



City Council Meeting 2015-26

Tuesday, November 17, 2015 at 5:30 pm
in the Council Chamber at City Hall.

Council will resolve into the Committee of the Whole
“Closed Meeting” and will reconvene
as regular Council at 7:30 pm.

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(Council Chamber)

Call Meeting to Order

Roll Call

The Committee Of The Whole “Closed Meeting”

1. **That** Council resolve itself into the Committee of the Whole “In Camera” to consider the following items:
 - a) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and advice that is subject to solicitor-client privilege, including communications necessary for that purpose – 630 Princess Street – Jay Patry Enterprises Inc.; and
 - b) Advice that is subject to solicitor-client privilege, including communications necessary for that purpose – JK Tett Centre; and
 - c) A proposed or pending acquisition or disposition of land by the municipality or local board – Federal Divestitures; and
 - d) A proposed or pending acquisition or disposition of land by the municipality or local board – Potential Strategic Disposal of Federal Properties; and
 - e) Advice that is subject to solicitor-client privilege, including communications necessary for that purpose – Application for Zoning By-Law Amendment – 1660-1674 Sydenham Road.

Approval of Addeds

Disclosure of Potential Pecuniary Interest

Presentations

Delegations

1. Frank Dixon, resident, will appear before Council to speak to Report Number 109 Received from the Environment, Infrastructure and Transportation Policies Committee (EITP) with respect to the 2015 Kingston Transportation Master Plan (KTMP).
2. Roger Healey, representing Kingston Coalition for Active Transportation (KCAT) will appear before Council to speak to Report Number 109: Received from the Environment, Infrastructure and Transportation Policies Committee (EITP) with respect to the 2015 Kingston Transportation Master Plan (KTMP).

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3. Matthew Gventer, will appear before Council to speak to New Motion Number 1, received from Deputy Mayor Stroud and Councillor Candon with respect to Kingston Memorial Centre.

Note: Delegation Number 3 is subject to the approval of New Motion Number 1.

Briefings

Petitions

- (1) A petition bearing approximately 34 signatures was received by the Planning Committee on November 5, 2015 and received in the City Clerk's Department on November 9, 2015 and reads as follows:

"We, the residents of Heritage Court, are against the proposed high-rise condominium which is planned for 223 Princess Street. The scale of it is way too big for the downtown area".

Referred to Council

Motions of Congratulations, Recognition, Sympathy, Condolences and Speedy Recovery

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

Motion of Congratulations

1. Moved by Mayor Paterson
Seconded by Deputy Mayor Stroud

That the congratulations of Kingston City Council be extended to Arthur McDonald, Queen's University professor emeritus, on receiving the 2016 Breakthrough Prize in Fundamental Physics. This prize, awarded annually for profound contributions to human knowledge, recognizes Dr. McDonald's discoveries in neutrinos.

Motion of Condolence

1. Moved by Mayor Paterson
Seconded by Deputy Mayor Stroud

That the condolences of Kingston City Council be extended to Elizabeth Cashman, Administrative Assistant with Cultural Services, on the passing of her sister, Susan Price on October 25, 2015. Our thoughts are with Elizabeth and her family during this difficult time.

Deferred Motions

1. Moved by Councillor Allen
Seconded by Councillor Osanic

Whereas Tomlinson Environmental Services Limited has applied for a zoning by-law amendment with the respect to the property located at 1660-1674 Sydenham Rd for the purpose of establishing and operating a warehouse, self-storage facility, open storage, an automobile body shop and an accessory dwelling unit on the subject lands (File Number D14-247-2012); and

Whereas concern was expressed by residents at Public Meetings conducted August 2, 2012 and for a revised application on May 7, 2015 in respect to numerous site plan issues that may impact residential neighbours such as, noise, water source protection separation distance, and

Whereas the delegation of authority by-law, 2006-75, allows for Council to “bump-up” site plan control applications to Planning Committee; and

Whereas this procedure will provide transparency and allow the details to be debated in a public forum;

Therefore Be It Resolved That the site plan control application for 1660-1674 Sydenham Rd by Tomlinson Environmental Services Limited be “bumped up” to the Planning Committee.

Reports

Report Number 106: Received from the Chief Administrative Officer (Consent)

Report Number 106

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) Award of Contract for Advertising Services

That Council authorize the Mayor and Clerk to execute a one year contract for print and digital advertising services with PostMedia from the time of contract signing to the end of 2016 with a possible extension of one year in a form satisfactory to the Director of Legal Services.

(The Report of the Chief Administrative Officer (15-418) is attached as Schedule Pages 1-5)

(File Number CSU-M01-000-2015)

b) Enterprise Software License Agreement - ESRI Canada Limited

That Council approve the renewal of the Esri Small Local Government Enterprise License Agreement, pursuant to Purchasing By-Law 2000-134, with Esri Canada Ltd. for three years in the total amount of \$92,000 per year, plus applicable taxes; and

That Council authorize the Mayor and City Clerk to execute the renewal of the Esri Small Local Government Enterprise License Agreement in a form satisfactory to the Director of Legal Services; and

That Council delegate authority to the Chief Information Officer to further renew the Esri Small Local Government Enterprise License Agreement with Esri Canada Ltd., subject to the renewal agreement being reviewed by and in a form satisfactory to the Director of Legal Services.

