



CITY COUNCIL MEETING NO. 13-2007

Tuesday, June 5, 2007 at 6:30 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.

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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) advice that is subject to solicitor-client privilege, including communications necessary for that purpose and litigation or potential litigation, including matters before administrative tribunals – Barrack Street
 - (b) a proposed or pending disposition of land by the municipality and advice that is subject to solicitor-client privilege, including communications necessary for that purpose – South Frontenac Option to Lease with Kincore Holdings Ltd.

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



DISCLOSURE OF PECUNIARY INTEREST



PRESENTATIONS

- (1) The Deputy Mayor will present Rob Snyder, Kingston Transit, with the 2007 Learner Achievement Award from the Canadian Association of Municipal Administrators (CAMA).



DELEGATIONS

- (1) Mr. Mark Siemons, Chair of the Board of Directors of the Marine Museum of the Great Lakes at Kingston, will speak to Council regarding the relocation of the Alexander Henry.
(See Clause (7), Report No. 59, Page No. 11)

- (2) Mr. David Pople will speak to Council regarding the motion on street hockey on City streets.
(See Motion No. (9), Page No. 24)



BRIEFINGS

- (1) Mr. Jim Keech, President and CEO of Utilities Kingston will speak to Council regarding the Ministry of the Environment order under the Safe Drinking Water Act issued on May 23rd, 2007.



PETITIONS



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 Congratulations

- (1) Moved by Mayor Rosen
Seconded by Councillor Meers

THAT the congratulations of Kingston City Council be extended to City of Kingston Police Chief, William Closs on the occasion of his recent investiture of the Order of Merit of the Police Forces. Chief Closs received this honour from Her Excellency the Right Honourable Michaëlle Jean, Governor General of Canada, on May 25, 2007. The Order was created in October 2000 to recognize conspicuous merit and exceptional service by members and employees of the Canadian police forces whose contributions extend beyond protection of the community. Chief Closs has been bestowed the "Officer" level of membership to the Order.

- (2) Moved by Deputy Mayor Garrison
Seconded by Councillor Schmolka

THAT the congratulations of Kingston City Council be extended to Councillor Sara Meers upon her recent graduation from Queen's University with a Bachelor of Arts (Geography) degree. She has ably represented the constituents in her district and her city, while pursuing her post-secondary education. Well done.

- (3) Moved by Councillor Glover
Seconded by Councilor Gerretsen

THAT the congratulations of Kingston City Council be extended to Domino Theatre for their recent success at the All Ontario Festival of Plays competition in Newmarket where their production of Arthur Miller's "All My Sons" won 8 of 16 available awards. The awards were:

- Outstanding Production 2007 - Domino Theatre for "All My Sons"
- Outstanding Technical Achievement - to the whole technical team
- Outstanding Coordinated Production - to the whole company
- Costuming - Elizabeth Bowes
- Adjudicator's Award - Kevin Fox
- Outstanding Newcomer (off stage) - Talia Marcassa
- Outstanding Performance by a Male Actor in a Supporting Role - Geoff Johnson
- Outstanding Director - Ian Malcolm



City Council Meeting No. 13
 Agenda
 Tuesday, June 5, 2007

REPORTS

REPORT NO. 58 OF THE CHIEF ADMINISTRATIVE OFFICER (CONSENT)

Report No. 58

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) **Capital Project Status Report for the 1st Quarter of 2007**

That Council approve the financing of capital projects or (return of funds) and the reduction in debentures required, as outlined in Appendix A and B of this report as follows:

<u>Source of Financing</u>	A	B	Total
Municipal Capital Reserve Fund - PAYG	\$551,741	\$(51,948)	\$499,793
Municipal Capital Reserve Fund - DEBT	\$(551,741)	\$(72,698)	\$(624,439)
<u>Other Reserve Funds</u>			
Municipal Equipment - PAYG	328,668		328,668
Municipal Equipment - DEBT	(328,668)		(328,668)
Library Capital - PAYG	23,585	(147,295)	(123,710)
Library Capital - DEBT	(23,585)	(50,000)	(73,585)
Fire		(4,079)	(4,079)
Industrial Land		(1,542)	(1,542)
Arena		17,697	17,697
Police Equipment		(983)	(983)
Environment		(48,298)	(48,298)
Total Other Reserve Funds:	0	(234,500)	(234,500)

(The Report of the Commissioner of Finance and Corporate Performance (07-167) is attached as Schedule Pages 1-24)

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

(b) **Purchase of Payment System Software**

THAT Council authorize staff to negotiate with *The Active Network* for the procurement of software to integrate existing applications into one cash payment system, within the \$160,000 budget provided, and further;

REPORTS (CONTINUED)

REPORT NO. 58 OF THE CHIEF ADMINISTRATIVE OFFICER (CONSENT)

- and further -

THAT Council authorize the Mayor and Clerk to execute the agreement in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Finance and Corporate Performance (07-186) is attached as Schedule Pages 25-28)

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

(c) **Award of Tender for Reconstruction of Sidewalks and Sidewalk Ramps to Sousa Ready Mix**

THAT Council authorize the Mayor and Clerk to enter into a contract in a form satisfactory to the Director of Legal Services with Sousa Ready Mix for Contract 2007-01W, Reconstruction of Sidewalks and Sidewalk Ramps, in the amount of \$540,654.10, for various locations indicated in the tender.

(The Report of the Commissioner of Public Works and Emergency Services (07-188) is attached as Schedule Pages 29-31)

(File No. CSU-F18-003-2007)

(d) **Award of Tender for Road Rehabilitation on Sydenham Road to Cruickshank Construction Limited**

THAT Council authorize the Mayor and Clerk to enter into a contract in a form satisfactory to the Director of Legal Services with Cruickshank Construction Limited for Contract 2007-11W, Road Rehabilitation on Sydenham Road, in the amount of \$1,210,470.98, being the lowest tender received.

(The Report of the Commissioner of Public Works and Emergency Services (07-189) is attached as Schedule Pages 32-34)

(File No. CSU-F18-003-2007)

(e) **COMRIF Asset Management Program Funding Agreement**

THAT Council give three readings to the attached by-law to authorize the Mayor and the Treasurer and/or Clerk to execute an agreement on behalf of the City of Kingston regarding the Canada-Ontario Municipal Rural Infrastructure Fund (COMRIF) Asset Management Program.

(The Report of the Commissioner of Finance and Corporate Performance (07-190) is attached as Schedule Pages 35-37)

(File No. CSU-F11-000-2007)

(See By-Law No. (1), 2007-116)

(f) **Ontario Bus Replacement Program Funding Agreement**

THAT Council give three readings to the attached by-law to authorize the Mayor and the Treasurer and/or Clerk to execute annual agreements on behalf of the City of Kingston regarding the Ontario Bus Replacement Program.

