Ontario**

A By-Law To Establish A Tariff Of Fees For The Use of The Solid Waste Management System

Notice is hereby given pursuant to the Municipal Act 2001 – Ontario Regulation 244-02, that the Corporation of the City of Kingston intends to pass a by-law “To Establish A Tariff of Fees For The Use of The Solid Waste Management System.” This By-Law establishes the rates charged by the City of Kingston for the use of a waste management system.

An Information Package will be available at City Hall (Council Support Office (216 Ontario Street) or by contacting Sunni Rideout at 546-4291 ext 1219. The proposed public meeting is scheduled for December 12, 2006.

Written comments can be forwarded to: City of Kingston, Attn: City Clerk, 216 Ontario Street, Kingston Ontario, K7L 2Z3. Council shall hear any person who wishes to address this issue at the Public Meeting.

Carolyn Downs
City Clerk

Per Household	\$32
ICI compost site users	\$55 / tonne
ICI recyclables - rates adjusted monthly based on market pricing (Oct 2006 fees shown):	
Corrugated Cardboard	\$10 / tonne
Newsprint/Mixed Office paper	\$10 / tonne
Mixed Fibres	\$10 / tonne
Mixed plastic containers	\$80/ tonne
Polycoat	\$40 / tonne
Polystyrene	\$100 / tonne
Clear (Flint) Glass containers	\$20 / tonne
Coloured or Mixed Glass Containers	\$70/ tonne
ICI hazardous waste:	
Acids, pesticides, paints, etc.	\$2 / litre; \$9 / 4½ litre; \$45/ 25 litre
Paints & solvents with sludge	\$3 / litre; \$12 / 4½ litre; \$60 / 25 litre; \$175 / drum
Oil & antifreeze	\$0.25 / litre; \$1 / 4½ litre; \$5 / 25 litre; \$60 / drum
Aerosols & oil filters	\$1
Household batteries	\$5 / kg
Propane tanks, auto batteries	\$2
Sharps (syringes)	\$2 / kg
Ballasts with PCB's	\$5
Fluorescent tubes	\$0.50 / linear foot (max. 100 ft)

(iv) The rationale for imposing the fee:

Fees for garbage disposal and bag tags recover costs beyond the basic level of service and encourage waste reduction.

Fees for the use of the HHW facility by residents of other municipalities recover costs that would otherwise be at the expense of City residents. Loyalist Township is exempted from the fee as costs are recovered based on the terms of a service agreement with that municipality.

Recycling boxes, kitchen items and compost turners are priced at their approximate cost. Composters are priced at less than cost in accordance with Ontario Regulation 101/94.

Fees for ICI users are imposed because diversion programs have been sized and structured primarily for residential properties. Fees are set to recover the cost of processing, marketing and disposal and are set at a level to ensure that residents are not subsidizing the ICI sector. The facilities are not set up or priced to compete with commercial companies.



CITY OF KINGSTON
REPORT TO COUNCIL

Report No.: 07-011

TO: Mayor and Council

FROM: Lance Thurston, Commissioner, Community Development Services Group

RESOURCE STAFF: Terry Willing, Director, Building & Licensing Department
Kim Leonard, Manager, Licensing & Enforcement Division

DATE OF MEETING: December 12, 2006

SUBJECT: Queen's University – Request for Noise Exemption
McNeill House Redevelopment

EXECUTIVE SUMMARY:

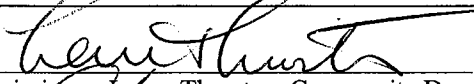
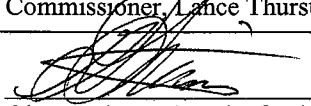
Queen's University has made application for an exemption to Noise Control By-Law 2004-52 Schedule "B" to permit construction for renovation purposes at McNeill House, 40 Lower Albert Street. The applicant has requested the exemption to allow construction to continue past the normal 7:00 p.m. limit to end instead at 11:30 p.m.

The current by-law only permits this activity from Monday to Saturday between the hours of 7:00 a.m. and 7:00 p.m. and excludes Sundays and Statutory Holidays.

RECOMMENDATION:

THAT Queen's University, Physical Plant Services be granted an exemption from the normal 19:00 (7:00 p.m.) to 07:00 (7:00 a.m.) restriction under the City of Kingston Noise Control By-Law 2004-52 Schedule "B", in order to permit noise until 23:30 (11:30 pm) to expedite renovations to McNeill House at 40 Lower Albert Street commencing on Tuesday, May 1, 2007 and continuing five days a week from Monday to Friday excluding Statutory Holidays until Friday, August 31, 2007 in order for this work to be completed in time for students returning in September.

