



CITY COUNCIL MEETING NO. 2013-03

The Regular Meeting of Kingston City Council was held on Tuesday, January 8, 2013, and was called to order at 6:30 pm in the Davies Hall, Main Campus Building, St. Lawrence College, 100 Portsmouth Avenue. Regular business commenced at 7:31 pm. His Worship Mayor Mark Gerretsen presided.

There was a "Closed Meeting" of the Committee of the Whole from 6:32 pm to 7:27 pm in the Fireside Board Room, Main Campus Building, St. Lawrence College, 100 Portsmouth Avenue.

(Council Chamber)

ROLL CALL

Present: Mayor Gerretsen, Councillor Berg, Councillor Downes, Councillor George, Councillor Glover, Councillor Hector, Councillor Hutchison (arrived 7:15 pm), Councillor Neill, Councillor Osanic, Councillor Paterson, Councillor Reitzel, Councillor Schell, Councillor Scott (13)

Absent: (0)

(Councillors' Lounge)

Administrative Staff Present:

Mr. K. Arjoon, Deputy City Clerk
Mr. J. Bolognone, City Clerk
Mr. G. Hunt, Chief Administrative Officer
Mr. J. Keech, President and CEO, Utilities Kingston
Mr. H. Linscott, Director, Legal Services

COMMITTEE OF THE WHOLE "CLOSED MEETING"

(1) Moved by Councillor Berg
Seconded by Councillor George

THAT Council resolve itself into the Committee of the Whole "Closed Meeting" to consider the following item(s):

- (a) Advice that is Subject to Solicitor-Client Privilege – Restructuring Order – Arterial Roads – County of Frontenac
- (b) A proposed or pending acquisition of land by the municipality – Closed J E Horton Public School

CARRIED

(Council Chamber)

Administrative Staff Present:

- Mr. K. Arjoon, Deputy City Clerk
- Ms. C. Beach, Commissioner of Sustainability and Growth
- Mr. J. Bolognone, City Clerk
- Mr. W. Ferris, Director, Recreation and Leisure Services
- Mr. J. Giles, Manager, Solid Waste
- Mr. J. Hale, Driver/Labourer
- Mr. G. Hunt, Chief Administrative Officer
- Ms. L. Hurdle, Commissioner of Community Services
- Ms. D. Kennedy, Director, Financial Services
- Mr. S. Laidman, Director, Housing
- Ms. K. Leonard, Manager, Licensing & Environment
- Mr. D. Leger, Commissioner of Transportation, Properties and Emergency Services
- Mr. H. Linscott, Director, Legal Services
- Mr. P. MacLatchy, Director, Environment and Sustainable Initiatives
- Mr. G. McLean, Policy Program Coordinator, Building & Licensing
- Ms. P. Nichols, Manager, Parking Operations
- Ms. S. Nicholson, Director, Corporate Affairs
- Ms. C. Thomson, Assistant to the Mayor
- Mr. G. Wallace, Project Manager, Sustainability and Growth
- Mr. T. Willing, Director, Building and Licensing
- Ms. H. Wilson, Manager, Intergovernmental Relations

REPORT OF THE COMMITTEE OF THE WHOLE “CLOSED MEETING”

- (2) Moved by Councillor Osanic
Seconded by Councillor Paterson

THAT Council rise from the Committee of the Whole “Closed Meeting” without reporting.

CARRIED

APPROVAL OF ADDEDS

- Moved by Councillor Berg
Seconded by Councillor Scott

THAT the addeds be approved.

CARRIED
(A 2/3 Vote of Council was Received)

DISCLOSURE OF PECUNIARY INTEREST

Councillor Rick Downes declared a possible pecuniary interest in the matter of Closed meeting, Item 1 (b), a proposed or pending acquisition of land by the Municipality – Closed – J.E, Horton P.S., as he is an employee of the Limestone District School Board.

