



City Council Meeting 2019-16
Tuesday, June 4, 2019 at 7:30 pm
in the Council Chamber at City Hall.

There will be a Meeting of the Membership of Kingston Municipal Non-Profit Housing Corporation (Town Homes Kingston) at 6:45 pm in the Council Chamber.

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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

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 Motions

Reports

Report Number 46: Received from the Chief Administrative Officer (Consent)

Report Number 46

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. Award of Contract – 2020 Model Year, Tandem Axle, Dual Stream, Rear Loading Refuse Packer

That Mayor and Clerk be authorized to enter into a contract, in a form satisfactory to the Director of Legal Services, with Francis Canada Truck Centre Inc. for the purchase of one 2020 model year tandem axle, dual stream, rear loading, refuse packer (F31-TIS-TS-FL-2019-07), for the total purchase price of \$264,254 plus applicable taxes.

(The Report of the Commissioner of Transportation & Public Works (19-154) is attached to the agenda as schedule pages 1-4)

(File Number CSU-V00-000-2019)

2. Rideaucrest Parking Lot – Operation and Rate Changes

That Council authorize the Mayor and Clerk to execute an agreement with Town Homes Kingston, in a form satisfactory to the Director of Legal Services, to operate the parking lot at 205 Rideau Street (Rideaucrest Towers) as a municipal parking lot in conjunction with the City's parking lot at 175 Rideau Street, based on the key proposed terms and conditions outlined in Report 19-157; and

That a By-Law be presented to amend City By-law 2010-128 "*A By-law to Regulate Parking*", as amended, as per Exhibit A to Report 19-157, and;

That a By-Law be presented to amend City By-law 2005-10 "*A By-law to Establish Fees and Charges to be Collected by the Corporation of the City of Kingston*", as amended, as per Exhibit B to Report 19-157.

(See By-Law Number (1), 2019-075 and By-Law Number (2), 2019-076)

(The Report of the Commissioner of Transportation & Public Works (19-157) is attached to the agenda as schedule pages 5-17)

(File Number CSU-T02-000-2019)

Report Number 47: Received from the Chief Administrative Officer (Recommend)

Report Number 47

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. Fourth Quarter Operating Budget Report for 2018

That Council receive the 2018 fourth quarter operating budget status report; and

That Council approve the establishment of a WSIB Stabilization Reserve to manage future WSIB costs as a result of ongoing legislative changes; and

That \$1.5M be transferred from the Fire Vested Sick Leave Reserve Fund to provide seed funding to the WSIB Stabilization Reserve; and

That the surplus generated from municipal operations in the amount of \$3,950,894 be allocated as follows:

a. WSIB Stabilization Reserve	\$ 520,000
b. Transit Capital Reserve Fund	\$ 285,000
c. Library Capital Reserve Fund	\$ 302,177
d. Working Fund Reserve (in accordance with policy)	\$ 2,843,717

That the net surplus generated from the municipal utilities operations in the amount of \$5,005,193 be allocated to (from) the following utility reserve funds:

a. Water Capital Reserve Fund	\$ 1,707,875
b. Wastewater Capital Reserve Fund	\$ 2,228,159
c. Appliance Rental Reserve Fund	\$ (53,566)
d. Municipal Capital Reserve Fund	\$ 1,122,725

(The Report of the Chief Financial Officer & City Treasurer (19-130) is attached to the agenda as schedule pages 18-41)

(File Number CSU-F05-000-2019)

Report Number 48: Received from the Planning Committee

Report Number 48

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 a Zoning By-Law Amendment - Special Events in City-Owned Facilities - 1030 Sunnyside Road, 303 York Street, 100 Days Road, 1350 Gardiners Road and 53 Yonge Street

That the application for a zoning by-law amendment (File Number D14-028-2017) submitted by the City of Kingston, for the properties municipally known as 1030 Sunnyside Road, 303 York Street, 100 Days Road, 1350 Gardiners Road and 53 Yonge Street, 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, Schedule A and Schedule B to Amend Zoning By-Law Number 76-26 to Report Number PC-19-008; 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 B (Draft By-Law and Schedule A to Amend Zoning By-Law Number 8499) to Report Number PC-19-008; 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-laws; and

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

(See By-Law Number (4), 2019-077 attached to the agenda as schedule pages 42-47)

(See By-Law Number (5), 2019-078 attached to the agenda as schedule pages 48-51)