(The Report of the Chief Financial Officer and City Treasurer (15-421) is attached as Schedule Pages 6-10)

(File Number CSU-A23-000-2015)

c) Kingston Culture Plan Progress Report and Cultural Services Update Report, 2014-2015

That the “Kingston Culture Plan Progress Report” attached as Exhibit A and the “Cultural Services Update Report, 2014-2015” attached as Exhibit B to Report Number 15-433 be received for information; and

That Council approve an expansion to the definition of “community education and engagement” as initially described in the Kingston Culture Plan to provide staff within the Cultural Services Department with the mandate needed to pursue cultural development work as a model of practice; and

That Council approve continuing the formative work already started with First Peoples in Kingston and to pursue opportunities to engage in the discussions at a local level precipitated by the publication of the Truth and Reconciliation Commission Findings report.

(The Report of the Commissioner of Corporate & Strategic Initiatives (15-433) is attached as Schedule Pages 11-42)

(File Number CSU-R00-000-2015)

Report Number 107: Received from the Chief Administrative Officer (Recommend)

Report Number 107

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1a. Sheldon Laidman, Director, Housing & Social Services Department, will provide introductory remarks. Mr. Joe Berridge of Urban Strategies Inc., will provide a briefing with respect to clause (1b), Rideau Heights Regeneration Strategy – Plan Adoption.

1b. Rideau Heights Regeneration Strategy – Plan Adoption

That Council endorse the Rideau Heights Regeneration Strategy; and

That Council direct staff to consider any municipal infrastructure improvements required to support the implementation of the Rideau Heights Regeneration Strategy for inclusion within the next Development Charges and Impost Fee review process, subject to the limitations and authority of the *Development Charges Act 1997*; and

That Council direct staff to conduct an analysis of potential opportunities to realign the City's annual affordable housing financial contributions, utilize the Social Housing Development Reserve Fund, and direct ongoing provincial and federal affordable housing funding to apply these resources in the most efficient manner to assist in the phased implementation of the revitalization plan; and

That Council direct staff to work with KFHC to conduct a full analysis of KFHC's financial capabilities to finance the housing component of the revitalization project which should consider, subject to the requirements and limitations of the *Housing Services Act, 2011*, disposal of scattered units, refinancing of assets, revenue generation from assets under the housing corporation's control, impacts resulting from the inclusion of market rental dwelling units within KFHC projects, as well as a capital repair schedule for the Rideau Heights social housing properties that aligns existing annual capital repair funding with the phased unit decommissioning schedule outlined within the Rideau Heights Regeneration Strategy; and

That Council pursue senior level governmental funding by participating in ongoing and future lobbying efforts as led by various social and affordable housing advocacy bodies, as well as undertaking locally generated efforts, in recognition that the social housing stock within the Rideau Heights neighbourhood was constructed under the authority of the provincial government and senior governmental funding is required to support these regeneration efforts; and

That Council authorize the Commissioner of Community Services or her delegate to review and approve, for execution by the Mayor and Clerk, all documents and agreements required to support the next steps in the strategy roll out, as required, and to the satisfaction of the Director of Legal Services; and

That Council authorize the Mayor and Clerk to execute all documents and agreements required to support the next steps in the strategy roll out as approved by the Commissioner of Community Services or her delegate.

(The Report of the Commissioner of Community Services (15-357) is attached as Schedule Pages 43-143)

(File Number CSU-D18-000-2015)

2. Capital Maintenance Program - Chown, Hanson, and Robert Bruce Parking Structures

That Council direct staff to incorporate in the 2016 Parking Capital Budget submission for its consideration, the cost estimates to complete the outstanding work from the 2014 capital remediation program, the cost estimates required to provide for an accelerated planned capital maintenance program for works originally identified needing completion in the 2016-2019 period for the Chown, Bruce, and Hanson parking structures, as well as the cost estimates for implementing safety barriers at the Chown and Hanson to provide deterrent for incidents of self-harm at these facilities.

(The Report of the Commissioner of Transportation, Facilities and Emergency Services (15-428) is attached as Schedule Pages 144-155)

(File Number CSU-T02-000-2015)

3. Capital Project Status Report - Third Quarter 2015

That Council approve capital budget changes, as outlined in Exhibit A to Report 15-389, as well as financing of capital projects or (return of funds) as follows:

Source of Financing (Return of Funds):	Amount
Municipal Capital Reserve Fund	\$(61,955)
Other Reserve Funds and Reserves:	
Arenas Reserve Fund	\$(700)
Fire Capital Reserve Fund	874
Transit Capital Reserve Fund	(1,475)
Federal Gas Tax Reserve Fund	(13,201)
Facility Repair Capital Reserve Fund	(20,437)
Technology Equipment Reserve Fund	(28,198)
Parking Reserve Fund	(679)
Utilities Equipment Reserve Fund	(6,031)
Environment Reserve Fund	(309,713)

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Development Charges Reserve Fund	<u>(47,116)</u>	<u>\$(426,676)</u>
Total Sources of Funding (Return of Funds)		<u>\$(488,631)</u>

