



**City Council Meeting 2018-24**  
Tuesday, November 20, 2018 at 7:30 pm  
in the Council Chamber at City Hall.

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(Council Chamber)

**Call Meeting to Order**

**Roll Call**

**Approval of Addeds**

**Disclosure of Potential Pecuniary Interest**

**Presentation**

1. Mayor Paterson will present the long-service committee volunteer recognition awards.

**Delegation**

1. Megan Knott, Executive Director, Kingston Accommodation Partners and Murray Matheson, Interim Executive Director, Tourism Kingston, will appear before Council to speak to Clause 2 of Report Number 91: Received from the Administrative Policies Committee with respect to the Residential Rental Licensing.

**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.

**Motion of Condolences**

1. Moved by Mayor Paterson  
Seconded by Deputy Mayor Schell

**That** the condolences of Kingston City Council be extended to the family and friends of Ian Milne, who passed away on November 6, 2018 at the age of ninety. An architect, avid historian, and proud Kingstonian, Mr. Milne, along with the late Margaret Angus, co-founded First Capital Day. Later, Mr. Milne's idea of a First Capital festival between June 15<sup>th</sup> and July 1<sup>st</sup> became known as First Capital Days. In 2001, a group led by Mr. Milne was successful in obtaining City Council's declaration that the area surrounding City Hall be known as First

Capital Place. Thanks to his contributions, the occasion of Kingston's choice as Canada's first capital continues to be celebrated each year. Our thoughts are with his family during this difficult time.

**Deferred Motions**

## Reports

### **Report Number 90: Received from the Chief Administrative Officer (Consent)**

Report Number 90

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. Agreement for Cartegraph OMS Subscription Renewal**

**That** Council approve the Agreement for Cartegraph OMS Subscription Renewal including the additional Scenario Builder module, pursuant to Purchasing By-Law Number 2000-134, with Applied Geologics Inc., the sole Canadian vendor of Cartegraph software, for three years covering 2019-2021; and

**That** Council authorize the Mayor and City Clerk to execute the Agreement for Cartegraph OMS Subscription Renewal including the additional Scenario Builder module in a form satisfactory to the Director of Legal Services; and

**That** Council delegate authority to the Director of Engineering to renew the Agreement for Cartegraph OMS Subscription with Applied Geologics Inc., for future periods subject to the renewal agreement being reviewed by and in a form satisfactory to the Director of Legal Services.

(The Report of the President and CEO, Utilities Kingston (18-385) is attached to the agenda as schedule pages 1-5)

(File Number CSU-A23-000-2018)

#### **2. Appointment of Municipal By-Law Enforcement Officers to Enforce the No Smoking, Anti-Idling and Regulation of Water Supply By-Laws**

**That** a by-law be presented to amend City of Kingston By-Law Number 98-9, "A By-Law to Appoint Municipal Law Enforcement Officers of The Corporation of the 'New' City of Kingston", as amended, as per Exhibit 'A' in Council Report Number 18-375; and

**That** the by-law attached as Exhibit A to Report Number 18-375 be presented to Council for all three readings.

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**(See By-Law Number (2), 2018-172)**

(The Report of the Commissioner of Corporate & Emergency Services (18-375) is attached to the agenda as schedule pages 6-12)

(File Number CSU-C12-000-2018)

**3. Kingston Penitentiary Tours 2019**

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

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

(The Report of the Commissioner of Community Services (18-387) is attached to the agenda as schedule pages 13-19)

(File Number CSU-D06-000-2018)

**4. Strategic Priorities Update – End of 2014-2018 Council Term**

**That** Council receive this report as a status update on Council's priorities at the end of Council's 2014-2018 term.

(The Report of the Chief Administrative Officer (18-358) is attached to the agenda as schedule pages 20-73)

(File Number CSU-C08-000-2018)

**5. Capital Project Status Report – Third Quarter 2018**

**That** Council approve capital budget changes, as outlined in Exhibit A to Report Number 18-381, as well as financing of capital projects or (return of funds) as follows:

<b>Source of Financing (Return of Funds):</b>	<b>Amount</b>
Municipal Capital Reserve Fund	\$(2,258,812)
Other Reserve Funds and Reserves:	
Municipal Equipment Reserve Fund	\$ (217,400)
Transit Capital Reserve Fund	(274,816)
Solid Waste and Recycle Reserve Fund	(1,750,000)
Police Equipment Reserve Fund	(2,418)