PRESENTATIONS

- 1) Mayor Gerretsen presented a gift to Mr. Glenn Vollebregt, President and CEO of St. Lawrence College, in appreciation for hosting the Kingston City Council meeting.
- 2) Mr. Harry Jemmett, Vice President of the Board of Directors for the Kingston and District Sports Hall of Fame, presented the inductees for 2013.

DELEGATIONS

- 1) Mr. Jeff Klug, Co Chair Farmers Market Association of Kingston (FMAK) spoke to Council regarding Clause 1) of Report No. 25 from the Arts, Recreation and Community Policy Committee regarding the Outdoor Market at the Memorial Centre.

BRIEFINGS

- 1) Major-General John Collin, 1st Division Commander, appeared as a briefing to update Council and the Kingston community with respect to Canada's 1st Canadian Division Headquarters' activities.
- 2) Mr. Ken Hall, Senior Advisor, Public Affairs, Enbridge Pipelines Inc., will appear as a briefing to provide information concerning Enbridge's announced plans to reverse the direction flow of the Line 9B crude oil pipeline between North Westover, Ontario and Montreal, Quebec.

DEFERRED

PETITIONS

MOTIONS OF CONGRATULATIONS, RECOGNITION, SYMPATHY, CONDOLENCES AND SPEEDY RECOVERY

Council consented to the **addition** of Motions of Congratulations (4) and (5), and Motion of Condolence (2).

Motions of Congratulations

- 1) Moved by Councillor Berg
Seconded by Mayor Gerretsen

THAT the congratulations of Kingston City Council be extended to the family of Councillor Schell who recently welcomed a new addition to the family, her granddaughter, Xandria Schell, born December 20, 2012.

- 2) Moved by Mayor Gerretsen
Seconded by Deputy Mayor Reitzel

THAT the congratulations of Kingston City Council be extended to Evelyn O'Farrel, who celebrated her 90th birthday on January 3, 2013. Congratulations on this milestone.

- 3) Moved by Councillor Berg
Seconded by Councillor Schell

THAT the congratulations of Kingston City Council be extended to the Sir John A. Commission for their theatrical walking tours being named the Best Tour in Canada for 2012, by the Huffington Post.

- 4) Moved by Councillor Berg
Seconded by Councillor Schell

THAT the congratulations of Kingston City Council be extended to Mayor Gerretsen and his wife Vanessa on their recent wedding. Wishing you many happy memories in the years to come

- 5) Moved by Mayor Gerretsen
Seconded by Deputy Mayor Reitzel

THAT the congratulations of Kingston City Council be extended to Gladys Keilor, who will be celebrating her 100th birthday on January 13, 2013. Congratulations on this milestone

Motion of Condolence

- 1) Moved by Mayor Gerretsen
Seconded by Councillor Berg

THAT the condolences of Kingston City Council be extended to the families of the firefighters, in Rochester, New York, who lost their lives when responding to a fire on December 24, 2012. Our thoughts are with you.

- 2) Moved by Mayor Gerretsen
Seconded by Deputy Mayor Reitzel

THAT the condolences of Kingston City Council be extended to Christine Hannaford, Real Estate & Construction Services, on the passing of her father. Our thoughts are with Christine and her family during this difficult time.

CARRIED

DEFERRED MOTIONS

REPORTS

Report No. 22: Received from the Chief Administrative Officer (Consent)

Moved by Councillor Reitzel
Seconded by Councillor Scott

THAT Report No. 22: Received from the Chief Administrative Officer (Consent) be received and adopted.

Council consented to the **separation** of Clauses (a) and (d).

Report No. 22

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

THAT Council consent to the approval of the following routine items:

a) **Transfer, Transportation & Disposal of Municipal Solid Waste**

THAT the agreement with Waste Management of Canada Corporation for the transfer, transportation and disposal of municipal solid waste awarded under RFP L04-PW-SW-2008-3 be extended for one year commencing February 1, 2014 and continuing to and including January 31, 2015 under the same terms and conditions with the exception that no Consumer Price Index adjustment shall apply in February 2014; and

THAT the Mayor and City Clerk be authorized to enter into an agreement, in a form satisfactory to the Director of Legal Services.

