



City Council Meeting 2019-22

Tuesday, September 3, 2019 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 7:00 pm.

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City Council Meeting 2019-22

Agenda

Tuesday, September 3, 2019

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By-Laws

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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 “Closed Meeting” to consider the following item:
 - a) Personal matters about an identifiable individual, including municipal or local board employees – Corporate Organization Update

Approval of Addeds

Disclosure of Potential Pecuniary Interest

Presentations

Delegations

1. Dr. Kieran Moore, Medical Officer of Health for KFL&A Public Health, will appear before Council to speak to Information Report Number 1 with respect to the City of Kingston’s Radon Strategy.
2. Roger Healey, resident, will appear before Council to speak to Clause 1 of Report Number 71: Received from Environment, Infrastructure and Transportation Policies Committee with respect to the City of Kingston Road Safety Plan - Vision Zero.

Briefings

Petitions

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.

Deferred Motion

Note: See Clause 10 of Report Number 65: Received from the Chief Administrative Officer (Recommend): Kingston Community Brand Position/Campaign, attached to the agenda as schedule pages 53-60.

This motion was deferred from the January 22, 2019 Council Meeting.

1. Award of Contract – Kingston Community Brand Position

That Scott Thornley and Company be awarded the contract for Research for a Kingston Brand Position, (RFP Number F31-CSG-CO-2018-05), for a total price of \$87,615 plus applicable taxes; and

That the Mayor and Clerk be authorized to enter into an agreement with Scott Thornley and Company in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Community Services (19-031) was attached to the January 22, 2019 agenda as schedule pages 10-15)

(File Number CSU-F31-000-2019)

Reports

Report Number 65: Received from the Chief Administrative Officer (Consent)

Report Number 65

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:

1. Proposed Renaming of a Private Road Known as Entell Lane to Demers Avenue; Proposed Naming of a New Road (to be Constructed from Taylor-Kidd Boulevard) as Demers Avenue

That Council approve the By-Laws attached as Exhibit C (Draft By-Law to Rename Entell Lane as Demers Avenue) and Exhibit D (Draft By-Law to Name a New Road (Accessed from Taylor-Kidd Boulevard) as Demers Avenue), to Report Number 19-174; and

That the City Clerk be requested to advertise a Notice of Intention to pass the By-Laws between the second and the third readings.

(The Report of the Interim Chief Administrative Officer (19-174) is attached to the agenda as schedule pages 1-11)

(File Number CSU-D20-000-2019)

(See By-Law Number (1), 2019-126, attached to the agenda as schedule pages 8-9)

(See By-Law Number (2), 2019-127, attached to the agenda as schedule pages 10-11)

2. Permanently Close a Portion of Unopened Road Allowance at 1422 Woodbine Road

That the By-Law attached as Exhibit B to Report Number 19-238 be presented to Council to permanently close part of the Original Road Allowance between Mile Square Lot Concession 2 and Lot 2 Concession 3 (Western Addition), designated as Part 1 on Reference Plan 13R-4969, City of Kingston; and

That Council declare surplus to municipal need and dispose of part of the Original Road Allowance between Mile Square Lot Concession 2 and Lot 2 Concession 3

(Western Addition), designated as Part 1 on Reference Plan 13R-4969, City of Kingston; and

That Council authorize the Mayor and Clerk to execute all necessary agreements or documents to correct title to the property municipally known as 1422 Woodbine Road, to the satisfaction of the Director of Legal Services.

(The Report of the Acting Commissioner, Community Services (19-238) is attached to the agenda as schedule pages 12-17)

(File Number CSU-T09-000-2019)

(See By-Law Number (3), 2019-128, attached to the agenda as schedule page 17)

3. Professional Engineering Services for Stormwater System Improvements on King Street East (Place D'Armes to Anglin Bay)

That Council authorize the Mayor and Clerk to enter into a contract, in a form satisfactory to the Director of Legal Services, with J.L. Richards & Associates Limited for Professional Engineering Services for Stormwater System Improvements on King Street East (Place D'Armes to Anglin Bay).

(The Report of the Commissioner, Transportation & Public Works (19-227) is attached to the agenda as schedule pages 18-21)

(File Number CSU-E02-000-2019)

4. Award of Contract - Supply of Winter Sand

That Council authorize the Mayor and Clerk to enter into a contract, in a form satisfactory to the Director of Legal Services, with Coco Paving Inc., for the supply of winter sand to the City of Kingston as specified in the tender document, for a one-year term commencing September 30, 2019 to July 31, 2020.