(The Report of the Commissioner of Finance and Corporate Performance (07-191) is attached as Schedule Pages 38-40)

(File No. CSU-F11-000-2007)

(See By-Law No. (2), 2007-117)

REPORTS (CONTINUED)

REPORT NO. 58 OF THE CHIEF ADMINISTRATIVE OFFICER (CONSENT)

(g) Return of Cloverdale Judo Club Trust Funds

THAT Council authorize that the funds being held in trust for the Cloverdale Judo Club be collapsed and a cheque for the balance be made payable to "Paul Fay – In Trust" and forwarded to the law firm of Nelson Tranmer LLP, the solicitors representing the Cloverdale Judo Club due to the absence of a purpose for its continuing existence.
(The Report of the Commissioner of Corporate Services (07-196) is attached as Schedule Pages 41-44)
(File No. CSU-F24-000-2007)

(h) Award of Tender for a 2008 Hybrid Sport Utility Vehicle to Campbell Ford Sales

THAT the tender CS-FL-2007-07 for the purchase of a 2008 model year Ford Escape Hybrid Sport Utility Vehicle be awarded to Campbell Ford Sales for the purchase price of \$36,050.32 plus applicable taxes.
(The Report of the Commissioner of Corporate Services (07-200) is attached as Schedule Pages 45-46)
(File No. CSU-F18-004-2007)

(i) Declare Surplus and Sell the Palace Road Ambulance Station Lands to the County of Frontenac

THAT Council give public notice of its intention to declare the Palace Road Ambulance Station Lands, described as Parts 1 & 2 on the attached sketch, surplus and to sell the Lands to the County of Frontenac;

- and further -

THAT, following the giving of public notice, Council give all three readings to the necessary by-laws to declare surplus and sell;

- and further -

THAT following the passage of the necessary by-laws, Council direct and authorize Legal Services to complete the sale of the Lands to the County of Frontenac for the sum of one dollar (\$1.00) and that the Mayor and Clerk be authorized to sign the necessary documentation.

(The Report of the Commissioner of Corporate Services (07-201) is attached as Schedule Pages 47-51)
(File No. CSU-L19-000-2007)

(j) 2007 Fire Fit Regional Championship Event

THAT Council authorize the Mayor and Clerk to enter into an agreement in a form satisfactory to the Director of Legal Services with Fire Fit of Canada Limited to host the Fire Fit Championships 2007 Regional Event at Lake Ontario Park scheduled for August 4th, 2007.

(The Report of the Commissioner of Public Works and Emergency Services (07-205) is attached as Schedule Pages 52-56)

(File No. CSU-M02-000-2007, CSU-P16-000-2007)



REPORTS (CONTINUED)

REPORT NO. 59 OF THE CHIEF ADMINISTRATIVE OFFICER (RECOMMEND)

Report No. 59

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

(1) **Tax Exemption for Municipal Capital Facility – Kingston Brewing Company (1989) Limited at 6 Clarence Street**

THAT Council authorize the Mayor and Clerk to enter into an agreement with Kingston Brewing Company (1989) 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 6 Clarence Street which are used for general administration will be exempt from taxation for municipal and school purposes which would otherwise approximate \$11,000 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 (07-183) is attached as Schedule Pages 57-60. **Exhibits A and B of this report are being distributed separately.**)

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

(See By-Law No. (3), 2007-118)

(2) **Summer Council Meeting Schedule**

THAT Council waive its Procedural By-Law and approve the following summer meeting schedule:

- July 10, 2007
- July 24, 2007
- August 14, 2007

- and further -

THAT the regular Council meeting schedule resume on September 4, 2007.

(The Report of the Commissioner of Corporate Services (07-185) is attached as Schedule Pages 61-63)

(File No. CSU-C00-000-2007)

(3) **Utilization of Municipal Homelessness Services Funding to Address Eviction Prevention Pressures**

THAT funds be designated as outlined in this report in an annual amount of \$50,000 (\$25,000 pro-rated for 2007) to support the hiring of an eviction prevention worker focused on early intervention and eviction avoidance based threats and further, that the City engages in a RFP process to invite submissions specifically for this service for 2007 and 2008;

REPORTS (CONTINUED)

REPORT NO. 59 OF THE CHIEF ADMINISTRATIVE OFFICER (RECOMMEND)

- and further -

THAT funds be designated as outlined in this report in the amount of \$75,000 to enhance the Utility Bank program to prevent utilities loss and eviction due to arrears.

(The Report of the Commissioner of Community Development Services (07-187) is attached as Schedule Pages 64-68)

(File No. CSU-S16-000-2007)

(4) Award of Beverage Contract for the Multiplex

THAT staff be authorized to negotiate and that the Mayor and Clerk be authorized to enter into a contract, subject to the satisfaction of the City's Legal Services Division, with Coca-Cola Bottling Company for the supply and delivery of carbonated and non-carbonated beverages and related equipment for the Multiplex.

(The Report of the Commissioner of Sustainability and Growth (07-198) is attached as Schedule Pages 69-73)

(File No. CSU-R05-002-2007)

(5) Endorsement of the Great Lakes and St. Lawrence Cities Initiative – Water Conservation Framework

WHEREAS, the Great Lakes, including Superior, Michigan, Huron, Erie and Ontario, the St. Lawrence River and the connecting channels form the largest surface fresh water system on earth;

WHEREAS, the waters of the Great Lakes and St. Lawrence River basin are a shared public treasure;

WHEREAS, the Great Lakes and St. Lawrence basin includes significant portions of eight states, including Illinois, Indiana, Michigan, Minnesota, New York, Ohio, Pennsylvania, and Wisconsin and two Canadian provinces, Ontario and Quebec;

WHEREAS, over 40 million people inhabit the Basin, representing one-tenth of the US population and one-quarter of the Canadian population;

WHEREAS, only one percent of the water in the Great Lakes is renewed each year;

WHEREAS, the health and well-being of the region, its people, and future generations depend heavily on the integrity of the resource;

WHEREAS, it is understood that sustaining accessible and adequate water supplies are essential to the people and economies of the cities within the Basin;

WHEREAS, cities must act to ensure the protection and conservation of the waters and water dependent natural resources of the Basin for future generations;

WHEREAS, effective water conservation and water stewardship involve a municipal commitment to best management practices and effective public outreach tools;

WHEREAS, a conservation strategy outlining what constitutes responsible water planning, use and management would reinforce the municipal commitment to conservation;

WHEREAS, the Great Lakes and St. Lawrence Cities Initiative has developed a Water Conservation Framework for municipal water conservation and stewardship that embodies this strategy, will help the dissemination of best management practices and tools and allows signers the flexibility necessary to meet commitments in a way that reflects their community needs and circumstances and addresses differences in water sources, quality, quantity and usage;

REPORTS (CONTINUED)

REPORT NO. 59 OF THE CHIEF ADMINISTRATIVE OFFICER (RECOMMEND)

WHEREAS, by voluntarily signing on to the Great Lakes and St. Lawrence Cities Initiative Water Conservation Framework, municipalities indicate their intent to enhance the stewardship of the water resource within their jurisdictions;

WHEREAS, the City of Kingston has committed to participating in the Great Lakes and St. Lawrence Cities Initiative Water Conservation Framework;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Kingston will work towards achieving reductions in total water usage below year 2000 water consumption levels by the year 2015, the actual percentage reduction to be determined at a later date;

BE IT FURTHER RESOLVED THAT the City of Kingston will consider any by-laws and resolutions necessary, to help implement the city's plan to achieve the target reduction.