AUTHORIZING SIGNATURES:

 Commissioner Lance Thurston, Community Development Services Group
 Glen Laubenstein, Chief Administrative Officer

CONSULTATION WITH THE FOLLOWING COMMISSIONERS:

Commissioner Beach, <i>Growth & Sustainability</i>	N/R
Commissioner Segsworth, <i>Public Works & Emergency Services</i>	N/R
Commissioner Hunt, <i>Finance & Corporate Performance</i>	N/R
Commissioner Thurston, <i>Community Development Services</i>	√
Commissioner Leger, <i>Corporate Services</i>	N/R
Jim Keech, President, <i>Utilities Kingston</i>	N/R

(N/R indicates consultation not required)

APPENDICES TO REPORT #07-011**December 12, 2006**

Page 1

OPTIONS/DISCUSSION:

Queen's University has made application for an exemption to Noise Control By-Law 2004-52 Schedule "B" to permit construction for renovation purposes at McNeill House, 40 Lower Albert Street. The applicant has requested that the exemption cover operations between the hours of 7:00 p.m. and 11:30 p.m. Construction is scheduled to commence on Tuesday, May 1, 2007 and continue five days a week from Monday to Friday, excluding Statutory Holidays until Friday, August 31, 2007. Work will start each day after 7:00 a.m. in accordance with the noise by-law requirements.

The Project will consist of the demolition of the existing washrooms and showers. This demolition will be completed by using electric breakers and hammers to remove the walls. The exterior demolition will only be done between the hours of 7:30 a.m. and 4:30 pm. The interior demolition will be done during both shifts 7:30 a.m. to 11:30 p.m. and there will be no exterior construction after 4:30 p.m. The new walls will be constructed with drywall which will be installed with screw guns. The new corridor ceilings will also be constructed using screw guns. All rooms in the building will have the carpet removed and replaced and interior walls will be painted. New furniture will be placed in each of the refurbished rooms.

The building will be provided with a new accessible entrance along the wall facing Albert Street. There will be a new concrete sidewalk placed from the street to the building entrance. All exterior construction on the new entrance will be completed with the use of backhoes during the day shift from 7:30 a.m. to 4:30 p.m. so there will be no exterior work beyond those timelines.

The scope of the work and schedule requires that 5 months worth of work needs to be completed in 3.5 months, thus the desire to work after hours. Tender documents must be released before Christmas shut down and therefore Queen's is making application at this time.

Most of the proposed work will be performed inside of the building at 40 Lower Albert Street. It has been determined that the closest residence to this construction is over 300 feet away at 60 Collingwood Street. There are also Queen's structures adjacent to the construction which would help to reduce any noise that may be emitted from the construction site.

EXISTING POLICY/BY LAW:

Council has granted exemptions to the Noise Control By-law in order to accommodate one time construction events.

An exemption was granted for CARACO Development for work until 9:00 p.m. in order to allow for construction of a high rise apartment building from August 17th, 2005 and continuing Monday to Friday until March 31, 2005, but not on any weekend or Statutory Holiday.

In 2006 Council also granted Homestead Land Holdings an exemption from the normal 7:00 a.m. to 7:00 p.m. restriction under the City of Kingston Noise Control By-Law 2004-52 Schedule "B", in order to allow for concrete finishing at 5 Gore Street from Thursday, September 21st, 2006 and continuing until December 29th, 2006 between the hours of 7:00 p.m. and 11:00 p.m. with such operations only carried out when absolutely necessary, and on no more than 1 day within any week, but not on any weekend or Statutory Holiday.

APPENDICES TO REPORT #07-011

December 12, 2006

Page 2

NOTICE PROVISIONS:

An advertisement of this request for exemption was placed in the Kingston Whig Standard on Saturday, November 18th, 2006 and in the Kingston This Week on Tuesday, November 21st, 2006 and there has been one objection to this request from a resident located along King Street more than 600 feet away from McNeill House, and the details of their concerns are reproduced and attached as Exhibit "B". Staff have acknowledged receipt of this objection and have also advised the objector that no exterior work after 4:30 p.m. Since providing this additional information, and at the time of this report, staff had not received any response from the complainant as to whether their concerns had been resolved.

Council has granted exemptions to the Noise Control By-Law for this type of construction in the past, and the authority to do so is specifically granted to Council under Subsection 129 (3) of the *Municipal Act* which no longer requires public notification.

ACCESSIBILITY CONSIDERATIONS:

This project includes the installation of a new accessible entrance at the Albert Street side of McNeill House.

FINANCIAL CONSIDERATIONS:

An \$85.00 fee was received as is now required to help cover the cost of processing noise exemption requests. There are no other financial considerations as advertisements were placed at the expense of Queen's University, Physical Plant Services.