Report Number 49: Received from Heritage Kingston

Report Number 49

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 - 752 King Street West/8 Estate Lane

That alterations to the property at 752 King Street West (8 Estate Lane), be approved in accordance with the details described in the application (File Number P18-025-2019), which was deemed complete on April 18, 2019 and amended May 14, 2019, with said alterations to include:

1. Repointing of the northern retaining wall (Wall 1), including dismantling and repair of the end pillar and in-kind replacement of select stone units, as necessary;
2. Installation of new steel guardrail on top of the eastern extent of Wall 1; and

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

1. A Building Permit shall be obtained, as necessary;
2. All masonry works shall be completed in accordance with the City's Policy on Masonry Restoration on Heritage Buildings;
3. Any reusable limestone materials in the current walls shall be incorporated into the new wall, wherever feasible;
4. The retaining wall may abut but shall not be physically attached to the Rockwood Villa;
5. The applicant shall consider installing a stone or plaque identifying the date of the reconstruction of the retaining wall;
6. A Tree Permit shall be obtained, as necessary, and any trees or plantings to be removed, shall be replaced in kind in the immediate area; and

7. All equipment and building materials shall not be stored under or within the canopy limits of the trees on the north side of Wall 1.

2. 2018 Civic Museums Year End Report

That the 2018 Civic Museums Year End Report, attached to Report Number HK-19-028 as Exhibit A, be received and approved in recognition of the role Heritage Kingston plays as an advisory committee to Council that includes oversight of the two City-owned Museums, the MacLachlan Woodworking Museum and the Pump House Steam Museum, as well as Kingston City Hall National Historic Site and the City of Kingston Civic Collection.

(Exhibit A to Report Number HK-19-028 is attached to the agenda as schedule pages 52-79)

3. Cultural Heritage Working Group, Approval of Priority Work in 2019

That the Cultural Heritage Working Group Priority Work for 2019, as identified in Report Number HK-19-030, be approved; and

That Heritage Kingston, in its role as advisory committee to Council, reference this work as part of its annual reporting process as required as part of By-Law Number 2010-205, "Committee By-Law".

(Report Number HK-19-030 is attached to the agenda as schedule pages 80-85)

Committee of the Whole

Information Reports

1. First Capital Place Filming Opportunities

This report provides Council with information regarding First Capital Place Filming opportunities within the City of Kingston and the work being done to mitigate the impact on seasonal market vendors at Springer Market Square. (The Report of the Acting Commissioner of Community Services (19-162) is attached to the agenda as schedule pages 86-89)
(File Number CSU-M00-000-2019)

2. John Counter Boulevard Phase 5B – Design and Project Update

This report provides Council with an update on the John Counter Boulevard Phase 5B reconstruction.
(The Report of the Commissioner of Transportation & Public Works (19-164) is attached to the agenda as schedule pages 90-102)
(File Number CSU-T04-000-2019)

Information Reports from Members of Council

Miscellaneous Business

- 1. That** as requested by the Kingston Humane Society, City Council proclaim September 22, 2019 as ‘Kingston Humane Society Day’ in recognition of the 135th Anniversary of the Kingston Humane Society.
(See Communication 16-497)
- 2. That** notwithstanding section 3.1.4, subsection (v), of the Illumination of City Facilities Policy, Kingston City Council approve the illumination of City Hall and Springer Market Square in red on June 19, 2019 for “World Sickle Cell Day”; and **That** as requested by the Sickle Cell Awareness Group of Ontario, City Council proclaim June 19, 2019, as “World Sickle Cell Day” in the City of Kingston.
(See Communications 16-504 and 16-505)
- 3. That** notwithstanding section 3.1.4, subsection (v), of the Illumination of City Facilities Policy, Kingston City Council approve the illumination of City Hall and Springer Market Square in red on June 13, 2019 for “St. Lawrence College Convocation – Kingston Campus”.
(See Communication 16-506)

New Motions

1. Moved by Councillor Osanic
Seconded by Councillor Kiley

Whereas Kingston City Council recognizes the threat climate change poses to our economy, our society and our environment; and

Whereas Kingston City Council declared a climate emergency and committed to demonstrated leadership on climate action as strategic priority; and

Whereas staff identified several strategies to reduce GHG emissions; and

Whereas staff recommend the corporate and community climate action plans be updated and combined as part of an overall Climate Change Management Strategy based on a framework of principles and practices for a sustainable community, such as the Natural Step Strategy, Partners for Climate Protection or similar; and

