



City Council Meeting 2019-25

Tuesday, October 15, 2019 at 6:00 pm
in the Council Chamber at City Hall.

Council will resolve into the Committee of the Whole
“Closed Meeting” and will reconvene
as regular Council at 7:00 pm.

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(Council Chamber)

Call Meeting to Order

Roll Call

The Committee of the Whole “Closed Meeting”

1. **That** Council resolve itself into the Committee of the Whole “Closed Meeting” to consider the following items:
 - a) Labour relations or employee negotiations – International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts of the United States, Its Territories and Canada, (IATSE), Local 471 – collective bargaining; and
 - b) Labour relations or employee negotiations – International Brotherhood of Electrical Workers (IBEW), Local 636 – collective bargaining.

Approval of Addeds

Disclosure of Potential Pecuniary Interest

Presentations

1. Katherine C. Leverette, Board Chair, Grand Theatre Foundation will present Council with a cheque as their annual contribution in support of the Grand Theatre and Grand Theatre programming.

Delegations

1. Hal Cain, resident, will appear before Council to speak to New Motion Number 2 with respect to Active Transportation and Tourism at Lake Ontario Park.

Briefings

1. Colin Wiginton, Cultural Director will provide introductory remarks and will introduce Chief Dave Mowat, Chief of Alderville First Nation who will brief Council with respect to Information Report Number 1 regarding the work that has been completed to date in relation to the Alderville First Nation Commemoration Project.
2. Julie Salter-Keane, Community Projects Manager, will provide introductory remarks and will introduce Dan Hendry, Sustainable Initiatives Coordinator, Limestone District School Board and Lisa Munday, Manager, Chronic Disease

Prevention, KFL&A Public Health, members of the Working Group on Climate Action, who will brief Council on Clause 7, Report Number 80: Received from the Chief Administrative Officer (Recommend) - Working Group on Climate Action Report.

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 79: Received from the Chief Administrative Officer (Consent)

Report Number 79

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 with Francis Canada Truck Centre Inc., for the purchase of one 2020 model year tandem-axle, dual-stream, rear-loading, refuse packer (F29-TPW-TFS-2019-02), for the total purchase price of \$261,600 plus applicable taxes.

(The Report of the Commissioner, Transportation & Public Works (19-267) is attached to the agenda as schedule pages 1-4)

(File Number CSU-V00-000-2019)

2. Parking By-Law – Minor Amendments

That the By-Law attached as Exhibit A to Report Number 19-252 be presented to amend By-Law Number 2010-128 “A By-Law to Regulate Parking”, as amended, in order to apply the proposed parking regulations; and

That the amending By-Law be presented for all three readings to allow for parking regulation signage to be installed as soon as possible.

(The Report of the Commissioner, Transportation & Public Works (19-252) is attached to the agenda as schedule pages 5-17)

(File Number CSU-T02-000-2019)

(See By-Law Number (4), 2019-157 attached to the agenda as schedule pages 12-17)

Report Number 80: Received from the Chief Administrative Officer (Recommend)

Report Number 80

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. CRCA/City of Kingston – Memorandum of Understanding for Plan Input and Review Service Delivery

That Council authorize the Mayor and Clerk to enter into a Memorandum of Understanding with the Cataraqui Region Conservation Authority (CRCA) regarding the plan input and review services provided by CRCA to the City, which is substantially in the form attached as Exhibit A to Report Number 19-233, subject to any amendments approved by the Director of Legal Services.

(The Report of the Interim Chief Administrative Officer (19-233) is attached to the agenda as schedule pages 18-30)

(File Number CSU-D03-000-2019)

2. Strengthen Economic Development Opportunities - Potential Partnership

That Council approve a contribution of up to \$65,000 from the 2019 operating budget to co-lead with the Kingston Economic Development Corporation the development of an economic development strategic plan; and

That Council support the development of a partnership with a contribution from the Kingston Economic Development Corporation of \$150,000 per year for two (2) years for the ongoing support to the implementation of the workforce development and in-migration strategy and the creation of a one-stop service to support businesses working with the City; and

That Council direct staff to report back on benchmarks and metrics for both the new partnership as well as the Service Level Agreement by the end of 2019.

