



CITY COUNCIL MEETING NO. 10-2007

Tuesday, April 17, 2007 at 6:00 pm in the Council Chambers at City Hall.
 Council will resolve into the Committee of the Whole "In Camera" and
 will reconvene as regular Council at 7:30 pm.

ORDERS OF THE DAY

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(Council Chamber)

ROLL CALL



THE COMMITTEE OF THE WHOLE "IN CAMERA"

1. THAT Council resolve itself into the Committee of the Whole "In Camera" to consider the following item(s):
 - (a) a proposed or pending acquisition or disposition of land by the municipality – Marine Museum
 - (b) Legal advice that is subject to solicitor-client privilege, including communications necessary for that purpose; litigation or potential litigation affecting the municipality; proposed or pending acquisition or disposition of land by the municipality; and security of the property of the municipality – Reporting on Consultants Retained
 - (c) a proposed or pending acquisition or disposition of land by the municipality – Northeast Corner of Montreal Street and John Counter Boulevard
 - (d) litigation or potential litigation affecting the municipality and advise that is subject to solicitor-client privilege, including communications necessary for that purpose – Application of Impost Fees

2. THAT Council rise from the Committee of the Whole "In Camera" without reporting.



DISCLOSURE OF PECUNIARY INTEREST



PRESENTATIONS



DELEGATIONS

- (1) Mr. Andrew McCann, National Farmers Union (NFU), Local 316, will speak to Council regarding the food concession services at the Multiplex Community Centre.
(See Motion No. 4, Agenda Page No. 19)



BRIEFINGS

- (1) Mr. Moshe Greengarten of the Hay Group will speak to Council regarding the Operational Review of Rideaucrest Home.
(See Information Report No. (7), 07-155, Agenda Page No. 16)



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PETITIONS

- (1) A petition bearing approximately 20 signatures was received from the Mayor's Office and referred to Council, the Commissioner of Development Services and the Commissioner of Sustainability and Growth and reads as follows:

"We the undersigned are individuals and members of various groups and organizations in Kingston who are dedicated to education in, awareness of, and improvement in equity for the racially and ethnoculturally diverse citizens of our city. We are writing to you to request an increase in official acknowledgement and a higher public profile for these issues. We are grateful for the City's proclamation of Black History Month. In order to build on this initiative, we would like to see more done to reflect and promote the ethnocultural diversity of Kingstonians. Our specific requests are listed below.

Our Requests

1. (a) Include "ethnocultural diversity" or some related term to the "residents" or community services page of the City's official website; (b) To this, add a link to Kingston Area Race Relations Foundation (KARRA), to specific ethnocultural groups, to Queen's University Human Rights, and to services and organizations concerned with issues of ethnocultural diversity and equity in the City and with providing resources and contacts for such groups.
2. Develop a poster for public display (e.g. City buses) that promotes Kingston as a city of ethnocultural diversity.
3. Designate or install a qualified staff person at City Hall whose responsibility would be to (a) respond to inquiries and concerns related to racial and ethnocultural equity in the City; (b) liaise with ethnocultural community groups in promoting and supporting events related to their activities. This may include liaising with other organizations such as media outlets, the police department, social service organizations, the universities, and the corrections organizations; (c) develop print and web-based materials for public awareness on Kingston's ethnocultural diversity; (d) consult with the advisory committee (see #4).
4. Establish an advisory committee of community members whose responsibility would be to consult with the designated staff person and other appropriate officers at City Hall about racial and ethnocultural equity issues.

Our rationale

1. A public gesture of **inclusion** is crucial to ensure harmonious social relationships between groups. Such recognition goes a long way to establishing the City as one that embraces diversity in "race", ethnicity, religion, and culture (of and within groups), encourages civic participation of all groups and individuals, and rejects discrimination.
2. It promotes a positive **identity** for all Kingston residents, particularly those of ethnocultural diversity. It corrects the common view that Kingston has few members of such groups.
3. It would establish a foundation of anti-discrimination for users and providers of services in such areas as housing, social services, education, and employment. Further, it takes a **proactive** anti-racism stance in engaging such issues.
4. It is connected to our national multiculturalism policy and endorses it at a municipal level. Thus it brings the City into line with other Canadian municipalities as enacting the national **principles** of multiculturalism, equity, diversity, and inclusion.

Thank you very much for your attention to these issues. We look forward to discussing them further with you. For this purpose, we would like to request a meeting with you at which a few of our representatives will participate. We hope to hear from your office at its earliest convenience."

REFERRED TO COUNCIL, THE COMMISSIONER OF DEVELOPMENT SERVICES AND THE COMMISSIONER OF SUSTAINABILITY AND GROWTH



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MOTIONS OF CONGRATULATIONS/CONDOLENCES/SPEEDY RECOVERY

Motions of Congratulations, Sympathy, Condolences and Speedy Recovery are presented in order of category as one group and voted on as one motion.

Motions of Condolence

- (1) Moved by Councillor Osanic
Seconded by Councillor Garrison

THAT the sincere condolences of Kingston City Council be extended to the family of the late David Arnold, who passed away recently.

- (2) Moved by Councillor MacLeod-Kane
Seconded by Councillor Foster

THAT the sincere condolences of Kingston City Council be extended to Mark Segsworth, Commissioner of Public Works and Emergency Services, and family, on the recent passing of his father-in-law, Gordon MacKay.



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REPORTS

REPORT NO. 41 OF THE CHIEF ADMINISTRATIVE OFFICER (CONSENT)

Report No. 41

To the Mayor and Members of Council:
 The Chief Administrative Officer reports and recommends as follows:

All items listed on the Consent Report shall be the subject of one motion. Any member may ask for any item(s) included in the Consent Report to be separated from that motion, whereupon the consent report without the separated item(s) shall be put and the separated item(s) shall be considered immediately thereafter.

THAT Council consent to the approval of the following routine items:

- (a) **One Third of Councillor's Remuneration Deemed to be for Expenses in Accordance with the Municipal Act, 2001**

THAT the City of Kingston continue to remunerate members of Council and local boards, as defined in the Municipal Affairs Act, and in accordance with Section 283 of the Municipal Act, based on one-third of such remuneration deemed to be for expenses incident to the discharge of a member's duties and therefore exempt from income tax, which is consistent with the provisions of By-Law No. 99-169 "A By-Law To Provide For The Annual Paying Of An Annual Allowance To The Members Of Council For The Corporation Of The City Of Kingston", as amended by By-Law No. 2002-308.