(The Report of the President & CEO of Utilities Kingston (07-204) is attached as Schedule Pages 74-82)
(File No. CSU-D26-000-2007)

(6) **Additional Bridge Funding for Home Base Housing, Bridge House and Elizabeth Fry Society**

THAT Council approve an additional one-time funding from the Social Services Stabilization Reserve Fund totalling \$366,250 to be allocated as outlined in the chart below:

	2007(July –Dec)	2008	Total
Bridge House	\$9,727	\$123,989	\$133,716
Home Base Housing	\$22,167	\$152,848	\$175,015
Elizabeth Fry Society	\$6,856	\$50,663	\$57,519
Total	\$38,750	\$327,500	\$366,250

(The Report of the Commissioner of Community Development Services (07-209) is attached as Schedule Pages 83-93)
(File No. CSU-F25-000-2007)

Ms. Cynthia Beach, Commissioner of Sustainability and Growth will speak to Council regarding the report on the relocation of the Alexander Henry.

(7) **Marine Museum - Relocation of the Alexander Henry**

The Report of the Commissioner of Sustainability and Growth (07-212) will be distributed separately from the agenda.
(File No. CSU-R03-000-2007)



REPORTS (CONTINUED)

REPORT NO. 60 OF THE ENVIRONMENT, INFRASTRUCTURE AND TRANSPORTATION POLICIES COMMITTEE

Report No. 60

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.

May 10, 2007

1. **Support for the Revised AMO/AMRC Discussion Paper on Strengthening Extended Producer Responsibilities (EPR) for Ontario's Blue Box**

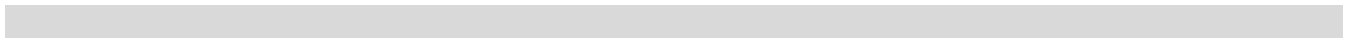
THAT the following resolution to support the AMO / AMRC discussion paper BE APPROVED and forwarded to AMO in accordance with AMO Alert No. 07-023:

WHEREAS the Association of Municipalities of Ontario (AMO) and the Association of Municipal Recycling Coordinators (AMRC) have revised the discussion paper on strengthening Extended Producer Responsibilities for Ontario's Blue Box as a result of comments and supporting resolutions received from municipalities and industry on the initial draft; and,

WHEREAS there is an increasing trend from industry towards use of disposable packaging and non-recyclable products for which municipalities currently bear the entire cost to manage;

THEREFORE BE IT RESOLVED THAT the City of Kingston supports the recommendations in the revised AMO / AMRC discussion paper on strengthening Extended Producer Responsibilities dated April 2007.

(Report No. EITP-07-013 of the Commissioner, Public Works & Emergency Services was distributed with the May EI&T agenda. A copy of the discussion paper is being distributed as Schedule Pages 94-115.)



REPORTS (CONTINUED)

REPORT NO. 61 OF THE ARTS, RECREATION AND COMMUNITY POLICIES COMMITTEE

Report No. 61

To the Mayor and Members of Council:

The Arts, Recreation and Community Policies Committee reports and recommends as follows:

All items listed on the Arts, Recreation and Community 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.

May 24, 2007

1. Mayor's Designate for the Emergency Response Plan

WHEREAS at the 09th January 2007 Council meeting, the following excerpt of a motion was referred to the Arts, Recreation and Community Policies Committee:

THAT a member of Council be appointed as the alternate to the Mayor for the purposes of assisting the Mayor during a declared emergency and performing the Mayor's responsibilities under the City's Emergency Plan; and that the Councillor appointed be required to attend the meetings of the Municipal Control Group and take the required courses.

WHEREAS the Committee has consulted with other municipalities across Ontario to determine how the Deputy Mayor position is filled and in particular in regard to the Deputy Mayor responsibilities under the Emergency Plan;

THEREFORE BE IT RESOLVED THAT the Councillor appointed as Deputy Mayor on a rotating basis shall also be the Mayor's designate for Emergency purposes during the absence of the Mayor;

- and further -

THAT staff be directed to amend the relevant documentation as required.

(The Information Report of the Commissioner, Corporate Services (ARCP-07-012) was distributed with the 19th March ARC agenda.)

2. Participation in a Provincial Former Tenant Arrears Database

THAT City Council authorize the Mayor and City Clerk to enter into an Operating Agreement with the Social Housing Services Corporation in a form satisfactory to the Director of Legal Services to participate in the Provincial Former Tenant Arrears Database at an annual cost not to exceed \$1,100.

(The Report of the Commissioner, Community Development Services (ARCP-07-011) was distributed with the 24th May ARC agenda.)

3. Consolidated Homelessness Prevention Program (CHPP) Outstanding Funds Allocation

THAT the City engage in a Request For Proposal (RFP) process to invite a submission specifically for eviction prevention worker services and also support the low income home owner housing loss and eviction prevention programs as described in the report;

REPORTS (CONTINUED)

REPORT NO. 61 OF THE ARTS, RECREATION AND COMMUNITY POLICIES COMMITTEE

- and further -

THAT staff report back to the Arts, Recreation and Community Policies Committee the acceptance and details of the RFP.

(The Report of the Commissioner, Community Development Services (ARCP-07-011) was distributed with the 24th May ARC agenda.)

4. **Transfer or Sale of Phoenix Home Units**

WHEREAS the sale of Phoenix Home units was discussed at City Council meeting of 01st May 2007, and deferred and referred to the Arts, recreation and Community Policies Committee for a report back to Council; and,

WHEREAS the Committee reviewed this recommendation with staff in further detail;

THEREFORE BE IT RESOLVED THAT Council request Ministerial consent to sell the six (6) units owned by Phoenix Home Kingston and replace them with six (6) new rent supplement units and that the shortfall in funds required to pay off the mortgages from the sale of the units estimated in the amount of \$46,400 to be funded from the Working Fund Reserve.

(The Report of the Commissioner, Community Development Services (07-145) was distributed with the 01st May Council Agenda.)

