



## City Council Meeting 07-2021

Tuesday, March 2, 2021 at 7:00 pm  
in a virtual electronic format, hosted at City Hall.

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(City Hall)

**Call Meeting to Order**

**Roll Call**

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

**Approval of Addeds**

**Disclosure of Potential Pecuniary Interest**

**Presentations**

**Delegations**

1. Michael O'Connor will appear before Council to speak to Clause 2 of Report Number 29: Received from the Chief Administrative Officer (Recommend) with respect to Taxi Commission and Ride Share Regulation Harmonization.
2. James Allan, Chair, Kingston Taxi Commission, will appear before Council to speak to Clause 2 of Report Number 29: Received from the Chief Administrative Officer (Recommend) with respect to Taxi Commission and Ride Share Regulation Harmonization.
3. Amanda Rogers, Manager, Harm Reduction Services, HIV/AIDS Regional Services Ashley O'Brien, Manager, Integrated Care Hub and Justine McIsaac, Consumption Treatment Services Coordinator, HIV/AIDS Regional Services will appear before Council to speak to Clause 3 of Report Number 29: Received from the Chief Administrative Officer (Recommend) with respect to the Integrated Care Hub Extension and Social Services Relief Fund Phase 2 Holdback.

**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 28: Received from the Chief Administrative Officer (Consent)**

Report Number 28

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. Renewal of the Service Level Agreement between the City of Kingston and Sustainable Kingston Corporation**

**That** Council approve a one-year Service Level Agreement with Sustainable Kingston for an amount of \$90,000, for the services identified as part of a Service Level Agreement (Exhibit A to Report Number 21-074) between the City of Kingston and Sustainable Kingston to December 31, 2021; and

**That** the Mayor and Clerk be authorized to execute a Service Level Agreement between the City of Kingston and Sustainable Kingston that identifies the services to be provided by Sustainable Kingston and the associated funding issued by the City of Kingston for those services, in a form acceptable to the Director of Legal Services.

(The Report of the Commissioner, Business, Environment & Projects (21-074) is attached to the agenda as schedule pages 1-21)

**2. Queen's University Kingston – Main Campus**

**That** Council authorize the Mayor and Clerk to execute an agreement with Queen's University for the renewal and extension of the heritage easement agreement on the same terms and conditions for one calendar year with annual renewals thereafter in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner, Community Services (21-085) is attached to the agenda as schedule pages 22-28)

**3. Renaming the Planning Advisory Working Group**

**That** the necessary By-Law to amend By-Law 2010-205, being 'A By-Law To Define The Mandate And Meeting Procedures For Committees Established By The Corporation Of The City of Kingston', as amended, attached as per Exhibit A to Report Number 21-089, be presented to Council, to rename the Planning Advisory Working Group to the Planning Advisory Committee.

**(See By-Law Number (1), 2021-037 attached to the agenda as schedule pages 34-36)**

(The Report of the Commissioner, Corporate Services (21-089) is attached to the agenda as schedule pages 29-36)

**4. Traffic By-Law – Minor Amendments**

**That** a By-Law be presented to amend By-Law Number 2003-209, being a "A By-Law to Regulate Traffic" as amended, as per Exhibit A attached to Report Number 21-082; and

**That** the amending By-Law be presented for all three readings to allow the proposed regulations to be implemented as soon as possible.

**(See By-Law Number (2), 2021-038 attached to the agenda as schedule pages 42-44)**

(The Report of the Commissioner, Transportation & Public Works (21-082) is attached to the agenda as schedule pages 37-44)

**Report Number 29: Received from the Chief Administrative Officer (Recommend)**

Report Number 29

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

**1. Request for Exemption from Section 45(1.3) of the Planning Act as it relates to a Minor Variance application (D13-066-2020) for the lands known municipally as 809 Development Drive**

**That** Council permit the applicant, pursuant to Section 45(1.4) of the Planning Act, to proceed with an application for minor variance to the Committee of Adjustment as it relates to a Minor Variance application (D13-066-2020) for the lands known municipally as 809 Development Drive.