(The Report of the Commissioner of Finance and Corporate Performance (07-076) is attached as Schedule Pages 1-4)

(File No. CSU-F09-000-2007)

- (b) **Capital Project Closure Authorization for the 4th Quarter of 2006**

1. **THAT** Council approve the financing of un-financed capital projects, or (return of funds) as outlined in Appendix A, B and C of this report as follows:

| <u>Source of Financing</u> | A | B | C | Total |
|---------------------------------------|-----------------|-----------------|-------------------|-------------------|
| Municipal Capital Reserve Fund | \$21,497 | \$13,894 | \$(61,344) | \$(25,953) |
| <u>Other Reserve Funds</u> | | | | |
| Arena | 13,400 | (4,652) | | 8,748 |
| Fire Capital | 4,990 | | 2,303 | 7,293 |
| Cash in Lieu of Parkland | 155 | (36,368) | | (36,213) |
| Environment Reserve | (10,226) | | | (10,226) |
| Rideaucrest | (3,891) | 684 | 8,217 | 5,010 |
| Development Charges | 9,000 | 6,388 | | 15,388 |
| Technology Reserve | | | (3,699) | (3,699) |
| Facility Repair | | | 754 | 754 |
| Transit Capital | | (908) | | (908) |
| Working Fund | | (939) | | (939) |
| Total Other Reserve Funds: | 13,428 | (35,795) | 7,575 | (14,792) |

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REPORTS (CONTINUED)

REPORT NO. 41 OF THE CHIEF ADMINISTRATIVE OFFICER (CONSENT)

2. **THAT** Council approve the reduction of approved debenture financing with reference to specific projects as outlined in Appendices of this report as follows:

| <u>Source of Financing</u> | A | B | C | Total |
|----------------------------|----------|------------|----------|--------------|
| Municipal Capital | | \$(24,900) | | \$(24,900) |
| Total: | | \$(24,900) | | \$(24,900) |

(The Report of the Commissioner of Finance and Corporate Performance (07-124) is attached as Schedule Pages 5-12)

(File No. CSU-F05-000-2007)

- (c) **Approval for the Waiver of Fees for the Boys and Girls Club for the Kingston Golf and Tennis Camp Renewed 5 Year Plan at Belle Park Fairways**

THAT Council approve a five year waiver of fees for the use of Belle Park Fairways, starting April 1, 2007, specifically so that The Boys & Girls Club are able to operate, in partnership with The Davies Charitable Foundation and the City of Kingston, a Golf & Tennis Camp for Kingston youth without appropriate financial resources to participate;

- and further -

THAT Council approve the option to renew the waiver of fees to this program, operated in partnership with the Davies Charitable Foundation, The Boys & Girls Club of Kingston and the Corporation of the City of Kingston, for an additional five (5) year term if both parties continue to see the value in, and, that all parties are willing and able to continue to support the program; value of the waiver is \$12,500.

(The Report of the Commissioner of Community Development Services and the Commissioner of Public Works and Emergency Services (07-137) is attached as Schedule Pages 13-19)

(File No. CSU-A21-000-2007)

- (d) **Execution of an Agreement with Teranet to Acquire Teranet Data Products**

THAT Council authorize the Mayor and Clerk to execute a 5-year agreement with Teranet, commencing in 2007, to acquire Teranet Data Products, at a cost of \$29,992 (Year 1) and subsequent annual costs (Year 2-5) of \$12,339, in a form satisfactory to the City Solicitor.

(The Report of the Commissioner of Corporate Services (07-141) is attached as Schedule Pages 20-24)

(File No. CSU-A23-000-2007)

- (e) **Approval of an Application for License of City Sidewalk for the Purpose of a Patio at Casa Domenico Restaurant at 35 Brock Street**

THAT Council authorize the Mayor & Clerk to enter into a License Agreement with the owner of Casa Domenico Restaurant, 35 Brock Street, for the lease of City property for the purpose of operating a sidewalk patio conditional on approval of the application by the Kingston Municipal Heritage Committee and that such license agreement be in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Public Works and Emergency Services (07-147) is attached as Schedule Pages 25-29)

(File No. CSU-D23-000-2007)

REPORTS (CONTINUED)

REPORT NO. 41 OF THE CHIEF ADMINISTRATIVE OFFICER (CONSENT)

- (f) **Approval of an Application for Licence of City Sidewalk for the Purpose of a Patio at Sipps Coffee and Dessert Bar at 33 Brock Street**

THAT Council authorize the Mayor & Clerk to enter into a License Agreement with the owner of Sipps Coffee & Dessert Bar, 33 Brock Street, for the lease of City property for the purpose of operating a sidewalk patio conditional on approval of the application by the Kingston Municipal Heritage Committee and that such license agreement be in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Public Works and Emergency Services (07-148) is attached as Schedule Pages 30-34)

(File No. CSU-D23-000-2007)

- (g) **Execution of an Agreement with Kincore Holdings Limited for a Tax Exemption for a Municipal Capital Facility for the British Whig Building at 310 King Street East**

THAT Council authorize the Mayor and Clerk to enter into an agreement with Kincore Holdings Limited, in a form satisfactory to the Director of Legal Services, that:

- 1) confirms that the Landlord is providing a municipal capital facility and that said facility is used for the general administration of the municipality in accordance with the lease; and,
- 2) confirms the premises at 310 King Street East which are used for general administration will be exempt from taxation for municipal and school purposes which would otherwise approximate \$115,000 per annum;

- and further -

THAT a by-law be presented and given three readings by Council permitting the City to enter into the agreement, and to exempt the property to which the municipal capital facility agreement applies from taxation for municipal and school purposes;

- and further -

THAT the Clerk be directed to give written notice of the by-law to the Minister of Education and the Municipal Property Assessment Corporation (MPAC).

(The Report of the Commissioner of Corporate Services (07-120) is attached as Schedule Pages 35-81)

(File No. CSU-F22-000-2007)

(See By-Law No. (2), 2007-98)



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REPORTS (CONTINUED)

REPORT NO. 42 OF THE CHIEF ADMINISTRATIVE OFFICER (RECOMMEND)

Report No. 42

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

- (1) **Sell the Former CN Spur Lands at the Northeast Corner of Montreal Street and John Counter Boulevard, known as Parts 2 and 9-23 on Plan 13R-15336**

THAT Council authorize the sale of Parts 2 and 9-23 on Plan 13R-15336 to SBL Kingston Inc. and the purchase by the City of a 20 metre road widening strip along the north side of John Counter Boulevard from SBL, and authorize the Mayor and Clerk to execute such agreements and documents as are necessary to complete the purchase and sale in a form satisfactory to the Commissioner of Sustainability and Growth and the Director of Legal Services;

- and further -

THAT Council authorize and direct the City Clerk to sign a letter of consent to permit SBL Kingston Inc. to obtain Draft Plan Approval over City property, known as Parts 2 and 9-23 on Plan 13R-15336, subject to the legislative requirements for Draft Plan Approval and approval by the City's Planning Committee.

(The Report of the Commissioner of Sustainability and Growth (07-132) is attached as Schedule Pages 82-88)
(File No. CSU-L19-000-2007)

- (2) **Revised Payments to BFI Canada Inc. for Recycling Collection Resulting from the Provincial Alcohol Beverage Take-back Program**

THAT the agreement with BFI Canada Inc. for recycling collection and processing be amended to reflect a collection rate of \$153.09 from \$137.02 per tonne and a glass processing rate of \$22.81 from \$13.20 per tonne, both effective February 5, 2007;

- and further -

THAT the agreement be in a form satisfactory to the Legal Services Division;

- and further -

THAT the Mayor and Clerk be authorized to sign the amending agreement.

(The Report of the Commissioner of Public Works and Emergency Services (07-136) is attached as Schedule Pages 89-93)

(File No. CSU-E07-001-2007)

- (3) **Purchase and Sale Agreement with Greenwood Park Limited for Blocks 120, 215, 219, 220 and 222**

THAT Council authorizes the Mayor and Clerk to execute a Purchase and Sale Agreement with Greenwood Park Limited and such other agreements as necessary, to finalize the acquisition of Blocks 120, 215, 219, 220, and 222, in an improved state, on behalf of the City of Kingston, all such agreements to be in a form satisfactory to the Director of Legal Services;

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REPORTS (CONTINUED)

REPORT NO. 42 OF THE CHIEF ADMINISTRATIVE OFFICER (RECOMMEND)

- and further -

THAT Council authorizes the payment for Blocks 120, 215, 219, 220, and 222 to be made as follows:

1. \$343,000 on closing;
2. \$200,000 on 1st anniversary;
3. \$200,000 on 2nd anniversary.