Whereas this work will start in 2019 and include significant public and stakeholder engagement and be presented to Council for final approval in 2021; and

Whereas a climate emergency requires immediate action;

Therefore Be It Resolved That Council approve a Working Group on Community Climate Action to be co-chaired by Councillor Doherty and Councillor Kiley; and

That the mandate of the Working Group on Climate Change be to promote, engage, educate and challenge Kingston residents, institutions and businesses to take immediate, effective, and inexpensive actions that will reduce GHG emissions in the community; and

That as co-chairs Councillor Doherty and Councillor Kiley be authorized to appoint representatives to the Working Group on Climate Change from the following areas: Queen's University, St. Lawrence College, the local school boards, Sustainable Kingston, the Kingston Climate Hub, 350 Kingston, KFL&A Public Health, SWITCH and Kingston Environmental Advisory Forum, it being understood that the working group shall not exceed 12 members in total; and

That the Working Group members are to be confirmed as soon as possible and that the first meeting take place in June; and

That the Working Group meet as necessary throughout summer 2019 in order to deliver ongoing key messaging to the community and complete its mandate by Q4 2019 with a presentation to Council at that time.

Notices of Motion

Minutes

That the Minutes of City Council Meeting Number 2019-15, held Tuesday May 21, 2019 be confirmed.

(Distributed to all Members of Council on May 31, 2019)

Tabling of Documents

- 2019-34 Cataraqui Region Conservation Authority
 Agenda – May 22, 2019
 (File Number CSU-D03-000-2019)
- 2019-35 Downtown Kingston! Business Improvement Area Board of Management
 Minutes – April 10, 2019
 (File Number CSU-A01-001-2019)
- 2019-36 Kingston & Frontenac Housing Corporation
 Minutes – April 29, 2019
 (File Number CSU-S13-000-2019)
- 2019-37 Kingston & Frontenac Housing Corporation
 Agenda – May 27, 2019
 (File Number CSU-S13-000-2019)

Communications

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

Filed

- 16-493 Notice of a Regular Meeting for a proposed Zoning By-Law Amendment with respect to the property municipally known as 6675 Highway 15. The Public Meeting is June 6, 2019 at 6:30 pm in the Council Chamber at City Hall.
 (File Number CSU-D14-000-2019)
- 16-494 Notice of a Public Meeting for a proposed Official Plan & Zoning By-Law Amendment with respect to areas regulated by Zoning By-law Number 8499, 76-26, 96-259, 97-102, 32-74, 3077 and 8402. The Public Meeting is June 6, 2019 at 6:30 pm in the Council Chamber at City Hall.
 (File Number CSU-D14-000-2019)

Referred to All Members of Council

- 16-490 Cataraqui Region Conservation Authority – News Release – Flood Watch Update for Inland Lakes, dated May 15, 2019.
(Distributed to all members of Council on May 21, 2019)
(File Number CSU-E05-000-2019)
- 16-491 Correspondence received from the Town of Petrolia regarding a resolution passed with respect to establishing a joint OGRA & ROMA conference, dated May 13, 2019.
(Distributed to all members of Council on May 21, 2019)
(File Number CSU-A04-000-2019)
- 16-492 AMO Communications – Ontario Budget Bulletin # 3.
(Distributed to all members of Council on May 21, 2019)
(File Number CSU-F05-000-2019)
- 16-497 Proclamation application received from Gord Hunter, Kingston Humane Society requesting Council to proclaim September 22, 2019 as “Kingston Humane Society Day” in the City of Kingston.
(Distributed to all members of Council on May 23, 2019)
(File Number CSU-M10-000-2019)
(See Miscellaneous Business Item 1)
- 16-498 Cataraqui Region Conservation Authority – News Release – Flood Watch Update for Inland Lakes, dated May 21, 2019.
(Distributed to all members of Council on May 23, 2019)
(File Number CSU-F05-000-2019)
- 16-499 Correspondence received from Jannette Amini, Frontenac County, regarding a resolution passed by Frontenac County with respect to resurrecting the Rural-Urban Liaison Advisory Committee (RULAC), dated May 15, 2019.
(Distributed to all members of Council on May 23, 2019)
(File Number CSU-C15-000-2019)
- 16-501 Correspondence received from Derek Crawford, Manager, Land Development and Special Projects, Harbour Edge, dated May 17, 2019, regarding proposed zoning by-law amendment with respect to 1485 Westbrook Road.
(Distributed to all members of Council on May 23, 2019)
(File Number CSU-D14-000-2019)
- 16-502 Correspondence received from Sonia Cirka, resident, dated May 24, 2019, regarding the application of herbicides by the City of Kingston.

