



**City Council Meeting 2019-14**  
Wednesday, May 8, 2019 at 7:30 pm  
in the Council Chamber at City Hall.

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(Council Chamber)

**Call Meeting to Order**

**Roll Call**

**The Committee of the Whole “Closed Meeting”**

**Approval of Addeds**

**Disclosure of Potential Pecuniary Interest**

**Presentations**

**Delegations**

1. Alexandra Shaw, resident, will appear before Council to speak with respect to Clause 2i of Report Number 40: Received from Heritage Kingston regarding an Application for a Heritage Permit under the *Ontario Heritage Act* – 47 Wellington Street.
2. Janette Leroux and Davin Johnson, residents, will appear before Council to speak with respect to Clause 2i of Report Number 40: Received from Heritage Kingston regarding an Application for a Heritage Permit under the *Ontario Heritage Act* – 47 Wellington Street.

**Briefings**

1. Paige Agnew, Director, Planning, Building & Licensing Services will provide introductory remarks and will introduce Jamie Cook, Watson & Associates, who will brief Council with respect to Clause 2 of Report Number 36: Received from the Planning Committee regarding Population, Housing and Employment Growth Forecast.

**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 Hill

**That** the sincere condolences of Kingston City Council be extended to Captain Dan Coffey, Firefighter Joel Coffey, and the friends and family of Brian Stephen Coffey, who passed away April 24<sup>th</sup>, 2019 at the age of 75. Brian was a retired firefighter. We thank him for his service and dedication to the community. He will be greatly missed by so many. Our thoughts are with his family during this difficult time.

**Deferred Motions**

## Reports

### **Report Number 34: Received from the Chief Administrative Officer (Consent)**

Report Number 34

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 West Campus Lane to Hargreaves Way**

**That** Council approve the by-law, attached as Exhibit B, "Draft By-Law to Rename West Campus Lane to Hargreaves Way", to Report Number 19-106; and

**That** the proposed by-law be presented to Council for First and Second reading; and

**That** the City Clerk be requested to advertise a Notice of Intention to pass the by-law between the second and the third reading.

**(See By-Law Number (2), 2019-062)**

(The Report of the Acting Chief Administrative Officer (19-106) is attached to the agenda as schedule pages 1-9)

(File Number CSU-D20-000-2019)

**2. Award of Contract – 2019 Model Truck with a Construction Work Body**

**That** the Mayor and City Clerk be authorized to enter into a contract with Petrie Ford, in a form satisfactory to the Director of Legal Services, for the purchase of one 2019 model year truck with a construction work body (F31-TPES-TS-FL-2019-03) for the total purchase price of \$60,764 plus applicable taxes.

(The Report of the Commissioner of Transportation & Public Works (19-114) is attached to the agenda as schedule pages 10-13)

(File Number CSU-V00-000-2019)

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**3. Approval of Initial Study Grant Application for the Former Prison for Women Property Located at 40 Sir John A. Macdonald Boulevard**

**That** Council approve the application to deem 40 Sir John A. Macdonald Boulevard as eligible to receive up to \$18,800 in an Initial Study Grant under the Community Improvement Plan – Brownfields Project Area 4; and

**That** the Treasurer be authorized to issue the grant payments, to the registered property owner of 40 Sir John A. Macdonald Boulevard at the time of payment, subject to satisfactory review of required documentation by the Environment Director; and

**That** Council give all three readings to the by-law, attached to Report Number 19-122 as Exhibit A, to provide an Initial Study Grant for the property known as 40 Sir John A. Macdonald Boulevard.

**(See By-Law Number (4), 2019-064)**

(The Report of the Acting Commissioner of Community Services (19-122) is attached to the agenda as schedule pages 14-20)

(File Number CSU-E05-001-2019)

**4. Patio Application – PJ Murphy’s**

**That** Council authorize the Mayor and Clerk to enter into a License Agreement, in a form satisfactory to the Director of Legal Services, with the owner of “PJ Murphy’s”, located at 167 Ontario Street, for the lease of City property adjacent to their business on the Ontario Street frontage for the purpose of operating a serving sidewalk patio.

(The Report of the Commissioner of Transportation & Public Works (19-123) is attached to the agenda as schedule pages 21-26)

(File Number CSU-D23-000-2019)

**5. Declare Surplus and Transfer Lands – 31 Weller Avenue**

**That** Council declare surplus to municipal need and transfer the property known municipally as 31 Weller Avenue back to St. Matthews United Church, as depicted on the sketch in Exhibit A attached to Report Number 19-129; and

**That** Council authorize the Mayor and Clerk to execute all necessary agreements as may be required to affect the transfer of title of 31 Weller Avenue to St. Matthews United Church, to the satisfaction of the Director of Legal Services.