- and further -

THAT Council approve a capital budget amendment in the amount of \$143,000 with funding from the Development Charges Reserve Fund, to provide for the completion of the pathway system.

(The Report of the Commissioner of Community Development Services (07-146) is attached as Schedule Pages 94-104)

(File No. CSU-L18-000-2007)



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REPORTS (CONTINUED)

REPORT NO. 43 OF THE ENVIRONMENT, INFRASTRUCTURE AND TRANSPORTATION POLICIES COMMITTEE

Report No. 43

To the Mayor and Members of Council:

The Environment, Infrastructure and Transportation Policies Committee reports and recommends as follows:

All items listed on the Environment, Infrastructure and Transportation Policies Committee Report shall be the subject of one motion. Any member may ask for any item(s) included in the Committee Report to be separated from that motion, whereupon the Report of the Committee without the separated item(s) shall be put and the separated item(s) shall be considered immediately thereafter.

(Note: Should there be one, this report will be distributed with the addeds.)



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REPORTS (CONTINUED)

REPORT NO. 44 OF THE ADMINISTRATIVE POLICIES COMMITTEE

Report No. 44

To the Mayor and Members of Council:

The Administrative Policies Committee reports and recommends as follows:

All items listed on the Administrative Policies Committee Report shall be the subject of one motion. Any member may ask for any item(s) included in the Committee Report to be separated from that motion, whereupon the Report of the Committee without the separated item(s) shall be put and the separated item(s) shall be considered immediately thereafter.

April 10, 2007

1. **#416 Wing of the Royal Canadian Air Force Association (RCAFA) Additional Rent (Taxes) Reduction at the Kingston Norman Rogers Airport**

THAT Council direct staff to:

Charge the Wing #416 of the RCAFA, under the terms of their current lease, additional rent (taxes) at the equivalent of residential tax rate for a period of five years commencing January 1, 2007, to and including December 31, 2011;

- and further -

Decrease the amount of 2004-2006 arrears of additional rent (taxes) by \$6,533 from \$9,250 to \$2,717 representing additional rent (taxes) recalculated at the equivalent to residential tax rate;

- and further -

THAT the annual amount of approximately \$1,600 and the arrears write-off of \$6,533 be funded through the City's provision for tax write-offs.

2. **2007 Capping Parameters for Commercial, Industrial and Multi-Residential Properties**

1. **THAT** the 2007 capping program be approved as outlined in Report No. AP-07-010 (attached as Schedule Pages 105-109) and that the funding for capped properties be provided from within each respective tax class.

2. **THAT** a by-law be presented for three readings to establish the 2007 optional capping parameters:

a) **THAT** the commercial and industrial property cap limits will be the greater of

i. 10% of previous year's annualized (capped) tax, OR

ii. 5% previous year's uncapped tax;

- and further -

b) **THAT** threshold limits apply to commercial and industrial capped taxes whenever capped taxes are within \$250 of the uncapped tax;

- and further -

c) **THAT** new construction/new-to-class limits will be a minimum tax level of 90% of uncapped taxes, which will apply to eligible properties commencing taxation for part or all of 2007.

(A copy of the draft by-law is attached as Schedule Pages 110-111)

(See By-Law No. (3), 2007-99)

REPORTS (CONTINUED)

REPORT NO. 44 OF THE ADMINISTRATIVE POLICIES COMMITTEE

3. **2007 Tax Ratios**

1. **THAT** Council approve the 2007 tax ratios as follows:
 - a. the residential and new multi-residential property classes be set at 1.0;
 - b. the farm and managed forest property classes be set at 0.25;
 - c. the industrial property classes be set at 2.63;
 - d. the commercial property class be set at 1.98;
 - e. the multi-residential property class be set at 2.738939; and,
 - f. the pipeline property class be set at 1.172800.
2. **THAT** staff undertake a review of tax ratios, considering those in other municipalities, and incorporate those findings in tax policy recommendations for 2008.
3. **THAT** a by-law be presented for three readings: "A By-Law To Establish The 2007 Tax Ratios", in order to establish the 2007 tax ratios.

**(A copy of the draft by-law is attached as Schedule Pages 112-113)
(See By-Law No. (4), 2007-100)**



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REPORTS (CONTINUED)

REPORT NO. 45 OF THE NOMINATIONS COMMITTEE

Report No. 45

To the Mayor and Members of Council:

The Nominations Committee reports and recommends as follows:

January 25, 2007

1. **THAT** no action be taken to amend By-Law No. 2004-360, "A By-Law To Define The Composition And Terms Of Reference For Committees Established By The Corporation Of The City Of Kingston", to delete the requirement for a Planning Committee member to serve on the Kingston Environmental Advisory Forum (KEAF).



INFORMATION REPORTS

Staff Briefing

Mr. Denis Leger, Commissioner of Corporate Services, and Ms. Cynthia Beach, Commissioner of Sustainability and Growth, will provide Council with a brief overview of the report format for quarterly/monthly reports to Council.

(1) **Kingston Police Headquarters – Quarterly Project Management Committee Report for the Period Ending March 31st, 2007**

The purpose of this report is to provide a quarterly update on the status of the Kingston Police Headquarters project. (The Report of the Commissioner of Corporate Services and the Kingston Police Headquarters Project Management Committee (07-119) is attached as Schedule Pages 114-118)
(File No. CSU-P17-000-2007)

(2) **Multiplex Community Centre – Quarterly Project Management Committee Report for the Period Ending March 31st, 2007**

The purpose of this report is to provide a quarterly update on the status of the Multiplex Community Centre project. (The Report of the Commissioner of Sustainability and Growth (07-150) is attached as Schedule Pages 119-123)
(File No. CSU-R05-002-2007)

(3) **Kingston Regional Sports and Entertainment Centre – Quarterly Project Management Committee Report for the Period Ending March 31st, 2007**

The purpose of this report is to provide a quarterly update on the status of the Kingston Regional Sports and Entertainment Centre project. (The Report of the Commissioner of Sustainability and Growth (07-151) is attached as Schedule Pages 124-129)
(File No. CSU-R05-001-2007)

(4) **Grand Theatre Building Improvement Project – Quarterly Project Management Committee Report for the Period Ending March 31st, 2007**

The purpose of this report is to provide a quarterly update on the status of the Grand Theatre Building Improvement project. (The Report of the Commissioner of Sustainability and Growth (07-152) is attached as Schedule Pages 130-134)
(File No. CSU-R05-000-2007)

(5) **Project Status Reports for the Kingston Regional Sports and Entertainment Centre and the Multiplex Community Centre for March 2007**

The purpose of this report is to provide a monthly update on the status of the Kingston Regional Sports and Entertainment Centre and the Multiplex Community Centre. (The Report of the Commissioner of Sustainability and Growth (07-121) is attached as Schedule Pages 135-163)
(File No. CSU-R05-001-2007, CSU-R05-002-2007)

INFORMATION REPORTS (CONTINUED)

(6) **Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Month of March 2007**

The purpose of this report is to advise Council of tenders/RFPs approved and contracts awarded greater than \$50,000 that meet the established criteria of delegated authority for the month of March 2007 and to report additional information on contracts awarded by senior staff between the \$20,000 and \$50,000 level for the same period.

