



## **City Council Meeting 14-2024**

Tuesday, May 7, 2024 at 5:15 pm  
in the Council Chamber 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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(Council Chamber)

**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 – Updates to the CAO Performance Review Process; and
  - b. Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board – Settlement Proposal Regarding Anticipated Legal Proceedings.

**Approval of Addeds**

**Disclosure of Potential Pecuniary Interest**

**Presentations**

**Delegations**

1. Susan Phillips will appear before Council to speak to New Motion Number 4 with respect to water fluoridation.
2. Carol Ravnaas, Executive Director, Client Services, will appear before Council to speak to Clause 3 of Report Number 46: Received from the Chief Administrative Officer (Recommend) with respect to Integrated Care Hub – 2024/2025 Temporary Funding.

**Briefings**

1. Paige Agnew, Commissioner, Growth & Development Services, will introduce Laura Flaherty, Project Manager, Planning, and Ian Semple, Director, Transportation & Transit who will brief Council on Clause 1 of Report Number 46: Received from the Chief Administrative Officer (Recommend) with respect to Kingston’s Turning Point: A Growth Plan for Land Use and Transportation.

### **Petitions**

1. A petition bearing approximately 155 signatures attesting that individual encampments would be removed in exchange for a sleeping cabin, was presented to the Clerk's Department on April 16, 2024.

### **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 45: Received from the Chief Administrative Officer (Consent)**

Report Number 45

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. Agreement with Loving Spoonful for Use of Lands for a Community Training Farm**

**That** the Mayor and Clerk be authorized to execute an agreement with Loving Spoonful for the use of lands leased from Correctional Service Canada at the Days Road and Front Road site (north of the current Lakeside Community Garden lands) from May 10, 2024 until December 31, 2024, with an option for the City to extend the agreement for a further two-year term, in a form satisfactory to the Director of Legal Services.

(The Report of the Director, Office of Strategy, Innovation & Partnerships (24-153) is attached to the agenda as schedule pages 1-5)

#### **2. Notice of Objection to Heritage Designations**

**That** Council acknowledges receipt of the Notice of Objection from Bryan and Jennifer Bailey, dated January 25, 2024, to the proposed designation of the property located at 112 Ordnance Street, known as the Crowley House, as a property of cultural heritage value or interest pursuant to Section 29(5) of the *Ontario Heritage Act* and having considered the objections set out in the Notice of Objection pursuant to Section 29(6), has decided not to withdraw the Notice of Intention to Designate the property; and

**That** Council accordingly reaffirms its approval of the Draft Designation By-Law for 112 Ordnance Street, known as the Crowley House; and

**That** Council give all three readings to the Designation By-Law for 112 Ordnance Street, attached as Exhibit C to Report Number 24-135 and directs the City Clerk to serve a Notice of Passing as prescribed under Section 29(8) of the Act; and

**That** Council acknowledges receipt of the Notice of Objection from David C. Munday of Cunningham Swan Lawyers, dated January 24, 2024, to the proposed designation of the property located at 114 Ordnance Street, known as the Ordnance Street Terrace, as a property of cultural heritage value or interest pursuant to Section 29(5) of the *Ontario Heritage Act* and having considered the objections set out in the Notice of Objection pursuant to Section 29(6), has decided not to withdraw the Notice to Intention to Designate the property; and

**That** Council accordingly reaffirms its approval of the Draft Designation By-Law for 114 Ordnance Street, known as Ordnance Street Terrace; and

**That** Council give all three readings to the Designation By-Law for 114 Ordnance Street, attached as Exhibit D to Report Number 24-135 and directs the City Clerk to serve a Notice of Passing as prescribed under Section 29(8) of the Act.

**(See By-Law Number (1), 2024-199 attached to the agenda as schedule pages 16-19)**

**(See By-Law Number (2), 2024-200 attached to the agenda as schedule pages 20-23)**

(The Report of the Commissioner, Community Services (24-135) is attached to the agenda as schedule pages 6-25)

### **3. Deeming By-Law to De-Register Plan of Subdivision**

**That** “A By-Law to Deem Part of a Subdivision Not to be a Registered Plan of Subdivision (Part of Lots 11, 12, 15 and 16 on Registered Plan 13M85 being Parts 49, 50, 51, 52 and 53 on 13R20791)”, attached as Exhibit A to Report Number 24-129, be presented to Council for three readings; and

**That** “A By-Law to Deem Part of a Subdivision Not to be a Registered Plan of Subdivision (Block 48 on Registered Plan 13M100)”, attached as Exhibit B to Report Number 24-129, be presented to Council for three readings.

**(See By-Law Number (3), 2024-201 attached to the agenda as schedule pages 31-32)**

**(See By-Law Number (4), 2024-202 attached to the agenda as schedule pages 33-34)**

(The Report of the Commissioner, Growth & Development Services (24-129) is attached to the agenda as schedule pages 26-34)

**4. Parking By-Law Amendment and Mobile Parking Payment Transaction Fee**

**That** a By-Law be presented to amend By-Law Number 2010-128, "A By-Law to Regulate Parking", as amended, as per Exhibit A attached to Report Number 24-133 to apply the proposed parking regulations; and

**That** Council approve the absorption of the HONK mobile parking payment application transaction fee, at an estimated annual cost of \$73,000.

