



CITY COUNCIL MEETING NO. 03-2008

Tuesday, January 8, 2008 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.

ORDERS OF THE DAY

| | Page No. |
|---|----------------------|
| Roll Call | 3 |
| Committee of the Whole "In Camera" | 3 |
| Disclosure of Pecuniary Interest | 3 |
| Presentations | 3 |
| Delegations..... | 3 |
| Briefings | 3 |
| Petitions | 3 |
| Motions of Congratulations/Condolences/Speedy Recovery..... | 4 |
| Report No. 11 of the CAO (Consent) | 5 |
| (a) Land Transfer to Kingston Electricity Distribution Limited (KEDL) for a New Electrical Substation on Dalton Avenue | schedule pages 1-7 |
| (b) Sale of Part 1 on Plan 13R-18887 (Part of 4322 Bath Road) to the Estate of Felix Kalinowski | schedule pages 8-13 |
| Report No. 12 of the CAO (Recommend) | 6 |
| (1) Award of RFP for North Block Redevelopment to IBI Group | |
| (2) Declare Surplus Lands Adjacent to 1045 John Counter Boulevard for John Counter Boulevard Widening Land Acquisition | schedule pages 14-20 |
| (3) Kingston City Council Priority Planning Report 2008-2010 | schedule pages 21-26 |

ORDERS OF THE DAY

| | Page No. |
|--|-----------------|
| Report No. 13 of the Planning Committee | 7-9 |
| Report No. 14 of the Municipal Accessibility Advisory Committee..... | 10 |
| Information Reports | 11 |
| Miscellaneous Business..... | 11 |
| Motions..... | 11 |
| Notices of Motion | 11 |
| Minutes..... | 12 |
| Tabling of Documents..... | 12 |
| Communications..... | 12-16 |
| By-Laws | 16-18 |
| Adjournment..... | 18 |

(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 or local board – John Counter Boulevard
 - (b) A proposed or pending acquisition or disposition of land by the municipality or local board – Harold Harvey Arena

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



DISCLOSURE OF PECUNIARY INTEREST



PRESENTATIONS

- (1) Ms. Corrie Abrams, Chair of the Selection Committee and member of the Board for the Kingston and District Sports Hall of Fame, will present the inductees for 2008. Council agreed to allow this presentation by way of a motion on December 4th, 2007.



DELEGATIONS



BRIEFINGS



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 Hector

THAT the congratulations of Kingston City Council be extended to Empire Life Insurance Company on the occasion of their 85th anniversary, to be celebrated on January 11, 2008.

Motions of Condolences

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

THAT the sincere condolences of Kingston City Council be extended to the family of the late Larry Hefford, father of Jayna Hefford, member of the Canadian National Women's Hockey Team.

- (2) Moved by Mayor Rosen
Seconded by Councillor Foster

THAT the sincere condolences of Kingston City Council be extended to the family of the late Wally High, organizer of the "Joe Show", a fundraising concert from which the proceeds were used to establish and support a musical instrument lending library.

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

THAT the sincere condolences of Kingston City Council be extended to the family of the late Helen Walsh, aunt of Larcia Turner, Facility Bookings.



REPORTS

REPORT NO. 11 OF THE CHIEF ADMINISTRATIVE OFFICER (CONSENT)

Report No. 11

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) **Land Transfer to Kingston Electricity Distribution Limited (KEDL) for a New Electrical Substation on Dalton Avenue**

THAT Council give two readings to the by-law attached as Exhibit C to declare surplus to municipal need Parts 5 and 6 on Plan 13R----, as shown in Exhibit A; and,

THAT Council authorize and direct the City Clerk, in accordance with the City of Kingston Notice By-Law No. 2003-15, to give notice of Council's intention to declare surplus and sell Parts 5 and 6 on Plan 13R----; and,

THAT Council give third reading and approve the by-law attached as Exhibit C to declare surplus to municipal need Parts 5 and 6 on Plan 13R----, as shown in Exhibit A, upon providing the prescribed public notice of Council's intent.; and,

THAT Council, upon giving third reading and passing the by-law attached as Exhibit C, authorize the sale of Parts 5 and 6 on Plan 13R---- to Kingston Electricity Distribution Ltd. and authorize the Mayor and Clerk to execute such agreements and documents as are necessary to complete the land sale in a form satisfactory to the Commissioner of Sustainability and Growth and the Director of Legal Services.