(The Report of the President and CEO of Utilities Kingston (13-051) is attached as Schedule Pages 1 - 4)

(File No. CSU-E07-000-2013)

CARRIED

b) Award of Contract, Collection and Counting of Transportation Funds

THAT Council authorize the Mayor and Clerk to execute a two-year contract with G4S Secure Solutions (Canada) Inc. for cash handling services for the Transportation Services Department, as outlined in Request for Proposals F31-TPES-TR-PO-2012-5, in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (13-053) is attached as Schedule Pages 5 - 7)
(File No. CSU-F31-000-2013)

c) Award of Contract One (1) Single-Engine Street Sweeper

THAT RFP F31-TPES-TS-FL-2012-31, for the purchase of one single-engine street sweeper to be awarded to Joe Johnson Equipment Inc. for the total purchase price of \$216,078 plus applicable taxes.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (13-054) is attached as Schedule Pages 8 - 11)
(File No. CSU-V00-000-2013)

d) Award of Contract - Security Guard Services

THAT Council approves the following award recommendations based on acceptance of the highest scoring proposal for the provision of Security Guard Services for the specified items to the Canadian Corps of Commissionaires, Kingston & Region, as follows:

| | |
|----------------------------|--|
| Appendix A – Part A | |
| Item 1 | On-call Seasonal and Special Events |
| Item 3 | Emergency Operations |
| Item 5 | Rideaucrest Home, 175 Rideau Street |
| Appendix A – Part B | |
| Item 1 | City Hall, 216 Ontario Street |
| Item 2 | Court House, 5 Court Street |
| Item 3 | Community & Family Services, 362 Montreal Street |
| Appendix A – Part C | Kingston Airport, 1114 Len Birchall Way |

- and -

THAT Council approves the following award recommendations based on acceptance of the highest scoring proposal for the provision of Security Guard Services for the specified items to, Paladin Security as follows:

| | |
|----------------------------|---|
| Appendix A – Part A | |
| Item 2 | Drive through patrol checks as required. |
| Item 4 | Hanson Garage, 111 Brock Street Chown Garage, 197 Brock Street |

THAT the Mayor and Clerk be authorized to sign the Contract Agreements in a form satisfactory to Legal Services with Canadian Corps of Commissionaires and Paladin Security for the above services.

(The Report of the City Treasurer (13-050) is attached as Schedule Pages 12-17)
(File No. CSU-F31-000-2013)

CARRIED

e) 2013 Municipal Borrowing By-Law

THAT a by-law be presented to council and given three readings to authorize the municipality to borrow up to \$153,000,000 during the January 1, 2013 to September 30, 2013 period and up to \$76,500,000 during the October 1, 2013 to December 31, 2013 period in order to finance the City's current operating expenditures on an interim basis.

(The Report of the City Treasurer (13-032) is attached as Schedule Pages 18 – 22)
(File No. CSU-F11-000-2013)

(See By-Law No. (3), 2013-30)

f) 2013 Interim Tax Levy

THAT a by-law be presented for three readings to provide for the levying and collecting of 2013 interim property taxes, including:

- a. that the 2013 interim tax bill be no greater than 50% of the 2012 taxes levied;
- b. that the rates be as specified in Exhibit A attached hereto;
- c. that the due date for interim taxes be February 28, 2013;
- d. that various payment options be provided; and
- e. that late payment charges be added to taxes that are in default.

(The Report of the City Treasurer (13-033) is attached as Schedule Pages 23 -31)
(File No. CSU-F22-000-2013)

(See By-Law No. (4), 2013-31)

CARRIED

(Clauses (b) through (c) and (e) through (f))

REPORTS (CONTINUED)

Report No. 23: Received from the Chief Administrative Officer (Recommend)

Moved by Councillor Hector
Seconded by Councillor George

THAT Report No. 23: Received from the Chief Administrative Officer (Recommend) be received and adopted, clause by clause.