That Council approve the reduction of approved debenture financing with reference to specific projects as outlined in Exhibit A to Report 15-389 as follows:

Source of Financing (Return of Funds): Amount

Municipal Capital Reserve Fund	\$ (909)	
Transit Capital Reserve Fund	(142,043)	
Environment Reserve Fund	<u>(75,000)</u>	
Total Debenture Reduction		<u>\$(217,952)</u>

(The Report of the Chief Financial Officer and City Treasurer (15-389) is attached as Schedule Pages 156-184)

(File Number CSU-F05-000-2015)

Report Number 108: Received from the Planning Committee

Report Number 108

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows:

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

Note: This item was deferred from November 3, 2015 Council Meeting Number 2015-25

1. Application for Zoning By-Law Amendment 1660-1674 Sydenham Road

That the application for zoning by-law amendment (File Number D14-247-2012) submitted by Tomlinson Environmental Services Limited, for the property located at 1660-1674 Sydenham Road, be approved; and

That Council determines that in accordance with Section 34(17) of the *Planning Act*, no further notice is required prior to the passing of the by-law; and

That By-Law Number 76-26 of The Corporation of the City of Kingston, as amended, be further amended as follows:

1. Map 1 of Schedule "A", as amended, is hereby further amended by changing the zone symbol of the subject site from 'I' to 'M1-14', as shown on Schedule "A" attached to and forming part of By-Law Number 2015-196.
2. By adding a new subsection 24(3)(n) thereto as follows:

"(n) M1-14 (1660-1674 Sydenham Road)

Notwithstanding the provisions of Section 4 and Section 24 hereof to the contrary, on the lands designated 'M1-14' on Schedule 'A' hereto and known municipally as 1660-1674 Sydenham Road, the following regulations shall apply:

(i) For the purposes of the M1-14 Zone, the following definitions shall apply:

(a) "Self-Service Storage Facility" means a facility designed and used for the purpose of renting or leasing individual secured storage units, which are generally accessible by means of individual loading doors, to tenants who are to have access to such units for the purpose of storing and removing property. Property may include personal property such as:

general merchandise, furniture, household items, licensed vehicles, equipment, tractors and recreational vehicles; hazardous materials such as: explosives, radioactive materials, flammable or hazardous chemicals or goods which produce noxious odours are prohibited.

- (b) "Recreational Vehicle" means any vehicle, or portable structure designed to be towed or carried by a vehicle, which is used for temporary recreational travel and/or accommodation and shall include motor homes, camper trailers, converted buses, boats and boat trailers or similar equipment.

(ii) Permitted uses:

The lands designated as M1-14 on Schedule 'A' hereto shall be used for no purpose other than the following uses:

(a) Residential Uses:

an accessory dwelling unit.

(b) Non-Residential Uses:

an automobile body shop limited to a maximum floor area of 561.7 square metres;

a self-service storage facility;

an open storage area;

a warehouse.

(iii) Prohibited uses:

(a) A salvage yard;

(b) Hazardous material storage such as that of explosives, radioactive materials, flammable or hazardous chemicals or goods which produce noxious odours.

(iv) Open Storage Area:

For the purposes of the M1-14 Zone, no open storage of goods or materials shall be permitted, except in accordance with the following provisions:

(a) Every open storage area shall be accessory to the main use of the Self-Service Storage Facility use and may include licensed vehicles, equipment, tractors, commercial vehicles and recreational vehicles.

- (b) Every open storage area shall comply with the yard setback provisions of Section 5(20) and Section 24(2)(c)(ii) hereof as if such open storage area were a building or structure.
- (c) An open storage area shall be limited to an area approved through the Site Plan Control process.
- (d) Notwithstanding paragraph (b) above, no open storage area shall be located in a front yard, or an interior side or rear yard which abuts a Residential Zone or a Development 'D' Zone.
- (e) Every open storage area shall be visually screened and enclosed within a solid fence which is not less than 2.4 metres in height, constructed of durable materials and maintained in good condition.”; and

That the amending by-law be presented to City Council for all three readings.

(By-Law Number (2), 2015-196 is attached as Schedule Pages 185-189)

Report Number 109: Received from the Environment, Infrastructure and Transportation Policies Committee

Report Number 109

To the Mayor and Members of Council:

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

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

Note: This item was deferred from November 3, 2015 Council Meeting Number 2015-25

1. 2015 Kingston Transportation Master Plan

The following motion was LOST on a tie vote.

[Committee By-law 2010-205, Section 2.9 b) under 'Clauses Lost at Committee Meetings' states that: "Motions that result in a tied vote at a Committee must be reported to Council or to the appropriate Committee to which it reports, as determined by the By-Law, with no recommendation to allow Council the opportunity to discuss and make a decision". This process is also noted within Procedural By-law 2010-1, Section 11.23 a) under 'Committee Reports'.]

That Council receive the 2015 Kingston Transportation Master Plan.

(The 2015 KTMP is attached as Schedule Pages 190-407)

Report Number 110: Received from the Planning Committee

Report Number 110

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows:

All items listed on this 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.