(The Report of the Commissioner of Sustainability and Growth (08-046) is attached as Schedule Pages 1-7)

(File No. CSU-L19-000-2008)

(See By-Law No. (1), 2008-29)

(b) **Sale of Part 1 on Plan 13R-18887 (Part of 4322 Bath Road) to the Estate of Felix Kalinowski**

THAT Council authorize the sale of Part 1 on Plan 13R-18887 to the Estate of Felix Kalinowski and release the City's easement over Part 2 on Plan 13-18887, and authorize the Mayor and Clerk to execute such agreements and documents as are necessary to complete the land sale and release of easement in a form satisfactory to the Commissioner of Sustainability and Growth and the Director of Legal Services.

(The Report of the Commissioner of Sustainability and Growth (08-047) is attached as Schedule Pages 8-13)

(File No. CSU-L19-000-2008)



REPORTS (CONTINUED)

REPORT NO. 12 OF THE CHIEF ADMINISTRATIVE OFFICER (RECOMMEND)

Report No. 12

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

(1) Award of RFP for North Block Redevelopment to IBI Group

Report to follow.

(The Report of the Commissioner of Sustainability and Growth (08-020) is being distributed separately from the agenda)

(File No. CSU-F31-000-2008)

(2) Declare Surplus Lands Adjacent to 1045 John Counter Boulevard for John Counter Boulevard Widening Land Acquisition

THAT Council give two readings to the by-law attached as Exhibit C to declare Parts 1 and 2 of Plan 13R-18948 as shown in Exhibit A as surplus to municipal needs; and,

THAT Council authorize and direct the City Clerk, in accordance with the City of Kingston By-Law No. 2003-15, to give notice of Council's intention to declare surplus Parts 1 and 2 of Plan 13R-18948 as identified in Exhibit A and B; and,

THAT Council give third reading and approve the by-law as Exhibit C to declare surplus to municipal need Parts 1 and 2 of Plan 13R-18948 as identified in Exhibit A upon providing the prescribed public notice of Council's intent.

(The Report of the Commissioner of Sustainability and Growth (08-040) is attached as Schedule Pages 14-20)

(File No. CSU-L18-000-2008, CSU-L19-000-2008)

(See By-Law No. (2), 2008-30)

(3) Kingston City Council Priority Planning Report 2008-2010

THAT Council approve the attached document, "Kingston City Council Priority Planning Report 2008-2010" (amended to include specific projects), which includes the overall themes of:

- Sustainability: Economic, Environment, Social and Cultural factors
- Environmentally Friendly
- Promotion of Neighbourhoods
- Promote Quality of Life Enhancing Activities
- Social Consciousness
- Creating a Progressive and Dynamic City

(The Report of the Commissioner of Sustainability and Growth and the Commissioner of Finance and Corporate Performance (08-044) is attached as Schedule Pages 21-26)

(File No. CSU-C08-000-2008)

(Note: This item was deferred from the meeting of December 18th, 2007 in order to allow staff to amend the report to either amend the first paragraph that refers to the specific projects, or include in the list the specific projects that were identified at the Priority Setting workshop.)



REPORTS (CONTINUED)

REPORT NO. 13 OF THE PLANNING COMMITTEE

Report No. 13

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.

December 20, 2007

1. **Application for Zoning By-Law Amendment to Amend the Lot Frontage Provisions – Greenwood Park Subdivision Phase 9**

THEREFORE BE IT RESOLVED THAT the Application for Zoning By-Law Amendment (File No. D14-102-2007) submitted by Greenwood Park Limited Partnership No. 1 to amend the front yard depth provisions in the 'R4-5' Zone, **BE APPROVED.**

AND BE IT FURTHER RESOLVED THAT the former Township of Pittsburgh By-Law No. 32-74, as amended, be further amended as follows:

1. Section 11A(3)(e) is hereby amended by adding the following new subsection 11A(3)(e)(ii)(c):

“(c) Lot Frontage Measurement: Notwithstanding the provisions of Section 4(78) lot frontage shall be measured between the side lot lines at a distance of 7.5 metres from the front lot line.
(Amending By-Law 2008-31)”

AND BE IT FURTHER RESOLVED THAT the Amending By-Law be presented to Council for three readings.
(See By-Law No. (3), 2008-31)

2. **Applications for Official Plan Amendment and Zone Change for property located at 1040 – 1162 Division Street and 88 – 120 Dalton Avenue**