(The Report of the Commissioner, Transportation & Public Works (19-237) is attached to the agenda as schedule pages 22-25)

(File Number CSU-T06-000-2019)

5. Award of Contract - Provision and Cleaning of Floor Mats

That Council approve the award of contract for the provision and cleaning of floor mats (Request for Proposal F31-CFO-FS-PS-2019-02) to Cintas Canada Limited and authorize the Mayor and City Clerk to enter into a two (2) year contract with an optional (1) year extension, in a form satisfactory to the Director of Legal Services, with Cintas Canada Limited for the estimated annual amount of \$24,000 plus applicable taxes.

(The Report of the Chief Financial Officer and City Treasurer (19-236) is attached to the agenda as schedule pages 26-29)

(File Number CSU-F31-000-2019)

6. Award of Contract - British Whig Building Roof Replacement

That Council authorize the Mayor and City Clerk to enter into an agreement with Roof & Building Service Intl. to provide contracting services for the repair of the roof and other repairs in the scope of the British Whig Building in the amount of \$584,000.00, plus applicable taxes.

(The Report of the Acting Commissioner, Corporate Services (19-241) is attached to the agenda as schedule pages 30-34)

(File Number CSU-A19-000-2019)

7. Single Source Purchase – Microsoft Office 365 Subscription Licenses

That Council authorize the Mayor and Clerk to execute a contract between the City of Kingston and Microsoft, in a form satisfactory to the Director of Legal Services, for the procurement of Office 365 subscription licenses for the initial purchase price of \$155,705 CAD plus applicable taxes for the 2019-2020 term, and an anticipated purchase price of approximately \$207,380 per year for the remaining four years of the agreement.

(The Report of the Acting Commissioner, Corporate Services (19-239) is attached to the agenda as schedule pages 35-40)

(File Number CSU-A23-000-2019)

8. Kingston Penitentiary Tours 2020

That the Mayor and Clerk be authorized to execute an agreement with Correctional Service Canada for the City of Kingston to have access to the Kingston Penitentiary property to provide public tours and year round filming access in a form satisfactory to the Director of Legal Services; and

That the Mayor and Clerk be authorized to execute an agreement with St. Lawrence Parks Commission for the delivery of public tours at the Kingston Penitentiary site in a form satisfactory to the Director of Legal Services; and

That the Mayor and Clerk be authorized to execute any required agreement with Tourism Kingston for year round filming on the Kingston Penitentiary property.

(The Report of the Interim Chief Administrative Officer (19-234) is attached to the agenda as schedule pages 41-47)

(File Number CSU-D06-000-2019)

9. Provincial Audit and Accountability Fund – Transfer Payment Agreement

That a By-Law be presented to Council and given three readings at the same meeting to authorize the Mayor and Clerk to enter into an Ontario Transfer Payment Agreement, in a form satisfactory to the Director of Legal Services, with the Ministry of Municipal Affairs and Housing for a grant in the amount of up to

\$175,000 under the Provincial Audit and Accountability Fund, attached as Exhibit A to Report Number 19-235.

(The Report of the Chief Financial Officer and City Treasurer (19-235) is attached to the agenda as schedule pages 48-52)

(File Number CSU-F11-000-2019)

(See By-Law Number (4), 2019-129 attached to the agenda as schedule page 52)

10. Kingston Community Brand Position/Campaign

That Council direct staff to implement a public engagement process as part of the adoption of the Possible Made Here work/live brand campaign that would include public engagement sessions (both in-person and online); and

That a project team of the Workforce Brand Development Working Group be created to advise on the adoption of the Possible Made Here campaign; and

That staff report back within 9 months on the public feedback of the Possible Made Here work/live brand campaign and provide details of a promotion plan for the campaign.

(The Report of the Interim Chief Administrative Officer (19-209) is attached to the agenda as schedule pages 53-91)

(File Number CSU-M09-000-2019)

Report Number 66: Received from the Chief Administrative Officer (Recommend)

Report Number 66

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. The Canada-Ontario Community Housing Initiative (COCHI) and Ontario Priorities Housing Initiative (OPHI)

That Council approve the proposed Canada-Ontario Community Housing Initiative (COCHI) and Ontario Priorities Housing Initiative (OPHI) funding allocations outlined in Report Number 19-212 and direct staff to submit the Investment Plan to the Province in accordance with the program guidelines.

(The Report of the Acting Commissioner, Community Services (19-212) is attached to the agenda as schedule pages 92-99)

(File Number CSU-F11-000-2019)

2. Council Priority for the Development of Affordable Housing

That Council endorse the development of 1316-1318 Princess Street with the following key principles:

1. Staff develop partnerships with Kingston Frontenac Housing Corporation, Home Base Housing and Kingston Co-Operative Homes to develop the site in phases;
2. Approximately 164 housing units are to be constructed with a mix of unit types to be reviewed and approved through a separate land use application and process;
3. Affordable housing unit rents will range from Rent Geared to Income to 80% of Canada Mortgage and Housing Corporation market rent with the site also to contain a significant number of market units; and
4. Rent Geared to Income units are to be relocated from existing units in Rideau Heights in order to achieve the goals of the Rideau Heights Regeneration Strategy; and

That Council direct staff to submit all planning applications as necessary to facilitate the development of the 1316-1318 Princess Street site as described in this report; and

That Council direct staff to report back with an implementation plan with proposed partnerships with Kingston Frontenac Housing Corporation, Home Base Housing and Kingston Co-Operative Homes, including financial contribution up to \$18M,

and number of affordable housing units for 1316-1318 Princess Street and other potential properties owned by not for profit housing providers.

