



City Council Meeting 04-2021

Tuesday, January 19, 2021 at 5:15 pm
in a virtual electronic format, hosted at City Hall.

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

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City Council Meeting 04-2021

Agenda

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(City Hall)

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) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose – Local Planning Appeal Tribunal Appeals - 223 Princess Street and Williamsville Main Street Study; and
 - b) A proposed or pending acquisition or disposition of land by the municipality or local board – Land Acquisition Update – Third Crossing.

Approval of Addeds

Disclosure of Potential Pecuniary Interest

Presentations

1. Mayor Paterson will present the Mayor’s Arts Awards.

Delegations

1. Bhavana Varma, President & CEO, United Way KFL&A will appear before Council to speak to Clause 2 of Report Number 18: Received from the Chief Administrative Officer (Recommend) with respect to City Support to Social Services Recovery Taskforce.

Briefings

1. Kingston Police Chief Antje McNeely will brief Council on how the Kingston Police budget is constructed to deal with concerns raised by BIPOC and Black Lives Matter, and how those elements are related to other priorities in the police budget.

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 18: Received from the Chief Administrative Officer (Recommend)

Report Number 18

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. Sports Fields Rates Update

That Council approves the 2021 Sports Field Rates & Fees, attached as Exhibit A to Report Number 21-045, to be incorporated in the 2021 Fees and Charges By-Law; and

That the By-Law, attached as Exhibit B to Report Number 21-045, be presented to Council for all three readings 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; and

That staff report back to Council in Q2 of 2021 with a comprehensive review of ice and sports field rates.

(See By-Law Number (1), 2021-21, attached to the agenda as schedule pages 7-8)

(The Report of the Commissioner, Business, Environment & Projects (21-045) is attached to the agenda as schedule pages 1-8)

2. City Support to Social Services Recovery Taskforce

That Council endorse the various policy and procedural amendments described in Report Number 21-048 to support the Social Services Recovery Task Force’s ongoing work; and that

That Council direct staff to report back in Q3 2021 on the policy and procedural amendments approved in Report Number 21-048, to outline the changes implemented and the outcomes/results of these changes.

(The Report of the Chief Administrative Officer (21-048) is attached to the agenda as schedule pages 9-16)

3. Social Services Relief Fund Phase 2 – Provincial Holdback

That Council approve the Social Services Relief Holdback Phase 2 Funding to housing and homeless services as described in Report Number 21-051.

(The Report of the Chief Administrative Officer (21-051) is attached to the agenda as schedule pages 17-22)

4. 2021 Interim Tax Levy

That the City Treasurer be directed to implement an application based COVID-19 Hardship Deferral Program - 2021 Interim Property Tax Billing for small business property owners in the City of Kingston in accordance with the criteria outlined in Council Report Number 21-038;

That the property tax pre-authorized payment program be extended to allow for the deferral of up to two instalments to November and December 2021;

That a By-Law, attached to Council Report Number 21-038 as Exhibit B, be presented to Council to provide for the levying and collecting of 2021 interim property taxes, including the following provisions:

- a. the 2021 interim tax bill be no greater than 50% of the 2020 taxes levied;
- b. the rates be as specified in Schedule A to the by-law attached hereto;
- c. the due date for interim taxes be March 31, 2021;
- d. various payment options be provided;
- e. late payment charges be added to taxes that are in default;
- f. the property tax pre-authorized payment program be extended to allow for the deferral of up to two instalments; and
- g. the implementation of an application based COVID-19 Hardship Deferral Program - 2021 Interim Property Tax Billing for small business property owners.