1. Zoning By-Law Amendment 84 Centre Street

That the application for zoning by-law amendment (File Number D14-137-2015) for the property located at 84 Centre Street, be approved; and

That the City of Kingston Zoning By-Law Number 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 'A' to 'A.484', as shown on Schedule "A" attached to and forming part of By-Law Number 2015-200.
- 1.2. By adding the following Section 481 in Part VIII – Exceptions to Various Zone Classifications as follows:

"481. 84 Centre Street

Notwithstanding the provisions of Section 8 and Section 5 hereof to the contrary, the lands designated 'A.484' on Schedule 'A' hereto, the following provisions shall apply:

- (a) Definitions:
 - (i) "Principal Residential Unit" means the main/core structure intended for human habitation, on a lot.
 - (ii) "Second Residential Unit" means a legally existing separate dwelling unit, which is ancillary to a principal residential unit and includes a separate access, kitchen, washroom, and living space.
- (b) Additional Permitted Uses:

A Second Residential Unit
- (c) Prohibited Uses:

Garden Suite;

Boarding House;
Lodging House; and
Rooming House.

(d) Second Residential Unit:

(i) Second Residential Unit Area:

A second residential unit shall have a gross floor area not exceeding 40 percent of the gross floor area of the principal residential unit or 90 square metres, whichever is lesser. For the purposes of this provision, calculations for gross floor area shall refer to the total area of each floor, including finished attic spaces, whether located above, at, or below grade, measured from the interior of outside walls and including floor area occupied by interior walls, but excluding:

- (a) Floor area occupied by mechanical, service, and electrical equipment that serve the building;
- (b) An open porch or balcony; and
- (c) Areas internal to the building that are intended for the storage of vehicles.

(ii) Second Residential Units Per Dwelling House:

(maximum): 1 only

(iii) Access:

The second residential unit shall have separate access from that of the principal residential unit. Access shall be provided at the front of the building, or at the side or rear of the building where a minimum 1.2 metre wide unobstructed walkway, that does not impede drainage, from the front of the building to the access provided; and

(iv) Parking and Driveway:

- (a) Second Residential Unit: 1 parking space
- (b) The required parking may be provided through a tandem or stacked parking arrangement on a driveway located in the front yard and the driveway may have a maximum width of 4.2 metres.
- (c) An additional driveway shall not be permitted for a second residential unit; and

That that in accordance with Section 34(17) of the *Planning Act*, no further notice is required prior to the passage of the by-law; and

That the amending by-law be presented to Council for all three readings.

(By-Law Number (3), 2015-200 is attached as Schedule Pages 408-411)

2. Zoning By-Law Amendment 6 Huntmill Crescent and 1075 Highway 2

That the application for zoning by-law amendment (File Number D14-135-2015) submitted by Richard and Susan Ward and David and Isabelle Malcolm, for the properties located at 6 Huntmill Crescent and 1075 Highway 2, be approved; and

That the Council of the Corporation of the City of Kingston hereby enacts as follows:

1. By-Law Number 32-74 of The Corporation of the City of Kingston, entitled "A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Pittsburgh", as amended, is hereby further amended as follows:

1.1. Map1 of Schedule "A", as amended, is hereby further amended by changing the zone symbol of the subject sites from 'D' and 'R1-5' to 'R1-51', as shown on Schedule "A" attached to and forming part of By-Law Number 2015-201.

1.2. By **Adding** the following section 9(3)(51) as follows:

"Special Requirements (R1-51) (6 Huntmill Cres. and 1075 Highway 2):

Notwithstanding any provisions of this by-law to the contrary, the lands designated R1-51 on Schedule "A" hereto shall be developed in accordance with the following provisions:

(i) Definitions

(a) "Lot Frontage" For the purposes of the R1-51 Zone, "Lot Frontage" is located on Huntmill Drive and means the horizontal distance between the side lot lines, such distance being measured perpendicularly to the line joining the middle of the front lot line with either the middle of the rear lot line or the apex of the triangle formed by the side lot lines and at a point thereon not less than the minimum required front yard depth and not greater than 10.67 metres from the front lot line;

(ii) Lot Area (Minimum): 2,000 square metres;

(iii) Lot Frontage (Minimum): 12 metres;

(iv) Parking Area Regulations:

(a) Yards Where Permitted

Notwithstanding the yard provisions of this By-Law to the contrary, uncovered surface parking areas shall be permitted in the following areas:

- (i) Rear Yard;
 - (ii) Interior Side Yard;
 - (iii) Front Yard beyond a distance of 50 metres measured from the front lot line abutting Huntsmill Crescent.
- (v) Existing Accessory Structure:
- (a) Interior Side Yard (Minimum) 0.4 metres;
 - (b) Floor Area (Maximum) 42 square metres.”; and

That in accordance with Section 34(17) of the *Planning Act*, no further notice is required prior to the passage of the by-law; and

That the by-law be presented to Council for all three readings.

(By-Law Number (4), 2015-201 is attached as Schedule Pages 412-416)

Report Number 111: Received from the Municipal Heritage Committee

Report Number 111

To the Mayor and Members of Council:

The Kingston Municipal Heritage Committee reports and recommends as follows:

All items listed on this 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.

