



City Council Meeting 22-2021

Tuesday, October 5, 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. Megan Knott, Tourism Kingston, will appear before Council to speak to Clause 1 of Report Number 84: Received from the Chief Administrative Officer (Recommend) with respect to Short Term Rental – Set Fine Amounts.
2. Krista LeClair, Kingston Accommodation Partners, will appear before Council to speak to Clause 1 of Report Number 84: Received from the Chief Administrative Officer (Recommend) with respect to Short Term Rental – Set Fine Amounts.

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 83: Received from the Chief Administrative Officer (Consent)

Report Number 83

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 – Sign Reflectivity Inspection and Inventory Update

That Council authorize the Mayor and Clerk to enter into a contract, in a form satisfactory to the Director of Legal Services, with Advantage Data Collection, for the retro-reflectivity inspection and inventory update of the City of Kingston's regulatory traffic signage.

(The Report of the Commissioner, Transportation & Public Works (21-244) is attached to the agenda as schedule pages 1-4)

2. Parking By-Law – Minor Amendments

That the By-Law, attached as Exhibit A to Report Number 21-240, be presented for all three readings to amend By-Law Number 2010-128, "A By-Law to Regulate Parking", as amended, to apply the proposed parking regulations.

(See By-Law Number (1), 2020-171 attached to the agenda as schedule pages 9-11)

(The Report of the Commissioner, Transportation & Public Works (21-240) is attached to the agenda as schedule pages 5-11)

3. Parking License Agreement – VRTUCAR – Car-Share Program

That Council authorize the Mayor and Clerk to execute a license agreement, in a form satisfactory to the Director of Legal Services, to provide VRTUCAR with two parking spaces in the Springer lot for the purpose of continuing to operate a car-share program in Kingston.

(The Report of the Commissioner, Transportation & Public Works (21-249) is attached to the agenda as schedule pages 12-16)

Report Number 84: Received from the Chief Administrative Officer (Recommend)

Report Number 84

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. Short-Term Rental – Set Fine Amounts

That Council approve the set fine amounts in the schedule attached as Exhibit A to Report Number 21-238 for contraventions of By-Law Number 2021-10; and

That staff be directed to submit the required Set Fine Schedule to the Ministry of the Attorney General for approval as attached as Exhibit A to Report Number 21-238.

(The Report of the Chief Administrative Officer (21-238) is attached to the agenda as schedule pages 17-24)

Report Number 85: Received from Heritage Kingston

Report Number 85

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. Civic Collection Acquisitions and Deaccessions

That the following two (2) acquisitions for the Civic Collection (“Secondary Collection”) be accepted:

1. One (1) painting entitled: Ice Storm 1998, by Kingston artist, Robert Blenderman.
2. One (1) chrome-plated ceremonial shovel used for sod turning at inauguration of Polson Park subdivision development in Kingston, ON, June 21, 1957; and

That the Civic Collection objects listed in Exhibit A, Civic Collections Objects Recommended for Deaccessioning from Civic Collection (“Primary Collection”) to “General Heritage Assets”, to Report Number HK-21-038, be approved for deaccessioning from the Civic Collection (“Primary Collection”) and transferred to the “General Heritage Assets”.

(See Exhibit A to Report Number HK-21-038 attached as schedule pages 25-28)

Report Number 86: Received from Nominations Advisory Committee

Report Number 86

To the Mayor and Members of Council:

The Nominations Advisory 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. Public Appointments to Boards and Committees

That the following Board and Committee appointments be approved:

a. Kingston & Frontenac Housing Corporation Board of Directors

That John Rose and Phuong MacNeill be appointed to the Kingston & Frontenac Housing Corporation Board of Directors for a term ending November 30, 2022.

b. Municipal Accessibility Advisory Committee

That Dinah Cotter be appointed to the Municipal Accessibility Advisory Committee for a term ending November 14, 2022.

c. Rural Advisory Committee

That Cameron Gunn be appointed to the Rural Advisory Committee for a term ending November 14, 2022.

Report Number 87: Received from the Arts, Recreation & Community Policies Committee

Report Number 87

To the Mayor and Members of Council:

The Arts, Recreation & Community 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. Appointment of members to the Mayor's Arts Awards Working Group

That Rob Howard, Kathryn Mackay, and Councillor Neill be appointed to the Mayor's Arts Awards Working Group.

Committee of the Whole

Information Reports

1. Fees and charges for Heritage Planning Services under the Ontario Heritage Act

The purpose of this report is to provide Council with information regarding the cost of Heritage Planning Services.

(The Report of the Commissioner, Community Services (21-237) is attached to the agenda as schedule pages 29-45)

Information Reports from Members of Council

Miscellaneous Business

Miscellaneous Business Items are voted on as one motion.

1. Moved by Councillor Chapelle

Seconded by Councillor Hutchison

That notwithstanding section 3.1.4, subsection (iv), of the First Capital Place Illumination Policy, Council approve the application submitted by Marissa Gougeon, for the illumination of City Hall and Springer Market Square on October 15, 2021 for “Pregnancy and Infant Loss Awareness Day”.

(See Communication 21-868)

New Motions

Notices of Motion

Minutes

That the Minutes of City Council Meeting Number 21-2021, held Tuesday September 21, 2021 be confirmed.