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Facility Repair Capital Reserve Fund	(101,000)	
Building Code Stabilization Reserve Fund	(35,498)	
Development Charges Reserve Fund	<u>(401,949)</u>	<u>(2,783,081)</u>
<b>Total Sources of Funding (Return of Funds)</b>		<b><u>\$(5,041,893)</u></b>

**That** Council approve the reduction of approved debenture financing with reference to specific projects as outlined in Exhibit A to Council Report Number 18-381 as follows:

<b>Source of Financing (Return of Funds):</b>		<b>Amount</b>
Municipal Equipment Reserve Fund	\$ (500,000)	
Development Charges Reserve Fund	<u>(4,539,043)</u>	
<b>Total Debenture Reduction</b>		<b><u>\$(5,039,043)</u></b>

**That** Council approve the reduction of approved debenture financing in the amount of \$2,780,000 to be replaced with pay as you go funding from the Fire Capital Reserve Fund in the amount of \$2,280,000 and the Transit Capital Reserve Fund in the amount of \$500,000.

(The Report of the Chief Financial Officer and City Treasurer (18-381) is attached to the agenda as schedule pages 74-99)  
File Number CSU-F05-000-2018)

**6. Award of Contract – 2019 Development Charge Background Study and By-Law Development – Consultant Selection**

**That** Watson & Associates Economists Ltd. be retained to undertake the 2019 Development Charge Background Study and By-Law Development pursuant to RFP F31-CFO-FS-PS-2018- 03; and

**That** the Mayor and City Clerk be authorized to enter into an Agreement, to the satisfaction of the Director of Legal Services, for the purpose of engaging Watson & Associates Economists Ltd. to undertake the preparation of the 2019 Development Charge Background Study and By-Law Development.

(The Report of the Chief Financial Officer and City Treasurer (18-386) is attached to the agenda as schedule pages 100-107)  
File Number CSU-F21-000-2018)

**7. Award of Contract for Flooring Installation – Rideaucrest Home**

**That** Council authorize the Mayor and Clerk to execute an agreement with Adias Impex Ltd., operating as Carpet Plus Flooring pursuant to RFP F31-CES-FMCS-

2018-14 to supply and install new resilient flooring at Rideaucrest Home, as well as any related amendments thereto or other documents required to complete the work as directed by the Director, Facilities Management & Construction Services and in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Corporate & Emergency Services (18-389) is attached to the agenda as schedule pages 108-112)

(File Number CSU-F31-000-2018)

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**Report Number 91: Received from Administrative Policies Committee**

Report Number 91

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. Tax Write Offs Pursuant to the Municipal Act, 2001**

**That** Council approve the cancellation, reduction or refund of taxes pursuant to applications made under Sections 357 and 358 of the Municipal Act, 2001 totaling \$13,408.72 of which \$9,402.01 is the City's portion and the amount charged back to the school boards is \$4,006.71, as listed in Exhibit A attached to Report Number AP-18-023.

(Exhibit A to Report Number AP-18-023 is attached to the agenda as schedule page 113)

**2. Residential Rental Licensing**

**That** a licensing program be established for short-term rentals; and

**That** staff be directed to report back with a short-term rental licensing by-law in 2019; and

**That** staff be directed to report back in 2019 with amendments to the Municipal Accommodation Tax By-Law to include short-term rentals; and

**That** staff be directed to include the costs associated with implementing a short-term rental licensing program in the 2019 budget deliberations.

**3. Minor Amendments to the Flag Display Policy for Downtown Gateway Project**

**That** Council approve the removal of section 3.1.9 from the Flag Display Policy and the renumbering of the subsequent sections and that the Policy as amended, attached as Exhibit A to Report Number AP-18-019, be approved.



(Exhibit A to Report Number AP-18-019 is attached to the agenda as schedule pages 114-119)

**4. Smoking By-Law Update – Cannabis**

**That** the by-law attached as Exhibit A (A By-Law to Regulate Smoking and Vaporizing in Public Places and Enclosed Workplaces in the City of Kingston”, and repeal By-Law Number 2002-231, as amended) to Report Number AP-18-026 be presented to Council for all three readings; and

**That** upon approval of the proposed by-law, Draft Smoking and Vaping By-Law, attached as Exhibit A to Report Number AP-18-026, staff be directed to submit the required Set Fine Schedule to the Ministry of the Attorney General for approval.

**(See By-Law (3), 2018-173)**

(Exhibit A to Report Number AP-18-026 are attached the agenda as schedule pages 120-126)

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**Committee of the Whole**

**Information Reports**

**1. Public Engagement Status Report – Information Report**

The purpose of this report is to provide Council with a semi-annual status report of the Public Engagement Implementation Plan.

