



## **City Council Meeting 18-2021**

Tuesday, August 10, 2021 at 5:30 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 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) Personal matters about an identifiable individual, including municipal or local board employees - Update on City Solicitor Recruitment;
  - b) Personal matters about an identifiable individual, including municipal or local board employees - Commissioner of Transportation & Public Works Recruitment;
  - c) 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 – Ontario Land Tribunal Appeal – 9 Couper Street; and
  - d) Litigation of 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 - Appeal in Impost Fee Court Process.

### **Approval of Addeds**

### **Disclosure of Potential Pecuniary Interest**

### **Presentations**

### **Delegations**

1. Corinna Fitzgerald, Assistant Dean, Student Life and Learning, Queen’s University, Craig Leroux, Associate Director, Government and Institutional Relations, Queen’s University and Ryan Sieg, Vice-President, University Affairs, Alma Mater Society will appear before Council to speak to Clause 7 of Report Number 72: Received from the Chief Administrative Officer (Recommend) with

respect to Temporary Noise Exemption Request – Queen’s University Orientation 2021.

## **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.

1. Moved by Mayor Paterson

Seconded by Deputy Mayor Hill

**That** the sincere condolences of Kingston City Council be extended to the family and friends of Peter Large. Mr. Large, who passed away on July 9, 2021 was a loving, generous and devoted husband, father and grandfather who thoroughly enjoyed spending time in Kingston. Peter was loved by all who knew him and was affectionately known as “Gramps”. Peter’s character and memory will be carried on through his son Patrick Large, daughter-in-law Paige Agnew and their daughter Quinnlan. Our thoughts are with his family during this difficult time.

2. Moved by Councillor Chapelle

Seconded by Deputy Mayor Hill

**That** the sincere condolences of Kingston City Council be extended to the family and friends of Roy Ambury who passed away on July 27, 2021. Roy was the editor of the Taxi Industry Magazine, as well as a long-time taxi driver in the City of Kingston. Roy will be missed by all who knew him. Our thoughts are with Mr. Ambury’s family and friends during this difficult time.

## **Deferred Motions**

## Reports

### **Report Number 71: Received from the Chief Administrative Officer (Consent)**

Report Number 71

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 – Rideaucrest Home Common, Dining & Staff Area Renovations & Alterations**

**That** Council authorize the Mayor and Clerk to enter into an agreement with David J. Cupido Construction Ltd. pursuant to RFP F31-CS-FMCS-2021-23 for the renovations and alterations to common, dining and staff areas at Rideaucrest Home, as well as any related amendments thereto or other documents required to complete the work, in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner, Corporate Services (21-213) is attached to the agenda as schedule pages 1-6)

**2. Award of Contract – Richardson Beach Improvements**

**That** Council authorize the Mayor and Clerk to enter into a contract, in a form satisfactory to the Director of Legal Services, with R.W. Tomlinson Limited for Tender F18-EN-2021-13 Richardson Beach Improvements.

(The Report of the Commissioner, Transportation & Public Works (21-218) is attached to the agenda as schedule pages 7-11)

**3. Approval of Brownfield Initial Study Grant for 5 & 7 Cataraqui Street**

**That** Council approve the application to deem the applicant for 5 & 7 Cataraqui Street as eligible to receive up to \$20,000 in an Initial Study Grant under the Community Improvement Plan - Brownfields Project Area 1A; and

**That** the City Treasurer be authorized to issue the grant payment, to the applicant for 5 & 7 Cataraqui Street at the time payment is requested, 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 21-206 as Exhibit A, to provide an Initial Study Grant for the property at 5 & 7 Cataraqui Street.

**(See By-Law Number (1), 2021-131 attached to the agenda as schedule pages 18-19)**

(The Report of the Commissioner, Business, Environment & Projects (21-206) is attached to the agenda as schedule pages 12-19)

**4. Special Occasion Permit Request**

**That** Council designates the “Kingston Ribfest & Craft Beer Festival”, a public event being held from September 10 to 12, 2021, at the Memorial Centre, as an event of municipal significance, for which the Alcohol and Gaming Commission of Ontario may issue a permit authorizing the holder thereof to sell or serve liquor on a special occasion; and

**That** Council authorize an exemption to the City of Kingston Municipal Alcohol Policy to allow beer and coolers to be served in souvenir glasses at the “Kingston Ribfest & Craft Beer Festival” based on pending approval from Kingston, Frontenac and Lennox & Addington Public Health.