(The Report of the Acting Commissioner of Community Services (19-129) is attached to the agenda as schedule pages 27-31)

(File Number CSU-L19-000-2019)

**6. Tourism Kingston: New Lease Agreement**

**That** Council gives its approval for Tourism Kingston to enter into a new lease agreement for their office location, effective in 2019 and up to a 5-year term, subject to the functionality of the new location and within the budgetary amount presented to Council as part of the 2019 Operating Budget for Tourism Kingston. (The Report of the Acting Chief Administrative Officer (19-134) is attached to the agenda as schedule pages 32-37)

(File Number CSU-L15-000-2019)

**7. Kingston Economic Development Corporation: Contracts Beyond Terms of Service Level Agreement**

**That** Council gives its approval for Kingston Economic Development Corporation to enter into a contract with KPMG for corporate audit services for 2019 and 2020 with an option to extend for an additional two years at the direction of the Kingston Economic Development Corporation Board of Directors; and

**That** Council gives its approval for Kingston Economic Development Corporation to enter into a new lease agreement effective in 2019 and a 5-year term, subject to the functionality of the new location and within the budgetary amount presented to Council as part of the 2019 Operating Budget for Kingston Economic Development Corporation; and

**That** Council gives its approval for Kingston Economic Development Corporation to continue to use provincial funding from The Ministry of Economic Development, Job Creation and Trade, to deliver Small Business Enterprise Centre services and to administer the Summer Company and Starter Company Plus programs, for a three-year period commencing April 1, 2019 through March 31, 2022.

(The Report of the Acting Chief Administrative Officer (19-142) is attached to the agenda as schedule pages 38-44)

(File Number CSU-A01-003-2019)

**8. Appointment of Deputy Treasurers**

**That** a by-law, attached as Exhibit A to Report Number 19-146, be presented to Council to amend By-Law Number 98-8, as amended, being a "By-law to appoint Statutory Officials of The Corporation of the City of Kingston" in order to appoint Lana Foulds and Angela Brown as Deputy Treasurers to carry on the duties of the Treasurer when necessary or as deemed appropriate by the Chief Administrative Officer or by City Council; and

**That** the by-law be given three readings at the May 8, 2019 Council meeting.

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**(See By-Law Number (6), 2019-069)**

(The Report of the Acting Chief Administrative Officer (19-146) is attached to the agenda as schedule pages 45-48)

(File Number CSU-C12-000-2019)

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**Report Number 35: Received from the Chief Administrative Officer (Recommend)**

Report Number 35

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

**1. Council Meeting Start Time**

**That** the by-law attached as Exhibit A to Report Number 19-118 be presented to Council on May 8, 2019, to amend By-Law Number 2010-1, as amended, being the "Council Procedural By-law", in order to amend Section 4.2 which reads "Regular Meetings of Council shall take place on the first and third Tuesday of every month at 7:30 p.m." to now read "Regular Meetings of Council shall take place on the first and third Tuesday of every month at 6:30 p.m."

**(See By-Law Number (3), 2019-063)**

(The Report of the Commissioner of Corporate Enterprise Services (19-118) is attached to the agenda as schedule pages 49-52)

(File Number CSU-C00-000-2019)

**2. Trap, Neuter, Vaccinate, Return Program Status Report**

**That** Council adopt recommended amendments to the Responsible Pet Ownership Program as follows:

1. Expand the scope of the Spay/Neuter Program, including the Trap, Neuter, Vaccinate, Return component, from feral cats to community cats;
2. Use annual funding for the Trap, Neuter, Vaccinate, Release component to enter into service level agreements with animal welfare stakeholders for Trap, Neuter, Vaccinate, Return services; and

**That** Council authorize the Commissioner of Community Services, or his/her delegate, to use all or a portion of the annual funding for the Trap, Neuter, Vaccinate, Return component of the Responsible Pet Ownership Program to enter into service level agreements with animal welfare stakeholders for Trap, Neuter, Vaccinate, Return services; and

**That** the Mayor and Clerk be authorized to enter into a service level agreement with The Forgotten Ferals, in a form satisfactory to the Director of Legal Services for an amount up to \$25,000 for a term ending December 31, 2019, allocated on a first come, first served basis; and

**That** the Mayor and Clerk be authorized to enter into a service level agreement with Kingston Animal Rescue, in a form satisfactory to the Director of Legal



Services for an amount up to \$25,000 for a term ending December 31, 2019, allocated on a first come, first served basis; and

**That** the Mayor and Clerk be authorized to enter into a service level agreement with For the Love of Ferals, in a form satisfactory to the Director of Legal Services for an amount up to \$25,000 for a term ending December 31, 2019, allocated on a first come, first served basis.

(The Report of the Acting Chief Administrative Officer (19-127) is attached to the agenda as schedule pages 53-58)

(File Number CSU-P14-000-2019)

**3. Purchase of Kingston Transit's First Electric Buses**

**That** Council approve a capital budget amendment, for the purchase of two 40-foot long range battery electric bus and required charging equipment and services, in the amount of \$2,713,876 funded by a \$556,875 grant from the Federation of Canadian Municipalities, an allocation of \$1,089,712 from the Investing in Canada Infrastructure Program, and \$1,067,289 from the Transit Capital Reserve Fund; and

**That** the Mayor, Clerk, Chief Administrative Officer and City Treasurer be authorized to sign the funding agreements necessary related to the grant from the Federation of Canadian Municipalities and the Investing in Canada Infrastructure Program as outlined in this report.