1. Application for Heritage Permit under the Ontario Heritage Act - 220 Green Bay Road, Barriefield Heritage Conservation District

That alterations to a designated property at 220 Green Bay Road, be approved in accordance with details described in the application (File Number P18-980-082-2015), which was deemed complete on September 17, 2015, with said alterations to include the following:

1. Application of a real stone veneer (approximately 4 inches thick, using local limestone) on all visible components of the existing east side yard retaining wall;
2. Application of coping in real stone atop the retaining wall;
3. Grading and landscaping along the footings of the retaining wall;
4. Creation of a dry stack wall along the rear property line using stone present on the property; and

That the approval of the alterations be subject to the following five conditions:

1. All masonry work be completed in accordance with the City's Policy on Masonry Restoration in Heritage Buildings and the recommended mortar joint profiles in the Barriefield Heritage Conservation District Plan;
2. Stone treatments on the retaining wall and the dry stack wall should be wholly within the property of the applicant;
3. Plant material selected for planters be informed by the plant material list included in the appendix of the Barriefield Heritage Conservation District Plan;
4. Any grading should not affect the neighbouring properties; and
5. An encroachment permit be obtained for any repair activities (i.e. scaffolding, dumpsters etc.), requiring use of the City Right Of Way.

Report Number 112: Received from the Nominations Committee

Report Number 112

To the Mayor and Members of Council:

The Nominations Committee reports and recommends as follows:

All items listed on this 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.

1. Recommendation Regarding Public Appointments to Boards and Committees

That the following appointments be presented to the November 17, 2015 Council meeting for consideration.

That the following Board and Committee appointments be made:

i. Appeals Committee

That the following appointments be made to the Appeals Committee for a one year term, November 30, 2016:

- Nicola Diak (Nicki)
- Joyce Eikre
- Henk Wevers

ii. Belle Park Working Group

That the following appointments be made to the Belle Park Working Group for a one year term, November 30, 2016:

- Sameer Aasim
- Mary Louise Adams
- Conrad deBarros
- Mariah Hamilton
- John McLean
- Richard Stratton

iii. Housing and Homelessness Advisory Committee

That Christo Aivalis be appointed to the Housing and Homelessness Advisory Committee for a one year term, November 30, 2016.

iv. Kingston Economic Development Corporation (KEDCO) Board of Directors

That the following appointments be made to the KEDCO – Board of Directors for a one year term to December 31, 2016:

- Bill Durnford
- David Carnegie

v. Kingston Economic Development Corporation (KEDCO) Review Committee

That the following appointments be made to the Kingston Economic Development Corporation (KEDCO) Review Committee, for an 8 month term expiring on July 31, 2016:

- Heather Ford
- Michael Harris
- Judith Hay
- Debi Wells

That the following KEDCO Board members be appointed to the Kingston Economic Development Corporation (KEDCO) Review Committee, for an 8 month term expiring on July 31, 2016:

- Judith Pineault
- Bo Wandschneider

vi. Kingston Environmental Advisory Forum (KEAF)

That the following appointments be made to the Kingston Environmental Advisory Forum (KEAF) for a three year term expiring on November 30, 2018:

- Liudmila Aleaga-Aguilera
- Kenneth Mak
- Candace Parsons

vii. Kingston Municipal Non-Profit Housing (Town Homes Kingston)

That the following appointments be made to Kingston Municipal Non-Profit Housing (Town Homes Kingston) for a three year term, November 30, 2018:

- Alice Gazeley (Public Member)
- Bob MacKenzie (Tenant Representative)

viii. Municipal Accessibility Advisory Committee

That the following appointments be made to the Municipal Accessibility Advisory Committee for staggered terms of one and two years (TBD):

- Robert Baird
- Annmarie Blaney-Clarke
- Aimee Burtch
- Sarah Libera
- Donald Mitchell
- Thandi Phiri

ix. Taxi Commission

That the following appointments be made to the Taxi Commission for a one year term, November 30, 2016:

- Don Amos
- Courtney Mahoney
- Mike Marlin
- John Pyke
- Karen Weisbaum

2. Appointment of Members to the Pine Grove Cemetery Board

That the following recommendation be forwarded to the November 17, 2015 Council meeting for consideration.

That the following appointment be made to the Pine Grove Cemetery Board of Management, with a term ending on November 30, 2018:

- Graham Anglin
- Barbara Kenny
- Hazel Lloyd

Committee of the Whole

Information Reports

1. Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Month of September 2015

This report provides Council with details of purchases greater than \$50,000 that meet the established criteria of delegated authority as well as contracts awarded by senior staff between the \$20,000 and \$50,000 level for the month of September, 2015.

(The Report of the Chief Financial Officer and City Treasurer (15-420) is attached as Schedule Pages 417-423)

(File Number CSU-F18-000-2015)

2. Third Quarter Operating Budget Status Report for 2015

This report provides Council with a financial status update of the general operating fund as at September 30, 2015, the end of the third fiscal quarter.