(The Report of the Acting Commissioner, Community Services (19-211) is attached to the agenda as schedule pages 100-105)

(File Number CSU-S18-000-2019)

Report Number 67: Received from the Chief Administrative Officer (Consider)

Report Number 67

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. 2019 Budget Update – County of Frontenac Services

That Council consider the following options for approving the 2019 budget allocation for County of Frontenac – Land Ambulance Services and Fairmount Home for the Aged and direct staff to amend 2019 budget estimates for County services to reflect the necessary base funding levels:

Option 1:

That Council support option 1 and approve the County of Frontenac 2019 budget allocation of \$9,646,004 as currently included in the City’s approved 2019 operating budget including an allocation for Land Ambulance Services in the amount of \$7,366,324 and for Fairmount Home for the Aged in the amount of \$2,279,680.

OR

Option 2:

That Council support option 2 and approve the County of Frontenac 2019 budget allocation of \$9,893,642 as presented by County staff during budget deliberations and as proposed by the City at the June 26, 2019 RULAC meeting, including an allocation for Land Ambulance Services in the amount of \$7,573,927 and for Fairmount Home for the Aged in the amount of \$2,319,715; and

That the 2019 County of Frontenac budget allocation be funded as follows:

\$9,646,004 from the budget envelopes previously approved in 2019 operating budget;

\$150,000 from contingency funds previously approved in 2019 operating budget;

\$97,638 from the Working Fund Reserve.

OR

Option 3:

That Council support option 3 and approve the County of Frontenac 2019 budget allocation of \$10,100,208 as submitted by the County of Frontenac, including an allocation for Land Ambulance Services in the amount of \$7,618,232 and for Fairmount Home for the Aged in the amount of \$2,481,976; and

That the 2019 County of Frontenac budget allocation be funded as follows:

\$9,646,004 from the budget envelopes previously approved in 2019 operating budget;

\$150,000 from contingency funds previously approved in 2019 operating budget;
and

That the remaining unbudgeted amount of \$304,204 be borrowed from the Working Fund Reserve and repaid by way of a special tax levy in 2020.

(The Report of the Chief Financial Officer and City Treasurer (19-136) is attached to the agenda as schedule pages 106-121)

(File Number CSU-F05-000-2019)

Report Number 68: Received from the Planning Committee

Report Number 68

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows from the Planning Committee Meeting held on August 15, 2019:

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 . Amendment to Draft Plan of Subdivision Conditions - 700 Gardiners Road

That the application for Draft Plan of Subdivision amendment (File Number D12-004-2019) submitted by Fotenn Consultants Inc., on behalf of Taggart (Gardiners) Corporation, for the property municipally known as 700 Gardiners Road, be approved; and

That the Draft Plan of Subdivision be subject to the conditions as amended within Exhibit A (Draft Plan Conditions With Proposed Amendments) to Report Number PC-19-050; and

That the high-density residential and seniors' housing blocks, shown as Blocks 281-284 on the approved Draft Plan of Subdivision dated December 1, 2016, be classified as a Class 4 area, pursuant to the Ministry of Environment, Conservation and Parks' Environmental Noise Guideline – Stationary and Transportation Sources – Approval and Planning, Publication NPC-300, as shown in Exhibit B.

(See Exhibit A to PC-19-050 attached to the agenda as schedule pages 122–147)

(See Exhibit B to PC-19-050 attached to the agenda as schedule page 148)

2 . Approval of an Application for Zoning By-Law Amendment - 1381 Newport Avenue

That the application for a Zoning By-Law amendment (File Number D14-006-2019) submitted by Conseil des écoles catholiques du Centre-Est (CECCE) and Conseil des écoles publiques de l'Est de l'Ontario (CEPEO), on behalf of Taggart (Gardiners) Corporation, for the property municipally known as 1381 Newport Avenue, be approved; and

That By-Law Number 76-26, entitled "Township of Kingston Restricted Area By-Law", as amended, be further amended, as per Exhibit A (Draft

By-Law and Schedule A to Amend Zoning By-Law Number 76-26) to Report Number PC-19-048; and

That Council determines 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.