5. **Reopening of Wading Pools**

WHEREAS at the Council meeting held on 01st May 2007, Council deferred the following motion and referred it to the Arts, Recreation and Community Policies Committee for a review of wading pool or splash pad options for consideration prior to budget sessions for 2008; and

WHEREAS *Kiwanis/Lavallee Park on Fourth Avenue is in need of revitalization; and,*

WHEREAS *the infrastructure for a wading pool has existed at the park for many years, though unfortunately the City chose to discontinue the provision of an operational wading pool a number of years ago; and,*

WHEREAS *the storage building at this underserviced park has been vandalized in the past; and,*

WHEREAS *the Kingscourt neighbourhood, where Kiwanis/Lavallee Park exists, is a neighbourhood with many young families who would benefit from the use of the wading pool; and,*

WHEREAS *Council has recently approved the hiring of an additional employee to deal with issues pertaining to parks;*

THEREFORE BE IT RESOLVED THAT *staff be directed to develop a plan to reopen the wading pool or a similar water structure, and report through the Arts, Recreation and Community Policies Committee to Council, and to review other wading pools in a similar situation, in time for the 2008 budget deliberations with a goal to implementing this plan for the summer of 2008;*

- and further -

THAT *staff be directed to determine whether or not the storage building on the site is still needed, and, if it is determined that it is not, or that alternatives exist, recommend an appropriate plan of action for the storage building in order to reduce the occurrence of vandalism on and around it;*

- and further -

THAT *this process be conducted in consultation with the district Councillor and the appropriate Committee,*

REPORTS (CONTINUED)

REPORT NO. 61 OF THE ARTS, RECREATION AND COMMUNITY POLICIES COMMITTEE

WHEREAS upon review, the Committee made modifications to the recommendation and requested that staff investigate needs, costs and liabilities of a wading pool:

THEREFORE BE IT RESOLVED THAT the Arts, Recreation and Community Policies Committee recommends that Council approve the following amended recommendation:

WHEREAS Kiwanis/Lavallee Park on Fourth Avenue is in need of revitalization; and,

WHEREAS the infrastructure for a wading pool has existed at the park for many years, though unfortunately the City chose to discontinue the provision of an operational wading pool a number of years ago; and,

WHEREAS the storage building at this underserved park has been vandalized in the past; and,

WHEREAS the Kingscourt neighbourhood, where Kiwanis/Lavallee Park exists, is a neighbourhood with many young families who would benefit from the use of the wading pool; and,

WHEREAS Council has recently approved the hiring of an additional employee to deal with issues pertaining to parks;

THEREFORE BE IT RESOLVED THAT staff be directed to consider reopening a wading pool or a similar water structure at Kiwanis/Lavallee Park on Fourth Avenue and report through the Arts, Recreation and Community Policies Committee to Council;

- and further -

THAT staff investigate needs, costs, and liabilities in review of other wading pools in time for the 2008 budget deliberations with a goal to implementing this plan for the summer of 2008;

- and further -

THAT staff be directed to determine whether or not the storage building on the Kiwanis/Lavallee Park site is still needed, and, if it is determined that it is not, or that alternatives exist, recommend an appropriate plan of action for the storage building in order to reduce the occurrence of vandalism on and around it;

- and further -

THAT this process be conducted in consultation with the district Councillor and the appropriate Committee.



REPORTS (CONTINUED)

REPORT NO. 62 OF THE MUNICIPAL ACCESSIBILITY ADVISORY COMMITTEE

Report No. 62

To the Mayor and Members of Council:

The Municipal Accessibility Advisory Committee reports and recommends as follows:

May 11, 2007

1. **Snow Removal on Sidewalks Connecting to Bus Shelters on all Kingston Transit Accessible Routes be made a High Priority**

THAT the removal of snow on sidewalks that connect with bus shelters on all Kingston Transit accessible bus routes be made a high priority;

- and further -

THAT staff who respond to the general enquiry line (613-546-0000) be directed to forward those calls about the lack of snow removal on the connecting accessible routes to the shelters on to the appropriate department as a high priority.

2. **To Recognize the Robert Bruce Memorial Parking Lot Washroom as Not Accessible and to Develop a Plan to Establish and Maintain Accessible Public Washrooms in the Downtown Area**

WHEREAS a staff recommendation was made to Council that reads as follows:

"That a by-law be presented to Council to amend "Schedule A" of By-Law No. 4489 "A By-Law To Regulate, Supervise And Govern The Parking Of Vehicles On Parking Lots And To Fix The Rates And Charges For Parking On Such Parking Lots" to change the rates and times that payment is required, converting the Lower Robert Bruce Parking Lot at 266 Bagot Street from attended to Pay and Display operation"; and

WHEREAS Council deferred this recommendation to the Municipal Accessibility Advisory Committee for comment with regard to the use of the public washroom at that location; and

WHEREAS the Municipal Accessibility Advisory Committee reviewed this matter and judged that the washroom is not accessible and not available for public use;

THEREFORE BE IT RESOLVED THAT appropriate signage be provided at the Lower Robert Bruce Parking Lot directing the public to the nearest accessible washrooms;

- and further -

THAT staff be directed to develop a plan to establish and maintain accessible public washrooms in the downtown area.

3. **To Create Two (2) Permanent Accessible Parking Spots at Market and Ontario Streets**

WHEREAS there are two (2) accessible parking spots on Market Street; and

WHEREAS it has become necessary on a more regular basis for these spaces to be blocked because of special events occurring in the Market Square;

REPORTS (CONTINUED)

REPORT NO. 62 OF THE MUNICIPAL ACCESSIBILITY ADVISORY COMMITTEE

THEREFORE BE IT RESOLVED THAT two (2) additional permanent accessible parking spaces be provided on Ontario Street at the corner of Market Street it being understood that no additional curb cuts will be required to accommodate these two additional parking spaces.

4. **To Conduct a Review of Accessible Parking Spaces in Relation to Curb Cuts**

THAT Council direct staff to conduct a review of current accessible parking spaces in relation to the location of existing curb cuts with a view to ensuring that they be located as near as possible to existing curb cuts;

- and further -

THAT future new accessible parking spaces be located as near as possible to existing curb cuts, it being understood that curb cuts should be placed as close as possible to the corner of streets in order to allow access to parking and street crossing.



REPORTS (CONTINUED)

REPORT NO. 63 OF THE PLANNING COMMITTEE

Report No. 63

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows:

All items listed on the Planning 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.

May 17, 2007

1. **Tree Conservation By-Law**

THAT the Environment, Infrastructure and Transportation Policies Committee be requested to develop a tree policy for the City of Kingston incorporating a full public process that examines questions of education, preservation, protection, maintenance, replacement and planting of trees for all classes of properties including municipal, residential, commercial, industrial, agricultural urban and rural making recommendations for by-laws to the Committee of the Whole by June, 2008



INFORMATION REPORTS

Note: Information Reports (1) through (7) were deferred from the Council meeting held on May 15, 2007.