(The Report of the Commissioner of Transportation & Public Works (19-140) is attached to the agenda as schedule pages 59-65)

(File Number CSU-T03-000-2019)

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**Report Number 36: Received from the Planning Committee**

Report Number 36

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. Approval of an Application for Zoning By-Law Amendment - 15 Grenadier Drive**

**That** the application for a zoning by-law amendment (File Number D14-026-2018) submitted by the City of Kingston Recreation & Leisure Services Department and Ventin Group Architects, on behalf of the City of Kingston, for the property municipally known as 15 Grenadier Drive, be approved; and

**That** By-Law Number 32-74, entitled "Township of Pittsburgh Zoning By-Law", as amended, be further amended, as per Exhibit A (Draft By-Law and Schedule A to amend Zoning By-Law Number 32-74) to Report Number PC-19-026; 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 (7), 2019-066 attached to the agenda as schedule pages 66– 68)**

**2. Population, Housing and Employment Forecast Study**

**That** the Population, Housing and Employment Growth Forecast, 2016 to 2046 Final Report, dated March 5, 2019, be endorsed for planning purposes.

(The Population, Housing and Employment Growth Forecast, 2016 to 2046 Final Report is available on the City website at the following [link](#))

**3. Additional Opportunities for Public Participation in the Planning Approvals Process**

**That** an open house event be added to the public consultation process for complex *Planning Act* applications that are presented at Planning Committee meetings, to be determined by Planning Division staff on a case by case basis; and

**That** the open house approach for complex *Planning Act* applications, as described in Exhibit A of Report Number PC-19-030, take effect on July 1, 2019. (See Exhibit A to Report Number PC-19-030 attached to the agenda as schedule pages 69– 70)

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**Report Number 37: Received from the Administrative Policies Committee**

Report Number 37

To the Mayor and Members of Council:

The 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 \$21,138.22 of which \$16,701.31 is the City's portion and the amount charged back to the school boards and Downtown Kingston! BIA are \$4,283.12 and \$153.79 respectively, as listed in Exhibit A attached to Report Number AP-19-002.

(Exhibit A to Report Number AP-19-002 is attached to the agenda as schedule pages 71-72)

**2. 2019 Tax Ratios and Tax Capping Parameters**

**That** Council approve the 2019 tax ratios as follows:

1. the residential property class be set at 1.00;
2. the new multi-residential property class be set at 1.00;
3. the multi-residential property class be set at 1.80;
4. the commercial property class be set at 1.98;
5. the industrial property class be set at 2.63;
6. the pipe line property class be set at 1.1728;
7. the farm property class be set at 0.2125; and
8. the managed forests property class be set at 0.25.

**That** a by-law be presented for all three readings in order to establish the 2019 tax ratios.

**That** the 2019 property tax capping programs utilize all of the options available that will move properties as quickly as possible to their current value assessment (CVA) tax and that the funding for capped properties be provided from within each respective tax class.

**That** a by-law and report establishing the capping options used, decrease percentage and actual capping results will be presented for Council approval after final property tax bills are calculated and processed.

**(See By-Law Number (5), 2019-065 attached to the agenda as schedule pages 73-74)**

**3. First Capital Place Illumination Policy Review**

**That** Council approve the amended First Capital Place Illumination Policy, as proposed in Exhibit A, as amended to include Victoria Day, attached to Report Number AP-19-001.

(Exhibit A to Report Number AP-19-001 is attached to the agenda as schedule pages 75-79)

**Report Number 38: Received from the Environment, Infrastructure & Transportation Policies Committee**

Report Number 38

To the Mayor and Members of Council:

The Environment, Infrastructure & 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. KEAF Mandate**

**That** Council direct city staff to prepare a report providing detailed recommendations for updating the mandate of the Kingston Environmental Advisory Forum to provide focus on responding to Council requests for advice, the provision of an annual state of the environment report, the conversion of standing working groups to ad-hoc, and the adjustment of forum membership to allow for greater flexibility for technical representatives and the gradual reduction in membership size.

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**Report Number 39: Received from the Arts, Recreation & Community Policies Committee**

Report Number 39

To the Mayor and Members of Council:

The Arts, Recreation & Community 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. Special Events Policy Update**

**That** the amended Special Events Policy, attached as Exhibit A to Report Number ARCP-19-002, be approved and implemented; and

**That** staff report back to the Arts, Recreation and Community Policies Committee by the end of Q1 2020 with an information report to provide an update on events from 2019.

(See Exhibit A to Report Number ARCP-19-002 attached as schedule pages 80 – 93)

**2. Appointments to the Public Art Working Group**

**That** Camille Georgeson-Usher, Henry Heng Lu, Jocelyn Purdie, Genevieve Flavelle and Lynne Kenney be appointed to the Public Art Working Group as community members.

**3. Appointments to the Local Music Working Group**

**That** Dean Burry and Laura Chaignon be appointed to the Local Music Working Group.

**4. Mayor's Arts Awards Nominations Working Group**

**That** Councillor Doherty, Andrea Seepersad and Sarah Tsiang be appointed to the Mayor's Arts Awards Nominations Working Group.

**Report Number 40: Received from Heritage Kingston**

Report Number 40

To the Mayor and Members of Council:

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

**i. Approval of Application for Heritage Permit - 4255 Bath Road**

**That** alterations to the property at 4255 Bath Road, be approved in accordance with the details described in the application (File Number P18-009- 2019), which was deemed completed on March 19, 2019, with alterations to include the addition of two gable-roofed dormers on the eastern slope of the lower wood-frame portion of the building, and the installation of standing seam profile steel roofing on both the original stone dwelling and the lower wood-framed addition; and

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

1. A Building Permit shall be obtained for the new construction, as required;
2. The construction plans, submitted as part of the Building Permit application, shall be amended to reflect the use of period appropriate windows in a 1 over 1, 2 over 2, 4 over 4 or 6 over 6 glazing pattern, for both dormer windows; and
3. 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.
4. The applicant shall consider the installation of standing-seam metal roofing with the seams spaced 20 inches apart.