THEREFORE BE IT RESOLVED THAT the application for Official Plan Amendment (Our File No. D09-029-2007) submitted by KCAP King's Crossing Inc., for the property located at 1040 - 1162 Division Street and 88 - 120 Dalton Avenue, **BE APPROVED.**

AND BE IT FURTHER RESOLVED THAT the City of Kingston Official Plan be amended as follows:

1. The City of Kingston Official Plan, as amended, is hereby further amended by the following map change which shall constitute **Amendment No. 38** to the City of Kingston Official Plan:

a) **AMEND** Schedule 'B', 'Land Use', of the City of Kingston Official Plan, so as to re-designate a portion of the property located at 1040 - 1162 Division Street and 88 - 120 Dalton Avenue, as shown on Schedule 'A' to By-Law No. 2008-32, from 'Environmental Protection Area' to 'Arterial Commercial'.

AND BE IT FURTHER RESOLVED THAT the application for Zoning By-Law Amendment (Our File No. D14-095-2007) submitted by KCAP King's Crossing Inc. , for the property located at 1040 - 1162 Division Street and 88 - 120 Dalton Avenue, **BE APPROVED.**

REPORTS (CONTINUED)

REPORT NO. 13 OF THE PLANNING COMMITTEE

AND BE IT FURTHER RESOLVED THAT City of Kingston Zoning By-Law No. 8499, as amended, be further amended as follows:

1. That Zoning Schedule "A", Maps 2 and 3 of Zoning By-Law No. 8499, as amended, is hereby further amended by changing the zone symbol to 'C2.326' of the lands shown as "Subject Lands Rezoned from EPA to C2.326" on Schedule "A" attached hereto and forming part of amending By-Law 2008-33.
2. That Section 326 to Part VIII – EXCEPTIONS TO VARIOUS ZONE CLASSIFICATIONS of the By-Law be **replaced** in its entirety, with the following:
 - "326. On the approximately 26 ha parcel of land located on the south west quadrant of Dalton Avenue and Division Street, and zoned 'C2.326' on Zoning Maps No. 2 and 3 attached to and forming part of amending By-Law No. 2008-33, the following regulations shall apply to the entire area zoned 'C2.326':
 - (a) Any supermarket permitted under Section 22.2 of the By-Law shall have a maximum gross leasable floor area of 7,432 square metres.
 - (b) The maximum combined Gross Leasable Area of all permitted uses on the site shall be 39,992 square metres.
 - (c) All buildings shall be set back a minimum of 30 metres from the CN Railway right-of-way in conjunction with an earthen berm.
 - (d) A minimum horizontal buffer of 15 metres is required between the 'EPA' Zone located along the west side of the site and any impervious surface such as a driveway, parking lot, outdoor storage area or structure. A hydro substation shall be a permitted use within the buffer area.
 - (e) A minimum horizontal buffer of 10 metres is required from any stormwater management facility located in the 'C2.326' Zone."
 - (f) The minimum front yard setback, along Dalton Avenue 190 metres west of Division Street, shall be 3.0 metres.
 - (g) For 1040 - 1162 Division Street and 88 - 120 Dalton Avenue, C2 uses not specifically designated in Section 5.3 A.(b) of the By-Law shall provide 1 parking space for every 28.0 square metres of gross leasable area.

AND BE IT FURTHER RESOLVED THAT the Amending By-Law be presented to City Council for all three readings. (See By-Law No. (4), 2008-32 and By-Law No. (5), 2008-33)

3. **Sustainability and the New Official Plan – Official Plan Review – Background Report**

WHEREAS the Corporation cannot require private developers to provide higher construction standards than those of the *Building Code Act*; and,

WHEREAS the new provisions of the *Planning Act* allow municipalities to be more proactive in some sustainability issues; and,

THEREFORE BE IT RESOLVED THAT the Corporation shall continue to be proactive in addressing both the causes and impacts of climate change; and,

BE IT FURTHER RESOLVED THAT City Council shall support energy efficient private development to the extent possible, and establish a city policy of supporting programs which encourage energy efficient new construction and retrofitting; and,

City Council Meeting No. 03
Agenda
Tuesday, January 8, 2008

Page 9

REPORTS (CONTINUED)

REPORT NO. 13 OF THE PLANNING COMMITTEE

BE IT FURTHER RESOLVED THAT City Council shall support the inclusion of policies in the new Official Plan which support the broad goals of community sustainability and climate change mitigation by specifically addressing an economic strategy, a sustainable energy system, emergency planning, facilities infrastructure, a healthy community, protected natural environment, recycling improvements and garbage reduction, sewer systems, transportation network, and safe high quality drinking water; and

BE IT FURTHER RESOLVED THAT in the interim, Council shall give approval in principle for staff to initiate amendments to the existing Official Plans in advance of the approval of the new Official Plan in order to encourage development approved under S. 41 of the *Planning Act* to be more sustainable within the terms of the current legislative framework.