(The Report of the Chief Financial Officer and City Treasurer (15-426) is attached as Schedule Pages 424-437)

(File Number CSU-F05-000-2015)

Information Reports from Members of Council

Miscellaneous Business

Motions of Council are required:

- 1) **Whereas** Members of Council have indicated their choices to serve on the under noted Committees for the terms shown below; and

Whereas there are sufficient vacancies to accommodate each Councillor;

Therefore Be It Resolved That the following Members of Council be appointed to serve on the under noted Committee/Board/Corporation:

Committee/Board	Number of Appointments Required and Length of Term	Names
Administrative Policies Committee	6 Councillors November 30, 2016	Councillor Allen Councillor Boehme Councillor Candon Councillor Holland Councillor Osanic Councillor Stroud

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Arts, Recreation and Community Policies Committee	6 Councillors November 30, 2016	Councillor Boehme Councillor Candon Councillor Holland Councillor Hutchison Councillor M ^c Laren Councillor Osanic
Museums & Collections Advisory Committee	2 Councillors (Note: One to be a member of Arts, Recreation and Community Policies Committee) November 30, 2016	Councillor M ^c Laren Councillor Schell
Appeals Committee	2 Councillors November 30, 2016	Councillor Hutchison Councillor Schell
Taxi Commission	1 Councillor November 30, 2016	Councillor Schell
Cataraqui Region Conservation Authority (CRCA) Lemoine Point Advisory Committee	2 Councillors November 30, 2016 (Note: Councillors must be members of the CRCA Board)	Councillor Osanic Councillor Turner
Kingston and Frontenac Housing Corporation	3 Councillors November 30, 2016	Councillor Candon Councillor Holland Councillor Schell
Rural/Urban Liaison Advisory Committee	Mayor + 2 Councillors November 30, 2016	Councillor Allen Councillor Boehme
Sustainable Kingston Plan Corporation	1 Councillor November 30, 2016	Councillor M ^c Laren

City Council Meeting 2015-26

Agenda

Tuesday, November 17, 2015

Emergency Designate to the Mayor	1 Councillor November 30, 2018	Councillor George
Emergency Designate to the Mayor (Alternate)	1 Councillor November 30, 2018	Councillor Boehme

Whereas there are more applications from members of Council than vacancies for the following Committees;

Therefore Be It Resolved That Council select the members of Council to be appointed to serve on the following Committees:

Committee/Board	Number of Appointments Required and Length of Term	Names
Awards Committee	2 Councillors November 30, 2016	Councillor Boehme Councillor Candon Councillor George Councillor Turner
Nominations Advisory Committee	6 Councillors November 30, 2016	Councillor Allen Councillor Boehme Councillor Candon Councillor George Councillor Holland Councillor Hutchison Councillor M ^c Laren Councillor Neill Councillor Stroud Councillor Schell
Kingston Economic Development Corporation (KEDCO)	Mayor + 3 Councillors November 30, 2016	Councillor Allen Councillor Candon Councillor M ^c Laren Councillor Turner
Kingston Economic Development Corporation (KEDCO) Review Committee	2 Councillors July 31, 2016	Councillor Boehme Councillor Candon Councillor McLaren Councillor Neill

Whereas there are fewer applications from Members of Council than vacancies for the following Committees;

Therefore Be It Resolved That Council select the Members of Council to be appointed to serve on the following Committees:

Committee/Board	Number of Appointments Required and Length of Term	Names
Environment, Infrastructure and Transportation Policies Committee	6 Councillors November 30, 2016	Councillor Allen Councillor Hutchison Councillor Neill Councillor Schell Councillor Stroud
Planning Committee	6 Councillors November 30, 2016	Councillor McLaren Councillor Neill Councillor Osanic Councillor Schell Councillor Turner
Municipal Accessibility Advisory Committee	1 Councillor November 30, 2016	
Near Campus Neighbourhoods Advisory Committee	1 Councillor November 30, 2016 (Note: From one of the following districts: 5, 9, 10 and 11)	
Court of Revision (Drainage Act)	3 Councillors November 30, 2016	Councillor Allen Councillor Boehme
Court of Revision (Municipal Act)	3 Councillors November 30, 2016	Councillor Boehme Councillor George
Cataraqui Region Conservation Authority	4 Councillors	Councillor George Councillor Osanic Councillor Turner

(CRCA)	November 30, 2016	
Kingston Municipal Non-Profit Housing Corporation (Town Homes Kingston)	2 Councillors November 30, 2016	Councillor Allen

New Motions

- Moved by Councillor Stroud
Seconded by Councillor Candon

That the following motion approved by Council on February 3rd, 2015 be reconsidered:

Whereas several million dollars have been spent on the revitalization of the Kingston Memorial Centre, including the Linear Park, outdoor Aquatic Centre and the Memorial Wall and Garden, with considerable community input and engagement; and

Whereas the Memorial Centre is a historic municipal site, recognizing the service and sacrifice of our Veterans; and

Whereas recent studies have shown the midtown core of the City, including Williamsville and Kingscourt/Strathcona, have a low ratio of parkland per capita; and

Whereas the Limestone District School Board is continuing to seek a suitable solution from their Secondary School PARC Process,

Therefore Be It Resolved That the City of Kingston reaffirms its clear commitment to not consider the use of the Memorial Centre site for any new school construction.