(The Report of the Commissioner of Finance and Corporate Performance (07-138) is attached as Schedule Pages 164-169)

(File No. CSU-F18-000-2007)

(7) **Operational Review of Rideaucrest Home**

The purpose of this report is to provide Council with a briefing on the results and recommendations of the Operations Review of Rideaucrest Home conducted by the Hay Group.

(The Report of the Commissioner of Community Development Services (07-155) is attached as Schedule Pages 170-175)

(Note: The Operational Review Report is being distributed separately from the agenda.)

(File No. CSU-S02-000-2007)

(8) **Municipal Building Energy Retrofit Project**

The purpose of this report is to provide information on the retrofit of existing municipal buildings in order to reduce greenhouse gas emissions.

(The Report of the Commissioner of Sustainability and Growth (07-157) is attached as Schedule Pages 176-180)

(File No. CSU-E11-000-2007)



MISCELLANEOUS BUSINESS

Motions of Council are required:

(1) **THAT**, at the request of Ms. Debra Lefebvre, Founder of Buy-A-Net, Council proclaim April 25th, 2007 as "World Malaria Day".

(File No. CSU-M10-000-2007)

(See Communication No. 10-249)

(Distributed to all Members of Council on April 5th, 2007)



MOTIONS

(1) Moved by Councillor Gerretsen
Seconded by Councillor Hutchison

WHEREAS recent cost overruns associated with the Kingston Regional Sports and Entertainment Centre ('the Centre') are of concern to the people of the City of Kingston; and,

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MOTIONS (CONTINUED)

WHEREAS significant information regarding 'the Centre' has taken an unacceptable amount of time to be presented to Council and further to be made public; and,

WHEREAS the residents of the City of Kingston deserve to be made aware at the earliest possible time of any cost overruns, organizational or logistical problems associated with this project;

THEREFORE BE IT RESOLVED THAT City Council direct the Chief Administration Officer and the Commissioner of Sustainability and Growth to provide:

1. An emergency audit of the project conducted by an auditor independent from 'the Centre' project or any other City of Kingston major project.
2. An evaluation by an external consultant independent from 'the Centre' project or any other City of Kingston major project of the analytical reports on 'the Centre' project including 07-084 and 07-081 and attendant reports.

- and further -

BE IT RESOLVED THAT

3. The selection of the auditor and external consultant is to be chosen with the input of staff by an ad hoc committee of three Council members of City Council, the membership of which is to be chosen by nomination or self-nomination of Councillors at the same Council meeting as, and immediately after, this motion is passed; the ad hoc committee will determine the date the audit and evaluation report will be submitted to Council and the public and will also advise Council of any further public consultation they may feel is appropriate.

- and further -

BE IT RESOLVED THAT

4. A report including the Project Management Team monthly report for 'the Centre' be provided to Council at the first Council meeting of each month until the project is complete, and that such reports are also to include:
 - a. An updated review of the capital project financing plan including any potential cost overruns; this should include a budget update and budget variance table (as included in the report of February 14, 2007, section c).
 - b. The project's milestones outlining whether or not the project is on schedule and by what timelines it is ahead or behind schedule, as well as indicating any potential associated costs or benefits.
 - c. Any other organizational and logistical issues or problems that may impact on the timely, cost established delivery of this project.

Note: Motion No. 1 was deferred from the meeting of April 3rd in order to allow the mover to review the wording of the Motion.

- (2) Moved by Councillor Matheson
Seconded by Councillor Osanic

WHEREAS the naming process of publicly owned heritage places, spaces and structures has become a cause of concern to many citizens of Kingston;

WHEREAS the City's current naming policy provides guidelines but is not specific to heritage places, spaces and structures;

WHEREAS the policies of the City strive to be transparent, allow for public input, provide open timely communications, and follow a fair tendering process;

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MOTIONS (CONTINUED)

THEREFORE BE IT RESOLVED THAT:

1. Staff, reporting to both the heritage Committee and the Arts Recreation and Community Policies committee research the names of all municipally owned places, spaces and structures, and provide the background of all names, such as Murney Tower, that are deemed to be of heritage importance and should be retained, and of all names, such as Harold Harvey, that may be deemed to be of community importance and should not be forgotten; and
2. That the heritage and ARC Committees then forward to the Administrative Policies Committee a list of municipally owned places, spaces and structures that either currently have no name or otherwise might be deemed suitable for renaming; and
3. Staff reporting through the Administrative Policies committee research, consult and develop recommendations regarding the City's current naming policy for such places, spaces and structures that are deemed suitable for naming or renaming, and recommend the best ways to implement greater public input into future naming of municipally owned places, spaces and structures, with the full understanding that any pre-existing naming agreements will be honoured; and
4. That the names as determined by the heritage and ARC Committees that should be retained, and the policies as determined by the Administrative Policies committee for naming or renaming where suitable be incorporated in a by-law for their greater protection;

AND BE IT FURTHER RESOLVED THAT there be no renaming of any existing heritage places, spaces or structures until such time as a new by-law governing this process, once approved by Council, receives third reading. Should the recommendations deal with commercial or other forms of naming, these recommendations (if accepted) would only take effect from the date of implementation of the new Naming Policy.

Note: Motion No. 2 was deferred from the meeting of April 3rd due to lack of time.

- (3) Moved by Councillor Glover
Seconded by Councillor Smith

THAT the following motion be reconsidered:

*Moved by Councillor Glover
Seconded by Councillor Schmolka*

***WHEREAS** to promote efficiency in the conduct of public business there is in place a policy which permits senior staff within specific parameters to sign contracts; and,*

***WHEREAS** it is in the public interest of openness of government that there be a mechanism which currently does not exist for reporting such actions; and,*

***WHEREAS** since approximately July 2006 several contracts have been authorized by senior staff all relating to the LVEC project; and,*

***WHEREAS** the lack of a requirement for disclosure of such contracts has aided the climate of secrecy which as surrounded the LVEC project;*

THEREFORE BE IT RESOLVED THAT:

1. *The Chief Administrative Officer is required to report publicly and in writing every contract over \$20,000 signed by senior staff within 14 days of the date of that contract; and,*
2. *Such report shall include a summary account of the need for the contract, and confirmation that the value of the contract is within the amount of the budget line item used to pay for the contract; and,*
3. *The Chief Administrative Officer shall report on the year-to-date expenditure and the variances from the line item paying for the contract and its implications on the larger budget envelope that includes the line item;*

- and further -

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MOTIONS (CONTINUED)

4. *The Chief Administrative Officer shall report in similar terms at the next meeting of Council on all contracts over \$20,000 authorized by staff from 1 January 2006 to 06 March 2007 inclusive; and,*
5. *The Chief Administrative Officer shall report on all such contracts signed prior to 1 January 2006 which have not yet been completed; and further,*
6. *That the contracts that relate to In Camera matters must also be included in the reporting process to Council; and that these In Camera reports be provided to Council through the usual In Camera process.*

Note: In accordance with Procedural By-Law No. 98-1, 2/3 vote of the Members of Council who are present and voting is required to reconsider the motion. There is to be no debate on a motion to reconsider however the mover and seconder of a motion to reconsider shall provide the opportunity to provide a brief statement outlining the reasons for proposing the reconsideration. If it is decided that this motion is to be reconsidered, the motion is back on the floor and is open to debate, discussion, and amendment similar to any motion.

Note: Motion No. 3 was deferred from the meeting of April 3rd due to lack of time.