(The Report of the Commissioner, Community Services (21-070) is attached to the agenda as schedule pages 45-58)

**2. Taxi Commission and Ride Share Regulation Harmonization**

**That** Council direct the Chief Administrative Officer and Acting Director of Legal Services and City Solicitor to represent the City in discussions with the Kingston and Area Taxi Licensing Commission (KATLC) and Loyalist Township and to undertake industry and community consultations in order to prepare an updated system of draft by-laws and any other related documents regulating the taxi and ride share industries within the joint boundaries of both municipalities and report back to Council for considerations.

(The Report of the Chief Administrative Officer (21-078) is attached to the agenda as schedule pages 59-66)

**3. Integrated Care Hub Extension and Social Services Relief Fund Phase 2 Holdback**

**That** Council approve an extension of the lease at 661 Montreal Street until December 31, 2021 for the purpose of operating the Integrated Care Hub and the Consumption Treatment Services in partnership with HIV/AIDS Regional Services and Kingston Community Health Centres respectively; and

**That** Council approve the following measures and funding allocations to support the lease costs and operations of the Integrated Care Hub until December 31, 2021:

- Allocation of the \$457,700 remaining in the Social Services Relief Fund Phase 2 Holdback;
- Allocation of any future phases of the Social Services Relief Fund;
- Contributions from community partners, including but not limited to United Way KFL&A, Kingston Community Health Centres and HIV/AIDS Regional Services;
- Contribution of up to \$1.1M from the Social Services Stabilization Reserve, as required; and

**That** the Mayor and Clerk be authorized to execute a lease agreement with BPE and a sub-lease with Kingston Community Health Centres until December 31, 2021 for the occupancy of 661 Montreal Street, in a form acceptable to the Director of Legal Services; and

**That** the Mayor and Clerk be authorized to extend and amend the Service Agreement between the City of Kingston and HIV/AIDS Regional Services to operate and deliver services provided at the Integrated Care Hub, in a form acceptable to the Director of Legal Services.

(The Report of the Chief Administrative Officer (21-084) is attached to the agenda as schedule pages 67-87)

#### **4. Financial Support Program Overviews**

**That** City Council endorse the criteria and processes for funding allocation to small businesses, recreation and social services not-for-profit organizations, artists and not-for-profit arts organizations as described in the Options/Discussion section of Report Number 21-088.

(The Report of the Chief Administrative Officer (21-088) is attached to the agenda as schedule pages 88-98)

**Report Number 30: Received from the Planning Committee**

Report Number 30

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 – 872 Johnson Street**

**That** the application for a zoning By-Law amendment (File Number D14-001-2020) submitted by Dedrick Sterling, on behalf of Dedrick and Obrenka Sterling, for the property municipally known as 872 Johnson 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-21-019; 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 (3), 2021-039 attached to the agenda as schedule pages 99-101)**



**Report Number 31: Received from Heritage Kingston**

Report Number 31

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 by Heritage Kingston (Statutory Consultation)**

**i. Approval of Application for Heritage Permit – 312-314 Princess Street**

**That** alterations to the property at 312-314 Princess Street, be approved in accordance with details described in the application (P18-002-2021), which was deemed completed on January 15, 2021 with said alterations as revised and included in Exhibit C of Report Number HK-21-016, to include the renovation of the existing storefront along Princess and Clergy streets; the installation of a takeout window within an existing window opening on the East elevation; the installation of signage and awning over the Clergy Street East entrance; and the modification of openings on the southern portion of the East elevation to accommodate a delivery door; and

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

1. A Building/Sign Permit shall be obtained, as necessary;
2. An Encroachment Permit shall be obtained, as necessary;
3. All masonry works shall be completed in accordance with the City's Policy on Masonry Restorations in Heritage Buildings;
4. Any repairs required to the existing wood windows, including decorative wood mullions, shall be completed in like-for-like material and detailing;