(The Report of the Commissioner, Business, Environment & Projects (21-208) is attached to the agenda as schedule pages 20-27)

**5. Rideaucrest Home – Agreement with Silver Group Purchasing**

**That** Council delegate authority to the Administrator of Rideaucrest Home to enter into SGP supplier agreements for the purchase of goods and/or services for Rideaucrest Home valued between \$5,000 to \$50,000 per purchase, on an as required basis subject to staff's review of the requirements, budget availability, and competitiveness for each purchase; and

**That** a By-Law to amend By-Law Number 2016-189, "A By-law to Consolidate the Delegation of Powers and Duties", as amended, attached as Exhibit A to Report Number 21-209, be presented to Council for all three readings.

**(See By-Law Number (2), 2021-132 attached to the agenda as schedule pages 32-33)**

(The Report of the Commissioner, Community Services and Chief Financial Officer & City Treasurer (21-209) is attached to the agenda as schedule pages 28-33)

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**Report Number 72: Received from the Chief Administrative Officer (Recommend)**

Report Number 72

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

**1. School Street and Play Street Road Closure Application**

**That** a By-Law be presented to Council to provide for the temporary closure to motor vehicle traffic on MacDonnell Street from Earl Street to Union Street and on Hill Street from Napier Street to MacDonnell Street from 8:40 a.m. to 9:10 a.m. and from 3:20 p.m. to 3:50 p.m. on school days from September 7, 2021 to June 29, 2022 inclusive; and

**That** a By-Law be presented to Council to provide for the temporary closure to motor vehicle traffic on Cheryl Place from 6:00 p.m. to 7:00 p.m. every Tuesday, and from 1:00 p.m. to 3:00 p.m. every Saturday, from September 7, 2021 to August 26, 2022 inclusive; and

**That** authority be delegated to the Director, Transportation Services to modify or suspend any aspect of the initiatives outlined in Report Number 21-201 if there are issues with safety, operations, maintenance, or capital projects; and

**That** the By-Law attached as Exhibit E to Report Number 21-201 be presented to Council to amend By-law Number 2016-189, "A By-law to Consolidate the Delegation of Powers and Duties", to delegate authority to the Director, Transportation Services to modify or suspend any aspect of the School Street and Play Street Road Closures if there are issues with safety, operations, maintenance, or capital projects; and

**That** the amending By-Laws attached to Report Number 21-201 be presented for all three readings.

**(See By-Law Number (3), 2021-133 attached to the agenda as schedule page 44)**

**(See By-Law Number (4), 2021-134 attached to the agenda as schedule page 45)**



**(See By-Law Number (5), 2021-135 attached to the agenda as schedule page 77)**

(The Report of the Commissioner, Transportation & Public Works (21-201) is attached to the agenda as schedule pages 34-77)

**2. Automated Speed Enforcement**

**That** staff be directed to complete an assessment of and prepare recommendations for school areas that could be designated as formal School Zones and Community Safety Zones within the City of Kingston, and report back to the Environment, Infrastructure & Transportation Policies Committee in Q3 2022; and

**That** staff be directed to report back to Council following the review of school areas within the City and the Province's review of the Automated Speed Enforcement program, with refined information on program implementation, operation, and costs.

(The Report of the Commissioner, Transportation & Public Works (21-180) is attached to the agenda as schedule pages 78-91)

**3. 2021 Final Tax Capping Limits for Commercial, Industrial and Multi-Residential Properties**

**That** a By-Law be presented to Council, attached as Exhibit A to Report Number 21-175, in order to establish the 2021 optional capping parameters as follows:

- a. **That** the multi-residential property cap limit will be the greater of:
  - i. 10% of previous year's annualized (capped) tax, or
  - ii. 10% of previous year's uncapped (CVA) taxes; and
- b. **That** threshold limits apply to move multi-residential capped taxes to uncapped (CVA) taxes whenever capped taxes are within \$500 of the uncapped tax; and
- c. **That** for 2021, properties which have reached their uncapped tax during 2020, or crossed over from the clawed back category to the capped category, or crossed over from the capped category to the clawed back

category remain at uncapped taxes and be excluded from any further and future capping adjustments; and

- d. **That** capping protection be limited to reassessment-related changes prior to 2017 only; and
- e. **That** the second year of the four-year phase-out from the capping program for the multi-residential property class be implemented; and
- f. **That** new construction/new-to-class limits will be a minimum tax level of 100% of their uncapped taxes, which will apply to eligible properties commencing taxation for part or all of 2021, and for future years; and

**That** a By-Law be presented to Council, attached as Exhibit B to Report Number 21-175, in order to establish the tax decrease limits for the 2021 tax capping program, in accordance with Part IX of the *Municipal Act, 2001, S.O. 2001, c.25*, as amended.