2/3 Vote of Council required

- Moved by Councillor Stroud
Seconded by Councillor Candon

Whereas the residents of the City of Kingston have been greatly affected by the Limestone District School Board's 2013 decision to close both KCVI and QECVI, leading to a long and divisive debate over school location that continues two years later; and

Whereas four public meetings held in various parts of the City of Kingston in 2015 were attended by hundreds of residents, including a significant number from the neighbourhood near QECVI, the site chosen by LDSB for the new school, asking for a different site; and

Whereas only five of the nine Trustees that make up the LDSB represent residents of the City of Kingston; and of these five urban Trustees, four voted

against the motion, called Option A, to close KCVI and QECVI in a vote that was a narrow 5-4 in favour of the closings; and

Whereas in the same meeting, another schools option, called Option B, also supported by a 5-4 vote, called for keeping KCVI open and repurposing QECVI, but including the business plan for same was ruled out of order by the then Chair, the only urban Trustee to vote in favour of the school closings, preventing any deliberation of the substance of the motion; and

Whereas this Option B is understood to be cheaper than a new school build, and also would not require any land acquisition, which has shown to be very problematic; and

Whereas not all of the possible school sites in the City of Kingston have been given due consideration by LDSB, including the KCVI site and other sites more central than the currently planned site; and

Whereas in these public meetings it was agreed that a true collaboration between LDSB and the City of Kingston could in fact yield a better solution than the current one, and such collaboration has already been supported by a vote of Council in 2015 in favour of a joint committee, but which has yet to meet;

Therefore Be It Resolved That the City of Kingston contact the Ontario Minister of Education to ask the Minister to intervene, asking to halt all planning now underway for the new School, until a meeting can be held between LDSB and the City of Kingston regarding plans for downtown schools that better reflect the will of the people of the City of Kingston.

3. Moved by Councillor Neill
Seconded by Councillor Osanic

Whereas a previous Kingston City Council (2006-2010) passed a motion opposing the closure of Correctional Services Prison Farms; and

Whereas thousands of Kingstonians supported the Save Our Prison Farms fight; and

Whereas the new Prime Minister Justin Trudeau pledged to reverse that decision if elected, and former Kingston Mayor, now Kingston and the Islands MP, Mark Gerretsen stated that his first act in Parliament would be to reinstate Prison Farms;

Therefore Be It Resolved That Kingston City Council reaffirms its commitment to support our Prison Farms, and that the City not proceed with any land use changes or secondary plan on the Prison Farms unless agreed to by Correctional Service Canada or a new property owner; and

That this motion be shared with Prime Minister Justin Trudeau, MP Mark Gerretsen, Minister of Public Safety the Honourable Ralph Goodale, Leader of the Opposition, and Leaders of the NDP and Green Party.

Notices of Motion

Minutes

That the Minutes of City Council Meeting Number 2015-25, held Tuesday, November 3, 2015 be confirmed.

(Distributed to all Members of Council on November 13, 2015)

Tabling of Documents

2015-111 Kingston Frontenac Public Library
Meeting Minutes – September 23, 2015
(File Number CSU-R02-000-2015)

2015-112 Kingston Algonquin and Lakeshore Partnership Table (KALPT)
Agenda - November 10, 2015
(File Number CSU-R07-000-2015)

Communications

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

Filed

26-610 Committee of Adjustment Applications, Public Notice regarding 760, 780
Division Street & 2 Kirkpatrick Street.
(File Number CSU-D14-000-2015)

26-614 Notice of Public Meeting and Complete Application, Zoning By-Law
Amendment, 54 Wiley Street.
(File Number CSU-D14-000-2015)

26-615 Public Notice of Complete Planning Application, Proposed Zoning By-Law
Amendment, 232 Brock Street.
(File Number CSU-D14-000-2015)

Referred to All Members of Council

26-591 From Frank Dixon, diagram, Hybrid Solution, 218 Green Bay Road.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-P18-000-2015)

26-593 From Jean Gower, resident, letter to consider with respect to Current
proposal for old Capitol Theatre Property.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-D22-000-2015)

26-594 From Association of Municipalities of Ontario (AMO), AMO Policy Update -
Ontario's Response to the Report of the Expert Advisory Panel on
Homelessness.

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- (Distributed to all Members of Council on November 12, 2015)
(File Number CSU-S16-000-2015)
- 26-595 From Greg McLean, Policy & Program Coordinator, Licensing & Enforcement, Communication to Council and By-Law Amendment (By-Law 99-166) – Frontenac Condominium Corporation (FCC) Number 10 – 185 Ontario Street.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-P01-002-2015)
(See By-Law (1), 2015-199)
- 26-596 From Association of Municipalities of Ontario (AMO) - AMO Communications, Only two weeks left to register for the Ontario West Municipal Conference.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-A04-000-2015)
- 26-597 From Wendy Llyod, resident, letter to Council regarding memorial centre site for new high school.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-598 From Edward Li, Project Manager, Morrison Hershfield Limited, Wolfe Island Ferry Study Design Report Public Review Period.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-T10-000-2015)
- 26-600 From Dave McDonald, resident, letter to Council regarding High School at Memorial Centre.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-601 From Cheryl Knott & John Panting, residents, Letter of support to revisit Memorial Site for a School.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-602 From Vesla Oliner, resident, letter to Council regarding The New School location and The Memorial Centre.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-603 From Nancy Byvelds, resident, letter to Council regarding the New School Site and The Memorial Centre.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-604 From Ada Mullett, resident, letter to Council, Please Reconsider the Memorial site - Vote YES.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)