CONTACTS:

Kim Leonard, Manager, Licensing & Enforcement, 613-546-4291 ext. 3222

Mike Finn, Project Manager, Queen's University Physical Plant Services, 613-533-2004

OTHER CITY OF KINGSTON STAFF CONSULTED:

N/A

EXHIBITS ATTACHED:

Exhibit "A" – Map of Lower Albert Street

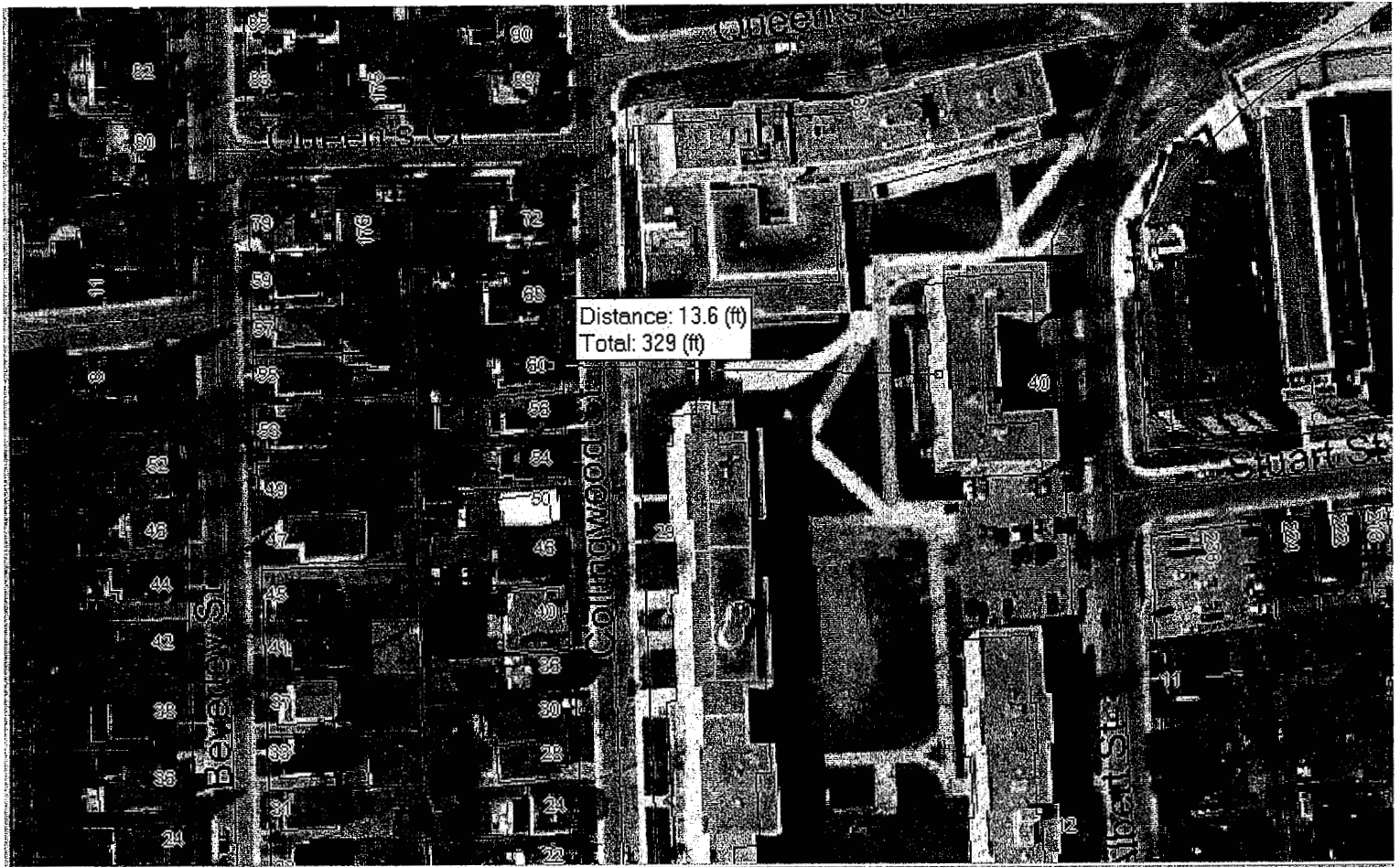
Exhibit "B" – Letter of Objection

APPENDICES TO REPORT #07-011

December 12, 2006

Page 3

Exhibit "A"



APPENDICES TO REPORT #07-011
December 12, 2006

Page 4

Exhibit "B"

Letter of Objection

In regards to the noise exemption for this project I wish to state that I disagree with the increased hours of activity requested. Residents in the neighbourhood are bombarded with a great deal of noise from different sources. We have a very high traffic count along King St. already. The traffic begins at approximately 6:00am and continues unabated until 7:00pm with corresponding interludes and/or extensions on either side of these times. This ensures that residents must keep windows closed to reduce the noise, dust and pollution from the traffic.