**(See By-Law Number (6), 2021-136 attached to the agenda as schedule pages 98-100)**

**(See By-Law Number (7), 2021-137 attached to the agenda as schedule pages 101-102)**

(The Report of the Chief Financial Officer & City Treasurer (21-175) is attached to the agenda as schedule pages 92-104)

#### **4. Strategic Plan Review and Quarterly Progress Report Q2 2021**

**That** Council approve the revised timelines of the deliverables in the 2019-2022 Strategic Plan and Council motions as outlined in Exhibits A and B of Report Number 21-200.

(The Report of the Chief Administrative Officer (21-200) is attached to the agenda as schedule pages 105-180)

#### **5. Rapid Housing Initiative – Program Allocation**

**That** Council authorize the Mayor and City Clerk to enter into an agreement with the Canada Mortgage and Housing Corporation to receive Kingston's allocation under the Rapid Housing Initiative's Cities Stream for the creation of new affordable housing units; and

**That** Council provide direction to City staff to report back to Council in the Fall of 2021 confirming the projects that have been submitted for review and approval by the Canada Mortgage and Housing Corporation for funding available under the Rapid Housing Initiative Cities Stream allocation; and

**That** Council authorize the Chief Administrative Officer or his/her delegate to review and approve all documents and agreements related to Rapid Housing Initiative outlined in Report Number 21-212; and

**That** Council authorize the Mayor and Clerk to execute all documents and agreements related to the Rapid Housing Initiative outlined in Report Number 21-212, in a form satisfactory to the Director of Legal Services.

(The Report of the Chief Administrative Officer (21-212) is attached to the agenda as schedule pages 181-187)

**6. Request for Temporary Noise Exemption – St. Lawrence College**

**That** the Student Association of St. Lawrence College be granted an exemption from Schedule B Activity 4 of By-Law Number 2004-52, “A By-Law to Regulate Noise”, to permit the playing of amplified sound for an outdoor movie screening at 100 Portsmouth Avenue from 9:00 p.m. to 11:00 p.m. on September 7, 2021.

(The Report of the Commissioner, Community Services (21-198) is attached to the agenda as schedule pages 188-192)

**7. Request for Temporary Noise Exemption – Queen’s University Orientation**

**That** Queen’s University be granted an exemption from Schedule B Activity 4 of By-Law Number 2004-52, “A By-Law to Regulate Noise”, to permit the playing of amplified sound for orientation week events from 9:00 a.m. to 9:00 p.m. on September 11, 12, 18 & 19 on the Queen’s University Main Campus, bordered by Union, Barrie, Stuart, and Albert Streets, and the Queen’s University West Campus.

(The Report of the Commissioner, Community Services (21-199) is attached to the agenda as schedule pages 193-220)

**Report Number 73: Received from Heritage Kingston**

Report Number 73

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 *Ontario Heritage Act* Approval – 3737 Princess Street**

**That** demolition on the property at 3737 Princess Street, be approved in accordance with details described in the application (P18-036-2021), which was deemed completed on June 8, 2021 with said demolition to include:

1. The demolition of the existing garage/shed; and

**That** construction on the property at 3737 Princess Street, be approved in accordance with details described in the application (P18-036-2021), which was deemed completed on June 8, 2021 with said construction to include:

2. The construction of a detached garage; and

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

1. A Building Permit shall be obtained, as necessary;
2. 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;
3. Details of the (2) garage doors, person door and window designs shall be submitted to Heritage Planning staff, prior to installation, for review and

- approval, to ensure they complement the heritage character and attributes of the property;
4. All window works shall be completed in accordance with the City's Policy on Window Renovations in Heritage Buildings;
  5. Details of the metal roofing shall be submitted to Heritage Planning, prior to installation, for review and approval, to ensure it complements the heritage character and attributes of the property;
  6. Any minor deviations from the submitted plans, which meet the intent of this approval and do not impact the heritage attributes of the property, shall be delegated to the Director of Heritage Services for review and approval.
- ii. Notice of Intention to Designate under the *Ontario Heritage Act* – 13, 15 & 17 Colborne Street, 371 Days Road, 3574-8 Princess Street & 3728 Princess Street**

**That** Council serve a Notice of Intention to Designate the property located at 13 Colborne Street, known as the Lower Colborne Street Victorian Terrace, 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-21-036; 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 13 Colborne Street, known as the Lower Colborne Street Victorian Terrace, attached as Exhibit B to Report Number HK-21-036 and carry out the requirements as prescribed under Section 29(6) of the Act; and