(See By-Law Number (8), 2019-133 attached to the agenda as schedule pages 150–153)

3 . Approval of an Application for Zoning By-Law Amendment - 235 and 243 Colborne Street and 60, 62 and 64 Elm Street

That the application for a Zoning By-Law amendment (File Number D14-114-2015) submitted by Podium Developments, on behalf of 235 Colborne Street Ltd. and 243 Colborne Street Ltd., for the property municipally known as 235 and 243 Colborne Street and 60, 62 and 64 Elm Street, be approved; and

That By-Law Number 8499, entitled "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston", as amended, be further amended, as per Exhibit A (Draft By-Law and Schedule A to Amend Zoning By-Law Number 8499) to Report Number PC-19-045; and

That Council determines 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.

(See By-Law Number (9), 2019-134 attached to the agenda as schedule pages 154–157)

Report Number 69: Received from Heritage Kingston

Report Number 69

To the Mayor and Members of Council:

Heritage Kingston reports and recommends as follows from the Heritage Kingston meeting held on August 21, 2019:

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. Applications Recommended for Approval (Statutory Consultation with Heritage Kingston)

i. Approval of Application for Heritage Permit - 60-62 Baiden Street, 15-27 McDonald Avenue & 735 King Street West

That the demolition of the buildings at 62 Baiden Street, be approved in accordance with the details described in the application (File Number P18- 041-2019), which was deemed completed on July 22, 2019; and

That the approval of the demolition be subject to the following conditions:

1. A Demolition Permit shall be obtained, as required;
2. Removal of the buildings shall not be undertaken until such time as Site Plan Control approval has been issued by the Director of Planning, Building & Licensing Services;
3. The owner shall provide a detailed photographic inventory of the interior and exterior of the buildings, prior to removal, to heritage planning staff;
4. The owner shall arrange for the City's heritage planning staff to be present during demolition in order to document the buildings' removal; and
5. The owner shall salvage, for reuse on the property, any limestone consider reusable for landscaping purposes; and

That that alterations to the properties at 60-62 Baiden Street, 15-27 McDonald Avenue & 735 King Street West, be approved in general accordance with the details described in the application (File Number P18-041-2019), which was deemed completed on July 22, 2019, with alterations to include:

1. The erection of four (4) triplex buildings, at no more than three (3) storeys high;

2. The erection of various accessory structures, such as bicycle and waste storage buildings (no more than 2 of each type) and two (2) shade shelters;
3. The installation of various landscaping features, such as surfaced walkways, vegetative/tree planting, and reconfigured parking areas;
4. The removal of a number of trees and the existing chain link fence;
5. The relocation of approximately 12 metres of the heritage wrought iron fence; and

That the approval of the alterations be subject to the following conditions, as amended by Heritage Kingston on August 21, 2019:

1. A Building Permit shall be obtained for the new construction, as required;
2. All *Planning Act* approvals shall be obtained, as required;
3. Approval from the Ontario Heritage Trust shall be obtained, as required;
4. The owner shall ensure the front wall of the new building(s) (not including the entrance canopy) adjacent to McDonald Avenue is located no closer to the street line of McDonald Avenue than the closest part of the wall of the former Presbytery building to McDonald Avenue, not including the Presbytery's later garage addition;
5. The owner shall select, to the satisfaction of heritage planning staff, a brick tone (or alternative cladding material colour) that complements the former church and Presbytery buildings, but does not copy or match the colours of either heritage building;
6. A hipped roof rather than a gable roof shall be installed on the new buildings unless there are convincing reasons for a gable roof;
7. The owner shall consider relocating the rooftop mechanical equipment, etc. in order to better screen said equipment from view;
8. Any minor deviations from the submitted plans, which meets the intent of this approval and does not further impact the heritage attributes listed in the designation by-law, be delegated to the Director of Planning, Building & Licensing Services for review and approval; and
9. Heritage planning staff shall be circulated the drawings and design specifications, tied to the Building Permit application for review and approval to ensure consistency with the scope of the Heritage Permit sought by this application.

2. Applications Supported for Approval by Heritage Kingston (Non Statutory Consultation)

i. Approval of Application for Heritage Permit under the *Ontario Heritage Act* – 72-82 Sydenham Street

That alterations to the property at 72-82 Sydenham Street be approved in accordance with the details described in the application (File Number P18-046-2019), as amended herein, which was deemed complete on July 16, 2019, with said alterations to include the construction of two new paved areas; the installation of one new lamp post on private property; and the alteration of the hand rail to accommodate a new sign and bicycle rack; and

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

1. The proposal to install a bench and lamp post on the City's right-of-way are not approved and the applicant shall remove these items from the plans;
2. The applicant shall amend the proposed sign area of the new sign to be no greater than 0.18 square metres, or obtain an exemption from the Sign By-Law through clause 6.2 of By-Law Number 2009-140, as amended, as necessary;
3. The applicant shall ensure utility locates are completed before any excavation or re-grading;
4. Should any service valves be located within the paved areas, the applicant shall ensure they are brought up to grade in order to remain accessible/operable, to the satisfaction of Utilities Kingston;
5. Details of the finalized design for the lamp posts and sign shall be submitted to Heritage Planning staff to ensure that the heritage attributes of the property are conserved; and
6. Any alteration that interfaces with the masonry of the building shall comply with the City's Policy on Masonry Restoration in Heritage Buildings.