Report No. 23

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1) Enbridge Line 9B Pipeline Project – Approvals Process and Opportunities for Municipal Input

THAT staff be instructed to request the Proponent (Enbridge) provide information to assist in the City's assessment of risks associated with the Line 9B Pipeline Reversal and Expansion Proposal; and

THAT staff submit a Letter of Comment to the National Energy Board in accordance with the direction described within Report to Council 13-056.

(The Report of the Commissioner of Sustainability and Growth (13-056) is attached as Schedule Pages 32 - 40)
(File No. CSU-E06-000-2013)

CARRIED

2) Rideau Heights Renewal – Green Municipal Fund Grant Application and Project Overview

THAT Council authorize the Commissioner, Community Services or her delegate to prepare and submit a Green Municipal Fund application to receive funding to assist in the costs related to preparing a Sustainable Neighbourhood Action Plan for the Rideau Heights neighbourhood which will include a sustainable community vision and sustainability targets; and

THAT Council approve a minimum commitment of funding in the amount of \$175,000 to be funded from the 2013 Housing Department Capital Budget, to cover costs related to the Rideau Heights renewal planning process.

(The Report of the Commissioner of Community Services (13-021) is attached as Schedule Pages 41-62)
(File No. CSU-F11-000-2013)

CARRIED

3) Responsible Pet Ownership Program – RPOP

WHEREAS Council has directed that the City move toward a more Responsible Pet Ownership Program (RPOP); and

WHEREAS regulations for animals have been reviewed as part of the move to a Responsible Pet Ownership Program (RPOP); and

WHEREAS adjustments to fees for animal licensing are required to move toward a Responsible Pet Ownership Program (RPOP);

THEREFORE BE IT RESOLVED THAT Council approve By-Law 2013-XXX in Exhibit “A” to amend By-Law 2004-144 “A By-Law to Regulate Animals” to come into force on April 1, 2013; and

THAT Council approve By-Law 2013-XXX in Exhibit “B” to amend By-Law 2005-10 “A By-Law to Establish Fees and Charges to be Collected by the Corporation of the City of Kingston” to come into force on April 1, 2013; and

THAT staff explore an on line pet identification program and compare the costs and advantages/disadvantages of creating the program in house as opposed to contracting to a service provider; and

THAT staff provide recommendations regarding an on line pet identification program to the Administrative Policies Committee at its regular meeting to be held in June 2013.

(The Report of the Commissioner of Sustainability and Growth (13-003) is attached as Schedule Pages 63 - 82)

(File No. CSU-P14-000-2013)

(See By-Law No. (1), 2013-28)

(See By-Law No. (2), 2013-29)

DEFERRED

(See Motion To Defer Which Was CARRIED)

(Councillor Hector Opposed)

Moved by Councillor Osanic

Seconded by Councillor Glover

THAT Clause 3, Report No. 23, Received from the CAO (Recommend), be deferred to the next meeting of the Arts, Recreation and Community Policies Committee on January 24, 2013.

CARRIED

Mayor Gerretsen withdrew from the meeting, Deputy Mayor Reitzel assumed the Chair.

REPORTS (CONTINUED)

Report No. 24: Received from the Administrative Policies Committee

Moved by Councillor Hector
Seconded by Councillor Paterson

THAT Report No. 24: Received from the Administrative Policies Committee be received and adopted.

Report No. 24

To the Mayor and Members of Council:
The Administrative 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. Public Notice Policy

THAT the Public Notice Policy, as attached as Exhibit A to Report AP-13-005 be approved; and

THAT a by-law be presented to rescind By-law 2003-15, being a By-law to provide for notice provisions as required under the Municipal Act, 2001, and that the rescinding by-law receive all three readings.