(1) **2007 Municipal Debt Limits**

This report provides Council with information with respect to the municipality's existing levels of long-term debt as well as the additional long term borrowings that could be available as per the provincial guidelines.
(The Report of the Commissioner of Finance and Corporate Performance (07-075) was attached as Schedule Pages 124-131 on the previous agenda. **Please contact the Clerk's Department if you require another copy.**)
(File No. CSU-F08-000-2007)

(2) **2006 Development Charges Reserve Fund and Impost Reserve Fund Statement**

The purpose of this report is to provide Council with a status report of the city's Development Charges (DC) Reserve Funds and Impost Reserve Funds as at December 31, 2006. This report also provides a summary of activity in the Impost Fee Reserve Fund, established to provide financing for new water and sewer infrastructure and related capacity expansion.
(The Report of the Commissioner of Finance and Corporate Performance (07-122) was attached as Schedule Pages 132-137 on the previous agenda. **Please contact the Clerk's Department if you require another copy.**)
(File No. CSU-F20-000-2007)

(3) **1st Quarter Operating Budget Report for 2007**

This report is to provide a financial status update of the general operating fund as at March 31, 2007, the end of the first fiscal quarter.
(The Report of the Commissioner of Finance and Corporate Performance (07-163) was attached as Schedule Pages 138-142 on the previous agenda. **Please contact the Clerk's Department if you require another copy.**)
(File No. CSU-F05-000-2007)

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

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 April 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 (07-170) was attached as Schedule Pages 143-147 on the previous agenda. **Please contact the Clerk's Department if you require another copy.**)
(File No. CSU-F18-000-2007)

(5) **2007 1st Quarter Report – Provincial Offences Court Administration, Legal Services Department**

This report has been prepared to provide information on the 1st Quarter (January 1 – March 31/07) fine revenues and expenditures of the Provincial Offences Court, as well as caseload volumes.
(The Report of the Commissioner of Corporate Services (07-172) was attached as Schedule Pages 148-153 on the previous agenda. **Please contact the Clerk's Department if you require another copy.**)
(File No. CSU-F10-000-2007)

INFORMATION REPORTS (CONTINUED)

(6) **Project Status Reports for the Grand Theatre Building Improvement Project, the Multiplex Community Centre and the Kingston Regional Sports and Entertainment Centre for April 2007**

In response to Council's request for monthly project status reports for each of the Group of Seven projects, staff in Sustainability & Growth has prepared status reports for the Grand Theatre Building Improvement Project, the Multiplex Community Centre Project and the Kingston Regional Sports & Entertainment Centre project for the month of April 2007.

(The Report of the Commissioner of Sustainability and Growth (07-177) was attached as Schedule Pages 154-233 on the previous agenda. **Please contact the Clerk's Department if you require another copy.**)

(File No. CSU-R05-000-2007, CSU-R05-001-2007, CSU-R05-002-2007)

(7) **Grounding of the Multiplex Community Centre**

The purpose of this report is to update Council regarding the grounding issue for the Multiplex Community Centre.

(The Report of the Commissioner of Sustainability and Growth (07-179) was attached as Schedule Pages 234-237 on the previous agenda. **Please contact the Clerk's Department if you require another copy.**)

(File No. CSU-R05-002-2007)

(8) **eCity/Registration – Online Program Registration Update**

The purpose of this report is to provide Council with a briefing on the implementation of the City's new online program registration service called eCity/Registration. In addition, this report will speak to the public's desire for online (or self-serve) payment services demonstrated by the large number of citizens who are using this convenient new service.

(The Report of the Commissioner of Community Development Services (07-184) is attached as Schedule Pages 116-121)

(File No. CSU-R06-000-2007)

(9) **Kingston Memorial Centre Barn Fire**

The purpose of this report is to update Council regarding a barn fire which occurred at the Memorial Centre grounds on May 4th, 2007.

(The Report of the Commissioner of Corporate Services (07-195) is attached as Schedule Pages 122-128)

(File No. CSU-R05-000-2007)

(10) **Status Update – Council Request to Correctional Service Canada to Relocate Portsmouth Community Care Centre**

The purpose of this report is to provide an update on the status of discussions between City staff and Correctional Service Canada staff on the relocation of the Portsmouth Community Care Centre (the "Portsmouth Avenue Centre") by Correctional Service Canada to a more appropriate location within the City.

(The Report of the Chief Administrative Officer (07-202) is attached as Schedule Pages 129-132)

(File No. CSU-P00-000-2007)



MISCELLANEOUS BUSINESS

Motions of Council are required:

- (1) **THAT**, at the request of Mr. Tony O'Loughlin, Founder and President of the Kingston Irish Folk Club, Council proclaim June 30th, 2007 as "Rideau Canal Labourers Day".
(File No. CSU-M10-000-2007)
(See Communication No. 13-374)
(Distributed to all Members of Council on June 1, 2007)

- (2) **THAT**, at the request of Katie Ross, Secrétaire de la direction of ACFO Mille-Îles, Council proclaim June 22nd to 24th, 2007 as "Les Festivités de la Francophonie – The French Fest".
(File No. CSU-M10-000-2007)
(See Communication No. 13-386)
(Distributed to all Members of Council on June 1, 2007)



MOTIONS

- (1) Moved by Deputy Mayor Garrison
Seconded by Councillor Gerretsen

WHEREAS excessive traffic speed is an issue of concern in our residential neighbourhoods; and,

WHEREAS the City of Kingston's traffic standards do not currently allow for the installation of additional stop signs at intersections on some streets where traffic speed is a serious safety issue;

THEREFORE BE IT RESOLVED THAT additional stop signs be installed at the following intersections in order to create a four-way stop:

1. McMichael St. and McMahan Ave.
2. McMichael St. and Glengarry Rd.
3. Kingscourt Ave. and Third Ave.
4. Glengarry Rd. and Indian Rd.

- and further -

THAT additional stop signs, and other appropriate signage to be determined by staff in consultation with the district councillor, be installed at the following intersections:

5. Kingscourt Ave. and Oak St.
6. Alfred St. and Carleton St./Fourth Ave.
7. Avenue Rd. and McMahan Ave.

- and further -

THAT these implementations be subject to review after a new traffic calming policy has been adopted by the City.
(Note: This Motion was deferred from the Council meeting on May 15, 2007 due to lack of time.)

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MOTIONS (CONTINUED)

- (2) Moved by Councillor Glover
Seconded by Deputy Mayor Schmolka

BE IT RESOLVED THAT city staff be directed to include recommendations in the forthcoming Parks and Recreation Management Plan for:

1. Dog leash-free areas or times in city parks; and
2. Other places that may be suitable as leash-free areas.

(Note: This Motion was deferred from the Council meeting on May 15, 2007 due to lack of time.)