**ii. Approval of Application for Heritage Permit - 4314 Highway 2**

**That** alterations to the property at 4314 Highway 2, be approved in accordance with the details described in the application (File Number P18-015- 2019), which was deemed completed on March 14, 2019, with alterations to include the erection of a bank-barn style storage building, clad in vertical barn board siding, with a standing seam profile steel or asphalt shingle gable roof; and



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

1. A Building Permit shall be obtained for the new construction, as required;
2. The owner consider changing the configuration of the south-facing windows to reflect a more conventional barn style window, similar to those on the north-facing side; and
3. 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.

**iii. Approval of Application for Heritage Permit - 62 – 66 Brock Street**

**That** alterations to the property at 62-66 Brock Street, be approved in accordance with details described in the application (File Number P18-017-2019), which was deemed complete on March 14, 2019 with said alterations to include the replacement of the existing brick chimney with a new brick chimney that matches the existing in form and design but is constructed with a softer traditional brick and lime mortar, and includes a new concrete cap with galvanized cover and new flashing at the roofline; and

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

1. A Building Permit shall be obtained;
2. An Encroachment Permit shall be obtained, if necessary;
3. The new chimney shall be constructed in accordance with the City of Kingston's Policy on Masonry Restoration in Heritage Buildings; and
4. Details of the proposed brick and mortar to be used in the reconstruction shall be provided to heritage planning staff to ensure that they are compatible with the heritage character of the commercial building and comply with the City of Kingston's Policy on Masonry Restoration in Heritage Buildings.

**iv. Notice of Intention to Designate under the *Ontario Heritage Act* – 218 Albert Street**

**That** Council serve a Notice of Intention to Designate the property located at 218 Albert Street, being called the Meisel House, as a property of cultural heritage value or interest pursuant to Section 29 of the *Ontario Heritage Act*, attached as Exhibit A to Report Number HK-19-027, as amended by Heritage Kingston; and

**That** should no Notice of Objection be received by the Clerk of The Corporation of the City of Kingston within thirty (30) days of the publication of the Notice of Intention to Designate, that Council approve the draft designation by-law for 218 Albert Street, attached as Exhibit B to Report Number HK-19-027, as amended

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by Heritage Kingston, and carry out the requirements as prescribed under Section 29(6) of the Act.

**(See By-Law Number (1), 2019-61)**

(Exhibits A & B to Report Number HK-19-027 are attached as schedule pages 94-99)

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

**i. Approval of Application for Heritage Permit under the *Ontario Heritage Act* – 47 Wellington Street**

**That** alterations to the property at 47 Wellington Street, be approved in accordance with the details described in the application (File Number P18-135-2018) which was deemed complete on March 19, 2019, with said alterations to include the construction of a flat roofed rear addition; and

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

1. A Building Permit shall be obtained;
2. *Planning Act* applications shall be obtained, as necessary;
3. 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;
4. Details of the finalized colour scheme for the cladding on the new addition shall be submitted to Heritage Planning staff to ensure that the heritage attributes of the property are conserved;
5. The owner shall consider removing the limestone cladding from the base of the new addition; and
6. Any alteration that interfaces with the masonry of the original house shall comply with the City's Policy on Masonry Restoration in Heritage Buildings.

(Report Number HK-19-021 is attached as schedule pages 100-143)

**ii. Approval of Application for Heritage Permit – 220 & 222 King Street East**

**That** alterations to the property at 220 King Street East, be approved in accordance with details described in the application (File Number P18-007-2019), which was deemed completed on March 5, 2019; and

**That** alterations to the property at 222 King Street East, be approved in accordance with details described in the application (File Number P18-016-2019), which was deemed completed on March 5, 2019; and

**That** said alterations shall include:

1. Removal of the existing cedar shakes from the main roof and replacement with asphalt shingles; and

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

1. Standard flat shingles shall be used in a dark grey or black colour; and
2. Pre-painted metal drip edges, roof vents and flashings shall be coloured in a dark grey or black colour to match the new shingles.

(Report Number HK-19-023 is attached as schedule pages 144-167)

**iii. Approval of Application for Heritage Permit – 81-83 King Street East**

**That** alterations to the property at 81-83 King Street East, be approved in accordance with the details described in the application (File Number P18-014-2019), which was deemed complete on March 7, 2019, with said revision to the design of the rear (south) elevation approved through a Heritage Permit, File Number P18-040-2018, to include a centrally located single door opening with aluminum clad wood door; and

**That** the approval of the alteration be subject to the following condition:

1. Details pertaining to the design of the new door shall be provided to Heritage Planning staff to ensure that it complies with the Old Sydenham Heritage Conservation District Plan and with the City's Policy on Window Renovations in Heritage Buildings.

(Report Number HK-19-026 is attached as schedule pages 168-190)

**Report Number 41: Received from the Rural Advisory Committee**

Report Number 41

To the Mayor and Members of Council:

The Rural Advisory 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. Rural Advisory Committee Work Plan**

**That** the 2019 Rural Advisory Committee Work Plan, attached as Exhibit A, as amended, to Report Number RAC-19-001, be approved.