- (4) Moved by Deputy Mayor Schmolka
Seconded by Councillor MacLeod-Kane

WHEREAS city staff are preparing a Request for Proposal for the food concession services at the Multiplex; and,

WHEREAS promoting healthy food choices should be a concern at a city-owned facility; and,

WHEREAS supporting our local farmers and food producers is important to the Kingston community;

THEREFORE BE IT RESOLVED THAT the Request for Proposal require responses to identify the healthy food options that will be offered for sale, and show how locally-produced food, will be offered for sale;

- and further -

THAT the evaluation of the submitted bids award points for providing healthy food options and using local foods in the concession services.



NOTICES OF MOTION



MINUTES

THAT the Minutes of City Council Meeting No. 03-2007, held Tuesday, January 9th, 2007, Meeting No. 07-2007, held Tuesday, March 6th, 2007, Meeting No. 08-2007, held on Tuesday, March 20th, 2007, and Meeting No. 09-2007, held on Tuesday, April 3rd, 2007 be confirmed.

(January 9th Minutes distributed to all Members of Council on Friday, February 2nd, 2007)

(March 6th Minutes distributed to all Members of Council on Friday, March 16th, 2007)

(March 20th Minutes distributed to all Members of Council on Friday, March 30th, 2007)

(April 3rd Minutes distributed to all Members of Council on Friday, April 13th, 2007)



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TABLING OF DOCUMENTS

- 2007-19 Catarauqui Region Conservation Authority
Minutes – Full Authority Meeting – February 28th, 2007
(File No. CSU-D03-000-2007)
- 2007-20 KFL&A Public Health
Agenda – Board Meeting – March 28th, 2007
(File No. CSU-S08-001-2007)
- 2007-21 Catarauqui Region Conservation Authority
Agenda – Full Authority General Meeting – March 28th, 2007
(File No. CSU-D03-000-2007)
- 2007-22 Ontario Power Generation
Semi-annual Performance Report – “It’s All About Performance” – February 2007
(File No. CSU-M04-000-2007)
- 2007-23 KFL&A Public Health
Forum Report – Healthy Weights, Healthy Lives in KFL&A – November 2006
(File No. CSU-S08-001-2007)
- 2007-24 Kingston Frontenac Public Library Board
Minutes – Regular Meeting # 2007-02 – February 28th, 2007
(File No. CSU-R02-000-2007)



COMMUNICATIONS

That Council consent to the disposition of Communications in the following manner:

Filed

- 08-182 From the Committee of Adjustment, a Notice of Decision for the following applications:
MINOR VARIANCE – In respect of an application for a minor variance from Zoning By-Law No. 76-26 for the property at 2659 Bur Brook Road, that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is March 20th, 2007.
(File No. CSU-D19-000-2007)
- 08-185 From Dickey’s Barbecue Pit, located at 1350 Bath Road, an application for a liquor license from the Alcohol and Gaming Commission of Ontario.
(File No. CSU-P09-000-2007)

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COMMUNICATIONS (CONTINUED)

- 08-186 From the Ontario Municipal Board, advising that the appeal of a decision of the Committee of Adjustment with regards to a variance from the provisions of Zoning By-Law No. 8499 for the property at 39 Aberdeen Street has been allowed.
(File No. CSU-L01-001-2007)
- 08-187 From Fisheries and Oceans Canada, acknowledging receipt of Council's resolution advising that the City of Kingston is supportive of developing a management plan to help ensure the continued survival and re-introduction of the Atlantic salmon into Lake Ontario, and providing updated information on the issue.
(File No. CSU-P00-000-2007)
- 08-188 From the Association of Municipalities of Ontario (AMO), providing information regarding the CTRC decision on extending access to Incumbent Local Exchange Carriers (ILEC) 9-1-1 database information to local authorities for the purpose of providing an enhanced community notification service.
(File No. CSU-A12-000-2007)
(Digitally distributed to all Members of Council on March 9, 2007)
- 08-189 From the Office of the Leader of the Official Opposition, providing details from a speech by Progressive Conservative Party Leader, John Tory, expressing concern that the people of Eastern Ontario are not getting the respect they deserve from the McGuinty Liberals.
(File No. CSU-A16-000-2007)
- 08-199 From Blake, Cassels & Graydon LLP Barristers & Solicitors, advising that the Canadian Renewable Energy Corporation (CREC) has provided the City Clerk with a copy of the Notice of Application and Hearing issued by the Ontario Energy Board (OEB) with respect to the Wolfe Island Wind Plant transmission facilities.
(File No. CSU-E11-000-2007)
- 09-204 From the Association of Municipalities of Ontario (AMO), providing copies of the January 2007 issue of the Local Authority Services (LAS) Electricity newsletter and the LAS Natural Gas newsletter.
(File No. CSU-A01-004-2007)
(Digitally distributed to all Members of Council on March 19, 2007)
- 09-211 From the Honourable Bev Oda, Minister of Canadian Heritage and Status of Women, acknowledging receipt of Council's resolution regarding the Marine Museum of the Great Lakes at Kingston.
(File No. CSU-R03-000-2007)
- 09-212 From the Honourable Laurel C. Broten, Minister of the Environment, acknowledging receipt of Council's resolution regarding the Lafarge plant issues and the letter of invitation to meet with Mayor Rosen.
(File No. CSU-E11-000-2007)

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COMMUNICATIONS (CONTINUED)

- 09-213 From the Committee of Adjustment, a Notice of Decision for the following application:
CONSENT – In respect of an application to sever the property at 4276 Howes Road, that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is March 29, 2007.
(File No. CSU-D19-000-2007)
- 09-222 From Canadian National, providing information regarding a Crossing Reconstruction Agreement, entered into between Canadian National Railway Company and the City of Kingston, effective July 26, 2005, which covers the terms and conditions of the widening of the public crossing at Centennial Drive.
(File No. CSU-L04-000-2007, CSU-T03-000-2007)
- 09-223 From the Association of Municipalities of Ontario (AMO), providing copies of the February and March issues of the Local Authority Services (LAS) Electricity newsletter and the LAS Natural Gas newsletter.
(File No. CSU-A01-004-2007)
(Digitally distributed to all Members of Council on March 26, 2007)
- 09-224 From the Association of Municipalities of Ontario (AMO), advising that the Ontario Government tabled a 2007 Budget that will see some municipalities receiving additional funding for infrastructure projects but offer no structural improvements in current provincial-municipal cost-shared programs.
(File No. CSU-F05-000-2007)
(Digitally distributed to all Members of Council on March 26, 2007)
- 09-225 From the Ontario Good Roads Association (OGRA), expressing concerns that there are few transportation and infrastructure gains in the 2007 provincial budget.
(File No. CSU-F05-000-2007)
(Digitally distributed to all Members of Council on March 26, 2007)
- 09-228 From the Ontario Minister Responsible for Seniors, providing information regarding the celebration of Seniors' Month in June, the theme of which will be "Active Living: Share Your Experience".
(File No. CSU-S02-000-2007)
- 09-229 From the Association of Ontario Road Supervisors, providing information regarding their annual trade show to be held on June 6th and 7th, 2007 in Fergus, as well as information regarding their 2007 Public Works Training Program.
(File No. CSU-A01-000-2007)
- 09-230 From the Federation of Canadian Municipalities (FCM), expressing concerns regarding the federal budget delivering infrastructure investments but failing to deliver long-term solutions.
(File No. CSU-F05-000-2007)