(Report HK-19-040 is attached to the agenda as schedule pages 158–187)

ii. Approval of Application for Heritage Permit under the *Ontario Heritage Act* – 52-56 Earl Street

That alterations to the property at 52-56 Earl Street, be approved in accordance with details described in the application (File Number P18-049-2019), which was deemed complete on June 27, 2019 with said alterations to include the replacement of the two rear ground level sash windows and one third storey triple front window; and

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

1. All window repairs shall be completed in accordance with the City's Policy on Window Renovations in Heritage Buildings, with the exception of the replacement of the three period windows, which shall be permitted;
2. The applicant shall maintain a minimum clearance of 3 metres from the high voltage power lines. If work cannot be completed safely or if clearance cannot be maintained from the lines, the applicant shall complete a service request and submit to Utilities Kingston for isolation of the power lines;
3. Any alterations that interface with the masonry shall be completed in accordance with the City's Policy on Masonry Restoration in Heritage Buildings; and
4. The owner shall obtain a Building Permit, as required.

(Report HK-19-042 is attached to the agenda as schedule pages 188–215)

3. Reporting on Results of Ontario Regulation 9/06 Review & Heritage Easement Agreement under the *Ontario Heritage Act* – 90-92 Barrack Street

Note: The following recommendation lost at Heritage Kingston on August 21, 2019 and is being presented with a negative recommendation:

That the following recommendation not be approved:

That Council approve the by-law to enact a heritage easement agreement under Section 37(1) of the *Ontario Heritage Act* to conserve the cultural heritage value of the wall at the rear of the property municipally known as 90-92 Barrack Street, legally described as:

Firstly:

PT LT 194 Original Survey Kingston City PT 1 13R6310 T/W FR676226; Kingston; The County Of Frontenac

PIN: 36044-0060

Secondly:

PT LT 194 Original Survey Kingston City As In FR477255; Kingston; The County Of Frontenac

PIN: 36044-0061

Thirdly:

PT LT 193 Original Survey Kingston City; PT LT 194 Original Survey Kingston City PT 3 TO 5 13R5812 S/T & T/W FR676230; Kingston; The County Of Frontenac

PIN: 36044-0058; and

That Council authorize the Mayor and Clerk to sign all documents related to the heritage easement agreement, in a form satisfactory to the Director of Legal Services.

(The draft heritage easement agreement is attached to the agenda as schedule pages 216– 230)

Report Number 70: Received from Administrative Policies Committee

Report Number 70

To the Mayor and Members of Council:

Administrative 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.

1. Policy on Council/Staff Relations

That the “Policy for Council/Staff Relations” attached as Exhibit A to Report Number AP-19-018 be approved as presented.

(Exhibit A to Report Number AP-19-018 is attached to the agenda as schedule pages 231-238)

2. Discounted Fees for Municipal Programs and Services

Note: The following recommendation lost at Administrative Policies Committee on August 8, 2019 and is being presented with a negative recommendation:

That the following recommendation not be approved:

That Council approve Option C as outlined in Report Number AP-19-016 which includes the discontinuation of municipal age-based discounts for adults (ages 18 and over) and the income limit for the My Kingston Municipal Fee Assistance program be increased to the Statistics Canada Low Income Measure After-Tax (LIM-AT) plus 15% effective January 1, 2020 for City programs as noted in Report Number AP-19-016; and

That the age categories in the Rates and Fees By-Law be standardized to reflect the new definitions of a child being aged 14 and under, a youth being aged 15-17, and adults being aged eighteen and over; and

That staff continue to make operational improvements to the My Kingston program, including the creation of an online application portal, processing applications at alternate locations and moving to a two year eligibility approval to make it more accessible to all low income residents in the community; and

That staff will conduct a review of the discount program two years after implementation and report the results back to Council.

(Report Number AP-19-016 is attached to the agenda as schedule pages 239-259)

3. Appointment of the Auditor for the 2019 Fiscal Year

That Council, in accordance with Section 296 (1) of the *Municipal Act, 2001*, as amended, authorize the appointment of KPMG LLP as the Auditor for The Corporation of the City of Kingston and its local boards for the 2019 fiscal year; and

That Council delegates authority to the Chief Financial Officer and City Treasurer to sign audit engagement letters with KPMG LLP, in a form satisfactory to the City Solicitor, to engage KPMG LLP to conduct audits on behalf of the City of Kingston and its local boards for the 2019 fiscal year; and

That a draft By-Law, attached as Exhibit A to Report Number AP-19-017, be presented to Council for all three readings to appoint KPMG LLP as the Auditor for The Corporation of the City of Kingston and Its Local Boards for the 2019 fiscal year.