- (3) Moved by Councillor Schmolka
Seconded by Councillor MacLeod-Kane

WHEREAS the appeal period in the case between Corinne Farber and the Corporation of the City of Kingston has passed and no further court action is possible; and,

WHEREAS this court case is a unique situation in which a citizen, concerned about the democracy of decision-making in the municipality, took it upon herself to represent others and challenge the City on the process it followed concerning the naming of the historic Market Square property; and,

WHEREAS the City was represented at the trial and the Court of Appeal by a member of the City's Legal Department;

THEREFORE BE IT RESOLVED THAT the City of Kingston not exercise its option to collect \$22,496 in court costs from the plaintiff in this case;

- and further -

THAT this Council decision be considered as a one-time only action that does not set a precedent in other cases but reflects the unique situation in this case.

- (4) Moved by Councillor Glover
Seconded by Councillor Hutchison

WHEREAS concern is being expressed by a number of different groups and individuals about the proposed changes to the traffic scheme around the west end of the Causeway and the LVEC;

THEREFORE BE IT RESOLVED THAT the CAO be directed to obtain an independent peer review of the proposed street plan revision in the area of the Causeway, Place d'Armes and Ontario Street from an appropriately qualified consultant who has not previously done business with the City of Kingston;

- and further -

THAT such review shall include the Downtown Action Plan proposals, the LVEC traffic study, and any other considerations the consultant may, after discussions with interested parties, deem appropriate;

- and further -

THAT the resulting report shall be requested to be delivered at or before the first Council meeting in September;

- and further -

THAT no road work shall commence until after the report has been received and discussed by Council.

MOTIONS (CONTINUED)

- (5) Moved by Councillor Gerretsen
Seconded by Councillor Schmolka

WHEREAS internal combustion engines in gasoline-powered motor vehicles and equipment emit significant amounts of greenhouse gases that contribute to unnaturally rapid climate change, including global warming; and,

WHEREAS the Federal and Provincial Governments have revised their policies and practices and are now purchasing environmentally-friendly vehicles; and,

WHEREAS the City of Kingston should also lead by example and reduce its greenhouse gas emissions from vehicles and equipment;

THEREFORE BE IT RESOLVED THAT staff be directed to report to the Environmental Infrastructure and Transportation Policies Committee by August, 2007, with a policy recommendation regarding the purchase of environmentally-friendly vehicles and equipment, including chainsaws, hedge-cutters, generators, lawn mowers, and any other gasoline-powered maintenance machines;

- and further -

THAT the report include a timeline and cost estimates with efficiency savings for replacing all city-owned vehicles and equipment that are not environmentally-friendly, following the existing replacement policy for such items.

- (6) Moved by Councillor Gerretsen
Seconded by Deputy Mayor Garrison

WHEREAS widespread traffic concerns exist at the following intersections; and,

WHEREAS many citizens living on and around Queen Mary Road have been anxiously waiting, for several years, for the City to address the vehicular speeding and traffic volume problems on Queen Mary Road;

THEREFORE BE IT RESOLVED THAT staff be directed to bring back to Council, no later than the second Council meeting in July 2007, a plan to address the vehicular speeding and traffic volume problems on Queen Mary Road;

- and further -

THAT staff be directed to investigate and report back to the Environment, Infrastructure and Transportation Policies Committee the need for an advance green turning signal on Sir John A. Macdonald Blvd. for north-bound traffic turning west onto Johnson Street;

- and further -

THAT staff also be directed to investigate and report back to the Environment, Infrastructure and Transportation Policies Committee the need for an all-way stop at the intersection of Van Order Drive and Norman Rogers Drive.

- (7) Moved by Councillor Gerretsen
Seconded by Councillor Glover

WHEREAS throughout recent history city streets with historical value are continually disappearing throughout the City of Kingston due to the expansion of Queen's University and the Kingston General Hospital; and,

WHEREAS throughout recent history city streets with historical value are being renamed without recognition of their historical value; and,

WHEREAS Kingston is renowned for its attempts to preserve the historical aspects of the municipality;

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MOTIONS (CONTINUED)

THEREFORE BE IT RESOLVED THAT the Kingston Municipal Heritage Committee be directed to form an action plan to retroactively recognize these disappearing streets throughout the older sections of Kingston in the Queen's University and Kingston General Hospital areas;

- and further -

THAT a policy be developed to recognize future street closures and name changes as they occur;

- and further -

THAT Queen's University and the Kingston General Hospital be asked to partake in this action plan given the fact that many disappearing streets are being consumed by the university and hospital.

- (8) Moved by Councillor Glover
Seconded by Councillor Meers

THAT the City Clerk be directed to place an advertisement in the paper giving notice that Council will be considering a motion regarding a review of the Council procedural by-law at the June 23 meeting, as noted hereunder:

"That an ad hoc committee of Council be struck, composed of interested Councillors and assisted by the staff of City Clerk's Department, in order to:

- a) Review By-Law No. 98-1, "Council Procedural By-Law" and review 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", and recommend appropriate revisions, and
- b) Report to Council with recommendations not later than the first meeting in December."

- (9) Moved by Councillor Matheson
Seconded by Councillor Gerretsen

WHEREAS Kingston participated and promoted its desire to be seen as a huge and proud sponsor and supporter of our national pastime; and,

WHEREAS during our quest for Hockeyville glory, Kingston supported and in fact encouraged citizens to participate in street hockey games across the city; and,

WHEREAS Kingston does consider itself the heart and soul of Hockey, being the birthplace of many hockey luminaries; and,

WHEREAS the youth of our City, as well as adults need more exercise, and street hockey is a great way of community building;

THEREFORE BE IT RESOLVED THAT the by-law prohibiting street hockey on city streets, be sent to the Arts, Recreation and Community Policies Committee for further review with the aim of opening up safe streets to the possibility of allowing street hockey to take place, pending staff and public input;

- and further -

THAT the Arts, Recreation and Community Policies Committee investigate other by-laws that may actually work to prevent exercise on our City streets and sidewalks, and together with staff and public input, examine them with the aim of changing to safe yet more open solutions;

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MOTIONS (CONTINUED)

- and further -

THAT Kingston, the First Capital of Canada, send our warmest regards and best wishes to our current Capital's Ottawa Senators, Canada's best team, and greatest hope in 2007, of doing our nation proud and bringing Lord Stanley's Cup home where it belongs! Go SENS GO!