(The Report of the Interim Chief Administrative Officer (19-258) is attached to the agenda as schedule pages 31-36)

(File Number CSU-D02-000-2019)

3. Extended Health Benefits Program Review

That Council endorse the continuation of the Extended Health Benefits Program as originally described in Report Number 18-136; and

That Council approve staff to budget in the 2020 and ongoing municipal operating budget from the Social Services Ontario Works Allowances and Benefits

Stabilization Reserve, up to the amount of \$110,000 annually, to maintain the Extended Health Benefits Program; and

That the Extended Health Benefits Program be named My Kingston – Health Benefits to align with all other programs under the Municipal Fee Assistance Program, and to reduce confusion with the provincial Extended Health Benefits available to Ontario Works clients.

(The Report of the Interim Chief Administrative Office (19-259) is attached to the agenda as schedule pages 37-45)

(File Number CSU-S04-000-2019)

4. Initiation of Brownfield Tax Increment-Based Rebates for 655 Princess Street

That the By-Law, attached as Exhibit A to Report Number 19-265, be presented to Council to initiate the Tax Increment-Based Redevelopment Grant rebates to the owner of the approved brownfield property at 655 Princess Street, Kingston, Ontario; and

That third and final reading be withheld pending confirmation from staff that the property owner has completed all remaining planning compliance issues.

(The Report of the Acting Commissioner, Community Services (19-265) is attached to the agenda as schedule pages 46-56)

(File Number CSU-E05-001-2019)

(See By-Law Number (1), 2019-154 attached to the agenda as schedule pages 53-56)

5. Working Group on Climate Action Report

That Council receives the Working Group on Climate Action Report dated October 2, 2019 to encourage the community's industrial, commercial and institutional sector to adopt its recommendations for immediate, low cost GHG reduction action items; and

That Council directs staff to implement applicable immediate and low cost action items within the City's corporate operations and report back to Council in Q2 2020 with an information report on the progress of action items implemented; and

That Sustainable Kingston, under its Service Level Agreement with the City, take a leadership role in facilitating the implementation of the Working Group on Climate Action Report and include a summary of the implementation of the action items in the industrial, commercial and institutional sector in its Annual Report to Council; and

That the Working Group on Climate Action, having fulfilled its mandate, be, and is hereby, dissolved, and that sincere thanks from Council be extended to all working group members and their organizations for their valued contributions.

(The Report of the Acting Commissioner, Community Services (19-261) is attached to the agenda as schedule pages 57-105)

(File Number CSU-E05-000-2019)

6. Municipal Response to the 2019 Provincial Policy Statement (PPS) Review

That Council direct staff to submit a copy of Report Number 19-251 to the Ministry of Municipal Affairs and Housing as the City's comments on the proposed changes to the Provincial Policy Statement prior to the provincial deadline of October 21, 2019.

(The Report of the Interim Chief Administrative Officer (19-251) is attached to the agenda as schedule pages 106-122)

(File Number CSU-D00-000-2019)

Report Number 81: Received from the Planning Committee

Report Number 81

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows from the Planning Committee Meeting held on October 3, 2019:

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

a) Approval of an Application for Zoning By-Law Amendment – 2267 and 2271 Princess Street

That the application for a zoning by-law amendment (File Number D14-032-2018) submitted by IBI Group Incorporated, on behalf of 10344796 Canada Inc., for the property municipally known as 2267 and 2271 Princess 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 and Schedule A to Amend Zoning By-Law Number 76-26) to Report Number PC-19-056; 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 (5), 2019-158 attached to the agenda as schedule pages 123-127)

b) Approval of an Application for Zoning By-Law Amendment – 189 Montreal Street

That the application for a zoning by-law amendment (File Number D14-035-2018) submitted by Fotenn Consultants Inc. & Marco DiPietrantonio, on behalf of Marco DiPietrantonio, for the property municipally known as 189 Montreal Street, be approved; and