REPORTS (CONTINUED)

REPORT NO. 14 OF THE MUNICIPAL ACCESSIBILITY ADVISORY COMMITTEE (MAAC)

Report No. 14

To the Mayor and Members of Council:

The Municipal Accessibility Advisory Committee reports and recommends as follows:

December 14, 2007

1. **Request for a No-Scent Policy when Purchasing Products and Measures to Inform the General Public when Scented Products are Being Used in Municipal Buildings**

WHEREAS environmental sensitivities (also known as Municipal Chemical Sensitivities) can be debilitating and disabling; and,

WHEREAS environmental sensitivities have been recognized as disabilities by the Canadian Human Rights Commission; and,

WHEREAS sensitivity reactions can be triggered by scented products, cleaning products, detergents, paints, chemicals, smoke, pesticides, moulds, etc.;

THEREFORE BE IT RESOLVED THAT the Kingston Municipal Accessibility Advisory Committee (MAAC) recommends that the City of Kingston adopt a no-scent policy when purchasing products; and

BE IT FURTHER RESOLVED THAT the City of Kingston take measures to inform the general public when scented products are being used in municipal buildings.



INFORMATION REPORTS

MISCELLANEOUS BUSINESS

Motions of Council are required:

- (1) **THAT**, at the request of the Alzheimer Society of Kingston, Council proclaim January 2008 "National Alzheimer Awareness Month".
(See Communication No. 03-052)

MOTIONS

- (1) Moved by Councillor Matheson
Seconded by Deputy Mayor Glover
WHEREAS January 11th is the recognized Birthday of Sir John A. Macdonald; and,
WHEREAS Sir John A. Macdonald was a City Councillor, Father of Confederation, Canada's 1st Prime Minister and a key builder of our nation Canada; and,
WHEREAS Sir John A. Macdonald's roots in Kingston go far and deep and given that Kingston is where the dream of Confederation was first born;
THEREFORE BE IT RESOLVED THAT from this day forward, January 11th be recognized as Sir John A. Macdonald Day in the City of Kingston, with appropriate celebrations to that effect; and,
BE IT FURTHER RESOLVED THAT this proclamation be sent to all Ontario municipalities with a population over 50,000 encouraging them to declare likewise, and further that this notice be sent to the Honourable Peter Milliken, MP for Kingston and the Islands, the Honourable John Gerretsen, MPP for Kingston and the Islands, and the Heritage Minister and encourage the Federal Government to proclaim this as a National Holiday.
- (2) Moved by Councillor MacLeod-Kane
Seconded by Councillor Garrison
WHEREAS the City of Kingston is celebrating the tenth anniversary of amalgamation; and,
WHEREAS the City has been working to develop City parks across the whole City; and,
WHEREAS the City has recently purchased additional land to increase the size of Grass Creek Park improving it as an ideal gathering place for families wishing to picnic, swim, and play together;
THEREFORE BE IT RESOLVED THAT, in order to celebrate both ten years of amalgamation and Canada Day, the City shall host a fireworks display at Grass Creek Park on the 1st of July 2008.

NOTICES OF MOTION

City Council Meeting No. 03
Agenda
Tuesday, January 8, 2008

Page 12

MINUTES

THAT the Minutes of City Council Meeting No. 02-2008, held Tuesday, December 18, 2007 be confirmed.
(Distributed to all Members of Council on Friday, January 4th, 2008)



TABLING OF DOCUMENTS

- 2008-04 Kingston Frontenac Public Library Board
Minutes – Regular Meeting # 2007-08 – October 24th, 2007
(File No. CSU-R02-000-2008)
- 2008-05 Kingston Frontenac Public Library Board
Minutes – Regular Meeting # 2007-09 – November 28th, 2007
(File No. CSU-R02-000-2008)
- 2008-06 Falun Gong Human Rights Working Group
Newsletter – Issue 31 – December 2007
(File No. CSU-M05-000-2008)