(See By-Law Number (2), 2021-22, attached to the agenda as schedule pages 30-34)

(The Report of the Chief Financial Officer (21-038) is attached to the agenda as schedule pages 23-34)

Report Number 19: Received from Environment, Infrastructure and Transportation Policies Committee

Report Number 19

To the Mayor and Members of Council:

Environment, Infrastructure and Transportation Policies Committee reports and recommends as follows from the meeting held on January 11, 2021:

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. Kingston Home Energy Retrofit Program

That Council receives the Kingston Home Energy Retrofit Program Rationale and Design Study, attached as Exhibit A to Report Number EITP-21-007, required as a pre-requisite to being eligible for applying to the Federation of Canadian Municipalities Community Energy Financing program; and

That Council direct staff to include the related funding for the Kingston Home Energy Retrofit Program in the draft 2021 capital budget; and

That Council direct staff to prepare a grant and loan application to the Federation of Canadian Municipalities Community Energy Financing program for funding the set-up and launch phase, and the operations of the Kingston Home Energy Retrofit Program as outlined in the Kingston Home Energy Retrofit Program Rationale and Design Study attached as Exhibit A to Report Number EITP-21-007, subject to approval of the City's 2021 budget; and

That the Chief Administrative Officer or designate be delegated the authority to sign applications for the Federation of Canadian Municipalities Community Energy Financing program; and

That the By-Law "A By-Law to Authorize the Undertaking of Energy Efficiency and Water Conservation Works on Private Residential Property as Local Improvements under the Kingston Home Energy Retrofit Program (KHERP)", attached as Exhibit B to Report Number EITP-21-007, be presented to Council for the first and second reading, as passing the by-law is a pre-requisite to being

eligible for applying to the Federation of Canadian Municipalities Community Energy Financing program; and

That staff report back to the Environment, Infrastructure & Transportation Policies Committee in Q3 2021, following notification from FCM on the City's funding application with the final program details including the results of additional stakeholder consultation and a recommendation regarding the implementation of the Kingston Home Energy Retrofit Program.

(See By-Law Number (3) 2021-23 attached to the agenda as schedule pages 148-161)

(Exhibit A and Exhibit B to Report Number EITP-21-007 are attached to the agenda as schedule pages 35-161)

2. Green Standard Community Improvement Plan Update

That Council direct staff to amend the Official Plan to permit a Green Standard Community Improvement Plan and Project Area within the entire municipality; and

That staff report back to the Environment, Infrastructure & Transportation Policies Committee with the proposed Green Standard Community Improvement Plan and CIP By-Law upon the approval of the Official Plan Amendment.

Committee of the Whole

Information Reports

1. **Changes to Ontario Heritage Act – Bill 108**

The purpose of this report is to inform Council on the new timelines, procedures and requirements imposed through the recent changes to the Ontario Heritage Act through Bill 108, the More Homes, More Choice Act, 2019.

(The Report of the Commissioner, Community Services (21-046) is attached to the agenda as schedule pages 162-218)

Information Reports from Members of Council

Miscellaneous Business

1. **That** the resignation of Zoe Harris from Heritage Kingston be received with regret.

(See Communication 04-124)

New Motions

1. Moved by Councillor Holland

Seconded by Councillor Kiley

Whereas in March 2019 Kingston City Council became the first municipality in Ontario to declare a climate emergency; and

Whereas in May 2019 Council's Strategic Plan committed the municipality (the corporation and the community) to becoming carbon neutral by 2040; and

Whereas municipalities account for 50% of global emissions thus necessitating further action by all sectors and other levels of government; and

Whereas the Ontario government recently purchased 3 gas plants, a move that could lead to the increase of provincial greenhouse gas pollution by more than 400% by 2040; and

Whereas a number of municipalities, as partners in government, have passed motions to ask Queen's Park to reverse this decision in keeping with the need to reduce, not increase, greenhouse gas emissions;

Therefore Be It Resolved That the City of Kingston write to the Minister of Municipal Affairs and Housing and the Minister of Environment, Conservation, Energy, and Parks to request that the Government of Ontario develop and implement a plan to phase-out all gas-fired electricity generation as soon as possible to ensure that Kingston has a clear path to achieve our climate action goals; and

That the City of Kingston write the respective portfolio critics, all party leaders in the Legislature, and the Association of Municipalities of Ontario, requesting that the Government of Ontario develop and implement a plan to phase-out all gas-fired electricity generation in order to reduce provincial greenhouse gas emissions as soon as possible.

Notices of Motion

Minutes

That the Minutes of City Council Meeting Number 03-2021, held Tuesday, January 12, 2021 be confirmed.