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- 26-605 From Neil Hopkins, resident, letter to Council regarding The Memorial Centre and the New High School.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-606 From Tim Blackwell, resident, letter to Council regarding The Memorial Centre Site - High School.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-607 From A.J. Keilty, resident, letter to Council, Vote to Reconsider the Memorial Centre.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-608 From Sommar Brown, Broker, Royal LePage ProAlliance Realty - Motion to Reconsider Memorial Site.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-609 From Susan Boehnke, Phd, Centre for Neuroscience Studies, Queen's University, regarding Stroud's Motion of reconsideration of Memorial Centre School Site.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-611 From Larry South, resident, regarding Petition the Government of Ontario, Retirement and Municipal Taxes.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-612 From David Garrick, resident, letter to Council regarding naming of Wolfe Island Ferry.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-613 From Ian Kucherov, resident, letter to Council regarding high traffic and crosswalks near Portsmouth Road.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-616 From Ed Smith, resident, letter to Council regarding Memorial Centre and New High School.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-617 From Jennifer Ross, resident, letter to Council regarding Reconsideration of PART of the Memorial Centre grounds for a High School.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)

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- 26-618 From Cindy Cameron, resident, letter to Council, Please support the Memorial Centre as a possible option for the LDSB High School.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-619 From Richard Phinney, resident, letter to Council regarding the Memorial Centre site for High School.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)
- 26-620 From Suzanne McDonald, resident, letter to Council, Please support Memorial Centre Site consideration.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-R07-000-2015)

Referred to City Clerk

- 26-592 From Teachers of English as a Second Language (TESL) Kingston, asking that Council proclaim November 8-14, 2015 as “English as a Second Language Week” in the City of Kingston.
(Distributed to all Members of Council on November 12, 2015)
(File Number CSU-M10-000-2015)

Other Business

By-Laws

- a) **That** By-Laws (1) through (6) and (8) be given their first and second reading.
- b) **That** Clause 11.34 of By-Law Number 2010-1 be suspended for the purpose of giving By-Laws (5) and (6) three readings.
- c) **That** By-Laws (2) through (8) be given their third reading.
- (1) A By-Law to Amend By-Law No. 99-166, “A By-Law To Prohibit The Parking Or Leaving Of Motor Vehicles On Private Property Without The Consent Of The Owner Or Occupant Of The Property, Or On Property Owned Or Occupied By The City Of Kingston Or Any Local Board Thereof, Without The Consent Of The City Of Kingston Or The Local Board”, Add: Melissa Altherr and Donald Allan; Remove: Evan Laird – Frontenac Condominium Corporation # 10, 185 Ontario Street.
First and Second Readings Proposed Number 2015-199
(See Communication Number 26-595)
- (2) A By-Law to Amend By-Law Number 76-26, “A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in The Township of Kingston” (Zone Change from Institutional Zone ‘I’ to site-specific General Industrial Zone ‘M1-14’, 1660-1674 Sydenham Road)

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- Three Readings Proposed Number 2015-196
(See Clause (1), Report Number (108))
- (3) A By-Law to Amend By-Law Number 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Zone Change from A to A.484, 84 Centre Street)
- Three Readings Proposed Number 2015-200
(See Clause (1), Report Number (110))
- (4) A By-Law to Amend By-Law Number 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 from 'D' to 'R1-51' and 'R1-5' to 'R1-51', 6 Huntsmill Crescent and 1075 Highway 2*)
- Three Readings Proposed Number 2015-201
(See Clause (2), Report Number (110))
- (5) A By-law to amend By-law 98-8, "A By-law to Appoint Statutory Officials of the Corporation of the City of Kingston" (To rescind the Appointment of Fire Chief Rheaume Chaput and to rescind Fire Chief Rheaume Chaput as an Inspector for the purpose of Enforcement of the Building Code Act, 1992)
- Three Readings Proposed Number 2015-202
- (6) A By-law to amend By-law 98-8, "A By-law to Appoint Statutory Officials of the Corporation of the City of Kingston" (Appointment of Fire Chief and appointment of the Fire Chief as an Inspector for the purpose of Enforcement of the Building Code Act, 1992)
- Three Readings Proposed Number 2015-203
- (7) A By-law to Amend By-law Number 2010-128 "A By-law to Regulate Parking"
- Third Reading Proposed Number 2015-195
(See Clause (a), Report Number (99))
(City Council Meeting Number 2015-25)
- (8) A By-Law To Confirm The Proceedings Of Council At Its Meeting Held On Tuesday, November 17, 2015
- Three Readings Proposed Number 2015-204
(City Council Meeting Number 2015-26)

Adjournment