Queen's residences are generally quiet but are non-the-less a source of sporadic noise from time to time throughout the academic year, (especially during Frosh Week when revelers wake us at the late hour of 11:00pm). The construction dates proposed ensure that one potential noise is literally replaced with another noise the very next day after students vacate the building and ensures a full year of "noise".

Queen's just finished construction of a new Chemistry building and student residence several years ago.

We have just concluded the largest waterfront construction project in recent memory in this neighbourhood last Spring which lasted approximately 2 years. This was the combined sewer overflow tank at Collingwood/King Sts. In addition all the surrounding streets have been upgraded, with new water, sewer, and gas lines. New sidewalks were added and repaving was done. All very laudable and necessary, but noisy.

We have had a major construction project within 1 block of our house for roughly the past 5 or 6 years. Most if not all of these projects started at a respectable 7:00am and stopped at approximately 5:00 to 7:00pm (given weather, scheduling, etc.). Though no work is expected to be conducted on Saturdays, (thank goodness!) the real concern is the extended times during the week.

Summer time is when all of these projects take place and this is when residents tend to enjoy the outdoors and open their windows. The early 7:00am time seems reasonable, however I'm very strongly against the later 11:30pm time. It is very late for anyone with children, (of which I have two) to expect them to fall asleep. We all find it extremely difficult to sleep during Frosh Week at these later times, and as my children's windows face McNeill House I feel that this late time is just far to late. Besides if work began at 7:00pm and ended at 11:30pm that does not even allow for a full 8 hours of uninterrupted sleep by anyone! Certainly Health Canada and the Ont. Labour Board would not consider this adequate, restful sleep.

I feel that all work should not proceed beyond 8:00pm-8:30pm. at the very latest. If the work is that important to complete in such a limited time frame, then more workers need to be hired to complete it during regular hours. Please confirm that you have received this email before the appointed Nov. 28th, 06 deadline.



CITY OF KINGSTON
REPORT TO COUNCIL

Report No.: 07-031

TO: Mayor and Council

FROM: Glen Laubenstein, Chief Administrative Officer

RESOURCE STAFF: N/A

DATE OF MEETING: 2006-12-12

SUBJECT: Kingston Economic Development Corporation (KEDCO) --
Governance and Role

EXECUTIVE SUMMARY:

At the beginning of the previous Council's term, a request was made by the Board of Directors of KEDCO to increase its funding by \$1.5 M (from \$800,000 to \$2.3M). This commitment of funding ends December 31st, 2006. In order for KEDCO to carry on, interim funding prior to the adoption of the budget is required.

During the most recent election campaign, issues emerged around KEDCO's governance and role. Consistent with the 2004 – 2006 Council, this Council may wish to consider an appropriate governance model and role for KEDCO during the upcoming four year term. I would suggest a panel independent from the existing Board should recommend the next steps for KEDCO.

I have talked to Robert Boucher, President of the Chamber of Commerce and who advised on governance for the Canadian Board of the United Way of Canada; Beth Pater, former Portsmouth District Councillor; Brad Ross, current Board member and author of the proposed KEDCO Business Plan; and David Saunders, Dean of the School of Business, Queen's University and co-author of Calgary's economic development strategy; about taking part on such a panel. Council may wish to consider others, but I would suggest that the group not get too large.


RECOMMENDATION:

THAT Council approves interim funding for the first quarter for the operations of KEDCO in the amount of \$400,000;

THAT such money be forwarded on the understanding that all future Board appointments for KEDCO will be made by Council; and

THAT Council appoints Robert Boucher, Beth Pater, Brad Ross and David Saunders to recommend to Council a governance model and most appropriate role for KEDCO in Kingston, not later than February 28, 2007.

AUTHORIZING SIGNATURES:

_____ Commissioner	
 _____ Glen Laubenstein, Chief Administrative Officer	

CONSULTATION WITH THE FOLLOWING COMMISSIONERS:

Commissioner Beach, <i>Growth & Sustainability</i>	N/R
Commissioner Segsworth, <i>Public Works & Emergency Services</i>	N/R
Commissioner Hunt, <i>Finance & Corporate Performance</i>	N/R
Commissioner Thurston, <i>Community Development Services</i>	N/R
Commissioner Leger, <i>Corporate Services</i>	N/R
Jim Keech, President, <i>Utilities Kingston</i>	N/R

(N/R indicates consultation not required)

OPTIONS/DISCUSSION:

EXISTING POLICY/BY LAW:

There are no existing Policies/By-laws concerning this subject, on record, to date.

NOTICE PROVISIONS:

N/A

ACCESSIBILITY CONSIDERATIONS:

N/A

FINANCIAL CONSIDERATIONS:

Interim funding of \$400,000

CONTACTS:

OTHER CITY OF KINGSTON STAFF CONSULTED:

N/A

EXHIBITS ATTACHED:

N/A