MOTIONS OF CONGRATULATIONS, RECOGNITION, SYMPATHY, CONDOLENCES AND SPEEDY RECOVERY

Motions of Congratulations

(2) Moved by Councillor Hector
Seconded by Councillor Gerretsen

THAT the congratulations of Kingston City Council be extended to Kingston City Staff and BM Bodo Strategic Design for their work on the Kingston Norman Rogers Airport branding. The Airports Council International – North America has announced that Kingston Airport placed First out of 55 airports in the annual Marketing and Communications Award contest for 2009 – Print Advertising. Montreal’s Pierre-Elliott Trudeau International placed second with Denver and Louisville International tied for third.

REPORTS

REPORT NO. 114 OF THE CHIEF ADMINISTRATIVE OFFICER (CONSENT)

The consent of Council is requested for the withdrawal of Clause (m) due to the fact that MPAC will defer the placement of taxable assessments related to the K-Rock Centre until staff and Council have had an opportunity to review policies relating to licensed or leased use of municipal facilities in 2011. Accordingly, staff will be developing a holistic comprehensive Municipal Capital Facility Policy for Council committee deliberation early in the 2nd quarter of 2011; and,

The re-ordering of Report No. 114 in order to deal with time sensitive items and to table the balance of the report until the end of the meeting so that all time sensitive items can be dealt with first.

(a) Approval for the Renaming of a Private Road as Navy Way (Agenda Page 8)

(The Report of the Commissioner of Sustainability and Growth (10-201) is attached as Schedule Pages 1-7)

(See By-Law No. (1), 2010-172)

(b) Capital Project Status Report for the Second Quarter of 2010 (Agenda Page 9)

(The Report of the Deputy Treasurer (10-233) is attached as Schedule Pages 8-28)

(d) Approval of a Grant to John Howard Society of Kingston and District from the Affordable Housing Construction Reserve for Affordable Housing Development (Agenda Page 10)

(The Report of the Acting Commissioner of Community Services (10-258) is attached as Schedule Pages 34-37)

(g) Authority to Enter into Agreements for Acquisition and Construction of a Neighbourhood Park (Agenda Page 11)

(The Report of the Commissioner of Sustainability and Growth (10-268) is attached as Schedule Pages 49-53)
REPORTS (CONTINUED)

REPORT NO. 114 OF THE CHIEF ADMINISTRATIVE OFFICER (CONSENT)

(h) Approval of an Application for a Tile Drainage Loan under the Tile Drainage Act for Norman Kendall and Kristie Kendall (Agenda Page 12)

(The Report of the City Treasurer (10-274) is attached as Schedule Pages 54-55)

(j) Approval of Complimentary Parking Passes for Skate Canada (Agenda Page 12)

(The Report of the Commissioner of Transportation, Properties and Emergency Services (10-252) is attached as Schedule Pages 65-66)

(k) Award of RFP for Collection and Counting of Transportation Funds to G4S Secure Solutions (Canada) Inc. (Agenda Page 12)

(The Report of the Commissioner of Transportation, Properties and Emergency Services (10-267) is attached as Schedule Pages 67-69)

(l) Partnership with the Salvation Army for Expansion of Service for Homeless Persons (Agenda Page 12)

(The Report of the Commissioner of Sustainability and Growth (10-270) is attached as Schedule Pages 70-73)

(m) Municipal Capital Facility – K-Rock Centre (Agenda Page 13)

(The Report of the Commissioner of Transportation, Properties and Emergency Services (10-276) is attached as Schedule Pages 74-80)

(See By-Law No. (10), 2010-181)

(n) Renewal of Parking Space Agreement with Kingston Brewing Company (Agenda Page 13)

(The Report of the Commissioner of Transportation, Properties and Emergency Services (10-277) is attached as Schedule Pages 81-83)

(o) Sole Source – Corporate Voice Network Maintenance Contract with Southeastern Telecommunication Services (Agenda Page 14)

(The Report of the Chief Information Officer (10-282) is attached as Schedule Pages 84-87)

(p) Amendment to the Fees and Charges By-Law No. 2005-10 for the Reduction of Morning Ice Fees at the INVISTA Centre (Agenda Page 14)

(The Report of the Commissioner of Sustainability and Growth (10-284) is attached as Schedule Pages 88-91)

(See By-Law No. (7), 2010-178)
REPORTS (CONTINUED)

REPORT NO. 115 OF THE CHIEF ADMINISTRATIVE OFFICER (RECOMMEND)

The consent of Council is requested for the addition of Clauses (4) and (5) and that Clauses (1) through (5) of Report No. 115 be brought forward on the agenda so that all time sensitive items can be dealt with first.