(Exhibit A to Report Number AP-19-017 is attached to the agenda as schedule page 260)

(See By-Law Number (10), 2019-135 attached to the agenda as schedule page 260)

Report Number 71: Received from Environment, Infrastructure and Transportation Policies Committee

Report Number 71

To the Mayor and Members of Council:

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.

1. City of Kingston Road Safety Plan

That Council endorse the Road Safety Plan included as Exhibit A in Report Number EITP-19-008 and the commitment to Vision Zero contained within; and

That Council, in support of the findings and principles included within the Road Safety Plan, direct staff to incorporate the City-led countermeasures outlined in the Road Safety Plan into the Active Transportation 5-year Implementation Plan, and the annual work plans of the Transportation & Public Works Group.

(Exhibit A to Report Number EITP-19-008 is attached to the agenda as schedule pages 261 – 311)

2. Options for Single Use Plastics Reduction

That staff be directed to remove municipally supplied single use plastics from the Grand Theatre and INVISTA Centre operations by mid-2020, and other municipal facilities in subsequent years, and incorporate related costs into future operating and capital budgets; and

That staff be directed to undertake a review of municipal policies that are known to generate the use of non-essential single use plastic products on municipal property, such as, but not limited to, the Special Events Policy, and review the service agreements the City has with organizations and partners that deliver services for opportunities to eliminate or reduce non-essential single use plastic products, and bring forward recommendations to Council or Committee for amendments as appropriate; and

That staff be directed to prepare for the possibility that Federal or Provincial controls on single use plastics may not occur and undertake a public engagement with residents, businesses and other key stakeholders on the matter of a potential municipal By-Law or other methods to eliminate single use plastic

retail shopping bags and polystyrene convenience food containers from distribution in Kingston; and

That staff report back to the Environment, Infrastructure and Transportation Policies Committee by mid-2020 on the results of the public engagement and a recommendation regarding the implementation of a potential By-Law including the estimated financial impact to implement and enforce a By-Law; and

That staff continue to support the work of Sustainable Kingston and others to enhance awareness of the single use plastic issue in the community and increase participation in related challenge programming to reduce and eliminate single use plastics; and

That staff will continue to support learning and awareness of the single use plastic issue and options for single use plastic reduction through the City's website, communication channels, and through employee engagement and training; and

That staff explore alternatives for the use of single use plastics when ordering food for Councillors and/or staff.

Committee of the Whole

Information Reports

1. **Radon Mitigation Strategy - Overview**

The purpose of this report is to provide Council with an update on the City's Radon mitigation strategy.

(The Report of the Interim Chief Administrative Officer (19-228) is attached to the agenda as schedule pages 312-340)

(File Number CSU-E05-000-2019)

2. **Your Stories, Our Histories – Sir John A. 360 Engagement Events Update**

The purpose of this report is to provide Council with an update on the Sir John A. 360 community engagement, as part of the Your Stories, Our Histories project.

(The Report of the Acting Commissioner, Community Services (19-244) is attached to the agenda as schedule pages 341-346)

(File Number CSU-M11-000-2019)

Information Reports from Members of Council

Miscellaneous Business

1. **That** the resignation of Ashley Johnson from Heritage Kingston be received with regret.

(See Communication 22-698)

New Motion

1. Moved by Mayor Paterson

Seconded by Councillor Osanic

That the following Members of Council be appointed to the Chief Administrative Officer Recruitment Committee:

- Mayor Paterson
- Councillor Chapelle
- Councillor Doherty
- Councillor Holland
- Councillor Hutchison

Notices of Motion

Minutes

That the Minutes of City Council Meeting Number 2019-20, held Tuesday August 13, 2019 be confirmed.

(Distributed to all Members of Council on August 30, 2019)

Tabling of Documents

2019-55 Cataraqui Region Conservation Authority Full Authority Board Meeting Agenda. Meeting is August 28, 2019 at 6:30pm at the Cataraqui Region Conservation Authority Administrative Office Boardroom.