**That** Council serve a Notice of Intention to Designate the property located at 15 Colborne Street, known as the Lower Colborne Street Victorian Terrace, 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-21-036; 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 15 Colborne Street, known as the Lower Colborne Street Victorian Terrace, attached as Exhibit B to Report Number HK-21-036 and carry out the requirements as prescribed under Section 29(6) of the Act; and

**That** Council serve a Notice of Intention to Designate the property located at 17 Colborne Street, known as the Lower Colborne Street Victorian Terrace, 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-21-036; 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 17 Colborne Street, known as the Lower Colborne Street Victorian Terrace, attached as Exhibit B to Report Number HK-21-036 and carry out the requirements as prescribed under Section 29(6) of the Act; and

**That** Council serve a Notice of Intention to Designate the property located at 321 Days Road, known as the Crystal Springs Schoolhouse, 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-21-036; 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 321 Days Road, known as the Crystal Springs Schoolhouse, attached as Exhibit C to Report Number HK-21-036 and carry out the requirements as prescribed under Section 29(6) of the Act; and

**That** Council serve a Notice of Intention to Designate the property located at 3574-3578 Princess Street, known as Sproul's Inn, 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-21-036; 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 3574-3578 Princess Street, known as Sproul's Inn,

attached as Exhibit D to Report Number HK-21-036 and carry out the requirements as prescribed under Section 29(6) of the Act; and

**That** Council serve a Notice of Intention to Designate the property located at 3728 Princess Street, known as the Gardiner-Hegadorn Farmhouse, 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-21-036; 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 3728 Princess Street, known as the Gardiner-Hegadorn Farmhouse, attached as Exhibit E to Report Number HK-21-036 and carry out the requirements as prescribed under Section 29(6) of the Act.

**(Exhibit A to Report Number HK-21-036 is attached as schedule pages 221-222)**

**(See By-Law Number (8), 2021-138 attached to the agenda as schedule pages 223-227)**

**(See By-Law Number (9), 2021-139 attached to the agenda as schedule pages 228-232)**

**(See By-Law Number (10), 2021-140 attached to the agenda as schedule pages 233-237)**

**(See By-Law Number (11), 2021-141 attached to the agenda as schedule pages 238-241)**

## **Committee of the Whole**

### **Information Reports**

**1. Quarterly Report: Tourism Kingston – Q2 2021**

The purpose of this report is to provide Council with detailed reporting on Q2 2021 for Tourism Kingston under the Service Level Agreement between The Corporation of the City of Kingston and Tourism Kingston.

(The Report of the Chief Administrative Officer (21-203) is attached to the agenda as schedule pages 242-325)

**2. Quarterly Report: Kingston Economic Development Corporation - Q2 2021 Report**

The purpose of this report is to provide detailed reporting on Q2 2021 for the Economic Development Organization.

(The Report of the Chief Administrative Officer (21-220) is attached to the agenda as schedule pages 326-342)

**3. Report on Real Estate Transactions Completed from January 1, 2021 to June 30, 2021 Under By-Law Number 2016-189**

The purpose of this report is to provide Council with a list of real estate transactions completed under delegated authority from January 1, 2021 to June 30, 2021.

(The Report of the Commissioner, Business, Environment & Projects (21-202) is attached to the agenda as schedule pages 343-350)

**4. 2020 Development Charge Reserve Fund Statement**

The purpose of this report is to provide Council with a statement of the City's Development Charge Reserve Fund as at December 31, 2020.

(The Report of the Chief Financial Officer & City Treasurer (21-182) is attached to the agenda as schedule pages 351-362)



**5. Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Month of June 2021**

The purpose of this report is to provide 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 June 2021.

(The Report of the Chief Financial Officer & City Treasurer (21-196) is attached to the agenda as schedule pages 363-374)

**Information Reports from Members of Council**

**Miscellaneous Business**

Miscellaneous Business Items are voted on as one motion.

1. Moved by Councillor Kiley

Seconded by Councillor M<sup>c</sup>Laren

**That**, as requested by Andrea Keller, Council proclaim August 31, 2021 as “International Overdose Awareness Day” in Kingston; and

**That**, notwithstanding section 3.1.4. subsection (iv), of the First Capital Place Illumination Policy, Council approve the application submitted by Andrea Keller for the illumination of City Hall and Springer Market Square on August 31, 2021 for “International Overdose Awareness Day.”