(Note: A copy of the draft policy, and the draft by-law is attached as Schedule Pages 83-99)

(See By-Law No. (5), 2013-32)

2. Rideaucrest Home Update – Second and Third Quarters 2012 & Approval of Basic Benchmarks

THAT Council approve the basic benchmarks for Rideaucrest Home attached as Exhibit B of report AP-13-007.

(Note: A copy of Exhibit B is attached as Schedule Pages 100-101)

CARRIED

REPORTS (CONTINUED)

Report No. 25: Received from the Arts, Recreation and Community Policies Committee

Moved by Councillor Hutchison

Seconded by Councillor Neill

THAT Report No. 25: Received from the Arts, Recreation and Community Policies Committee be received and adopted.

Report No. 25

To the Mayor and Members of Council:

The Arts, Recreation and 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) Outdoor Market at the Memorial Centre

THAT Council direct staff to issue a Request For Proposal, as per the Leasing and Licensing Policy, to operate an annual outdoor market under the model approved in report KMCAC-12-001 at The Memorial Centre from April to the end of October; and

THAT Council direct staff to negotiate and enter into a license agreement for a period of three (3) years with a potential extension of two (2) additional years, at market rate, with an independent association for the operation of a permanent outdoor market at the Memorial Centre; and

THAT the Mayor and Clerk be authorized to enter into such agreement in a form satisfactory to the Director of Legal Services.

CARRIED

Mayor Gerretsen returned to the meeting and assumed the Chair.

REPORTS (CONTINUED)

Report No. 26: Received from the Environment, Infrastructure and Transportation Policies Committee

Moved by Councillor Neill

Seconded by Councillor Hutchison

THAT Report No. 26: Received from the Environment, Infrastructure and Transportation Policies Committee be received and adopted.

Report No. 26

To the Mayor and Members of Council:

The 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) Proposed Plantings for Breakwater Park

THAT the Kingston Environmental Advisory Forum Green Spaces & Waterways Working Group document regarding proposed plantings for Breakwater Park be referred to the Manager, Parks Development for consideration.

(Note: A copy of the aforementioned document is attached as Schedule Pages 102)

2) Draft Terms of Reference for the Kingston Climate Change Action Plan

THAT the Kingston Environmental Advisory Forum Climate Change Working Group document regarding Draft Terms of Reference for the Kingston Climate Change Action Plan be referred to the Director, Environment & Sustainability Initiatives for consideration.

(Note: A copy of the aforementioned document is attached as Schedule Pages 103-105)

3) Request for report regarding traffic signal at 800 Princess Street

WHEREAS the presence of CNIB Kingston and the Medical Arts Pharmacy generate high volumes of pedestrians crossing at 800 Princess Street, and

WHEREAS the roadway along this section of Princess Street is being rebuilt in 2013-2014, as part of the Williamsville Infrastructure Plan,

THEREFORE BE IT RESOLVED THAT consideration be given to installing the underground ducts and pole bases required for a traffic signal at 800 Princess Street during the planned reconstruction work, and

THAT City Staff communicate with CNIB and local businesses regarding the installation of a mid-block traffic signal for pedestrians equipped with audible signals for the visually impaired; and

THAT Report with recommendations be brought to Environment, Infrastructure, and Transportation Policies Committee for consideration in the second quarter of 2013.

CARRIED

INFORMATION REPORTS

1) 23 Carlisle Street - Yellow Bike Action

On November 1, 2012 the Yellow Bike Action group had to cease operations in the Friendship Park building at 23 Carlisle Street because the heating system was no longer functional. Staff has worked with the Yellow Bike Action organization to temporarily relocate their inventory and equipment to the barns located at the Memorial Centre.