1. LaSalle Causeway Traffic Operations Study – Terms of Reference (Agenda Page 15)
   (The Report of the President and CEO of Utilities Kingston (10-260) is attached as Schedule Pages 92-113)

2. Delegation of Authority to the Director of Legal Services and City Solicitor for Various Administrative Matters (Agenda Page 15)
   (The Report of the Director of Legal Services (10-275) is attached as Schedule Pages 114-123)
   (See By-Law No. (8), 2010-179)

3. Poverty Reduction Strategic Planning Process (Agenda Page 15)
   (The Report of the Acting Commissioner of Community Services (10-272) is attached as Schedule Pages 124-130)

   THAT Council endorse a maximum commitment of $920,000 to the International Sailing Federation (ISAF) World Sailing Championship 2014 bid submission;
   
   - and further -
   
   THAT Council direct staff to include $105,000 (2014 rates) of the contribution to be made through the provision of Portsmouth Olympic Harbour at no cost for 30 days in the 2014 operational budget and $815,000 for capital upgrades to City marina facilities and event related costs in the 2013-2014 capital and operational budgets;
   
   - and further -
   
   THAT Council delegate authority to the Chief Administrative Officer to complete details of the second round bid submission for the Sailing Federation (ISAF) World Sailing Championship 2014 due on December 1st, 2010.
   (The Report of the Commissioner of Sustainability and Growth (10-283) was distributed separately from the agenda on Friday, September 3, 2010.)
   (File No. CSU-M02-000-2010)

5. Delegation of Authority for the Chief Administrative Officer to Employ a Commissioner of Community Services
   
   THAT Council delegate authority to the Chief Administrative Officer to hire a new Commissioner of Community Services and to determine the terms of employment for that position in accordance with existing City compensation and employment policies and procedures and that the appropriate by-law be given all three readings.
   (The Report of the Chief Administrative Officer (10-290) is attached.)
   (See By-Law No. (21), 2010-191)
REPORTS (CONTINUED)

REPORT NO. 115A OF THE CHIEF ADMINISTRATIVE OFFICER (CONSIDER)

The consent of Council is requested to bring forward Report No. 115A so that all time sensitive items can be dealt with first.

(1A) STAFF BRIEFING - Mr. Jim de Hoop, Director of Community and Family Services, and Mr. Bernie Hermse of MHBC Planning, will speak to Council regarding the consultants’ final report on the potential acquisition of federal surplus land for affordable housing in Barriefield Village.

(1) Feasibility Analysis Phase 1: Acquisition of Federal Surplus Lands in Barriefield Village (Agenda Page 17)

(The Report of the Acting Commissioner of Community Services (10-281) is attached as Schedule Pages 131-189.
Note: Exhibit A to the report was distributed separately from the agenda.)

REPORTS (CONTINUED)

REPORT NO. 116 OF THE PLANNING COMMITTEE

The consent of Council is requested for the addition of Clauses 3 and 4 and for the re-ordering of Report No. 116 in order to deal with these time sensitive items and to table the balance of the report until the end of the meeting so that all time sensitive items can be dealt with first.

September 2, 2010

3. Approval of an Application for Official Plan Amendment and Zoning By-Law Amendment for the Property Located at 390 King Street West

THAT the application for Official Plan Amendment and Zoning By-Law Amendment (Our Files No. D09-046-2009 and D14-158-2009) submitted by Novatech Engineering Consultants Ltd., on behalf of Queen's University, for the property municipally known as 390 King Street West, BE APPROVED:

AND THAT the City of Kingston Official Plan be amended as follows:

1. The Official Plan for the City of Kingston is hereby amended by the following map change which shall constitute Amendment No. 5 to the Official Plan for the City of Kingston.
   (a) AMEND Schedule ‘3-A, Land Use’ of the Official Plan for the City of Kingston, so as to designate 390 King Street West, as shown on Schedule ‘A’ to By-Law No. 2010-188, from ‘Open Space’ and ‘Environmental Protection Area’ to ‘Institutional’.

AND THAT it be recommended to Council that the former City of Kingston Zoning By-Law No. 8499, as amended, be further amended as follows:

1.1. Map 29 of Schedule “A”, as amended, is hereby further amended by changing the zone symbol of the subject site from ‘P.98’ to ‘E.386’, as shown on Schedule “A” attached to and forming part of By-Law No. 2010-189.