**(See Communication 18-792)**

**New Motions**

1. Moved by Councillor Boehme

Seconded by Mayor Paterson

**Whereas** Council approved the Traffic Calming Policy & Guidelines at its meeting held on July 13, 2021; and

**Whereas** further support for the traffic calming policy would be beneficial;

**Therefore Be It Resolved That** staff be directed to incorporate funds into the 2022 budget submission, to purchase 5 additional driver feedback signs, to respond to speeding concerns in school zones and neighbourhoods.

2. Moved by Mayor Paterson

Seconded by Councillor Kiley

**Whereas** historic tanning and smelting operations on the former Davis Tannery lands, municipally known as 2 River Street and 50 Orchard Street, have left high concentrations of heavy metals and other contaminants within the upland and wetland portions of the property that includes a portion of the Greater Cataraqui Marsh Provincially Significant Wetland; and

**Whereas** the concentrations of contaminants observed within portions of the wetland present risks to aquatic and terrestrial wildlife and are incompatible with safe parkland use; and

**Whereas** the redevelopment of the former Davis Tannery lands requires environmental remediation of legacy soil and groundwater contamination in accordance with Ontario law; and

**Whereas** on July 13, 2021, Council approved an application for financial assistance for environmental remediation costs through the City's Brownfields Community Improvement Plan for the former Davis Tannery property; and

**Whereas** a remediation of contaminated portions of the former Davis Tannery wetlands could assist in preventing further contamination of Kingston's Inner Harbour and thereby support the Federal government's commitment to clean-up contaminated river sediments within the Inner Harbour; and

**Whereas** the Provincial Policy Statement and the City's Official Plan do not permit development or site alteration within a Provincially Significant Wetland, which presents a barrier to the proposed remediation work on the former Davis Tannery,

**Therefore Be It Resolved That** City staff be requested to provide an information report to Council by the end of Q3 2021, outlining the policy challenges of remediating a contaminated wetland, and providing options and advice for how, if possible, the City could facilitate the owner's proposed remediation of the

portions of Greater Cataraqui Marsh Provincially Significant Wetland that exist on the former Davis Tannery lands.

3. Moved by Councillor McLaren

Seconded by Councillor Osanic

**Whereas** in 2011 Council directed staff to outline the conditions that would support the elimination of train whistles at three consecutive locations (Coronation Boulevard, Collins Bay Road and the pedestrian crossing at Frontenac High School) in the west end of the city; and

**Whereas** staff retained MMM Group to undertake a safety assessment of these locations that was presented to the Environment, Transportation and Infrastructure Committee as an exhibit to Report EIT 14-013; and

**Whereas** the 2014 staff report summarized the conditions upon which CN Rail and Transport Canada would support the elimination of whistling at these location at an estimated cost of \$1-3M in capital to fund an enhanced pedestrian trespassing program and \$50-100k in ongoing operating cost to monitor, inspect and maintain pedestrian barriers; and

**Whereas** the city has recently opened the new bridge on John Counter Boulevard that eliminates the level crossing but continues to be pedestrian trespass location;

**Therefore Be It Resolved That** that staff include funds for consideration in the 2022 draft operating budget to provide an updated train whistle cessation assessment report for the Kingston Corridor between Coronation Boulevard and John Counter Boulevard, with the intention to complete the assessment and report back to Council by the end of 2022; and

**That** the report include current requirements from CN Rail and Transport Canada, risks to the municipality, updated cost estimates and timelines, and information on the experience of some other jurisdictions that have implemented train whistle cessation.

4. Moved by Councillor Neill

Seconded by Councillor Kiley

**Whereas** many Ontario cities have long recognized and celebrated August 1 as Emancipation Day, recognizing the abolishing of slavery in Canada on August 1, 1834; and

**Whereas** the day is now recognized across Canada, with a recent unanimous vote of Parliament;

**Therefore Be It Resolved That** the City of Kingston hereby declares August 1 as Emancipation Day, from this day forward; and

**That** the Culture Department, in consultation with the Equity Diversity and Inclusion team, and the community, plan celebrations of future August 1<sup>st</sup> Emancipation Days, beginning in 2022.

**Notices of Motion**

**Minutes**

**That** the Minutes of City Council Meeting Number 17-2021, held Tuesday July 13, 2021 be confirmed.

(Distributed to all Members of Council on August 6, 2021)

**Tabling of Documents**

2021-38 Kingston Police Services Board Meeting Number 21-14 Agenda. The meeting is scheduled for Thursday, July 15, 2021 at 12:00 pm in a virtual electronic format, hosted at Kingston Police Headquarters.