(The Report of the Commissioner of Community Services (13-049) is attached as Schedule Pages 106-108)
(File No. CSU-A20-000-2013)

2) Supplementary Report – Electoral District Boundary Review (Total Population / Post-Secondary Students)

This is a supplemental report to Report 12-375.
(The Report of Legal Services and City Solicitor (13-058) is attached as Schedule Pages 109-145)
(File No. CSU-C07-000-2013)

MISCELLANEOUS BUSINESS

NEW MOTIONS

- 1) Moved by Councillor Hector
Seconded by Councillor Berg

WHEREAS Council adopted its first Code of Conduct in 2010 to govern Members of Council, and Members of City Committees in Kingston; and

WHEREAS Council amended By-law 1, The Council Procedural By-Law in 2010 and made minor adjustments in 2012; and

WHEREAS Council under the Municipal Act section 223.3, may appoint an Integrity Commissioner; and

WHEREAS an Integrity Commissioner can provide advice and education to Members of Council, and Members of City Committees to assist in maintaining a high standard of ethical behavior in City government; and

WHEREAS an Integrity Commissioner can also play a role in investigating complaints (formal or informal) about the conduct of Members Council, and Members of City Committees and in determining whether or not there has been a violation of the City Codes of Conduct;

THEREFORE BE IT RESOLVED THAT the Administrative Policies Committee investigate and consider the options of appointing an Integrity Commissioner for the City of Kingston and receive a report on the options from the City Solicitor and the City Clerk for recommendations to Council by the end of the second quarter of 2013, which report could include but not be limited to the pro's and con's of appointing an Integrity Commissioner, the recommended role and duties of that office including providing input to Council on possible amendments to By-law 1, and/or the Code of Conduct, as well as the financial implications/costs of creating that office.

CARRIED (12:1)
(Councillor Downes Opposed)
(See Recorded Vote)

A Recorded Vote was requested by Mayor Gerretsen

YEAS: Councillor Berg, , Councillor George, Mayor Gerretsen, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Paterson, Councillor Reitzel, Councillor Schell, Councillor Scott
(12)

NAYS: Councillor Downes (1)

ABSENT: (0)

- 2) Moved by Councillor Reitzel
Seconded by Councillor Scott

WHEREAS, the environmental assessment for the Third Crossing Project of the Cataraqui River has been completed and accepted by council on May 1, 2012; and

WHEREAS, in the City of Kingston Strategic Plan of 2011-2014 the Third Crossing was identified as one of the top infrastructure projects; and

WHEREAS, the City of Kingston is unable to pursue Federal and Provincial infrastructure funding until the project is “shovel ready”;

THEREFORE BE IT RESOLVED THAT staff be directed to [provide a](#) briefing regarding the Third Crossing to Council prior to the Council Strategic Planning meeting.

CARRIED (10:3)
(With Agreed To Amendments)
(See Recorded Vote)

A Recorded Vote was requested by Councillor Reitzel

YEAS: Councillor Berg, Councillor George, Mayor Gerretsen, Councillor Glover,
Councillor Hector, Councillor Osanic, Councillor Paterson, Councillor Reitzel,
Councillor Schell, Councillor Scott (10)

NAYS: Councillor Downes, Councillor Hutchison, Councillor Neill, (3)

ABSENT: (0)

Mayor Gerretsen passed the gavel to Deputy Mayor Reitzel who assumed the Chair.

- 3) Moved by Mayor Gerretsen
Seconded by Councillor Reitzel

WHEREAS the City of Kingston is committed to our cultural vibrancy; and

WHEREAS heritage has and continues to play a vital role in promoting Kingston’s culture and economy; and

WHEREAS protecting heritage is an important component of our sustainability model;

THEREFORE BE IT RESOLVED THAT staff be requested to develop a plan for Council’s consideration to establish a heritage resource centre, with features of this resource centre to include; staff offices for current and future staff, space to be used as an educational facility, ability to be open to the public with set hours, features to assist applicants through the approval process, and space for committee meetings; and

THAT staff report back to Council after consultation with the Municipal Heritage Committee no later than May 2013, including the budgetary impacts; and

THAT consideration be given to the former Portsmouth Town Hall, at 623 King Street, as a potential location.