1.2. By Adding a new Part VII, subsection 386 thereto as follows:

“(386) ‘E.386’, 390 King Street West

Notwithstanding the provisions of Sections 5 and 17 hereof to the contrary, the lands zoned ‘E.386’ on Schedule ‘A’ hereto, the following regulations shall apply:
REPORTS (CONTINUED)

REPORT NO. 116 OF THE PLANNING COMMITTEE

a) Additional Permitted uses:
   • Theatre;
   • Auditorium; and
   • Accessory uses to a theatre and auditorium.

b) Prohibited Uses:
   • Convocation ceremony.

c) Off-Street Parking shall be provided as follows:
   1) A total of 180 parking spaces shall be provided for Off-Street Parking. Required parking shall be
      provided either on-site or in off-site parking facilities, but shall not be provided using on-street
      parking.
   2) The minimum size of a parking space located in the E.386 Zone shall be 2.6 metres wide and 5.2
      metres long.
   3) The minimum width of a drive aisle adjacent to a parking space located in the ‘E.386’ Zone shall be
      6.7 metres.

d) Minimum Setback from Lake Ontario Waterfront to the face of any building shall be 15.8 metres.

1.3 That Part VII, subsection 98, being ‘P.98’ Zone be repealed from By-Law No. 8499.

1.4 That Schedule K be Repealed from Zoning By-Law No. 8499.

AND THAT the amending by-law be presented to City Council for all three readings.
(See By-Law No. (18), 2010-188, See By-Law No. (19), 2010-189)

4. Approval of an Application for Zoning By-Law Amendment and Cash-in-lieu of Parking for the Property
   Located at 110 Clergy Street

THAT it be recommended to Council that the application for exemption from the parking requirements of the
Downtown and Harbour Zoning By-Law No. 96-25, in accordance with By-Law No. 88-270, submitted by 1203139
Ontario Ltd. for the property located at 110 Clergy Street, BE APPROVED

AND THAT following the execution of the Exemption from the Parking Requirements Agreement, as required by By-
Law No. 88-270, the Director of Legal Services be authorized to forward the necessary signed and stamped originals
and required copies to the Land Registry Office for registration.

AND THAT it be recommended to Council that the application for Zoning By-Law Amendment (Our File No. D14-187-
2010) submitted by 1203139 Ontario Ltd., for the property located at 110 Clergy Street, BE APPROVED.

AND THAT the Downtown and Harbour Zoning By-Law No. 96-259, as amended, be further amended as follows:

1. That Zone Map No. 1 of Zoning By-Law No. 96-259, as amended, is hereby further amended by changing the
   zone symbol of the lands shown as “Subject Lands Rezoned from C1-3 to C1-29” on Schedule “A” attached
   hereto and forming part of amending By-Law No. 2010-190.

2. That the following be added as Section 7.3.29 of the By-Law:

   “7.3.29 110 Clergy Street (C1-29)

   Notwithstanding any provisions of the By-Law to the contrary, the provisions of Section 7 for the ‘C1’ Zone
   shall apply to the ‘C1-29’ Zone except that:
REPORT NO. 116 OF THE PLANNING COMMITTEE

7.3.29.1 **REGULATIONS**
The regulations shall be as follows:

(a) **PERMITTED USE**
   Residential use is permitted on the ground floor;

(b) **MINIMUM BUILDING HEIGHT**
   Notwithstanding Section 7.2, the minimum building height shall be 2 storeys, not to be less than 6.7 metres;

(c) **MAXIMUM DENSITY**
   Notwithstanding Section 7.2, the maximum permitted density shall be 225 residential units per net hectare;

(d) **NUMBER OF UNITS**
   The maximum number of permitted residential units shall be 4;

(e) **NUMBER OF BEDROOMS**
   The maximum number of bedrooms per unit shall be 2;

(f) **PARKING**
   Notwithstanding Section 5.22, cash-in-lieu of parking has been provided for two residential units in accordance with By-Law No. 88-270;

(g) **AMENITY AREA**
   Notwithstanding Section 5.5, there shall be no amenity area requirement;

(h) **BICYCLE PARKING**
   Notwithstanding Section 5.22.8, there shall be no minimum required number of bicycle parking spaces.

**AND BE IT FURTHER RESOLVED** that the amending by-law be presented to City Council for all three readings. (See By-Law No. (20), 2010-190)

REPORT NO. 118 OF THE ADMINISTRATIVE POLICIES COMMITTEE

The consent of Council is requested for the re-ordering of Report No. 118 in order to deal with time sensitive items and to table the balance of the report until the end of the meeting so that all time sensitive items can be dealt with first.