(Distributed to all members of Council on August 22, 2019)

(File Number CSU-D03-000-2019)

Communications

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

Filed

22-682 Notice of Technical Consent for Lot Addition at 2712 Quabbin Road. Comments are due by 4:30pm on August 28, 2019

(Distributed to all members of Council on August 15, 2019)

(File Number CSU-D19-000-2019)

22-685 Notice of Technical Consent for Easement at 1388 Bath Road. Comments are due by 4:30pm on August 29, 2019

(Distributed to all members of Council on August 15, 2019)

(File Number CSU-D19-000-2019)

22-690 Notice of Technical Consent to Sever New Lot at 1453 Woodfield Crescent. Comments are due by 4:30pm on August 30, 2019

(Distributed to all members of Council on August 15, 2019)

(File Number CSU-D19-000-2019)

22-697 Notice of a Regular Meeting with respect to Proposed Zoning By-Law Amendment for 235 Brock Street. The Public Meeting is September 5, 2019 at 6:30pm in Council Chambers

(Distributed to all members of Council on August 20, 2019)

(File Number CSU-D14-000-2019)

Referred to All Members of Council

- 22-673 AMO Policy Update – Special Advisor’s Report on Blue Box Transition
Released dated August 8, 2019
(Distributed to all members of Council on August 12, 2019)
(File Number CSU-E07-001-2019)
- 22-674 Correspondence from Cataraqui Source Protection Area regarding
request for input on Council Resolutions for Municipal appointments to
Cataraqui Source Protection Committee dated July 3, 2019
(Distributed to all members of Council on August 12, 2019)
(File Number CSU-D03-000-2019)
- 22-675 Correspondence from Township of South Frontenac regarding resolution
for enforcement for safety on family farms dated August 9, 2019
(Distributed to all members of Council on August 12, 2019)
(File Number CSU-P00-000-2019)
- 22-676 Correspondence received from Local Planning Appeal Tribunal regarding
decision for 51-57 Queen Street, 18 Queen Street and 282 Ontario Street
dated August 9, 2019
(Distributed to all members of Council on August 12, 2019)
(File Number CSU-L01-001-2019)
- 22-677 Correspondence received from Ontario Restaurant Hotel & Motel
Association regarding City of Kingston short term accommodation rental
dated August 9, 2019
(Distributed to all members of Council on August 12, 2019)
(File Number CSU-D06-000-2019)
- 22-678 Resolution received from the Municipality of Bluewater with respect to
supporting the resolution from the Township of Halton Hills for reducing
litter in our community
(Distributed to all members of Council on August 15, 2019)
(File Number CSU-E07-000-2019)
- 22-679 Resolution received from the Municipality of Thames Centre with respect
to supporting the resolution from the Township of Warwick with respect to
Enforcement Safety on Family Farms dated August 13, 2019
(Distributed to all members of Council on August 15, 2019)
(File Number CSU-P00-000-2019)

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- 22-680 Resolution from Norfolk County with respect to Leaking Gas Wells – Ministry of Natural Resources Funding Update dated August 13, 2019
(Distributed to all members of Council on August 15, 2019)
(File Number CSU-E06-000-2019)
- 22-681 Correspondence received from AMO with respect to Ontario releasing remainder of Municipal Cannabis Funding dated August 13, 2019
(Distributed to all members of Council on August 15, 2019)
(File Number CSU-L11-000-2019)
- 22-683 Resolution from the Town of Bradford West Gwillimbury with respect to the Never Forgotten National Memorial dated August 14, 2019
(Distributed to all members of Council on August 15, 2019)
(File Number CSU-R03-000-2019)
- 22-684 Correspondence from AMO with respect to Fixing the Housing Affordability Crisis: Municipal Recommendations for Housing in Ontario dated August 14, 2019
(Distributed to all members of Council on August 15, 2019)
(File Number CSU-S18-000-2019)
- 22-686 Resolution from the Municipality of Chatham-Kent regarding support for resolution with respect to Enforcement for Safety on Family Farms dated August 13, 2019
(Distributed to all members of Council on August 15, 2019)
(File Number CSU-P00-000-2019)
- 22-687 Correspondence received from Local Planning Appeal Tribunal with respect to decision for 268 Victoria Street
(Distributed to all members of Council on August 15, 2019)
(File Number CSU-L01-001-2019)
- 22-688 Correspondence received from Local Planning Appeal Tribunal with respect to consent decision for 268 Victoria Street
(Distributed to all members of Council on August 15, 2019)
(File Number CSU-L01-001-2019)
- 22-689 Correspondence received from Parks and Recreation Ontario with respect to Assessing the Impact of Bill 108 on Municipal Parks and Recreation dated August 15, 2019
(Distributed to all members of Council on August 16, 2019)
(File Number CSU-L11-000-2019)