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COMMUNICATIONS (CONTINUED)

- 09-231 From the Town of Lakeshore, expressing concerns regarding Ontario's Greenbelt plan.
(File No. CSU-A16-000-2007)
- 10-235 From the Centre for Sustainable Transportation and Green Communities Canada, providing information regarding child-friendly planning and Safe Routes to School programs.
(File No. CSU-P00-000-2007)
- 10-236 From the Committee of Adjustment, a Notice of Decision for the following applications:
MINOR VARIANCE – In respect of an application for a minor variance from Zoning By-Law No. 76-26 for the property at 1300 Bath Road, that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is April 16th, 2007.
CONSENT – In respect of an application to sever the property at 1456 Avondale Crescent, that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is April 17th, 2007.
MINOR VARIANCE – In respect of an application for a minor variance from Zoning By-Law No. 8499 for the property at 50 Lorne Street, that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is April 16th, 2007.
MINOR VARIANCE – In respect of an application for a minor variance from Zoning By-Law No. 8499 for the property at 177 Hickson Avenue, that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is April 16th, 2007.
MINOR VARIANCE – In respect of an application for a minor variance from Zoning By-Law No. 32-74 for the property at 7 George Street (Barriefield), that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is April 16th, 2007.
MINOR VARIANCE – In respect of an application for a minor variance from Zoning By-Law No. 8499 for the property at 600 Earl Street, that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is April 16th, 2007.
MINOR VARIANCE – In respect of an application for a minor variance from Zoning By-Law No. 8499 for the property at 36 Fergus Street, that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is April 16th, 2007.
MINOR VARIANCE – In respect of an application for a minor variance from Zoning By-Law No. 8499 for the property at 60 Richardson Drive, that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is April 16th, 2007.
CONSENT – In respect of an application to sever the property at 2600 Unity Road, that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is April 19th, 2007.
MINOR VARIANCE – In respect of an application for a minor variance from Zoning By-Law No. 32-74 for the property at 5191 Highway 15, that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is April 17th, 2007.
(File No. CSU-D19-000-2007)
- 10-253 From the Ontario Municipal Board (OMB), providing a decision on an appeal of an application for minor variance to zoning By-Law No. 8499 for the property at 334 Johnson Street.
(File No. CSU-L01-001-2007)

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COMMUNICATIONS (CONTINUED)

- 10-254 From Ms. Angela Bertoni of Innovative Mobility, providing information regarding the five-year Segway pilot project.
(File No. CSU-T00-000-2007)
- 10-256 From Earthroots, asking Council to support the Government of Ontario's new Endangered Species Act.
(File No. CSU-L11-000-2007)
- 10-257 From the Premier of Ontario, acknowledging receipt of Council's resolution regarding tax relief for Ontario's war veteran organizations.
(File No. CSU-F22-000-2007)
- 10-261 From Parks Canada, an invitation to a fundraiser to benefit a Rideau 175 Heritage Bursary at Algonquin College to be held at the Rideau Canal Museum in Smiths Falls on May 1st, 2007.
(File No. CSU-M03-000-2007)
- 10-262 From the Ontario Ministry of the Environment, providing information regarding the introduction of Bill 198: Safeguarding and Sustaining Ontario's Water Act.
(File No. CSU-L11-000-2007)
- 10-263 From Mr. Bruno Gallinaro, providing a copy of a letter to the editor of the London Free Press praising Kingston's downtown.
(File No. CSU-M04-000-2007)
- 10-264 From Ms. Janet Allison, providing information regarding recent rulings by the Office of the Privacy Commissioner (OPC) which may affect how lawyers litigate.
(File No. CSU-A17-000-2007)

Referred to All Members of Council

- 08-183 From Mr. Ryan Taylor, Campaign Coordinator, asking that Council proclaim May 2007 as "CNIB Door to Door Campaign Month".
(File No. CSU-M10-000-2007)
- 08-184 From Our Lady of Fatima Parish, asking that Council declare the following dates as a Community Festival of Municipal Significance to which Special Occasion Permits may be issued by the Liquor License Board to Our Lady of Fatima Parish, 588 Division Street, in conjunction with the:
- | | |
|--------------------------------|---|
| Festival of Our Lady of Fatima | May 11 th , 12 th , and 13 th |
| Festival of the Holy Spirit | June 1 st , 2 nd , and 3 rd |
| Senhor Santo Cristo | August 31 st , September 1 st and 2 nd |
- (File No. CSU-P09-000-2007, CSU-M02-000-2007)

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COMMUNICATIONS (CONTINUED)

- 08-192 From the Association of Municipalities of Ontario (AMO), extending an invitation to a free Technology Transfer Forum for drinking water and sewage works, to be held by the Ontario Ministry of the Environment (MOE) in Toronto on Monday, March 26th, 2007.
(File No. CSU-A04-000-2007)
(Digitally distributed to all Members of Council on March 9, 2007)
- 08-193 From the Association of Municipalities of Ontario (AMO), advising that the deadline for expressions of interest for the Asset Management Program (AMP) component of the Canada-Ontario Municipal Rural Infrastructure Fund (COMRIF) is March 31st, 2007 at 5:00 p.m.
(File No. CSU-F11-000-2007)
(Digitally distributed to all Members of Council on March 9, 2007)
- 08-194 From the Association of Municipalities of Ontario (AMO), extending an invitation to participate in a provincial forum of the Canadian Coalition of Municipalities Against Racism and Discrimination to be held in Windsor on Thursday, March 29th, 2007.
(File No. CSU-R08-000-2007)
(Digitally distributed to all Members of Council on March 9, 2007)
- 08-195 From the Association of Municipalities of Ontario (AMO), providing information regarding two new programs for 2007 in addition to the Communities in Bloom rating program, entitled "Community Corner" and "Community Showcase".
(File No. CSU-D18-000-2007)
(Digitally distributed to all Members of Council on March 9, 2007)
- 08-196 From the Association of Municipalities of Ontario (AMO), advising that Stuart Mclean, the award winning journalist and host of CBC Radio's Vinyl Café, has been booked as the banquet entertainment for the 2007 AMO Annual Conference to be held in Ottawa from August 19th to 22nd, 2007.
(File No. CSU-A01-004-2007)
(Digitally distributed to all Members of Council on March 9, 2007)
- 08-197 From the Corporation of the City of North Bay, asking for Council's support of a resolution regarding the impact of the introduction of the Ontario Municipal Partnership Fund (OMPF) in March 2005 to replace the Community Reinvestment Fund.
(File No. CSU-C01-000-2007, CSU-F11-000-2007)
- 08-200 From Dr. Juliana Ramsay, advising that she is stepping down as a member of the Kingston Environmental Advisory Forum (KEAF).
(File No. CSU-C12-000-2007)

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COMMUNICATIONS (CONTINUED)