(Exhibit A is attached as schedule page 191)

## Committee of the Whole

### Information Reports

#### 1. **Quarterly Report: Tourism Kingston – Q1 2019**

The purpose of this report is to provide Council with detailed reporting on Q1 2019 activities and services for Tourism Kingston in accordance with the Service Level Agreement between the City of Kingston and Tourism Kingston.

(The Report of the Acting Chief Administrative Officer (19-137) is attached to the agenda as schedule pages 192-233)

(File Number CSU-A01-000-2019)

### Information Reports from Members of Council

### Miscellaneous Business

1. **That** in accordance with Section 3.1.5 of the Flag Display Policy, Council approve the raising of the Ukrainian flag in place of The Government of Ontario flag for the day of June 15, 2019 in recognition of the 50<sup>th</sup> Anniversary of the Lviv, Ukraine Folklore Festival 2019.

**(See Communication 14-301)**

2. **That** as requested by the Ukrainian Canadian Club of Kingston, City Council proclaim the days of June 14 – 16, 2019, as “Ukrainian Canadian Club of Kingston’s Folklore Weekend ” in the City of Kingston.

**(See Communication 14-322)**

### New Motions

1. Moved by Councillor Holland  
Seconded by Councillor M<sup>c</sup>Laren

**Whereas** local public health agencies provide essential programs in Kingston and offers a return on investment at a rate of 1 to 14, saving the province of Ontario approximately \$2.8 billion in future acute care costs; and

**Whereas** the Board of KFL&A Public Health and the Medical Officer of Health are working in collaboration with the Association of Local Public Health Agencies and have asked for support from municipal partners in maintaining the current level of service provided by our local public health agency;

**Therefore Be It Resolved That** the City of Kingston affirm its support for KFL&A Public Health and its dedicated staff; and

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**That** the City of Kingston request the Province of Ontario maintain and augment the health protection and prevention mandate of KFL&A, maintain the current 75 percent provincial, 25 percent municipal funding formula for KFL&A Public Health; and

**That** the City of Kingston request the Province of Ontario stop the planned reduction of Ontario public health units from 35 to 10 and planned reduction of \$200 million from public health, and instead initiate consultations with municipalities and public health agencies on the public health system in Ontario; and

**That** this motion be shared with Ian Arthur, MPP Kingston and the Islands and Randy Hillier, MPP Lanark-Frontenac-Kingston, and Daryl Kramp, MPP Hastings-Lennox and Addington.

2. Moved by Councillor Chapelle  
Seconded by Councillor Oosterhof

**Whereas** radiocommunication facilities are regulated and approved under the authority of Industry Canada; and

**Whereas** Industry Canada requires proponents to consult with municipalities; and

**Whereas** the City of Kingston became a member of the Canadian Radiocommunications Information and Notification Service / Service d'Information et de notification en radiocommunications canadienne (CRINS-SINRC) in 2016; and

**Whereas** CRINS-SINRC processes radiocommunication facility proposals on the City's behalf, including the public consultation component; and

**Whereas** Section 12 of By-Law Number 2006-75, "A By-law to Delegate Various Planning Approvals to Staff and to Adopt Certain Procedures for the Processing of Planning Applications Subject to Delegated Authority", as amended, states that City Council shall retain all powers and authority with respect to the issuance of a municipal statement of concurrence for radiocommunication facilities when referred by the Director of Planning, Building and Licensing Services, and all powers and authority with respect to the issuance of a municipal statement of non-concurrence for radiocommunication facilities; and

**Whereas** proposals for radiocommunication facilities at 1138 Sydenham Road and 1245 Midland Avenue have raised concerns among residents because of the proximity of the proposed structures to existing residential dwellings;

**Therefore Be It Resolved That** the CRINS-SINRC reports that are prepared for the properties at 1138 Sydenham Road and 1245 Midland Avenue be brought

forward to Council for a decision regarding the municipal statement of concurrence or non-concurrence.

3. Moved by Councillor M<sup>c</sup>Laren  
Seconded by Councillor Hill

**Whereas** the aggression carried out with assault weapons or handguns in the committing of crimes and massacres across Canada would have been much diminished and lives saved had such guns not been available to the perpetrator; and

**Whereas** in 2018 the Toronto and Montreal City councils passed resolutions requesting the federal government to prohibit the availability, sale, private possession of handguns, assault rifles and semiautomatic guns in Canada, with the exception of police services or other law enforcement entities; and

**Whereas** Canada has been victimized by instances of mass murder where the perpetrator had use of assault weapons; and

**Whereas** Bill C-71, currently does not prohibit private possession of assault weapons or handguns; and

**Whereas** according to Statistics Canada, violent crimes involving weapons increased by 33% between 2013 and 2016, and that 60% of these crimes involve handguns; and

**Whereas**, according to police and provincial authorities across the country, legally purchased firearms are now the source of the majority of weapons seized in the context of criminal activities, having been stolen from legal owners or illegally sold; and

**Whereas** the report published by Statistics Canada on November 22, 2017 specifies that the number and rate of homicides committed with guns has increased for a third consecutive year in Canada; and

**Whereas** according to the Canadian Woman's Foundation, in Canadian households the presence of firearms in the home is the single greatest risk factor for lethality of domestic violence; and

**Whereas** the Association of Canadian Police Chiefs have historically taken positions for better gun control in Canada;

**Therefore Be It Resolved That** the City Council of Kingston ask the federal government to strengthen Bill C-71, including the prohibition of the private possession of assault weapons, semi-automatic weapons, and handguns, with the exception of police services or other law enforcement entities; and

**That** this motion be shared with the Right Honorable Justin Trudeau, Prime Minister of Canada, the opposition party leaders, the minister and critics of Public Safety and Emergency Preparedness; and

**That** this motion be shared with the Premier of Ontario, the provincial opposition party leaders and our MPPs, Randy Hilliard and Ian Arthur.