CARRIED (12:1)
(With Agreed To Amendments)
(See Recorded Vote)

YEAS: Councillor Berg, Councillor George, Mayor Gerretsen, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor Neill, Councillor Osanic, Councillor Paterson, Councillor Reitzel, Councillor Schell, Councillor Scott (12)

NAYS: Councillor Downes (1)

ABSENT: (0)

Deputy Mayor Reitzel returned the gavel to Mayor Gerretsen who assumed the chair.

NOTICES OF MOTION

MINUTES

Moved by Councillor Scott
Seconded by Councillor Schell

THAT the Minutes of City Council Meeting No. 2013-02, held Tuesday, December 18, 2012 be confirmed.

(Distributed to all Members of Council on January 4, 2013)

CARRIED

TABLING OF DOCUMENTS

2013-08 Kingston Frontenac Public Library Board
Minutes – November 28, 2012
(File No. CSU-R02-000-2013)

2013-09 Cataraqui Region Conservation Authority
Minutes – November 28, 2012
(File No. CSU-A01-001-2013)

2013-10 Downtown Kingston BIA
Minutes – November 14, 2012
(File No. CSU-D03-000-2013)

* * * * *

COMMUNICATIONS

Council consented to the **addition** of Communication (03-036).

Filed

03-025 From The Beer Store, an application for a liquor licence from the Alcohol and Gaming Commission of Ontario for an establishment located at 1130 Midland Avenue.
(File No. CSU-P09-000-2013)

03-026 From the Committee of Adjustment, a Notice of Decision for the following applications:

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 32-74 for the property at 1682 Jackson Boulevard, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 7, 2013.

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 8499 for the property at 440-460 Elliott Avenue, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 7, 2013.

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 76-26 for the property at 80-86 Sunny Acres Road, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 7, 2013.

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 32-74 for the property at 12 Riverside Drive, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is January 7, 2013.

(File No. CSU-D19-000-2013)

03-027 From the County of Brant, acknowledging receipt of the City of Kingston's resolution with respect to site design guidelines for a large scale, ground oriented solar energy facilities.
(File No. CSU-E11-000-2013)

Referred to All Members of Council

03-028 From the Honourable Michael Chan, Minister of Citizenship and Immigration advising Council that nominations for the Ontario Medal for Young Volunteers are being accepted by the Ontario Honours and Awards Secretariat.
(File No. CSU-M11-000-2013)
(Distributed to all Members of Council on December 20, 2012)

- 03-029 From Association of Municipalities of Ontario (AMO), providing breaking news regarding Ontario Distribution Sector Review Panel Releases Report.
(File No. CSU-E06-000-2013)
(Distributed to all Members of Council on December 20, 2012)
- 03-030 From Association of Municipalities of Ontario (AMO), providing breaking news regarding Provincial Auditor's 2012 Report – Key Municipal Interest in OPP Recommendations.
(File No. CSU-P17-000-2013)
(Distributed to all Members of Council on December 20, 2012)
- 03-032 From Brian Crane, Ontario Chief Negotiator, Ministry of Aboriginal Affairs, advising that a Preliminary Draft Agreement-in-Principal (AIP) is now available for public review.
(File No. CSU-L00-000-2013)
(Distributed to all Members of Council on December 28, 2012)
- 03-033 From the Honourable Denis Lebel, P.C., Minister of Transport, Infrastructure and Communities and Minister of the Economic Development Agency of Canada for the Regions of Quebec, acknowledging receipt of correspondence regarding the development of the next long-term plan for public infrastructure, and providing a response with further information.
(File No. CSU-F11-000-2013)
(Distributed to all Members of Council on December 28, 2012)
- 03-034 From Association of Municipalities of Ontario (AMO), providing Breaking News regarding the new AODA Accessibility Standards with respect to design of public spaces in the built environment.
(File No. CSU-S14-000-2013)
(Distributed to all Members of Council on December 28, 2012)
- 03-035 From Enbridge Pipelines Inc., providing an update: Enbridge Line 9 Reversal Phase I Project.
(File No. CSU-E06-000-2013)
(Distributed to all Members of Council on January 4, 2013)
- 03-036 From Municipal Delegations, advising that the Municipal Delegation Request Form for the Combined Conference of the Rural Ontario Municipal Association (ROMA) and Ontario Good Roads Association (OGRA) is now available online.
(Distributed to all Members of Council on January 4, 2013)