That By-Law Number 8499, entitled "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston", as amended, be further amended, as per Exhibit A (Draft By-Law and Schedule A to Amend Zoning By-Law Number 8499) to Report Number PC-19-057; 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 (6), 2019-159 attached to the agenda as schedule pages 128-130)

Committee of the Whole

Information Reports

1. Update – Alderville First Nation Commemoration Project

The purpose of this report is to provide Council with an update regarding the work that has been completed to date in relation to the Alderville First Nation Commemoration Project.

(The Report of the Acting Commissioner, Community Services (19-266) is attached to the agenda as schedule pages 131-141)

(File Number CSU-R08-000-2019)

2. Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Month of August 2019.

This information report provides Council with details of purchases greater than \$50,000 that meet the established criteria of delegated authority as well as contracts awarded by senior staff between the \$20,000 and \$50,000 level for the month of August 2019.

(The Report of the City Treasurer and Chief Financial Officer (19-255) is attached to the agenda as schedule pages 142-148)

(File Number CSU-F18-000-2019)

3. Provincial Updates

The purpose of this report is to provide Council with a high level summary of the 2019 Association of Municipalities of Ontario (AMO) Conference, the government announcements heard, potential impacts to the City and information received from the Province since the conference.

(The Report of the Interim Chief Administrative Officer (19-249) is attached to the agenda as schedule pages 149-155)

(File Number CSU-A01-004-2019)

4. Quarterly Report Kingston Economic Development Corporation – Q2 2019

The purpose of this report is to provide Council with detailed reporting on Q2 2019 for the Economic Development Organization.

(The Report of the Interim Chief Administrative Officer (19-276) is attached to the agenda as schedule pages 156-178)

(File Number CSU-A01-003-2019)

Information Reports from Members of Council

Miscellaneous Business

1. **That** the resignation of Judith Brown from the Kingston Frontenac Library Board be received with regret.
(See Communication 25-759)
2. **That** notwithstanding the provisions of Schedule B-9 of By-Law Number 2010-205 (Committee By-Law) which states that the Nominations Advisory Committee makes recommendations to Council regarding the appointment of members of the public to all external and internal Committees, Georgina Riel be appointed as the Indigenous community representative to the Heritage Kingston Review Working Group.
3. That as requested by Tara Kainer, Living Wage Kingston, Council proclaim the week of November 3-9, 2019 as “Living Wage Week” in the City of Kingston.
(See Communication 25-765)

New Motions

1. Moved by Councillor Boehme
Seconded by Councillor Oosterhof
Whereas the rural area of Kingston comprises a very large proportion of the area that constitutes the City of Kingston; and
Whereas rural residents would like the opportunity to have better knowledge of and better access to the benefits of Active Transportation (AT) facilities that provide a greater connection throughout the City of Kingston; and
Whereas rural residents would like to know what future upgrades in regards to Active Transportation (AT) are on the horizon specific to the rural area; and
Therefore Be It Resolved That staff report back to Council by the end of 2019 with an information report that clearly outlines the existing Active Transportation (AT) facilities in the rural area, and identifies the planned and future projects that will improve the AT network and user experience in the rural area.
2. Moved by Councillor Neill
Seconded by Councillor Deputy Mayor Stroud
Whereas the City of Kingston is committed to encouraging and enhancing both Active Transportation and Tourism; and
Whereas Lake Ontario Park previously had a campground and continues to have existing infrastructure , such as picnic tables, potable water, and washrooms; and

Whereas other communities along Lake Ontario and the Saint Lawrence River provide such camping facilities for cycle tourists, backpackers, and non-motorized boaters;

Therefore Be It Resolved That staff be requested to report back to Council in Q1 2020 on infrastructure required and the associated costs and potential revenues, to accommodate a 2 year pilot project starting in 2020.