COMMUNICATIONS

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

Filed

- 03-035 From the Canadian Institute, providing information regarding the Drinking Water Quality Management conference, which will be held in Toronto on January 28th and 29th, 2008.
(File No. CSU-A04-000-2008)
- 03-036 From the Committee of Adjustment, a Notice of Decision for the following applications:
CONSENT – In respect of an application to sever the property at 2730 Princess Street, the Committee decided that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is January 8, 2008.
MINOR VARIANCE – In respect of an application to request permission for a minor variance to Zoning By-Law No. 8499 (Kingston Central) for the property at 369 Dalton Avenue, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 7, 2008.
MINOR VARIANCE – In respect of an application to request permission for a minor variance to Zoning By-Law No. 76-26 (Kingston West) for the property at 996 Hansen Crescent, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 7, 2008.
MINOR VARIANCE – In respect of an application to request permission under Section 45(2) of the Planning Act to convert a Legal Non-Conforming Use to another Legal Non-Conforming Use which is more in compliance with the uses permitted in Zoning By-Law No. 8499 (Kingston Central) for the property at 233-233A William Street, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 7, 2008.

City Council Meeting No. 03
Agenda
Tuesday, January 8, 2008

Page 13

COMMUNICATIONS (CONTINUED)

CONSENT – In respect of an application to sever the property at 259-265 Princess Street, the Committee decided that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is January 8, 2008.

MINOR VARIANCE – In respect of an application to request permission for a minor variance to Zoning By-Law No. 96-259 (Downtown Harbour and Zoning) for the property at 259-265 Princess Street, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 7, 2008.

MINOR VARIANCE – In respect of an application to request permission for a minor variance to Zoning By-Law No. 8499 (Kingston Central) for the property at 97 Baiden Street, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 7, 2008.

MINOR VARIANCE – In respect of an application to request permission for a minor variance to Zoning By-Law No. 76-26 (Kingston West) for the property at 2485 Princess Street, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 7, 2008.
(File No. CSU-D19-000-2008)

03-043 From the Committee of Adjustment, a Notice of Decision for the following applications:

CONSENT – In respect of an application to sever the property at 2034 Woodburn Road, the Committee decided that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is January 10, 2008.

MINOR VARIANCE – In respect of an application to request permission for a minor variance to Zoning By-Law No. 76-26 (Kingston West) for the property at 3066 Lindsay Lane, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 8, 2008.

MINOR VARIANCE – In respect of an application to request permission for a minor variance to Zoning By-Law No. 76-26 (Kingston West) for the property at 987 Sunnyside Road, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 8, 2008.
(File No. CSU-D19-000-2008)

03-045 From Dr. Leo M. Lowe, providing information regarding uranium exploration and mining.
(File No. CSU-E05-000-2008)
(Digitally distributed to all Members of Council by Sender on December 18, 2007)

03-047 From the Leechee Garden Restaurant, located at 1758 Bath Road, an application for a liquor licence from the Alcohol and Gaming Commission of Ontario.
(File No. CSU-P09-000-2008)

03-048 From M-REP Communications, providing information regarding the proposed pesticide by-law.
(File No. CSU-E05-000-2008)
(Digitally distributed to all Members of Council by Sender on December 10, 2007)

City Council Meeting No. 03
Agenda
Tuesday, January 8, 2008

Page 14

COMMUNICATIONS (CONTINUED)