**Notices of Motion**

**Minutes**

**That** the Minutes of City Council Meeting Number 2019-13, held Tuesday April 16, 2019 be confirmed.

(Distributed to all Members of Council on April 24, 2019)

**Tabling of Documents**

2019-27      Downtown Kingston! Business Improvement Area Board of Management  
Minutes – March 13, 2019  
(File Number CSU-A01-001-2019)

2019-28      Kingston Police Services Board  
Minutes – March 21, 2019  
(File Number CSU-P17-000-2019)

2019-29      Kingston Police Services Board  
Agenda – April 18, 2019  
(File Number CSU-P17-000-2019)

2019-30      Cataraqui Region Conservation Authority  
Agenda – April 25, 2019  
(File Number CSU-D03-000-2019)

2019-31      KFL&A Board of Health  
Agenda – April 24, 2019  
(File Number CSU-S08-001-2019)

2019-32      Kingston & Frontenac Housing Corporation  
Minutes – April 1, 2019  
(File Number CSU-S13-000-2019)

2019-33      Kingston & Frontenac Housing Corporation  
Agenda – April 29, 2019  
(File Number CSU-S13-000-2019)



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**Communications**

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

**Filed**

- 14-297 Notice of a Regular Meeting for a proposed Zoning By-Law Amendment with respect to the property municipally known as 1020 and 1044 Lancaster Drive. The Regular Meeting is May 2, 2019 at 6:30 pm in the Council Chamber at City Hall.  
(File Number CSU-D14-000-2019)
- 14-307 Notice of a Public Meeting for a proposed Zoning By-Law Amendment with respect to the property municipally known as 16 Grange Street. The Public Meeting is May 2, 2019 at 6:30 pm in the Council Chamber at City Hall.  
(File Number CSU-D14-000-2019)
- 14-308 Notice of a Public Meeting for a proposed Zoning By-Law Amendment with respect to the property municipally known as 685 Gardiners Road. The Public Meeting is May 2, 2019 at 6:30 pm in the Council Chamber at City Hall.  
(File Number CSU-D14-000-2019)
- 14-318 Notice of Cancellation and Rescheduling of Public Meeting for a proposed Zoning By-Law Amendment with respect to the property municipally known as 677-691 Gardiners Road. The rescheduled Public Meeting is May 16, 2019 at 6:30 pm in the Council Chamber at City Hall.  
(File Number CSU-D14-000-2019)
- 14-324 Committee of Adjustment Notice of Decision with respect to an application for variances at the property municipally known as 3328 4<sup>th</sup> Concession Road. The last date for filing an objection is May 6, 2019.  
(File Number CSU-D19-2019)
- 14-325 Committee of Adjustment Notice of Decision with respect to an application for variances at the property municipally known as 275 Helen Street. The last date for filing an objection is May 7, 2019.  
(File Number CSU-D19-2019)

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- 14-326 Committee of Adjustment Notice of Decision with respect to an application for consent at the property municipally known as 2285 Battersea Road. The last date for filing an objection is May 7, 2019.  
(File Number CSU-D19-2019)
- 14-327 Committee of Adjustment Notice of Decision with respect to an application for consent at the property municipally known as 43 Crerar Boulevard. The last date for filing an objection is May 6, 2019.  
(File Number CSU-D19-2019)
- 14-328 Committee of Adjustment Notice of Decision with respect to an application for variances at the property municipally known as 254 Collingwood Street. The last date for filing an objection is May 7, 2019.  
(File Number CSU-D19-2019)
- 14-335 Notice of a Regular Meeting for a proposed Zoning By-Law Amendment with respect to the property municipally known as 6675 Highway 15. The Regular Meeting is May 16, 2019 at 6:30 pm in the Council Chamber at City Hall.  
(File Number CSU-D14-000-2019)
- 14-336 Notice of a Public Meeting for a proposed City-initiated Zoning By-Law Amendment with respect to various addresses. The Public Meeting is May 16, 2019 at 6:30 pm in the Council Chamber at City Hall.  
(File Number CSU-D14-000-2019)
- 14-337 Committee of Adjustment Notice of a Public Meeting for a proposed minor variance with respect to the property municipally known as 1380 Ottawa Street. The Public Meeting is May 13, 2019 at 5:30 pm in the Second Floor Boardroom at 1211 John Counter Boulevard.  
(File Number CSU-D19-000-2019)
- 14-338 Committee of Adjustment Notice of a Public Meeting for a proposed minor variance and consent with respect to the property municipally known as 104-108 Joseph Street. The Public Meeting is May 13, 2019 at 5:30 pm in the Second Floor Boardroom at 1211 John Counter Boulevard.  
(File Number CSU-D19-000-2019)
- 14-339 Committee of Adjustment Notice of a Public Meeting for a proposed minor variance with respect to the property municipally known as 655 Princess

Street. The Public Meeting is May 13, 2019 at 5:30 pm in the Second Floor Boardroom at 1211 John Counter Boulevard.