Notices of Motion

Minutes

That the Minutes of City Council Meeting Number 2019-24, held Tuesday October 1, 2019 be confirmed.

(Distributed to all Members of Council on October 11, 2019)

Tabling of Documents

2019-61 Kingston & Frontenac Housing Corporation Minutes of June 24, 2019 meeting.

(Distributed to all members of Council on 27, 2019)

(File Number CSU-S13-000-2019)

2019-62 Kingston & Frontenac Housing Corporation Public Meeting Agenda. Public meeting is being held September 30, 2019 at 12:30pm in the Boardroom at 119 Van Order Drive.

(Distributed to all members of Council on 27, 2019)

(File Number CSU-S13-000-2019)

Communications

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

Filed

- 25-746 Notice of a Complete Application and Public Meeting with respect to 49 Beverley Street. Public Meeting is scheduled for October 17, 2019 at 6:30 pm in Council Chambers.
(Distributed to all members of Council on September 30, 2019)
(File Number CSU-D14-000-2019)
- 25-749 Notice of Combined Public Meeting and Regular Meeting with respect to proposed Zoning By-Law Amendment at 2722 Highway 38. Public meeting is scheduled for October 17, 2019 at 6:30 pm in Council Chambers.
(Distributed to all members of Council on October 1, 2019)
(File Number CSU-D14-000-2019)
- 25-761 Notice of Public Meeting for Minor Variance at 864 Stephentown Lane. The Public Meeting is scheduled for October 21, 2019 at 5:30 p.m. at 1211 John Counter Boulevard.
(Distributed to all members of Council on October 7, 2019)
(File Number CSU-D19-000-2019)
- 25-762 Notice of Technical Consent to Sever New Lot at 142, 148 and 154 Railway Street. Last day to provide comments is Monday, October 21, 2019.
(Distributed to all members of Council on October 7, 2019)
(File Number CSU-D19-000-2019)

Referred to All Members of Council

- 25-747 Correspondence from Ministry of Transportation with respect to Gas Tax Program Review Survey, dated September 30, 2019.
(Distributed to all members of Council on October 1, 2019)
(File Number CSU-F11-000-2019)
- 25-748 Correspondence from Association of Municipalities Ontario with respect to a Digital Citizen Relationship Management Provider, dated September 30, 2019.

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- (Distributed to all members of Council on October 1, 2019)
(File Number CSU-A23-000-2019)
- 25-750 Correspondence received from Ontario SPCA and Humane Society regarding "What does the future of animal welfare look like?", dated October 1, 2019.
(Distributed to all members of Council on October 1, 2019)
(File Number CSU-P14-000-2019)
- 25-752 Correspondence received from Nancy L. Murphy, RDH, regarding City Water Fluoridation, dated October 1, 2019.
(Distributed to all members of Council on October 2, 2019)
(File Number CSU-E05-000-2019)
- 25-753 Correspondence received from Tricia Kiers, RDH, regarding City Water Fluoridation, dated October 1, 2019.
(Distributed to all members of Council on October 2, 2019)
(File Number CSU-E05-000-2019)
- 25-754 Public Service Announcement received from Cataraqui Region Conservation Authority regarding new CRCA General Manager, dated September 30, 2019.
(Distributed to all members of Council on October 2 2019)
(File Number CSU-D03-000-2019)
- 25-755 Correspondence received from Association of Municipalities Ontario with respect to report to Attorney General on liability and insurance cost reforms, dated October 1, 2019.
(Distributed to all members of Council on October 2 2019)
(File Number CSU-L00-000-2019)
- 25-756 Resolution from the Town of Penetanguishene regarding Municipal Amalgamation, dated October 2, 2019.
(Distributed to all members of Council on October 2 2019)
(File Number CSU-D00-000-2019)
- 25-757 Correspondence received from Cataraqui Region Conservation Authority with respect to Appointment of Cataraqui Conservation Board Members, dated October 2, 2019.
(Distributed to all members of Council on October 2 2019)
(File Number CSU-C12-000-2019)