(Distributed to all Members of Council on October 1, 2021)

Tabling of Documents

2021-45 Cataraqui Conservation Full Authority Board Meeting Agenda. The meeting is scheduled for Wednesday, September 22, 2021 at 6:45 pm via Microsoft Teams.

(Distributed to all Members of Council on September 16, 2021)

2021-46 Kingston & Frontenac Housing Corporation Board Agenda 07-2021. The meeting is scheduled for Monday, September 27, 2021 at 12:30pm in a virtual format.

(Distributed to all Members of Council on September 24, 2021)

2021-47 Cataraqui Conservation Full Authority Board Hearing Agenda. The hearing is scheduled for Wednesday, October 6, 2021 at 6:15 pm via Microsoft Teams.

(Distributed to all Members of Council on September 27, 2021)

Communications

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

Filed

22-869 Notice of Complete Application and a Public Meeting with respect to Proposed Zoning By-Law Amendment (ZBA) and Draft Plan of Subdivision (DPS) at 2925/2929 Princess Street. The Public Meeting will be held November 18, 2021 at 6:00 pm in an electronic format.

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

Referred to All Members of Council

22-868 Correspondence received from Marissa Gougeon, Pregnancy and Infant Loss Awareness, requesting City Hall and Springer Market Square be lit in Blue and Pink on October 15, 2021 for "Pregnancy and Infant Loss Awareness Day" in Kingston.

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

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- 22-870 Association of Municipalities Ontario AMO Policy Update – Vaccine Certification, dated September 14, 2021.

(Distributed to all members of Council on September 16, 2021)
- 22-871 Correspondence received from Nadine Baker with respect to her resignation from the Tett Centre for Creativity and Learning Board, dated September 16, 2021.

(Distributed to all members of Council on September 17, 2021)
- 22-875 Resolution received from the Township of Scugog with respect to Structure Inventory and Inspections, dated September 17, 2021.

(Distributed to all members of Council on September 21, 2021)
- 22-876 News Release received from Cataraqui Conservation with respect to Level 2 Low Water Condition Confirmed for Cataraqui Region, dated September 21, 2021.

(Distributed to all members of Council on September 21, 2021)
- 22-877 Resolution received from Northumberland County with respect to Capital Gains Tax on Primary Residence, dated September 15, 2021.

(Distributed to all members of Council on September 21, 2021)
- 22-878 Association of Municipalities Ontario AMO WatchFile, dated September 23, 2021.

(Distributed to all members of Council on September 24, 2021)
- 22-879 Correspondence received from Melanie Dugan with respect to Heritage Oak, Tannery Lands, dated September 24, 2021.

(Distributed to all members of Council on September 27, 2021)
- 22-880 Correspondence received from Jean Pfliederer with respect to “Remediation”, Wetlands, and Heritage Trees, dated September 25, 2021.

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

22-881 Correspondence received from Hannah Kaufman and Mary Murphy with respect to Official Correspondence re: heritage trees at Tannery site, dated September 27, 2021.

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

Other Business

By-Laws

- a) **That** By-Laws (1), (11) and (12) 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-Law (1) three readings.
- c) **That** By-Laws (1) through (12) be given their third reading.
- 1) A By-Law to Amend By-Law Number 2010-128 “ A By-Law to Regulate Parking”, as amended

Three Readings
(Clause 2, Report 83)

Proposed Number 2021-171

- 2) 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)

Third Reading
(Clause 1ii, Report 73, August 10)

Proposed Number 2021-138

- 3) 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)

Third Reading
(Clause 1ii, Report 73, August 10)

Proposed Number 2021-139

- 4) 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)

Third Reading
(Clause 1ii, Report 73, August 10)

Proposed Number 2021-140

- 5) 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)

Third Reading

Proposed Number 2021-141

(Clause 1ii, Report 73, August 10)

- 6) A By-Law to Repeal and Replace By-Law Number 2004-144, "A By-Law to Regulate Animals"

Third Reading

Proposed Number 2021-166

(Clause 1, Report 82, September 21)

- 7) A By-Law to Amend By-Law Number 2020-69, "A By-Law to Establish a Process for Administrative Penalties" (Designating By-Laws)

Third Reading

Proposed Number 2021-167

(Clause 1, Report 82, September 21)

- 8) 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"

Third Reading

Proposed Number 2021-168

(Clause 1, Report 82, September 21)

- 9) A By-Law to Amend By-Law Number 2015-159, "A By-Law to Establish Procedures for the Appeals Committee to Conduct Appeals to Property Standards Orders in accordance with the Building Code Act, and Appeals to License and Permit Decisions in Accordance with the City of Kingston Licensing By-Laws"

Third Reading

Proposed Number 2021-169

(Clause 1, Report 82, September 21)

- 10) A By-Law to Amend By-Law Number 2016-189, "A By-Law to Consolidate the Delegation of Powers and Duties", as Amended

Third Reading

Proposed Number 2021-170

(Clause 1, Report 82, September 21)

- 11) A By-Law to Establish Block 52, Plan 13M-120 as Part of the Public Highway known as Wheathill Street in the City of Kingston, in accordance with Section 31(4) of the Municipal Act, Chapter 25, S.O. 2001

Three Readings

Proposed Number 2021-172

(Delegated Authority)

(See Schedule Page 48)

- 12) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday October 5, 2021

Three Readings

Proposed Number 2021-173

(City Council Meeting Number 22-2021)

Adjournment