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

**Communications**

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

**Filed**

18-786 Notice of a Public Meeting with respect to Proposed Official Plan Amendment (OPA) and Zoning By-Law Amendment (ZBA), and Draft Plan of Subdivision at 2 River Street and 50 Orchard Street. The meeting is scheduled for August 5, 2021 at 6:00 pm in a virtual format.

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

18-796 Public Notice of a Complete Application with respect to Zoning By-Law Amendment at 327 Barrie Street.

(Distributed to all members of Council on July 22, 2021)

18-797 Public Notice of a Complete Application with respect to Official Plan and Zoning By-Law Amendment for 235 Frontenac Street.

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

18-800 Public Notice of a Complete Application and an Open House with respect to Official Plan Amendment, Zoning By-Law Amendment & Draft Plan of Subdivision at 40 Sir John A. Macdonald Boulevard. The Open House is scheduled for Wednesday, August 11, 2021 from 6:00pm to 8:00 pm in a virtual format.

(Distributed to all members of Council on July 30, 2021)

18-803 Notice of a Public Meeting with respect to Permission at 3 Church Street and 1 Church Street. The meeting is scheduled for August 16, 2021 at 5:30 pm in a virtual format.

(Distributed to all members of Council on July 30, 2021)

18-804 Notice of a Public Meeting with respect to Permission and Minor Variance at 520 Bagot Street. The meeting is scheduled for August 16, 2021 at 5:30 pm in a virtual format.

(Distributed to all members of Council on July 30, 2021)

18-805 Notice of a Public Meeting with respect to a Minor Variance at 1175 Waterside Way. The meeting is scheduled for August 16, 2021 at 5:30 pm in a virtual format.

(Distributed to all members of Council on July 30, 2021)

18-806 Notice of a Public Meeting with respect to Permission at 45 Napier Street. The meeting is scheduled for August 16, 2021 at 5:30 pm in a virtual format.

(Distributed to all members of Council on July 30, 2021)

18-807 Notice of a Public Meeting with respect to Permission at 36 Harrison Lane. The meeting is scheduled for August 16, 2021 at 5:30 pm in a virtual format.

(Distributed to all members of Council on July 30, 2021)

**Referred to All Members of Council**

18-758 Correspondence received from Dianne Aziz with respect to Sir John A Macdonald, dated July 6, 2021.

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

18-760 Resolution received from the Township of Scugog with respect to Williams Point Road and Beacock Road School Bus Turnarounds, dated July 6, 2021.

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

18-761 Correspondence received from Association of Municipalities Ontario AMO Events with respect to Government Keynotes and Ministers' Forums Confirmed, dated July 6, 2021.

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

18-762 Resolution received from the Town of Greater Napanee with respect to Support for 988, a 3-Digit Suicide and Crisis Prevention Hotline, dated July 7, 2021.

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

18-763 Resolution received from the Town of Greater Napanee with respect to support for Town of Fort Erie resolution regarding Capital Gains Tax on Primary Residence, dated July 7, 2021.

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

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- 18-764 Association of Municipalities Ontario AMO WatchFile, dated July 8, 2021.  
(Distributed to all members of Council on July 8, 2021)
- 18-765 Association of Municipalities Ontario AMO Policy Update – AMO Long-Term Care Transformation Advocacy, Expanding Addictions Support, and Free Skills Training for Newcomers, dated July 8, 2021.  
(Distributed to all members of Council on July 8, 2021)
- 18-766 Correspondence received from Sylvia Jones, Solicitor General with respect to keeping pets safe during summer months, dated July 8, 2021.  
(Distributed to all members of Council on July 9, 2021)
- 18-767 Resolution received from the City of Vaughan with respect to Raising the Legal Age for a Licensed Driver from 16 to 18, dated July 9, 2021.  
(Distributed to all members of Council on July 9, 2021)
- 18-768 Resolution received from the Township of Lake of Bays with respect to Support for Fire Departments, dated July 7, 2021.  
(Distributed to all members of Council on July 9, 2021)
- 18-769 Resolution received from the Township of Lake of Bays with respect to Capital Gains Tax on Primary Residence, dated July 7, 2021.  
(Distributed to all members of Council on July 9, 2021)
- 18-772 Resolution received from the Township of Adelaide Metcalfe with respect to Abandoned Cemeteries, dated July 12, 2021.  
(Distributed to all members of Council on July 13, 2021)
- 18-773 Resolution received from the Township of Adelaide Metcalfe with respect to Endorsement of 988 Suicide and Crisis Prevention Hotline Initiative, dated July 12, 2021.  
(Distributed to all members of Council on July 13, 2021)