5. Details of the takeout window design shall be submitted to Heritage Planning staff to ensure that the window is compatible with and does not detract from the heritage character of the building;
6. Samples of all new materials (e.g. aluminum composite panelling) shall be submitted to Heritage Planning staff to ensure that the finish and colour(s) of the material is compatible with the heritage character of the building;
7. Details of the finalized colour scheme shall be submitted to Heritage Planning staff to ensure compatibility with the heritage character of the building;
8. Details of the lighting scheme shall be submitted to Heritage Planning staff to ensure that the quantity and quality of the lighting do not overpower or compete with the heritage character of the building; and
9. Any minor deviations from the submitted plans, which meet the intent of this approval and does not further impact the heritage attributes of the property, shall be delegated to the Director of Planning for review and approval.

(See Exhibit C of Report HK-21-016 attached as schedule pages 102-111)

**ii. Approval of Application for Heritage Permit – 124 Centre Street**

**That** the removal from the property at 124 Centre Street, be approved in accordance with details described in the application (P18-003-2021), which was deemed completed on January 25, 2021, with said removal to include an approximately 6 metre long, 2 metre tall, limestone garden wall adjacent to Union Street; and

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

1. A Building Permit shall be obtained, as necessary;
2. An Encroachment Permit shall be obtained, as necessary;
3. Approval from the Ontario Heritage Trust shall be obtained, as necessary;

4. Any reusable stone units shall be salvaged; and
5. Any minor deviations from the submitted plans, which meet the intent of this approval and do not further impact the heritage attributes of the property, shall be delegated to the Director of Planning Services for review and approval.

**Report Number 32: Received from Environment, Infrastructure and Transportation Policies Committee**

Report Number 32

To the Mayor and Members of Council:

Environment, Infrastructure and 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. Review of Quiet Streets Pilot Initiative**

**That** the elements and learning from the Quiet Streets pilot, outlined in [Report Number EITP-21-011](#), be incorporated as a regular program into the community-based initiatives in the traffic calming policy update.

**Committee of the Whole**

**Information Reports**

**Information Reports from Members of Council**

**Miscellaneous Business**

**New Motions**

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

Seconded by Councillor Doherty

**That** the City's Commemoration Policy requirements be waived in order to allow the board room at the Kingston Police Station to be dedicated to Bill Hackett.

**Notices of Motion**

**Minutes**

**That** the Minutes of City Council Meeting Number 06-2021, held Tuesday February 16, 2021 be confirmed.

(Distributed to all Members of Council on February 26, 2021)

**Tabling of Documents**

2021-15 Kingston Police Services Board Meeting Number 21-06 Agenda. The meeting is scheduled for Thursday, February 18, 2021 at 12:00pm in a virtual electronic format.

(Distributed to all members of Council on February 16, 2021)

2021-16 Kingston Police Services Board Meeting Number 21-03 Minutes. The meeting was held Thursday, January 21, 2021 in a virtual electronic format.

(Distributed to all members of Council on February 16, 2021)

2021-17 Cataraqui Conservation Full Authority Board Meeting Agenda. The meeting is scheduled for Wednesday, February 24, 2021 at 6:45 pm via Microsoft Teams.

(Distributed to all members of Council on February 18, 2021)

2021-18 Cataraqui Source Protection Authority Agenda. The meeting is scheduled for Wednesday, February 24, 2021 at 6:45 pm via Microsoft Teams.

(Distributed to all members of Council on February 18, 2021)

2021-19 Cataraqui Source Protection Committee Meeting Number 69 Agenda. The meeting is scheduled for Thursday, February 25, 2021 at 6:30 pm via Teleconference.

(Distributed to all members of Council on February 19, 2021)

2021-20 Kingston & Frontenac Housing Corporation Agenda 02-2021. The meeting was scheduled for Monday, February 22, 2021 at 12:30 pm in the Boardroom at 119 Van Order Drive.

(Distributed to all members of Council on February 16, 2021)

### **Communications**

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

#### **Filed**

07-288 Notice of Public Meeting with respect to Minor Variance at 370 Brock Street. The meeting is scheduled for February 22, 2021 at 5:30 pm in a virtual format.