2. **2010 Tax Capping for Commercial, Industrial and Multi-Residential Properties** (Agenda Page 24)
   (Note: A copy of the draft by-law is attached as Schedule Pages 196-197)
   (See By-Law No. (9), 2010-180)
REPORTS (CONTINUED)
REPORT NO. 119 OF THE ARTS, RECREATION AND COMMUNITY POLICIES COMMITTEE

The consent of Council is requested for the re-ordering of Report No. 119 in order to deal with time sensitive items and to table the balance of the report until the end of the meeting so that all time sensitive items can be dealt with first.

1. Approval of 2010-2012 Kingston & Frontenac Child Care Service Management Plan  (Agenda Page 27)
   (Note: The Report of the Commissioner of Community Services (ARCP-10-033) was attached to the ARCP agenda as pages 2-53. Exhibit C is attached as Schedule Pages 198-239)

REPORTS (CONTINUED)
REPORT NO. 120 OF THE ENVIRONMENT, INFRASTRUCTURE AND TRANSPORTATION POLICIES COMMITTEE

The consent of Council is requested for the re-ordering of Report No. 120 in order to deal with time sensitive items and to table the balance of the report until the end of the meeting so that all time sensitive items can be dealt with first.

1. Residential On-Street Parking Management  (Agenda Page 29)

2. Closure of Public Access at the Kingston East Landfill  (Agenda Page 29)

REPORTS (CONTINUED)
REPORT NO. 122 OF THE MEMORIAL CENTRE REVITALIZATION ADVISORY COMMITTEE

The consent of Council is requested to bring forward Report No. 122 so that all time sensitive items can be dealt with first.

1. Memorial Centre Fencing  (Agenda Page 31)

MISCELLANEOUS BUSINESS

The consent of Council is requested to bring forward Miscellaneous Business Item (1) so that all time sensitive items can be dealt with first.

(1) THAT, as requested by the Ban Righ Centre at Queen’s University, Council dedicate the time frame from September 1, 2010, to May 31, 2011, to the “Who Is She?” community project, which is designed to acknowledge the countless women who have supported someone through a difficult time and is intended to increase awareness of the Ban Righ Centre’s role in the continuing education of women.  (Agenda Page 34)
(See Communication No. 19-359, August 24, 2010)
COMMUNICATIONS

Referred to All Members of Council

20-413 From the Kingston Community Roundtable on Poverty Reduction, advising that it endorses the recommendation contained in Report No. 10-272 and looks forward to working on the development of the Terms of Reference for the Steering Group. (File No. CSU-S04-000-2010)

20-414 From Donald Hadden, expressing his concerns regarding the possible development of affordable housing in Barriefield Village. (File No. CSU-S18-000-2010)

20-415 From Robert and Elizabeth Cardwell, expressing their concerns and observations regarding the Barriefield Feasibility Study. (File No. CSU-S18-000-2010) (Digitally distributed to all Members of Council on September 6, 2010)

20-416 From Kamyar Kamyab, expressing concerns regarding the possible development of affordable housing in Barriefield Village. (File No. CSU-S18-000-2010)

20-417 From Caroline Davis, Vice Principal (Finance and Administration) of Queen’s University, providing information regarding questions raised at the Council meeting held on August 24, 2010, pertaining to the Queen’s University Performing Arts Centre at 390 King Street West. (File No. CSU-P18-000-2010)

BY-LAWS

The consent of Council is requested to give By-Law (8) all three readings and for the addition of By-Laws (18) through (21).

(8) A By-Law To Delegate Authority To The Director Of Legal Services And City Solicitor For Various Administrative Matters
THREE READINGS (See Clause (2), Report No. 115)
PROPOSED NO. 2010-179

(18) A By-Law To Amend The Official Plan For The City Of Kingston Planning Area (Amendment No. 5, known municipally as 390 King Street West)
THREE READINGS (See Clause (3), Report No. 116)
PROPOSED NO. 2010-188
BY-LAWS (CONTINUED)

(19) 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 ‘P.98’ to ‘E.386’, 390 King Street West)
THREE READINGS
(See Clause (3), Report No. 116)
PROPOSED NO. 2010-189

(20) A By-Law To Amend By-Law No. 96-259, “Downtown And Harbour Zoning By-Law For The Corporation Of The City Of Kingston” (Zone Change from ‘C1-3’ to ‘C1-29’, 110 Clergy Street)
THREE READINGS
(See Clause (4), Report No. 116)
PROPOSED NO. 2010-190

(21) A By-Law To Delegate Authority To The Chief Administrative Officer To Employ A Commissioner Of Community Services
THREE READINGS
(See Clause (5), Report No. 115)
PROPOSED NO. 2010-191