- 18-774 Resolution received from the Township of Adelaide Metcalfe with respect to Bill 279 – Environmental Protection Amendment Act (Microplastics Filters for Washing Machines), 2021, dated July 12, 2021.  
(Distributed to all members of Council on July 13, 2021)
- 18-775 Resolution from the Township of Adelaide Metcalfe with respect to Bill 228 – Banning Unencapsulated Polystyrene Foam, dated July 12, 2021.  
(Distributed to all members of Council on July 13, 2021)
- 18-776 Resolution received from the City of Kitchener with respect to Motion M-84 Anti-Hate Crimes and Incidents and private member's bill Bill-C 313 Banning Symbols of Hate Act, dated July 12, 2021.  
(Distributed to all members of Council on July 19, 2021)
- 18-777 Resolution received from the City of Kitchener with respect to the cost of building materials, dated July 12, 2021.  
(Distributed to all members of Council on July 19, 2021)
- 18-778 Correspondence received from Frank Dixon with respect to Tannery Lands, dated July 13, 2021.  
(Distributed to all members of Council on July 19, 2021)
- 18-779 Resolution received from The Township of Georgian Bay with respect to Capital Gains Tax on Primary Residence, dated July 12, 2021.  
(Distributed to all members of Council on July 19, 2021)
- 18-780 Resolution received from The Township of Georgian Bay with respect to Truth and Reconciliation Commission of Canada, dated July 12, 2021.  
(Distributed to all members of Council on July 19, 2021)
- 18-781 Resolution received from The Township of Georgian Bay with respect to Elimination of the LPAT, dated July 12, 2021.  
(Distributed to all members of Council on July 19, 2021)



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- 18-782 Association of Municipalities Ontario AMO WatchFile, dated July 15, 2021.  
(Distributed to all members of Council on July 19, 2021)
- 18-783 Correspondence received from Beverly Munn with respect to “Tourist in Kingston – My Observations”, dated July 16, 2021.  
(Distributed to all members of Council on July 19, 2021)
- 18-784 Correspondence received from John Berry with respect to Proposed Tower at 5 Lower Union Street, Kingston.  
(Distributed to all members of Council on July 19, 2021)
- 18-785 Resolution received from the City of Woodstock with respect to Affordable Housing Crisis in Canada, dated July 16, 2021.  
(Distributed to all members of Council on July 19, 2021)
- 18-787 Correspondence received from Tamara Maggiacomo with respect to Kingston Development, dated July 17, 2021.  
(Distributed to all members of Council on July 20, 2021)
- 18-788 Resolution received from the Municipality of Shuniah with respect to Capital Gains Tax on Primary Residence, dated July 19, 2021.  
(Distributed to all members of Council on July 20, 2021)
- 18-789 Resolution received from the Municipality of Shuniah with respect to Municipal Land Transfer Tax, dated July 19, 2021.  
(Distributed to all members of Council on July 20, 2021)
- 18-790 Resolution received from The Corporation of the Town of LaSalle with respect to Capital Gains Tax on Primary Residence, dated July 20, 2021.  
(Distributed to all members of Council on July 20, 2021)
- 18-791 Association of Municipalities Ontario AMO Policy Update – Northern Wildfire Evacuations and Ontario Connects, dated July 20, 2021.  
(Distributed to all members of Council on July 20, 2021)

18-792 Proclamation & Illumination Applications submitted by Andrea Keller requesting Council proclaim August 31, 2021 as “International Overdose Awareness Day” in Kingston, and that City Hall and Springer Market Square be lit purple on August 31, 2021 for “International Overdose Awareness Day”.

(Distributed to all members of Council on July 20, 2021)

18-793 Resolution received from the Municipality of Shuniah with respect to Lyme Disease Awareness Month, dated July 20, 2021.

(Distributed to all members of Council on July 21, 2021)

18-794 Resolution received from The Corporation of the Town of Cobourg with respect to Support for Bill C-6 An Act to amend the Criminal Code (Conversion Therapy), dated July 19, 2021.

(Distributed to all members of Council on July 21, 2021)

18-795 Resolution received from the Town of Plympton-Wyoming with respect to support for the Town of Cochrane motion regarding PSA Test for Men into the Medical Care, dated July 21, 2021.

(Distributed to all members of Council on July 21, 2021)

18-798 Correspondence received from Michelle Deschenes with respect to “Shaping Sustainability in Kingston”, dated July 26, 2021.