(File Number CSU-D19ZXz-000-2019)

**Referred to All Members of Council**

- 14-298 Correspondence received from Sarah Johnston, Municipality of Brockton, dated April 10, 2019, regarding resolution passed by the Municipality of Brockton with respect to the Investing in Canada Infrastructure Program.  
(Distributed to all members of Council on April 12, 2019)  
(File Number CSU-F11-000-2019)
- 14-299 Correspondence received from William Carroll, A Greener Kingston, dated April 11, 2019, regarding alternative fuel opportunities.  
(Distributed to all members of Council on April 12, 2019)  
(File Number CSU-E05-000-2019)
- 14-300 Correspondence received from the Municipality of Tudor and Cashel, dated April 11, 2019, regarding a resolution passed with respect to hydro delivery fees.  
(Distributed to all members of Council on April 12, 2019)  
(File Number CSU-E06-000-2019)
- 14-302 AMO Communications – 2019 Budget Highlights.  
(Distributed to all members of Council on April 12, 2019)  
(File Number CSU-F05-000-2019)
- 14-303 Municipal Finance Officers of Ontario Association – Summary of the 2019 Provincial Budget.  
(Distributed to all members of Council on April 12, 2019)  
(File Number CSU-F05-000-2019)
- 14-304 Correspondence received from Mara Shaw, Executive Director, Loving Spoonful, dated April 12, 2019, regarding climate change.  
(Distributed to all members of Council on April 12, 2019)  
(File Number CSU-E05-000-2019)
- 14-312 Correspondence received from Nadejda Aletkina, resident, dated April 16, 2019, regarding submission from the Canadian Peoples' Union.

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- (Distributed to all members of Council on April 17, 2019)  
(File Number CSU-C08-000-2019 and CSU-E05-000-2019)
- 14-313 Correspondence received from the City of Brantford, dated April 16, 2019, regarding a motion passed by Brantford City Council with respect to single-use straws.  
(Distributed to all members of Council on April 17, 2019)  
(File Number CSU-E05-000-2019)
- 14-314 AMO Communications – AMO’s Deeper Look at the 2019 Provincial Budget.  
(Distributed to all members of Council on April 17, 2019)  
(File Number CSU-E05-000-2019)
- 14-315 News Release from the Cataraqui Region Conservation Authority (CRCA), April 17, 2019 – CRCA watershed conditions statement – Flood Outlook.  
(Distributed to all members of Council on April 17, 2019)  
(File Number CSU-E05-000-2019)
- 14-316 Correspondence received from the Town of Minto, dated April 17, 2019, regarding a motion passed by the Town of Minto with respect to the Ontario Municipal Partnership Fund.  
(Distributed to all members of Council on April 17, 2019)  
(File Number CSU-F11-000-2019)
- 14-319 Correspondence received from Heather Turley dated April 23, 2019, regarding a liquor license application for an outdoor event.  
(Distributed to all members of Council on April 23, 2019)  
(File Number CSU-P09-000-2019)
- 14-320 Correspondence received from Barbara L Schlafer, resident, dated April 22, 2019, regarding record breaking temperatures in Alaska.  
(Distributed to all members of Council on April 24, 2019)  
(File Number CSU-E05-000-2019)
- 14-321 Correspondence received from Dawn Ellis-Thornton, St. Lawrence Parks Commission dated April 23, 2019, regarding special occasions permit for June 8, 2019 craft beer event.  
(Distributed to all members of Council on April 24, 2019)

(File Number CSU-P09-000-2019)

- 14-322 Proclamation application received from Lubomyr Luciuk, Ukrainian Canadian Club of Kingston, requesting Council to proclaim June 14 -16, 2019 as “Lviv, Ukraine Folklore Festival Days” in the City of Kingston.  
(Distributed to all members of Council on April 24, 2019)  
(File Number CSU-M10-000-2019)  
**(See Miscellaneous Business Item 2)**
- 14-323 Cataraqui Region Conservation Authority – News Release dated April 24, 2019 – Watershed Conditions Statement Lake Ontario & St. Lawrence River.  
(Distributed to all members of Council on April 24, 2019)  
(File Number CSU-E05-000-2019)
- 14-330 Cataraqui Region Conservation Authority – News Release dated April 26, 2019 – Provincial Flood Watch - Lake Ontario & St. Lawrence River.  
(Distributed to all members of Council on April 26, 2019)  
(File Number CSU-E05-000-2019)
- 14-331 Correspondence received from Janette Leroux, resident, dated April 26, 2019, regarding an Application for a Heritage Permit for 47 Wellington Street.  
(Distributed to all members of Council on April 29, 2019)  
(File Number CSU-P18-000-2019)
- 14-333 Correspondence received from Bhavana Varma, President & CEO, United Way KFL&A, dated April 18, 2019, regarding a special occasion permit for September 14, 2019, Rockin’ the Big House.  
(Distributed to all members of Council on April 29, 2019)  
(File Number CSU-P09-000-2019)
- 14-334 Correspondence received from Alexandra Shaw, resident, dated April 29, 2019, regarding an Application for a Heritage Permit for 47 Wellington Street.  
(Distributed to all members of Council on April 29, 2019)  
(File Number CSU-P18-000-2019)