(Distributed to all members of Council on February 16, 2021)

07-289 Notice of Public Meeting for Permission at 662 Portsmouth Avenue. The meeting is scheduled for February 22, 2021 at 5:30 pm.

(Distributed to all members of Council on February 16, 2021)

07-293 Notice of Virtual Public Meeting – Township of Leeds and the Thousand Islands – Proposed Zoning By-Law 07-079 Township Initiated Housekeeping Amendments. The meeting is scheduled for March 8, 2021 at 5:30 pm in a virtual format.

(Distributed to all members of Council on February 18, 2021)

07-297 Public Notice of a Complete Application with respect to Zoning By-Law Amendment at 596 MacDonnell Street, dated February 18, 2021.

(Distributed to all members of Council on February 18, 2021)

**Referred to All Members of Council**

07-279 Resolution received from The City of St. Catharines with respect to Universal Paid Sick Days in Ontario, dated February 9, 2021.

(Distributed to all members of Council on February 11, 2021)

07-280 Resolution received from the Township of Georgian Bay with respect to Municipal Insurance premiums, dated February 9, 2021.

(Distributed to all members of Council on February 11, 2021)

07-281 Association of Municipalities Ontario AMO WatchFile, dated February 11, 2021.

(Distributed to all members of Council on February 11, 2021)

07-282 Association of Municipalities Ontario AMO Policy Update – Social Assistance Vision Paper Released, Mark Break Delayed, dated February 11, 2021.

(Distributed to all members of Council on February 11, 2021)

07-283 Resolution received from the Town of Gravenhurst with respect to the Ontario Fire College, dated February 11, 2021.

(Distributed to all members of Council on February 12, 2021)

07-284 Draft Resolution received from Chris McConnell, President OPSEU Local 317 with respect to the Ontario Fire College.

(Distributed to all members of Council on February 12, 2021)

07-285 Correspondence received from Katy Littlejohn with respect to resignation from the Arts Advisory Committee, dated February 11, 2021.

(Distributed to all members of Council on February 12, 2021)

07-286 Correspondence received from Green Burial Kingston with respect to green burial, dated January 16, 2021.

(Distributed to all members of Council on February 12, 2021)

07-287 Correspondence received from concerned citizen with respect to unconscious bias, dated January 29, 2021.

(Distributed to all members of Council on February 12, 2021)

07-290 Memorandum received from the Ministry of Municipal Affairs and Housing with respect to Termination of Declared Emergency and Amendments to Orders under the Emergency Management and Civil Protection Act and Reopening Ontario Act, dated February 12, 2021.

(Distributed to all members of Council on February 16, 2021)

07-291 Association of Municipalities Ontario AMO 2021 Virtual Conference – Registration Open, dated February 13, 2021.

(Distributed to all members of Council on February 16, 2021)

07-292 Association of Municipalities Ontario AMO Digital Partner Webinars: Electronic Meeting Management and Managing Online Bookings, dated February 15, 2021.

(Distributed to all members of Council on February 16, 2021)

07-294 Association of Municipalities Ontario AMO Councillor Training – Land Use Planning: Beyond the Basics 2021 Dates, dated February 17, 2021.

(Distributed to all members of Council on February 18, 2021)

07-295 Association of Municipalities Ontario AMO Policy Update – Access of Persons with Disabilities to Sports, Recreational Facilities during COVID-19 and Greenbelt Consultation, dated February 17, 2021.