- 08-201 From Dr. Vicki Remenda, advising that she is pleased to replace Dr. Ramsay as a member of the Kingston Environmental Advisory Forum (KEAF).
(File No. CSU-C12-000-2007)
- 08-202 From Mr. Shaune Healey, Administrative Assistant for Princess Towers, requesting the approval of Council to appoint Amanda Martin and Justin Wagar as By-Law Enforcement Officers for the purpose of issuing tickets under By-Law No. 99-166 on the property at 401 Princess Street and to remove Kenneth Abbot, James Beattie and Amy Ritchie.
(File No. CSU-P01-003-2007)
(See By-Law No. (6), 2007-87)
- 09-205 From Mr. Bryon Springer, The Springer Group of Companies, expressing that they are very pleased with the outcome of the first two phases of the revitalization project for Market Square and asking that Council not support the Motion of Councillors MacLeod-Kane and Garrison on the Council agenda for March 20th, 2007.
(File No. CSU-A20-000-2007)
(Distributed to all Members of Council on March 20, 2007)
- 09-207 From Ms. Nadia Luciuk, Pavilion Chairperson for the Ukrainian Canadian Club of Kingston, asking that Council proclaim the week of June 4th to 10th, 2007 as "Folklore Week".
(File No. CSU-M10-000-2007)
(See Miscellaneous Business Item No. 2)
- 09-214 From the Ontario Association of Fire Chiefs, providing information regarding a two day seminar for politicians entitled "Firefighting 101" to be held May 6th and 7th, 2007 in Toronto.
(File No. CSU-A04-000-2007)
- 09-215 From Ontario Small Urban Municipalities (OSUM), providing information regarding the OSUM 54th Annual Conference and Trade Show to be held May 2nd to 4th, 2007 in Midland.
(File No. CSU-A04-000-2007)
- 09-221 From the Association of Municipalities of Ontario (AMO), advising that Infrastructure Ontario has now posted the list of approved grants to successful municipalities competing for Rural Infrastructure Investment Initiative funding,
(File No. CSU-F11-000-2007)
(Digitally distributed to all Members of Council on March 26, 2007)
- 09-226 From the Association of Municipalities of Ontario (AMO), advising that there are still spaces available for the provincial forum of the Canadian Coalition of Municipalities Against Racism and Discrimination to be held on March 29th, 2007 in Windsor.
(File No. CSU-R08-000-2007)
(Digitally distributed to all Members of Council on March 26, 2007)

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COMMUNICATIONS (CONTINUED)

- 09-227 From Ms. Joan Gowsell, Fundraising Coordinator for the Frontenac, Lennox & Addington Unit of the Canadian Cancer Society, asking that Council proclaim April 2007 as "Daffodil Month".
(File No. CSU-M10-000-2007)
(See Miscellaneous Business Item No. 3)
- 09-234 From the College of Physicians and Surgeons of Ontario, providing information regarding 2006 registration statistics and survey of Ontario physicians.
(File No. CSU-R07-000-2007)
- 10-237 From the Municipality of Powassan, asking for Council's support of a resolution recommending that the Minister of the Environment not approve the implementation of "third-party audits" considering the clear mandate of an Accredited Operating Authority including other policies, programs and guidelines already in place or proposed to insure that health and safety of our water systems remains at the forefront.
(File No. CSU-C10-000-2007)
- 10-238 From the Corporation of the County of Huron, asking for Council's support of a resolution encouraging the Province of Ontario to assume 100% of the Ontario Disability Support Program.
(File No. CSU-C10-000-2007)
- 10-239 From Mr. Joe Kuchta, providing information on the BC-Alberta Trade, Investment and Labour Mobility Agreement (TILMA) and urging Ontario municipalities to consider the possible effects on its communities should the agreement be adopted in Ontario.
(File No. CSU-L04-000-2007)
- 10-240 From the Association of Municipalities of Ontario (AMO), providing information regarding a conference entitled "Making the Most of Energy" to be held in Toronto on June 4th and 5th, 2007 and in Thunder Bay on June 26th and 27th, 2007.
(File No. CSU-A04-000-2007)
(Digitally distributed to all Members of Council on March 30th, 2007)
- 10-241 From the Association of Municipalities of Ontario (AMO), advising that the Ministry of the Environment has enacted a new regulation under the *Environmental Assessment Act* and put in place amendments under the *Environmental Protection Act* for waste recycling, alternative fuels, and new/emerging technologies.
(File No. CSU-L11-000-2007)
(Digitally distributed to all Members of Council on March 30th, 2007)
- 10-242 From the Township of King, asking for Council's support of a resolution calling on the provincial and federal governments to provide funding assistance for municipal infrastructure and to review certain programs.
(File No. CSU-C10-000-2007)

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COMMUNICATIONS (CONTINUED)

- 10-243 From Mr. Joe Kuchta, providing information regarding a draft report on the BC-Alberta Trade, Investment and Labour Mobility Agreement (TILMA) prepared for the Saskatchewan Urban Municipalities Association (SUMA).
(File No. CSU-L04-000-2007)
- 10-248 From Mr. Roderick MacKay, expressing his opinion that the Kingston Regional Sports and Entertainment Centre should be named the "Frontenac-La Salle Entertainment and Sports Centre".
(File No. CSU-R05-001-2007)
- 10-249 From Ms. Debra Lefebvre, Founder of Buy-A-Net, asking that Council proclaim April 25th, 2007 as "World Malaria Day".
(File No. CSU-M10-000-2007)
(See Miscellaneous Business Item No. 1)
- 10-250 From Mr. Fred LeBlanc, Chair of the Kingston Professional Fire Fighters Association, providing information regarding the bargaining process and the settlement with the City of Kingston.
(File No. CSU-H07-000-2007)
(Distributed to all Members of Council on April 3rd, 2007)
- 10-251 From Mr. Ted Worth, expressing his concerns regarding the conversion of the Lower Robert Bruce parking lot to a pay and display lot.
(File No. CSU-T02-000-2007)
(Distributed to all Members of Council on April 3rd, 2007)
- 10-252 From the Association of Municipalities of Ontario (AMO), advising that they recommend that the province's proposed *Endangered Species Act 2007* be discussed in greater detail before it advances to the Standing Committee Hearing process.
(File No. CSU-L11-000-2007)
(Digitally distributed to all Members of Council on April 4th, 2007)
- 10-255 From the Association of Municipalities of Ontario (AMO), advising that the Minister of the Environment, the Honourable Laurel Broten, introduced Bill 198, *Safeguarding and Sustaining Ontario's Water Act* (SSOWA) in the Legislature on April 3rd, 2007.
(File No. CSU-L11-000-2007)
(Digitally distributed to all Members of Council on April 10th, 2007)
- 10-258 From the City of Pembroke, asking for Council's support of a resolution proposing a 60/40 split in funding with the Province of Ontario for downloaded programs such as Ontario Works, Social Housing and Land Ambulance to be implemented over a four year period.
(File No. CSU-C10-000-2007)

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COMMUNICATIONS (CONTINUED)

10-260 From the Ontario Ministry of Citizenship and Immigration, providing information regarding the Newcomer Champion Awards, which recognize outstanding individuals who contribute to the understanding and sharing of Ontario's cultural diversity and provide welcoming communities for the benefit of newcomers.
(File No. CSU-R08-000-2007)

Referred to the Commissioner of Finance and Corporate Performance

10-244 From the Cataraqui Region Conservation Authority (CRCA), requesting payment of the Authority's municipal levies in the amount of \$756,490.23 for 2007.
(File No. CSU-D03-000-2007)

Referred to the Commissioner of Corporate Services

08-198 From Mr. John Durant, Associate Executive Director of Child Find Ontario, asking that Council proclaim May 2007 as "Green Ribbon of Hope Month" and May 25th, 2007 as "National Missing Children's Day".
(File No. CSU-M10-000-2007)

09-203 From Lisa Webb, member of the public, asking Council to proclaim March 22nd, 2007 as "World Water Day".
(File No. CSU-M10-000-2007)
(Digitally distributed to all Members of Council on March 16, 2007)