(Distributed to all Members of Council on January 15, 2021)

Tabling of Documents

Communications

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

Filed

Referred to All Members of Council

04-122 Resolution received from The Corporation of the Township of Huron-Kinloss with respect to support for Region of Peel resolution regarding Property Tax Exemption for Veteran Clubs, dated January 6, 2021.

(Distributed to all members of Council on January 7, 2021)

04-123 Resolution received from the Municipality of Charlton and Dack with respect to Insurance, dated January 7, 2021.

(Distributed to all members of Council on January 7, 2021)

04-124 Correspondence received from Zoe Harris with respect to resignation from Heritage Kingston, dated January 7, 2021.

(Distributed to all members of Council on January 7, 2021)

04-125 Association of Municipalities Ontario AMO Policy Update – New Lock Down Measures and New CSWB Plan Deadline, dated January 7, 2021.

(Distributed to all members of Council on January 8, 2021)

04-126 Epidemiologic Update for KFL&A Municipal Partners, dated January 7, 2021.

(Distributed to all members of Council on January 8, 2021)

04-209 Correspondence received from Rural Ontario Municipal Association – Not Yet Registered for ROMA? Here Is What You Will Be Missing, dated January 9, 2021.

(Distributed to all members of Council on January 13, 2021)

04-210 Correspondence received from Bryan Smith, President, Gravel Watch Ontario with respect to Ontario on the Rocks, dated January 8, 2021.

(Distributed to all members of Council on January 13, 2021)

04-211 Correspondence received from William J.F. Bishop, President, FCC#15, The Annandale Condominium, with respect to Accessibility Barrier Report, dated November 23, 2020.

(Distributed to all members of Council on January 13, 2021)

04-212 Correspondence received from Jeff Yurek, Minister of the Environment, Conservation and Parks – Ontario Moves Forward with Conservation Authorities Working Group, dated January 11, 2021.

(Distributed to all members of Council on January 13, 2021)

04-213 Association of Municipalities Ontario AMO Policy Updated – New COVID-19 Provincial Emergency Declared, Updated COVID Modelling, CA Working Group, dated January 12, 2021.

(Distributed to all members of Council on January 13, 2021)

Other Business

By-Laws

- a) **That** By-Laws (1) through (4) and (7) be given their first and second reading.
 - b) **That** Clause 11.36 of By-Law Number 2010-1, as amended, be suspended for the purpose of giving By-Law (1) three readings.
 - c) **That** By-Laws (1) and (4) through (7) be given their third reading.
- (1) 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
- Three Readings Proposed Number 2021-21
(Clause 1, Report 18)
- (2) A By-Law to Provide for a 2021 Interim Tax Levy; Payment of Taxes by Instalment; Penalty and Interest at One and One Quarter Percent Monthly on Tax Arrears
- First and Second Reading Proposed Number 2021-22
(Clause 4, Report 18)
- (3) A By-Law to Authorize the Undertaking of Energy Efficiency and Water Conservation Works on Private Residential Property as Local Improvements under the Kingston Home Energy Retrofit Program (KHERP)
- First and Second Reading Proposed Number 2021-23
(Clause 1, Report 19)

- (4) A By-Law to provide for the assumption of the public highways in Woodhaven Braebury Subdivision Phase 1, Registered Plan 13M-90, in the City of Kingston, in accordance with Section 31(4) of the Municipal Act, Chapter 25, S.O. 2001; and to provide acceptance by the City of Kingston, of the associated public works within

Three Readings

Proposed Number 2021-24

(Delegated Authority)

(See Schedule Pages 219-220)

- (5) A By-Law to Amend By-Law Number 2018-095, "A By-Law of the City of Kingston to establish the Municipal Accommodation Tax"

Third Reading

Proposed Number 2021-14

(Clause 1, Report 14)

- (6) A By-Law to enact a Heritage Easement Agreement over lands located at 484 Albert Street and 620 Princess Street, pursuant to the provisions of the Ontario Heritage Act (R.S.O. 1990, c. O.18)

Third Reading

Proposed Number 2021-19

(Clause 1, Report 16)

- (7) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday January 19, 2021

Three Readings

Proposed Number 2021-25

(City Council Meeting Number 04-2021)

Adjournment