Referred to the Commissioner of Sustainability and Growth

03-031 From David Trousdale, Manager, Acquisitions & Corporate Development, Homestead Land Holdings Limited, writing a letter in regards to Report Number MHC-12-008, Notice of Intention to Designate the Cataraqui Cemetery. (File No. CSU-R01-000-2013)

(Distributed to all Members of Council on December 20, 2012)

OTHER BUSINESS

BY-LAWS

Council consented to the withdrawal of By-Laws (1) and (2).

(A) Moved by Councillor Paterson
Seconded by Councillor Osanic

THAT By-Laws (3) through (5) and (7) be given their first and second reading.

CARRIED

(B) Moved by Councillor Schell
Seconded by Councillor Reitzel

THAT Clause 11.34 of By-Law No. 2010-1 be suspended for the purpose of giving By-Laws (3) through (5) three readings.

CARRIED

(C) Moved by Councillor Berg
Seconded by Councillor Scott

THAT By-Laws (3) through (7) be given their third reading.

CARRIED

(1) A By-Law To Amend By-Law No. 2004-144 "A By-Law To Regulate Animals

FIRST AND SECOND READINGS
(See Clause (3), Report No. 23)

PROPOSED NO. 2013-28

WITHDRAWN

(2) A By-Law To Amend By-Law No. 2005-10 "A By-Law To Establish Fees And Charges To Be Collected By The Corporation Of The City Of Kingston", As Amended

FIRST AND SECOND READINGS
(See Clause (3), Report No. 23)

PROPOSED NO. 2013-29

WITHDRAWN

City Council Meeting No. 2013-03

Minutes

Tuesday, January 8, 2013

-
- (3) A By-Law To Authorize The Municipality To Borrow Up To \$153,000,000 During The January 1, 2013 To September 30, 2013 Period And Up To \$76,500,000 During The October 1, 2013 To December 31, 2013 Period In Order To Finance The City's Current Operating Expenditures On An Interim Basis
THREE READINGS PROPOSED NO. 2013-30
(See Clause (e), Report No. 22)
- (4) A By-Law To Provide For An Interim Tax Levy; Payment Of Taxes By Instalment; Penalty And Interest At One And One Quarter Percent Monthly On Tax Arrears
THREE READINGS PROPOSED NO. 2013-31
(See Clause (f), Report No. 22)
- (5) A By-Law To Rescind By-Law 2003-15, Being A By-Law To Provide For Notice Provisions, As Required Under The Municipal Act, 2001
THREE READINGS PROPOSED NO. 2013-32
(See Clause (1), Report No. 24)
- (6) A By-Law To Amend By-Law No. 2005-260 "A By-Law Regarding The Levying Of Special Rates And The Charging Of Fees For Waste Management Services"
THIRD READING PROPOSED NO. 2013-10
(See Clause (1), Report No. 18)
- (7) A By-Law To Confirm The Proceedings Of Council At Its Meeting Held On Tuesday, January 8, 2013
THREE READINGS PROPOSED NO. 2013-33
(City Council Meeting No. 2013-03)

ADJOURNMENT

Moved by Councillor Glover
Seconded by Councillor Hector

THAT Council do now adjourn.

CARRIED

Council adjourned at 10:03 pm.

(Signed)

John Bolognone
City Clerk

Mark Gerretsen
Mayor