(Distributed to all members of Council on February 18, 2021)



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- 07-296 Correspondence received from AMCTO President with respect to An Open Letter to Ontario Municipal Councils, dated February 18, 2021.  
(Distributed to all members of Council on February 18, 2021)
- 07-298 Association of Municipalities Ontario AMO WatchFile, dated February 18, 2021.  
(Distributed to all members of Council on February 18, 2021)
- 07-299 Correspondence received from Shannon Sanders with respect to Pandemic Relief, dated February 18, 2021.  
(Distributed to all members of Council on February 19, 2021)
- 07-300 Correspondence received from Nancy Craig with respect to homeless shelter at Patrick and Joseph Streets, dated February 18, 2021.  
(Distributed to all members of Council on February 19, 2021)
- 07-301 Resolution received from the Township of Perry with respect to the Government of Ontario Prioritize Children and Childcare as part of its Post Pandemic Recovery Plan, dated February 19, 2021.  
(Distributed to all members of Council on February 22, 2021)
- 07-302 Association of Municipalities Ontario AMO Policy Update – Pre-Budget Submission, AMO CUPE Economic Recovery Letter, Emergency Orders Extended, and Updated COVID-19 Regional Framework, dated February 19, 2021.  
(Distributed to all members of Council on February 22, 2021)
- 07-303 Resolution received from the Township of Perry with respect to request that the Province of Ontario reverse decision to close the Ontario Fire College Campus in Gravenhurst, dated February 19, 2021.  
(Distributed to all members of Council on February 22, 2021)
- 07-304 Resolution received from the Township of The Archipelago with respect to the Municipal Elections Act, dated February 19, 2021.  
(Distributed to all members of Council on February 23, 2021)

07-305 Correspondence received from concerned citizen with respect to City Planning Committee, dated February 22, 2021.

(Distributed to all members of Council on February 23, 2021)

07-306 Resolution received from the Corporation of the Township of South Glengarry with respect to review of the Municipal Freedom of Information and Protection of Privacy Act, dated February 16, 2021.

(Distributed to all members of Council on February 23, 2021)

07-307 Resolution received from the Corporation of the Township of South Glengarry with respect to Automatic Speed Enforcement by municipalities, dated February 16, 2021.

(Distributed to all members of Council on February 23, 2021)

07-308 Resolution received from The Corporation of the Municipality of St. Charles with respect to Cannabis Production Facilities, dated February 22, 2021.

(Distributed to all members of Council on February 23, 2021)

07-309 Correspondence received from Keley Katona, Director, Conservation and Source Protection Branch, Ministry of the Environment, Conservation and Parks with respect to guidance on submitting requests for Minister 'exceptions' under the Conservation Authorities Act, dated February 22, 2021.

(Distributed to all members of Council on February 23, 2021)

07-310 Correspondence received from Christine Sypnowich, Coalition of Kingston Communities with respect to the Coalition's Report Card on City Hall for 2020, dated February 23, 2021.

(Distributed to all members of Council on February 23, 2021)

07-311 Correspondence received from The Corporation of the Township of Tiny to Association of Municipalities Ontario with respect to the closure of the Ontario Fire College in Gravenhurst, dated February 19, 2021.

(Distributed to all members of Council on February 23, 2021)

07-312 Correspondence received from Association of Municipalities Ontario Update – Land Use Planning: Beyond the Basics 2021 Dates, dated February 19, 2021.

(Distributed to all members of Council on February 23, 2021)

## Other Business

### By-Laws

- a) **That** By-Laws (1) through (4) 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 (2) three readings.
  - c) **That** By-Laws (2) through (4) be given their third reading.
- 1) A By-Law to Amend By-Law Number 2010-205 “A By-Law to Define the Mandate and Meeting Procedures for Committees Established by The Corporation of the City of Kingston” to rename the Planning Advisory Working Group to the Planning Advisory Committee  
  
First and Second Readings Proposed Number 2021-037  
**(Clause 3, Report 28)**
  - 2) A By-Law to Amend By-Law Number 2003-209 “A By-Law to Regulate Traffic”  
  
Three Readings Proposed Number 2021-038  
**(Clause 4, Report 28)**
  - 3) 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 ‘A5’ to ‘A5.602’, 872 Johnson Street)  
  
Three Readings Proposed Number 2021-039  
**(Clause 1, Report 30)**
  - 4) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday March 2, 2021  
  
Three Readings Proposed Number 2021-040  
**(City Council Meeting Number 07-2021)**

## Adjournment