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- 25-758 Resolution received from City of Hamilton with respect to supporting the City of Kitchener regarding consumer packaging on single use wipes, dated September 30, 2019.
(Distributed to all members of Council on October 3, 2019)
(File Number CSU-E01-000-2019)
- 25-759 Correspondence from Judith Brown with respect to resignation from the Kingston Frontenac Public Library Board, dated October 1, 2019.
(Distributed to all members of Council on October 3, 2019)
(File Number CSU-C12-000-2019)
- 25-760 Correspondence from Association of Municipalities Ontario with respect to Ontario Gas Tax for Transit Program Review and the Ontario Community Infrastructure Fund, dated October 3, 2019.
(Distributed to all members of Council on October 7, 2019)
(File Number CSU-F11-000-2019)
- 25-763 Resolution from Town of The Blue Mountains with respect to Integrity Commission Matters, dated October 4, 2019.
(Distributed to all members of Council on October 7, 2019)
(File Number CSU-C17-000-2019)
- 25-764 News Release from Cataraqui Region Conservation Authority regarding Watershed Conditions Statement- Water Safety Extended for Lake Ontario and St. Lawrence River, dated October 8, 2019.
(Distributed to all members of Council on October 7, 2019)
(File Number CSU-E05-000-2019)
- 25-765 Proclamation application received from Tara Kainer, Living Wage Kingston, Council proclaim the week of November 3-9, 2019 as “Living Wage Week” in the City of Kingston.
(Distributed to all members of Council on October 8, 2019)
(File Number CSU-M10-000-2019)
- 25-766 Resolution from St. Catharines regarding menstrual products in City Facilities, dated October 8, 2019.
(Distributed to all members of Council on October 8, 2019)
(File Number CSU-M10-000-2019)

Other Business

By-Laws

- a) **That** By-Law (1) be given their first and second reading.
 - b) **That** Clause 11.36 of By-Law Number 2010-1 be suspended for the purpose of giving By-Law (4) three readings.
 - c) **That** By-Laws (2) through (7) be given their third reading.
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- (1) A By-Law To Provide Annual Tax Increment-Based Rehabilitation Grants Pursuant To The Community Improvement Plan For Brownfields For The Property at 655 Princess Street, Plan A8 Lots 4 37 to 38 PT; Lots 3 and 36 Plan 157 PT; South Bartlett St Plan C17; PT Lots 1 and 2 N Princess St; ST RP 13R20637 Parts 1 to 12; with Roll Number 1011050040090000005 and also known as "The Foundry Apartments"
First and Second Readings Proposed Number 2019-154
(Clause 4, Report 80)
 - (2) A By-Law to establish Parts 13 and 16, Reference Plan 13R-21507 and Part 1, Reference Plan 13R-22104 as part of the public highway known as Catarauqui Woods 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 2019-155
(Delegated Authority)
 - (3) A By-Law to establish Part 19, Reference Plan 13R-21507 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 2019-156
(Delegated Authority)
 - (4) A By-Law to Amend By-Law Number 2010-128 "A By-Law to Regulate Parking"
Three Readings Proposed Number 2019-157
(Clause 2, Report Number 79)
 - (5) A By-Law to Amend By-Law Number 76-26, "A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Kingston" (Zone Change from 'C2-1 and C2-1-H' Zone to Site-Specific 'C2-75' Zone, 2267 & 2271 Princess Street, and Amendment to Map 5 of Schedule "A")
Three Readings Proposed Number 2019-158
(Clause a, Report Number 81)

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- (6) A By-Law to Amend By-Law Number 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Zone Change from 'A' to Site-Specific 'B.565', 189 Montreal Street, and Amendment to Map 18 of Schedule "A")

Three Readings

Proposed Number 2019-159

(Clause b, Report Number 81)

- (7) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday October 15, 2019

Three Readings

Proposed Number 2019-160

(City Council Meeting Number 2019-25)

Adjournment