- 03-049 From the Association of Municipalities of Ontario (AMO), advising that the Ministry of Finance and the Ministry of Municipal Affairs and Housing have confirmed individual municipal Ontario Municipal Partnership Fund (OMPF) allocations will remain stable for 2008.
(File No. CSU-F11-000-2008)
(Digitally distributed to all Members of Council on December 27, 2007)
- 03-050 From the Association of Municipalities of Ontario (AMO), advising that the House of Commons has passed a motion calling for permanent Federal Gas Tax funding.
(File No. CSU-F11-000-2008)
(Digitally distributed to all Members of Council on December 27, 2007)
- 03-054 From the Association of Municipalities of Ontario (AMO), advising that Ontario's fall economic statement promises additional funding for municipal infrastructure, including transit, local roads and bridges.
(File No. CSU-F11-000-2008)
(Digitally distributed to all Members of Council on January 2, 2008)
- 03-055 From the Association of Municipalities of Ontario (AMO), providing information regarding the "Charting Your Future 2008" workshops, which will be held in Kingston on January 25th and 26th and April 10th and 11th.
(File No. CSU-A04-000-2008)
(Digitally distributed to all Members of Council on January 2, 2008)
- 03-059 From the Association of Municipalities of Ontario (AMO), advising that the Province of Ontario released details about the Municipal Infrastructure Investment Initiative (MIII) on December 21st, 2007, a \$300M program announced in the Fall Economic Update.
(File No. CSU-F11-000-2008)
(Digitally distributed to all Members of Council on January 3, 2008)
- 03-060 From the Ministry of Finance and the Ministry of Municipal Affairs and Housing, providing information regarding the Ontario Municipal Partnership Fund (OMPF) allocations for 2008.
(File No. CSU-F11-000-2008)

Referred to All Members of Council

- 03-037 From the Federation of Canadian Municipalities (FCM), providing information regarding a Request For Proposals (RFP) to host the September 2010 meetings of FCM's National Board of Directors, the 2013 FCM Annual Conference and Municipal Expo and the 2014 FCM Annual Conference and Municipal Expo.
(File No. CSU-A01-002-2008)
- 03-041 From Mr. and Mrs. Wevers, urging Council to support the passage of the proposed pesticide by-law.
(File No. CSU-E05-000-2008)
(Distributed to all Members of Council on December 14, 2007)

City Council Meeting No. 03
Agenda
Tuesday, January 8, 2008

Page 15

COMMUNICATIONS (CONTINUED)

- 03-042 From Better Beginnings for Kingston Children, advising that they support the by-law banning pesticides in the City of Kingston.
(File No. CSU-E05-000-2008)
- 03-044 From the Regional Municipality of Durham, asking Council to support a resolution asking the Federal Government to revamp the criteria for Employment Insurance to ensure Employment Insurance acts as it was designed to be, which is an insurance program to assist during periods of unemployment, and that the Premier of Ontario be called upon to advocate on behalf of Ontario and the municipalities of Ontario to ensure that Ontario workers are eligible for benefits under the Employment Insurance program.
(File No. CSU-C10-000-2008)
- 03-046 From the City of Ottawa, asking for Council's support of a resolution regarding the impact on municipalities of the Province's Business Education Tax reduction and the Federal Government's sale and leaseback plan and to propose legislative change that will allow municipalities to maintain the current level of Business Education tax revenue collected through Payment in Lieu of Tax (PILT) billings and to retain the Business Education tax revenue on property occupied but not owned by the Crown.
(File No. CSU-C10-000-2008)
- 03-051 From the Corporation of the Township of Brock, asking for Council's support of a resolution regarding the proposed changes to the regulatory framework for Non-Agricultural Source Material.
(File No. CSU-C10-000-2008)
- 03-052 From the Alzheimer Society of Kingston, asking that Council proclaim January 2008 "National Alzheimer Awareness Month".
(File No. CSU-M10-000-2008)
(See Miscellaneous Business Item No. 1)
- 03-053 From the City of Owen Sound, asking for Council's support of a resolution regarding the One Cent NOW! Campaign, which asks that the equivalent of one cent of the GST be transferred to municipalities across the nation to support local infrastructure.
(File No. CSU-C10-000-2008)
- 03-056 From Councillor Leonore Foster, providing two information reports on the Federation of Canadian Municipalities (FCM) meetings that were held in Ottawa in November 2007.
(File No. CSU-A01-002-2008)
- 03-057 From the City of Waterloo, asking for Council's support of a resolution calling upon the Provincial and Federal governments to re-examine how municipalities are funded in regards to infrastructure and work together with a view to providing long term and sustainable infrastructure funding programs to assist the City of Waterloo and all upper, lower and single tier municipalities in addressing their infrastructure roles and responsibilities.
(File No. CSU-C10-000-2008)

COMMUNICATIONS (CONTINUED)

03-058 From the City of Waterloo, asking for Council's support of a resolution requesting the Province of Ontario to fully exempt all Ontario municipalities from paying Provincial Sales Tax (PST), with the understanding that the savings realized be mandated to fund existing infrastructure renewal in local municipalities.
(File No. CSU-C10-000-2008)