(The Report of the Commissioner of Community Services (18-371) is attached to the agenda as schedule pages 127-134)

(File Number CSU-M11-000-2018)

**2. Delegated Authority Heritage Approvals**

The purpose of this report is to inform Council of the delegated authority heritage approvals issued by staff in accordance with Part VI, Section 20.d. of By-Law Number 2013-141 “Procedural By-Law for Heritage”.

(The Report of the Commissioner of Community Services (18-378) is attached to the agenda as schedule pages 135-158)

(File Number CSU-P18-000-2018)

**3. Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Month of September 2018**

The purpose of this report is to provide 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 2018.

(The Report of the Chief Financial Officer and City Treasurer (18-383) is attached to the agenda as schedule pages 159-165)

File Number CSU-F18-000-2018)

**4. 2018 Municipal Election – Results of Referendum Question and Potential Next Steps**

The purpose of this report is to provide Council with a summary of the results of the Referendum Question on the 2018 ballot with respect to Ranked Ballot Voting; and to provide Council with the legislated process that would have to be followed should Council decide to initiate the process to implement Ranked Ballot Voting for the 2022 municipal election.

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(The Report of the Commissioner of Corporate & Emergency Services (18-384) is attached to the agenda as schedule pages 166-173)

(File Number CSU-C08-000-2018)

**5. Quarterly Report – Tourism Kingston – Q3 2018**

The purpose of this report is to provide detailed reporting to Council with the transparency, reporting and accountability in accordance with the Service Level Agreement entered into between the City of Kingston and Tourism Kingston for Q3 2018.

(The Report of the Chief Administrative Officer (18-390) is attached to the agenda as schedule pages 174-218)

(File Number CSU-A01-000-2018)

**6. Third Quarter Operating Budget Status Report for 2018**

The purpose of this report is to provide Council with a financial status update of the general operating budget as at September 30, 2018.

(The Report of the Chief Financial Officer and City Treasurer (18-382) is attached to the agenda as schedule pages 219-232)

File Number CSU-F05-000-2018)

**Information Reports from Members of Council**

**Miscellaneous Business**

1. **That** as requested by Foundations in Kink that Council proclaim December 15, 2018 as “Day of Consent Conversations”, in the City of Kingston.

**(See Communication Number 24-615)**

**New Motions**

**Notices of Motion**

**Minutes**

**That** the Minutes of City Council Meeting Number 2018-23, held Tuesday, November 6, 2018 be confirmed.

(Distributed to all Members of Council on November 16, 2018)

**Tabling of Documents**

- 2018-71 Kingston Police Services Board  
Agenda – November 15, 2018  
(File Number CSU-P17-000-2018)
- 2018-72 Kingston Police Services Board  
Minutes – October 18, 2018  
(File Number CSU-P17-000-2018)
- 2018-73 KFL&A Public Health Board of Health  
Agenda – November 21, 2108  
(File Number CSU-S08-001-2018)

**Communications**

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

**Filed**

- 24-616 Notice of Technical Consent for consent for a lot addition at the property municipally addressed as 527 Centennial Drive. The last date for objection is November 13, 2018.  
(File Number CSU-D19-000-2018)
- 24-622 Committee of Adjustment - Notice of Public Meeting for consent and minor variance at the property municipally addressed as 1517 Sunnyside Road. The meeting is November 26, 2018 at 5:30 pm at 1211 John Counter Boulevard.  
(File Number CSU-D19-000-2018)
- 24-623 Committee of Adjustment - Notice of Public Meeting for permission the property municipally addressed as 17 Rideau Street. The meeting is November 26, 2018 at 5:30 pm at 1211 John Counter Boulevard.  
(File Number CSU-D19-000-2018)

**Referred to All Members of Council**

- 24-609 Local Planning Appeal Tribunal Decision delivered by David L. Lanthier on November 9, 2018 with respect to the property municipally known as 223 Princess Street.  
(Distributed to all members of Council on November 9, 2018)  
(File Number CSU-L01-001-2018)