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- 22-691 Correspondence received from Doug Cowie, Museum Manager, Marine Museum of the Great Lakes at Kingston, advising of an private outdoor reception taking place at the Marine Museum on September 10, 2019 from 4:30 pm – 8:30 pm
(Distributed to all members of Council on August 16, 2019)
(File Number CSU-P09-000-2019)
- 22-692 Correspondence received from Chris Fehr regarding City services discounts dated August 12, 2019
(Distributed to all members of Council on August 16, 2019)
(File Number CSU-S04-000-2019)
- 22-693 Correspondence received from Michael Capon regarding bollards on City streets dated August 10, 2019
(Distributed to all members of Council on August 16, 2019)
(File Number CSU-T08-000-2019)
- 22-694 Correspondence from Laurel Claus-Johnson regarding cutting of trees on East side of Cataraqui River dated August 16, 2019
(Distributed to all members of Council on August 19, 2019)
(File Number CSU-T04-000-2019)
- 22-695 Correspondence from Pamela Cornell regarding tiny homes dated August 19, 2019
(Distributed to all members of Council on August 20, 2019)
(File Number CSU-S18-000-2019)
- 22-696 Correspondence from Addiction & Mental Health Services KFL&A regarding Transformation Update #8 dated August 19, 2019
(Distributed to all members of Council on August 20, 2019)
(File Number CSU-S08-000-2019)
- 22-698 Correspondence from Ashley Johnson submitting resignation from Heritage Kingston
(Distributed to all members of Council on August 22, 2019)
(File Number CSU-C12-000-2019)
- 22-699 Correspondence from AMO Communications regarding “Things you need to know coming from AMO Conference” dated August 23, 2019
(Distributed to all members of Council on August 26, 2019)
(File Number CSU-A16-000-2019)

Other Business

By-Laws

- a) **That** By-Laws (1) through (10) and (14) be given their first and second reading.
- b) **That** Clause 11.36 of By-Law Number 2010-1 be suspended for the purpose of giving By-Law (4) three readings.
- c) **That** By-Laws (4) through (14) be given their third reading.

- (1) A By-Law to Rename Entell Lane as Demers Avenue

First and Second Readings

Proposed Number 2019-126

(Clause 1, Report Number 65)

- (2) A By-Law to Name a New Road (Accessed from Taylor-Kidd Boulevard) as Demers Avenue

First and Second Readings

Proposed Number 2019-127

(Clause 1, Report Number 65)

- (3) A By-Law to Permanently Close a Portion of the Highway described as Part of the Original Road Allowance between Mile Square Lot Concession 2 and Lot 2 Concession 3 (Western Addition), designated as Part 1 on Reference Plan 13R-4969, City of Kingston

First and Second Readings

Proposed Number 2019-128

(Clause 2, Report Number 65)

- (4) A By-Law to Authorize the Execution of the Ontario Transfer Payment Agreement under the Provincial Audit and Accountability Fund

Three Readings

Proposed Number 2019-129

(Clause 8, Report Number 65)

- (5) A By-Law to establish Parts 1 and 3 on Plan 13R-17927 as part of the public highway known as Wheathill Street, in the City of Kingston, in accordance with section 31(4) of the Municipal Act, Chapter 25, S.O. 2001, as amended

Three Readings

Proposed Number 2019-130

(Delegated Authority)

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- (6) A By-Law to establish various parcels as part of the public highway in the City of Kingston, in accordance with section 31(4) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended
Three Readings Proposed Number 2019-131
(Delegated Authority)
- (7) 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" (Removal of Holding Symbol, 1463 Shore Road)
Three Readings Proposed Number 2019-132
(Delegated Authority)
- (8) 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 I to I-15, 1381 Newport Avenue)
Three Readings Proposed Number 2019-133
(Clause 2, Report Number 68)
- (9) 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 Multiple Family Dwelling 'B3' Zone to a Site-Specific Multiple Family Dwelling 'B3.571' Zone, 235 and 243 Colborne Street and 60, 62 and 64 Elm Street)
Three Readings Proposed Number 2019-134
(Clause 3, Report Number 68)
- (10) A By-Law to Appoint KPMG LLP as the Auditor for the City of Kingston and Its Local Boards for the 2019 Fiscal Year
Three Readings Proposed Number 2019-135
(Clause 3, Report Number 70)
- (11) A By-Law to Permanently Close a Portion of the Highway over Part of Abstract Block "PP" Farm Lot 24 Concession 1 also known as York Street, further described as Part 3 on Reference Plan 13R-22061, City of Kingston
Third Reading Proposed Number 2019-114
(Clause 6, Report Number 60, August 13, 2019)
- (12) A By-law to Authorize an Agreement for the Provision of a Municipal Capital Facility on Part of Lots 27, 28 and 29, Concession 4, Kingston, Ontario
Third Reading Proposed Number 2019-115
(Clause 7, Report Number 60, August 13, 2019)

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(13) City of Kingston Development Charge By-Law, 2019

Third Reading

Proposed Number 2019-116

(Clause 1, Report Number 61, August 13, 2019)

(14) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday
September 3, 2019

Three Readings

Proposed Number 2019-136

(City Council Meeting Number 2019-22)

Adjournment