03-061 From Mr. Derek Butler, expressing his concerns regarding recent plans for a hydro wind project on Wolfe Island.
(File No. CSU-E11-000-2008)

Referred to the President and CEO of Utilities Kingston

03-038 From Pitch-In Ontario, providing information regarding becoming a Patron or a Supporter of Pitch-In Ontario in order to assist them in continuing to provide programs and materials to local governments.
(File No. CSU-E07-000-2008)

Referred to the Commissioner of Corporate Services

03-039 From the Kingston Area Race Relations Association, asking that Council proclaim February 2008 "Black History Month".
(File No. CSU-M10-000-2008)

03-040 From Crime Stoppers Kingston, asking that Council proclaim January 2008 "Crime Stoppers Month".
(File No. CSU-M10-000-2008)

Referred to the Commissioner of Finance and Corporate Performance

03-062 From the Ministry of Municipal Affairs and Housing, providing information regarding the reporting requirements for the 2007 Municipal Performance Measurement Program (MPMP).
(File No. CSU-M04-000-2008)

Referred to the Administrative Policies Committee

03-063 From the Workplace Safety and Insurance Board, providing information regarding the Community Workplace Health and Safety Charter.
(File No. CSU-S08-000-2008)



BY-LAWS

- (A) THAT By-Laws (1) through (8) be given their first and second reading.
- (B) THAT By-Laws (3) through (10) be given their third reading.

City Council Meeting No. 03
Agenda
Tuesday, January 8, 2008

Page 17

BY-LAWS (CONTINUED)

- (1) A By-Law To Declare Surplus To Municipal Need And Sell Parts 5 And 6 On Plan 13R-____, South Side Of Dalton Avenue
FIRST AND SECOND READINGS PROPOSED NO. 2008-29
(See Clause (a), Report No. 11)
(To be held for Third Reading pending the Notice Provisions By-Law)
- (2) A By-Law To Declare Surplus To Municipal Need And Sell Parts 1 And 2 On Plan 13R-18948
FIRST AND SECOND READINGS PROPOSED NO. 2008-30
(See Clause (2), Report No. 12)
(To be held for Third Reading pending the Notice Provisions By-Law)
- (3) A By-Law To Amend By-Law No. 32-74, "A By-Law To Regulate The Use Of Lands And The Character, Location And Use Of Buildings And Structures In The Township Of Pittsburgh" (Zone Change to amend lot frontage provisions – 'R4-5' Zone – Greenwood Park Subdivision Phase 9)
THREE READINGS PROPOSED NO. 2008-31
(See Clause (1), Report No. 13)
- (4) A By-Law To Amend The Official Plan For The City Of Kingston Planning Area (Amendment No. 38, known municipally as 1040 – 1162 Division Street and 88 – 120 Dalton Avenue)
THREE READINGS PROPOSED NO. 2008-32
(See Clause (2), Report No. 13)
- (5) A By-Law To Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law Of The Corporation Of The City Of Kingston" (Zone Change From EPA To C2.326, 1040 – 1162 Division Street and 88 – 120 Dalton Avenue)
THREE READINGS PROPOSED NO. 2008-33
(See Clause (2), Report No. 13)
- (6) A By-Law To Provide For The Assumption Of The Public Highways In Westwood Meadows Subdivision, Registered Plan 13M-51, 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. 2008-34
(Delegated Authority)
- (7) A By-Law To Provide For The Assumption Of The Public Highways In Phase 4 of Cobblestone Ridge Subdivision, Registered Plan 13M-26, 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. 2008-35
(Delegated Authority)

City Council Meeting No. 03
Agenda
Tuesday, January 8, 2008

Page 18

BY-LAWS (CONTINUED)

- (8) A By-Law To Confirm The Proceedings Of Council At Its Meeting Held On Tuesday, January 8, 2008
THREE READINGS PROPOSED NO. 2008-36
(City Council Meeting No. 03-2008)
- (9) A By-Law To Declare Surplus To Municipal Need And Sell Parts 3, 4, 5 And 6 On Plan 13R-18948
THIRD READING PROPOSED NO. 2008-8
(See Clause (c), Report No. 4)
- (10) A By-Law To Delegate The Authority To The Director Of Building & Licensing For Execution Of Spatial Separation
Agreements Under The Ontario Building Code, As Amended
THIRD READING PROPOSED NO. 2008-9
(See Clause (2), Report No. 5)



ADJOURNMENT