- 24-610 AMO Policy Update issued on October 31, 2018 – Members Update: While You Were Busy.  
(Distributed to all members of Council on November 9, 2018)  
(File Number CSU-A16-000-2018)
- 24-611 Resolution passed on October 1, 2018 by the Council of the Township of McKellar with respect to Governance Models.  
(Distributed to all members of Council on November 9, 2018)  
(File Number CSU-A16-000-2018)
- 24-612 Correspondence from The Honourable Jean-Yves Duclos, Minister of Families, Children and Social Development dated November 6, 2018 with respect to Government of Canada tables legislation taking concrete action to reduce poverty in Canada.  
(Distributed to all members of Council on November 9, 2018)  
(File Number CSU-L10-000-2018)
- 24-613 Invitation from Downtown Kingston! to their Annual General Meeting on November 21, 2018 at the Holliday Inn Waterfront commencing at 6:30 pm.  
(Distributed to all members of Council on November 13, 2018)  
(File Number CSU-A01-001-2018)
- 24-614 Notification of the Second Annual Outdoor Christmas Market on December 8 and 9, 2018 at the Hochelaga Inn for which a Special Occasion Permit under the Alcohol and Gaming Commission of Ontario has been issued.  
(Distributed to all members of Council on November 13, 2018)  
(File Number CSU-P09-000-2018)
- 24-615 Proclamation Application from Foundations in Kink requesting Council to proclaim December 15, 2018 as “Day of Consent Conversations” in the City of Kingston.  
(Distributed to all members of Council on November 13, 2018)  
(File Number CSU-M10-000-2018)  
**(See Miscellaneous Item 1)**
- 24-617 Correspondence from Barry R. Smith, Vice-President Land Development, Taggart Investments dated November 7, 2018 with respect to vacant unit rebate and subclass reduction programs.

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(Distributed to all members of Council on November 13, 2018)

(File Number CSU-F22-000-2018)

- 24-619 Correspondence from Jay Patry, Patry Inc. Developments dated November 6, 2018 with respect to vacant unit rebate and subclass reduction programs.

(Distributed to all members of Council on November 14, 2018)

(File Number CSU-F22-000-2018)

- 24-620 Correspondence from John Armitage, resident, dated November 8, 2018 with respect to vacant unit rebate and subclass reduction programs.

(Distributed to all members of Council on November 14, 2018)

(File Number CSU-F22-000-2018)

- 24-621 AMO Policy Update issued on November 8, 2018 – Queen’s Park This Week.

(Distributed to all members of Council on November 14, 2018)

(File Number CSU-A16-000-2018)

### **Referred to the City Clerk**

- 24-624 Proclamation Application requesting Council to proclaim November, 2018 as “Women Abuse Prevention Month” in the City of Kingston.

(Distributed to all members of Council on November 14, 2018)

(File Number CSU-M10-000-2018)

### **Other Business**

#### **By-Laws**

- a) **That** By-Laws (2) through (6) 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 (2) to (3) three readings.
  - c) **That** By-Laws (1) through (6) be given their third reading.
- (1) A By-Law to enact a Heritage Easement Agreement over lands located at 652 Princess Street, pursuant to the provisions of the Ontario Heritage Act (R.S.O. 1990, 0.18)

Third Reading

Proposed Number 2018-169

**(See Clause 1.iii, Report Number 87)**

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- (2) A By-law to Amend By-Law Number 98-9 “A By-Law to Appoint Municipal Law Enforcement Officers of The Corporation of the ‘New’ City of Kingston”  
Three Readings Proposed Number 2018-172  
**(See Clause 2, Report Number 90)**
- (3) A By-Law to Regulate Smoking and Vaporizing in Public Places and Enclosed Workplaces in the City of Kingston, and repeal By-Law Number 2002-231, as amended  
Three Readings Proposed Number 2018-173  
**(See Clause 4, Report Number 91)**
- (4) A By-Law to provide for the assumption of the public highways in Woodhaven Tamarack Subdivision Phase 1-1, Registered Plan 13M-84, in the City of Kingston, in accordance with section 31(4) of the Municipal Act, Chapter 25, S.O. 2001; and to provide for the acceptance by the City of Kingston, of the associated public works within  
Three Readings Proposed Number 2018-174  
**(Delegated Authority)**  
**(See Pages 233-235)**
- (5) A By-Law to provide for the assumption of the public highways in Savannah Court, Registered Plan 13M-91, in the City of Kingston, in accordance with Section 31(4) of the Municipal Act, Chapter 25, S.O. 2001; and to provide for the acceptance by the City of Kingston, of the associated public works within  
Three Readings Proposed Number 2018-175  
**(Delegated Authority)**  
**(See Pages 236-337)**
- (6) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday, November 20, 2018  
Three Readings Proposed Number 2018-176  
**(City Council Meeting Number 2018-24)**

**Adjournment**