09-206 From Mrs. Elizabeth Sund, Fundraising Director for the Frontenac, Lennox & Addington Chapter of the MS Society of Canada, asking Council to proclaim May 2007 as "MS Awareness Month".
(File No. CSU-M10-000-2007)

09-208 From Mr. Bob Wells, Project Co-ordinator for the Kingston and District Rod and Gun Club, asking Council to proclaim June 2nd, 2007 as "Kids' Perch Derby Day".
(File No. CSU-M10-000-2007)

09-209 From Ms. Lisa Harding, Chair of the Kingston Committee of the Ontario Association of Child and Youth Counsellors, asking Council to proclaim the week of May 7th to 13th, 2007 as "Child and Youth Counsellor Week".
(File No. CSU-M10-000-2007)

09-210 From Ms. Robin Bradley of Ontario March of Dimes, asking Council to proclaim April 21st, 2007 as "Together We Can Make A Difference Day" in honour of the Princess of Wales' Own Regiment (PWOR) March for March of Dimes.
(File No. CSU-M10-000-2007)

09-219 From Ms. Jane Hamilton of Volunteer and Information Kingston, asking Council to proclaim the week of April 15th to 21st, 2007 as "National Volunteer Week".
(File No. CSU-M10-000-2007)

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COMMUNICATIONS (CONTINUED)

- 09-232 From the Frontenac Heritage Foundation, encouraging Council's efforts to preserve the Marine Museum of the Great Lakes at Kingston in its present heritage location on the Kingston waterfront.
(File No. CSU-R03-000-2007)
- 10-245 From the Ontario Minister Responsible for Seniors, asking that Council proclaim June as "Seniors' Month". The theme this year is "Active Living; Share Your Experience".
(File No. CSU-M10-000-2007)
- 10-246 From the Ontario Association of Naturopathic Doctors, asking that Council proclaim April 28th to May 6th, 2007 as "Naturopathic Medicine Week". The theme this year is "The Building Blocks of Health".
(File No. CSU-M10-000-2007)
- 10-247 From Canadian Blood Services, asking that Council proclaim June 11th to 16th, 2007 as "National Blood Donor Week".
(File No. CSU-M10-000-2007)
- 10-265 From Julia Merry of the Merry Family Foot Clinic, asking that Council proclaim the month of May as "Foot Health Month".
(File No. CSU-M10-000-2007)

Referred to Corporate Management Team

- 08-190 From Public Works and Government Services Canada, advising that the property located on Front Road, south of the Norman Rogers Airport, (legally described as Part of Lot 4, Concession 1, Township of Kingston, now in the City of Kingston, County of Frontenac, shown as Part 1, Plan 13R-17177) has been declared surplus to Federal Government requirements and is being prepared for disposal.
(File No. CSU-L19-000-2007)
- 08-191 From Public Works and Government Services Canada, advising that the property located on Len Birchall Way within the Norman Rogers Airport, (legally described as Part of Lots 3 and 4, Concession 1, Township of Kingston, now in the City of Kingston, County of Frontenac, shown as Parts 1, 2, and 3, Plan 13R-8853) has been declared surplus to Federal Government requirements and is being prepared for disposal.
(File No. CSU-L19-000-2007)

Referred to the Environment, Infrastructure and Transportation Policies Committee

- 09-216 From the Industry Task Force II on 2,4-D Research Data, providing information regarding the use of the herbicide 2,4-D.
(File No. CSU-E05-000-2007)

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COMMUNICATIONS (CONTINUED)

Referred to the Commissioner of Community Development Services

09-217 From Cunningham Swan Carty Little & Bonham LLP, providing a letter as Notice of Appeal to the Ontario Municipal Board pursuant to Section 22(7)(c) of the *Planning Act* by their clients regarding an application for amendment to the Official Plan (Kingston Township), Cataraqui West Secondary Plan, Part Lots 3, 4, 5, 6 and 7, Concession 3, City Planning File No. D09-009-2004.
(File No. CSU-L01-001-2007)

10-259 From 58 Kingston Royal Canadian Air Cadets Squadron, providing information about the upcoming Cadet Tattoo, scheduled to be held on Saturday, June 16th, 2007 and asking that the City donate the use of the Kingston Memorial Centre for the event.
(File No. CSU-M02-000-2007)

Referred to the President & CEO of Utilities Kingston

09-218 From the Ontario Energy Board, a Notice of Application and Hearing filed by the Canadian Renewable Energy Corporation for leave to construct Wolfe Island Wind Plant transmission facilities.
(File No. CSU-E11-000-2007)

Referred to the Commissioner of Finance and Corporate Performance

09-220 From Mr. Steve Knechtel, Cataraqui Region Conservation Authority, providing a copy of their draft budget for 2007.
(File No. CSU-D03-000-2007, CSU-F05-000-2007)

Referred to the Commissioner of Corporate Services and the Commissioner of Sustainability and Growth

09-233 From the Ontario Ministry of Transportation, advising of the proposed sale of property known as Lots 27 and 28, Concession 4, Geographic Township of Pittsburgh, City of Kingston, County of Frontenac, Highway # 15, file number K-05152.
(File No. CSU-L19-000-2007)



BY-LAWS

- (A) THAT By-Laws (1) through (5) be given their first and second reading.
- (B) THAT Clause 8.9 of By-Law No. 98-1 be suspended for the purpose of giving By-Laws (2) to (4) three readings.
- (C) THAT By-Laws (1) through (8) be given their third reading.



- (1) A By-Law To Amend By-Law No. 97-102, "The Cataraqui North Zoning By-Law", To Remove The '-H' Holding Symbol Related To The 'LDR-1-H' and 'MDR-1-H' Zones (King's Landing Subdivision Phase 2 and 4, in the former Township of Kingston)
THREE READINGS
(Delegated Authority)

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BY-LAWS (CONTINUED)

- (2) A By-Law To Authorize An Agreement For The Provision Of A Municipal Capital Facility At 310 King Street East, Kingston
THREE READINGS PROPOSED NO. 2007-98
(See Clause (g), Report No. 41)
- (3) A By-Law To Establish The 2007 Tax Capping Limits
THREE READINGS PROPOSED NO. 2007-99
(See Clause (2), Report No. 45)
- (4) A By-Law To Establish The 2007 Tax Ratios
THREE READINGS PROPOSED NO. 2007-100
(See Clause (3), Report No. 45)
- (5) A By-Law To Confirm The Proceedings Of Council At Its Meeting Held On Tuesday, April 17, 2007
THREE READINGS PROPOSED NO. 2007-101
(City Council Meeting No. 10-2007)
- (6) A By-Law To Declare Surplus To Municipal Need And Sell The Parcels Of Land Identified As The Former CN Spur Lands At The Northeast Corner Of Montreal Street And John Counter Boulevard Identified As Parts 2 And 9-23 On Plan 13R-15336
THIRD READING PROPOSED NO. 2007-83
(See Clause (d), Report No. 27)
- (7) A By-Law To Adopt The 2007 Operating Budget
THIRD READING PROPOSED NO. 2007-86
(See Clause (5), Report No. 33)
Note: By-Law No. 2007-86 was deferred from the meeting of April 3rd in order to allow Mayor Rosen to be present.
- (8) A By-Law To Authorize The Establishment Of An Affordable Housing Home Ownership Reserve Fund
THIRD READING PROPOSED NO. 2007-92
(See Clause (a), Report No. 34)



ADJOURNMENT