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- (Distributed to all members of Council on May 24, 2019)
(File Number CSU-E05-000-2019)
- 16-503 Correspondence received from Dr. Kieran Moore, Medical Officer of Health, KFL&A Public Health, dated May 22, 2019, regarding community water fluoridation information.
(Distributed to all members of Council on May 24, 2019)
(File Number CSU-S08-000-2019)
- 16-504 City Hall Illumination applied received from Sickle Cell Awareness Group of Ontario requesting City Hall and Springer Market Square to be lit red on June 19, 2019 for World Sickle Cell Day.
(Distributed to all members of Council on May 24, 2019)
(File Number CSU-M10-000-2019)
(See Miscellaneous Business Item 2)
- 16-505 Proclamation application received from Sickle Cell Awareness Group of Ontario requesting Council to proclaim June 19, 2019 as “World Sickle Cell Day” in the City of Kingston.
(Distributed to all members of Council on May 24, 2019)
(File Number CSU-M10-000-2019)
(See Miscellaneous Business Item 2)
- 16-506 City Hall Illumination applied received from St. Lawrence College requesting City Hall and Springer Market Square to be lit red on June 13, 2019 for St. Lawrence College Convocation.
(Distributed to all members of Council on May 24, 2019)
(File Number CSU-M10-000-2019)
(See Miscellaneous Business Item 3)
- 16-507 Correspondence received from Anne-Marie Kungl, Communications Lead, Addiction & Mental Health Services – KFLA dated May 24, 2019 regarding an update on AMHS-KFLA’s Transformation.
(Distributed to all members of Council on May 28, 2019)
(File Number CSU-S08-000-2019)
- 16-508 Correspondence received from The City of Markham dated May 24, 2019 regarding Bill 108.
(Distributed to all members of Council on May 29, 2019)
(File Number CSU-L11-000-2019)

Referred to the City Clerk

- 16-500 Proclamation application received from Sharon Dunlop, Innocence Canada requesting Council to proclaim October 2, 2019 as “Wrongful Conviction Day” in the City of Kingston.
(Distributed to all members of Council on May 24, 2019)
(File Number CSU-M10-000-2019)

Other Business

By-Laws

1. **That** By-Laws (1), (2) and (4) through (7) 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-Law (6) three readings.
 3. **That** By-Laws (3) through (7) be given their third reading.
- (1) A By-law to Amend By-law Number 2010-128 “A By-law to Regulate Parking”
First and Second Reading Proposed Number 2019-075
(Clause 2, Report 46)
- (2) A By-law to Amend By-law Number 2005-10 “A By-law to Establish Fees and Charges to be Collected by The Corporation of the City of Kingston, as Amended”
First and Second Reading Proposed Number 2019-076
(Clause 2, Report 46)
- (3) A By-law to Amend By-law Number 2003-209 “A By-law to Regulate Traffic”
Third Reading Proposed Number 2019-072
(Clause 5, Report 43)
- (4) A By-law to Amend By-law Number 76-26 “A By-law to Regulate the use of lands the Character, Location and Use of Buildings and Structures in The Township of Kingston” Definition Additions and Changes; Zone Change from Institutional to Site-Specific Institutional ‘I-13’ Zone, 1030 Sunnyside Road; a Zone Change from Institutional to Site Specific Institutional ‘I-14’, 100 Days Road and 670 Front Road; and amend Site Specific Restricted General Industrial ‘M6-21’ zone, 1350 Gardiners Road
Three Readings Proposed Number 2019-077
(Clause 1, Report 48)

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- (5) 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 Recreational Building ‘P1’ Zone to Site Specific Recreational Building ‘P1.543-H’ Zone, 303 York Street and amend the Site Specific General Recreation Park Modified ‘P.131’ Zone, 53 Yonge Street)
Three Readings Proposed Number 2019-078
(Clause 1, Report 48)
- (6) A By-Law to Levy Taxes for Year 2019
Three Readings Proposed Number 2019-079
(Clause 7, Report 44)
- (7) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday June 4, 2019
Three Readings Proposed Number 2019-080
(City Council Meeting Number 2019-16)

Adjournment