- 14-340 Correspondence received from Dr. Kieran Moore, Medical Officer of Health, KFL&A Public Health, dated April 26, 2019, regarding an motion passed by KFL&A Board of Health with respect to fluoridation of water.  
(Distributed to all members of Council on April 30, 2019)  
(File Number CSU-S08-000-2019)

**Referred to the City Clerk**

- 14-301 Flag raising application from the Ukrainian Canadian Club of Kingston, requesting the Ukrainian flag to be raised on June 15, 2019 in Confederation Park for the Lviv, Ukraine Folklore Festival 2019  
(Distributed to all members of Council on April 12, 2019)  
(File Number CSU-M10-000-2019)  
**(See Miscellaneous Business Item 1)**
- 14-310 Flag raising request from Kingston & District Branch, United Empire Loyalists Association of Canada, requesting the Loyalist flag to be raised on June 12, 2019 in Confederation Park for United Empire Loyalist Day.  
(Distributed to all members of Council on April 17, 2019)  
(File Number CSU-M10-000-2019)
- 14-311 Proclamation Application received from Nancy Cutway of the Kingston & District Branch, United Empire Loyalists Association of Canada, requesting Council to proclaim June 12, 2019 as “Loyalist Day” in the City of Kingston.  
(Distributed to all members of Council on April 17, 2019)  
(File Number CSU-M10-000-2019)
- 14-317 Proclamation Application received from Rory Xu of Falun Dafa – Kingston Group, requesting Council to proclaim May 13, 2019 as “Falun Dafa Day” in the City of Kingston.  
(Distributed to all members of Council on April 23, 2019)  
(File Number CSU-M10-000-2019)
- 14-329 City Hall Illumination Application received from Arushi Malik of Parachute, requesting City Hall and Springer Market Square be lit green on July 5, 2019 for 2019 National Injury Prevention Day.  
(Distributed to all members of Council on April 25, 2019)  
(File Number CSU-M10-000-2019)

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14-332 Proclamation Application received from Jennifer Buxton, Threads of Life, requesting Council to proclaim May 4, 2019 as “Supporting Families of Workplace Tragedy Day” in the City of Kingston.  
(Distributed to all members of Council on April 29, 2019)  
(File Number CSU-M10-000-2019)

14-341 Proclamation Application received from Robert Tucker, Kingston Pride, requesting Council to proclaim the month of June as “Pride Month” in the City of Kingston.  
(Distributed to all members of Council on April 30, 2019)  
(File Number CSU-M10-000-2019)

### Other Business

#### By-Laws

1. **That** By-Laws (1) through (10) be given their first and second reading.
  2. **That** Clause 11.36 of By-Law Number 2010-1 be suspended for the purpose of giving By-Laws (4) through (6) three readings.
  3. **That** By-Laws (4) through (10) be given their third reading.
- (1) A By-law to Designate the Meisel House at 218 Albert Street to be of Cultural Heritage Value and Interest pursuant to the Provisions of the *Ontario Heritage Act* (R.S.O. 1990, 0.18)  
First and Second Reading Proposed Number 2019-061  
**(Clause 1iv, Report 40)**
- (2) A By-law to Approve the Renaming of a Portion of an Existing Municipal Road from West Campus Lane to Hargreaves Way, City of Kingston, County of Frontenac.  
First and Second Reading Proposed Number 2019-062  
**(Clause 1, Report 34)**
- (3) A By-law to Amend By-Law Number 2010-1, as amended, “Council Procedural By-Law” – Council Meeting Start Time.  
First and Second Reading Proposed Number 2019-063  
**(Clause 1, Report 35)**

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- (4) A By-Law to Provide An Initial Study Grant Pursuant To The Requirements Of The City Of Kingston's Brownfield Community Improvement Plan Program For the Property known as 40 Sir John A. Macdonald Boulevard.  
Three Readings Proposed Number 2019-064  
**(Clause 3, Report 34)**
- (5) A By-Law to Establish the 2019 Tax Ratios  
Three Readings Proposed Number 2019-065  
**(Clause 2, Report 37)**
- (6) A By-Law to Amend By-Law Number 98-8, "A By-Law to Appoint Statutory Officials of The Corporation of the City of Kingston" (to appoint Lana Foulds and Angela Brown as Deputy Treasurers)  
Three Readings Proposed Number 2019-069  
**(Clause 8, Report 34)**
- (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, as amended (Zone Change from 'D' to 'I-9', 15 Grenadier Drive)  
Three Readings Proposed Number 2019-066  
**(Clause 1, Report 36)**
- (8) A By-Law to Establish Parts 2, 3 and 4, Reference Plan 13R-14796, as part of the public highway known as Sydenham Road in the City of Kingston, in accordance with Section 31(4) of the Municipal Act, Chapter 25, S.O. 2001  
Three Readings Proposed Number 2019-067  
**(Delegated Authority)**  
**(See Schedule Page 234)**
- (9) A By-Law to Establish Part 5, Reference Plan 13R-21999 as part of the public highway known as Innovation Drive in the City of Kingston, in accordance with Section 31 (4) of the Municipal Act, Chapter 25, S.O. 2001  
Three Readings Proposed Number 2019-070  
**(Delegated Authority)**  
**(See Schedule Page 235)**
- (10) A By-Law to confirm the proceedings of Council at its meeting held on Wednesday May 8, 2019  
Three Readings Proposed Number 2019-068  
**(City Council Meeting Number 2019-14)**



**Adjournment**