- (10) Moved by Councillor MacLeod-Kane
Seconded by Deputy Mayor Garrison

WHEREAS in 1950 the Corporation of the City of Kingston entered into a contract with the Kingston and District Agricultural Society to facilitate the construction of the Kingston Community Memorial Centre (Memorial Centre);and,

WHEREAS the financial consideration from the Kingston and District Agricultural Society at the time would equate to \$6.7 million today; and,

WHEREAS the City's adherence to the terms of this contract have wavered over the intervening decades; and,

WHEREAS the City of Kingston wishes to continue to assert its support for this living memorial and those sailors, soldiers, airmen, and airwomen whom it was built to remind us of, including the ultimate sacrifice they made;

THEREFORE BE IT RESOLVED THAT City Council hereby direct the City's staff to ensure that all future dealings with the Kingston and District Agricultural Society in relation to the Memorial Centre and its grounds be in keeping with both the letter, and the spirit, of the contract entered into in 1950;

- and further -

THAT staff is directed to draft a by-law, and present it to Council no later than the last Council meeting in July 2007, that will assert the City's renewed participation in the Memorial Centre Board of Directors, in a form agreed to by the director of legal services, and the Kingston and District Agricultural Society. The same by-law shall dissolve the Kingston Community Memorial Centre Advisory Committee, and, if required, transfer the appointments of all or some of the community representatives from the advisory committee, to the new board of directors.

NOTICES OF MOTION

MINUTES

THAT the Minutes of City Council Meeting No. 06-2007, held Tuesday, February 20, 2007 and completed on Tuesday, February 27, 2007, and City Council Meeting No. 11-2007, held Tuesday, May 1, 2007 be confirmed.
(Distributed to all Members of Council on Friday, May 11, 2007)

TABLING OF DOCUMENTS

2007-30 Municipal Property Assessment Corporation (MPAC)
2006 Annual Report and Financial Statements – Year Ended December 31st, 2006
(File No. CSU-F10-000-2007)

TABLING OF DOCUMENTS (CONTINUED)

- 2007-31 KFL&A Public Health
Agenda – Board Meeting – May 23, 2007
(File No. CSU-S08-001-2007)
- 2007-32 The Citizens Panel on Increasing Organ Donations
Report – “Seeking Views and Opinions on Increasing Organ Donations in Ontario – March 2007
(File No. CSU-S08-000-2007)
- 2007-33 Kingston Frontenac Public Library Board
Minutes – Regular Meeting # 2007-03 – March 28, 2007
(File No. CSU-R02-000-2007)



COMMUNICATIONS

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

Filed

- 13-362 From the Municipal Property Assessment Corporation (MPAC), providing an update on the consultations taking place regarding changes to property assessment in Ontario, which were announced as part of the 2007 Ontario Budget.
(File No. CSU-F22-000-2007)
- 13-363 From the Ontario Attorney General, providing highlights of the McGuinty government's 2007 Budget, tabled on March 22nd, 2007.
(File No. CSU-F05-000-2007)
- 13-364 From the Canada Mortgage and Housing Corporation (CMHC), advising of the opening of Lester B. Pearson Place, a new affordable housing complex in Toronto, which provides 53 apartments for families, seniors and single people with mixed incomes.
(File No. CSU-A16-000-2007)
- 13-365 From the Minister for the Federal Economic Development Initiative for Northern Ontario, acknowledging receipt of Council's resolution regarding Community Future Development Corporations (CFDCs) to support small business and lending for start-ups and expanding businesses.
(File No. CSU-F11-000-2007)
- 13-366 From the Ontario Good Roads Association (OGRA), seeking member feedback on which infrastructure and transportation issues they would like brought forward as part of OGRA's advocacy efforts during the upcoming election campaign and beyond.
(File No. CSU-A01-000-2007)

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COMMUNICATIONS

- 13-377 From the Association of Municipalities of Ontario (AMO), in conjunction with the Ministry of Municipal Affairs and Housing, providing information on workshops regarding "Improving Your Services; Putting the Municipal Performance Measurement Program and Service Delivery Review to Work for You", to be held on June 26th, 2007 at Portsmouth Olympic Harbour.
(File No. CSU-A04-000-2007)
(Digitally distributed to all Members of Council on May 28, 2007)
- 13-378 From the Association of Municipalities of Ontario (AMO), providing information regarding submissions for the Peter J. Marshall 2007 Municipal Innovation Awards Competition.
(File No. CSU-A01-004-2007)
(Digitally distributed to all Members of Council on May 11, 2007)
- 13-380 From the Association of Municipalities on Ontario (AMO), providing information regarding a wind energy conference hosted by the Canadian Wind Energy Association (CanWEA) on June 19th and 20th, 2007 in London, Ontario.
(File No. CSU-A04-000-2007)
(Digitally distributed to all Members of Council on May 28, 2007)
- 13-387 From the Town of Blacksburg, thanking Council for the kind words sent after the April 16th tragedy on the Virginia Tech campus.
(File No. CSU-M11-000-2007)
- 13-388 From Canada Mortgage and Housing Corporation (CMHC), providing information regarding a Canada-Ontario Affordable Housing Program to modify a single-family dwelling owned by Chatham Hope Non-Profit Housing Inc. to provide fully accessible accommodation for tenants with physical disabilities.
(File No. CSU-A16-000-2007)
- 13-389 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. 8499 for the property at 369 Macdonnell Street, that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is June 11, 2007.
MINOR VARIANCE – In respect of an application for a minor variance from Zoning By-Law No. 76-26 for the property at 1464 Pearl Road, that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is June 11, 2007.
CONSENT – In respect of an application to sever the property at 1 Lappan's Lane, that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is June 13, 2007. (two separate applications)
(File No. CSU-D19-000-2007)

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COMMUNICATIONS

13-390 From Waterfront Regeneration Trust, providing information regarding an event titled "The Trail Ahead: Celebrating 15 years of waterfront regeneration and trail-building" to be held in Toronto on September 19th and 20th, 2007, as well as a copy of the Waterfront Trail and Greenway Mapbook.
(File No. CSU-A04-000-2007)

Referred to All Members of Council

13-367 From the City of Peterborough, providing a copy of a resolution regarding prohibiting the use of petroleum based plastic bags by retailers.
(File No. CSU-C10-000-2007, CSU-E05-000-2007)

13-368 From Charlie and Sarah Mignault, expressing their support for the motion to place a four-way stop at the intersection of McMichael and McMahan Streets.
(File No. CSU-T08-000-2007)
(Distributed to all Members of Council on May 15, 2007)

13-369 From Mr. Peter Mouncy, Principal of First Avenue Public School, expressing his concerns regarding the speed of traffic along Kingscourt Avenue and supporting the motion for the addition of a stop sign at the corner of Kingscourt and Third Avenue.
(File No. CSU-T08-000-2007)
(Distributed to all Members of Council on May 15, 2007)

13-370 From the Woods Group of Companies, providing information regarding the building of an environmentally friendly bio-diesel facility in Englehart, Ontario.
(File No. CSU-E11-000-2007)

13-371 From Malcolm and Elaine Ainslie, expressing their support for the motion regarding the installation of a four-way stop sign at the intersection of McMichael Street and McMahan Avenue.
(File No. CSU-T08-000-2007)
(Distributed to all Members of Council on May 15, 2007)