(Distributed to all members of Council on July 21, 2021)

18-799 Resolution received from City of Stratford with respect to Phasing Out Ontario’s Gas Plants, dated July 23, 2021.

(Distributed to all members of Council on July 27, 2021)

18-801 Resolution received from The Corporation of the Town of Niagara-on-the Lake with respect to Capital Gains Tax on Primary Residence, dated June 24, 2021.

(Distributed to all members of Council on July 30, 2021)

18-802 Resolution received from Northumberland County with respect to the Municipal Court Managers’ Association/POA Advocacy, dated July 21, 2021.

(Distributed to all members of Council on July 30, 2021)

## Other Business

### By-Laws

- a) **That** By-Laws (1) through (11), (14) and (15) be given their first and second reading.
  - b) **That** Clause 12.63 of By-Law Number 2021-41 be suspended for the purpose of giving By-Laws (1) through (5) three readings.
  - c) **That** By-Laws (1) through (5) and (12) through (15) be given their third reading.
- 1) 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 5 & 7 Cataraqui Street  
  
Three Readings Proposed Number 2021-131  
**(Clause 3, Report 71)**
  - 2) A By-Law to Amend By-Law Number 2016-189, "A By-Law To Consolidate the Delegation of Powers and Duties", as amended  
  
Three Readings Proposed Number 2021-132  
**(Clause 5, Report 71)**
  - 3) A By-Law to Authority the Temporary Closing of MacDonnell Street from Earl Street to Union Street and Hill Street from Napier Street to MacDonnell Street from 8:40am to 9:10am and from 3:20pm to 3:50pm on school days only between September 7, 2021 and June 29, 2022 inclusive for a Community Purpose – School Street  
  
Three Readings Proposed Number 2021-133  
**(Clause 1, Report 72)**
  - 4) A By-Law to Authorize the Temporary Closing of Cheryl Place from 6:00 pm to 7:00 pm every Tuesday and from 1:00 pm to 3:00 pm every Saturday between September 7, 2021 and August 26, 2022 inclusive for a Community Purpose – Play Street  
  
Three Readings Proposed Number 2021-134  
**(Clause 1, Report 72)**

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- 5) A By-Law to Amend By-Law Number 2016-189, “A By-Law To Consolidate the Delegation of Powers and Duties”, as amended
- Three Readings Proposed Number 2021-135  
**(Clause 1, Report 72)**
- 6) A By-Law to Establish the 2021 Tax Capping Program
- First and Second Readings Proposed Number 2021-136  
**(Clause 3, Report 72)**
- 7) A By-Law to Establish the 2021 Tax Capping Decrease Limits
- First and Second Readings Proposed Number 2021-137  
**(Clause 3, Report 72)**
- 8) A By-Law to Designate the Lower Colborne Street Victorian Terrace at 13, 15 & 17 Colborne 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 Readings Proposed Number 2021-138  
**(Clause 1ii, Report 73)**
- 9) A By-Law to Designate the Crystal Springs Schoolhouse at 321 Days Road 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 Readings Proposed Number 2021-139  
**(Clause 1ii, Report 73)**
- 10) A By-Law to Designate the Sproul’s Inn at 3574-3578 Princess 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 Readings Proposed Number 2021-140  
**(Clause 1ii, Report 73)**
- 11) A By-Law to Designate the Gardiner-Hegadorn Farmhouse at 3728 Princess 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 Readings Proposed Number 2021-141  
**(Clause 1ii, Report 73)**

- 12) A By-Law to Repeal By-Law Number 2000-254, "A By-Law to Establish Reserves Funds for The Corporation of the City of Kingston", as amended
- Third Reading Proposed Number 2021-118  
**(Clause 5, Report 64, July 13)**
- 13) A By-Law to Enter into a Municipal Contribution Agreement with Habitat for Humanity Kingston Limestone Region for the Provision of Affordable Housing Units at an Unaddressed Residential Property on MacCauley Street
- Third Reading Proposed Number 2021-119  
**(Clause 2, Report 65, July 13)**
- 14) A By-Law to Exempt Certain Lands on Registered Plan 13M-130 from the Provisions of Subsection 50(5) of the Planning Act, R.S.O. 1990, Chapter P. 13, as amended (Blocks 59, 60, 61 and 62, Registered Plan 13M-130)
- Three Readings Proposed Number 2021-142  
**(Delegated Authority)**  
**(See Schedule Pages 375-376)**
- 15) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday August 10, 2021
- Three Readings Proposed Number 2021-143  
**(City Council Meeting Number 18-2021)**

**Adjournment**