13-374 From Mr. Tony O'Loughlin, Founder and President of the Kingston Irish Folk Club, asking that Council proclaim June 30th, 2007 as "Rideau Canal Labourers Day".
(File No. CSU-M10-000-2007)
(See Miscellaneous Business Item No. 1)

13-375 From the City of Ottawa, providing information regarding the National Tree Planting Challenge, which calls for municipalities to contribute to planting millions of trees across the country.
(File No. CSU-E04-000-2007)
(Digitally distributed to all Members of Council on May 28, 2007)

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- 13-376 From Ms. France Spence, expressing her support for the proposal for a four way stop at the corner of McMichael Street and McMahon Avenue.
(File No. CSU-T08-000-2007)
- 13-379 From G.M. Bertoia, expressing support for the installation children's rides at Lake Ontario Park and the importance of maintenance of City facilities like the Memorial Centre.
(File No. CSU-A20-000-2007, CSU-R04-000-2007)
- 13-381 From the Ontario Clean Air Alliance, providing information regarding their Peak Buster program, an initiative to reduce the use of electricity during peak periods.
(File No. CSU-E11-000-2007)
(Digitally distributed to all Members of Council on May 28, 2007)
- 13-382 From the Association of Municipalities of Ontario (AMO), asking that waste management staff carefully review and provide comments on the Draft Final reports on the Blue Box Best Practices Assessment Project, led by KPMG, which is posted on the Waste Diversion Ontario website.
(File No. CSU-E07-001-2007)
(Digitally distributed to all Members of Council on May 28, 2007)
- 13-383 From the Association of Municipalities of Ontario (AMO), advising that the province has set January 1st, 2008 as the date on which *Municipal Act* requirements for closed meeting investigators and adoption of policies will come into force.
(File No. CSU-L11-000-2007)
(Digitally distributed to all Members of Council on May 28, 2007)
- 13-384 From the City of Kawartha Lakes, asking for Council's support of a resolution requesting that the Provincial Government formulate a province-wide integrated goose management plan of action and any necessary funding to address the growing concern that municipalities with public waterfront green spaces and beaches have with respect to Canada Geese using such spaces and thereby impacting on the water quality and recreational use of these public spaces.
(File No. CSU-C10-000-2007, CSU-P14-000-2007)
(Distributed to all Members of Council on June 1, 2007)
- 13-385 From the Township of Smith-Ennismore-Lakefield, asking for Council's support of a resolution banning the cosmetic use of pesticides.
(File No. CSU-C10-000-2007, CSU-E05-000-2007)
(Distributed to all Members of Council on June 1, 2007)

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- 13-386 From Katie Ross, Secrétaire de la direction of ACFO Mille-Îles, asking that Council proclaim June 22nd to 24th, 2007 as "Les Festivités de la Francophonie – The French Fest".
(File No. CSU-M10-000-2007)
(See Miscellaneous Business Item No. 2)
- 13-391 From Mr. P. Richard Moller, Chairman of the Kingston Community Centre Advisory Committee, encouraging Council to adopt a motion directing staff to ensure that all future dealings with the Kingston and District Agricultural Society in relation to the Memorial Centre and its grounds be in keeping a contract entered into in 1950, draft a by-law that will assert the City's renewed participation in the Memorial Centre Board of Directors, and dissolve the Advisory Committee.
(File No. CSU-R05-000-2007)
- 13-392 From the Environmental Review Tribunal, providing notification of a Notice of Hearing for an appeal on behalf of the Loyalist Environmental Coalition, Lake Ontario Waterkeeper and Clean Air Bath regarding air emissions from the Lafarge Canada plant in Bath.
(File No. CSU-E11-000-2007)
- 13-395 From Ms. Mary Lou Hamilton, Principal of Saint Paul Catholic School, expressing support for the proposed stop signs near the school in Strathcona Park and for speed bumps on McMahon Avenue.
(File No. CSU-T08-000-2007)

Referred to the Commissioner of Community Development Services

- 13-372 From Cunningham, Swan, Carty, Little & Bonham LLP, providing notice of an appeal to the Ontario Municipal Board (OMB) on behalf of Nottingham Development regarding Section 41(12) of the Planning Act – failure to approve Site Plan Application within 30 days of being submitted – for the property located at 982 Nottingham Avenue.
(File No. CSU-L01-001-2007)
- 13-373 From Cunningham, Swan, Carty, Little & Bonham LLP, providing notice of an appeal to the Ontario Municipal Board (OMB) on behalf of Nottingham Development regarding Section 34(11) of the Planning Act – refusal of Council to approve application to amend Zoning By-Law No. 76-26 – for the property located at 982 Nottingham Avenue.
(File No. CSU-L01-001-2007)

Referred to the Commissioner of Corporate Services

- 13-394 From the Kingston Pride Committee, asking that Council proclaim June 9th, 2007 as "Kingston Pride Day".
(File No. CSU-M10-000-2007)

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COMMUNICATIONS

Referred to the Administrative Policies Committee

- 13-393 From the Kingston Police Services Board, asking for consideration of the option to appoint members to their Board for the term of Council rather than annually as per the current custom.
(File No. CSU-C12-000-2007)



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 (1) to (3) three readings.
- (C) **THAT** By-Laws (1) through (5) be given their third reading.



- (1) A By-Law To Authorize The Mayor And City Treasurer And/Or Clerk To Execute An Agreement On Behalf Of The City Of Kingston Regarding Funding Under The Canada-Ontario Municipal Rural Infrastructure Fund (COMRIF) Asset Management Program
THREE READINGS PROPOSED NO. 2007-116
(See Clause (e), Report No. 58)
- (2) A By-Law To Authorize The Mayor And City Treasurer And/Or Clerk To Execute A Letter Of Agreement On Behalf Of The City Of Kingston Regarding Funding Under The Ontario Bus Replacement Program
THREE READINGS PROPOSED NO. 2007-117
(See Clause (f), Report No. 58)
- (3) A By-Law To Authorize An Agreement For The Provision Of A Municipal Capital Facility At 6 Clarence Street, Kingston, Ontario
THREE READINGS PROPOSED NO. 2007-118
(See Clause (1), Report No. 59)
- (4) A By-Law To Provide For The Assumption Of The Public Highways In Phase B of Barrett Court Subdivision, Registered Plan 1932, In The City Of Kingston, In Accordance With Section 31(4) Of The Municipal Act, Chapter 25, S.O. 2001 As Amended; And To Provide For The Acceptance By The City Of Kingston, Of The Associated Public Works Within
THREE READINGS PROPOSED NO. 2007-119
(Delegated Authority)

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BY-LAWS

- (5) A By-Law To Confirm The Proceedings Of Council At Its Meeting Held On Tuesday, June 5, 2007
THREE READINGS PROPOSED NO. 2007-120
(City Council Meeting No. 13-2007)



ADJOURNMENT