**(See By-Law Number (5), 2024-203 attached to the agenda as schedule pages 42-50)**

(The Report of the Commissioner, Growth & Development Services (24-133) is attached to the agenda as schedule pages 35-50)

**Report Number 46: Received from the Chief Administrative Officer (Recommend)**

Report Number 46

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

**1. Kingston's Turning Point: A Growth Plan for Land Use and Transportation**

**That** Council endorse the following fundamental principles for the Official Plan (OP) and Integrated Mobility Plan (IMP) projects:

1. The OP and IMP must be visionary, bold, and strategic to guide the expected growth in a manner that meets the following six critical public interests: Placemaking and Community Connections, Social Equity & Accessibility, Housing for All, Complete Communities & Economic Prosperity, Climate Change Mitigation and Transportation for All Ages and Abilities;
2. Create fiscally responsible growth policies that prioritize housing growth within the existing built up/serviced area by accommodating the majority of growth through intensification of existing developed lands;
3. Ensure that all OP policies are fully integrated with the IMP, Utilities Kingston's Water & Wastewater Master Plan and City of Kingston Asset Management Plans;
4. The approach to managing the city's existing transportation demands and accommodate additional growth will need to be different than it was in the past, and built around a multi-modal transportation decision-making framework that considers more than just potential delay to motorists during peak travel periods;
5. Recognition that the City cannot expand roads to build its way out of traffic congestion, and that this approach is not in alignment with the City's climate, core asset management plan, health and wellness goals; and

**That** Council direct staff to review all applications for an Official Plan Amendment from private property owners requesting an expansion of the urban boundary as part of the Official Plan (OP) project, the Integrated Mobility Plan (IMP) project and the Water and Wastewater Master Plan projects, with recommendations on such applications made at the same time as recommendations on the OP project as a whole to ensure efficient and holistic planning in a manner that does not impact the



ambitious scope of the OP project and the IMP project, or the Water and Wastewater Master Plan project that will be informed by the growth recommendations of the OP project; and

**That** Council endorses the phased work plan, scope and key project elements of the Official Plan and Integrated Mobility Plan projects.

(The Report of the Commissioner, Growth & Development Services and the Commissioner, Infrastructure, Transportation & Emergency Services (24-072) is attached to the agenda as schedule pages 51-87)

**2. Capital Project Status Report – Fourth Quarter 2023**

**That** Council approve capital budget changes, as outlined in Exhibit A to Council Report Number 24-096, as well as financing of capital projects or (return of funds) as follows:

<b>Source of Financing (Return of Funds):</b>	<b>Amount</b>
Municipal Capital Reserve Fund	\$ 1,623,498
Other Reserve Funds:	
Transit Capital Reserve Fund	(76,691)
Development Charges Reserve Fund	(1,740,401)
Utilities Kingston Reserve Fund	(7,189)
Parking Reserve Fund	(162)
Facility Repair Reserve Fund	(1,118)
Utilities Equipment Reserve Fund	<u>(78)</u>
Development Charges – Post Planning Period (MCRF)	(347,307)
Other sources of funding – Grant revenues	<u>866,624</u>
<b>Total Sources of Funding (Return of Funds)</b>	<b><u>\$ 317,176</u></b>

**That** Council approve a budget amendment for the John Counter Boulevard reconstruction project of \$675,000 to be funded \$423,090 from the Municipal

Capital Reserve Fund and \$251,910 from the Development Charges Reserve Fund; and

**That** Council approve a \$300,000 budget for Utilities Kingston to expand service capacity modelling, with funding from the Housing Accelerator Fund grant allocation; and

**That** the By-Law to Amend City of Kingston By-Law Number 2016-189, A By-Law to Consolidate the Delegation of Powers and Duties, attached to Report Number 24-096 as Exhibit C, be presented to Council to delegate authority to the City Treasurer, or delegate, to make capital budget adjustments during the year that are of a routine or administrative nature.

**(See By-Law Number (6), 2024-204 attached to the agenda as schedule pages 117-118)**

(The Report of the Chief Financial Officer & City Treasurer (24-096) is attached to the agenda as schedule pages 88-118)

### **3. Integrated Care Hub – 2024/2025 Temporary Funding**

**That** Council approve the allocation of \$500,000 from the Homelessness and Housing Reserve to Addiction & Mental Health Services to support operations of the Integrated Care Hub until March 31, 2025, or to support wind down activities of the Integrated Care Hub should Ministry of Health longer term funding not be confirmed by the end of May 2024.

(The Report of the Commissioner, Community Services (24-151) is attached to the agenda as schedule pages 119-123)

**Report Number 47: Received from Kingston Heritage Properties Committee**

Report Number 47

To the Mayor and Members of Council:

Kingston Heritage Properties 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. Notice of Intention to Designate under the Ontario Heritage Act**

**Note:** Notice of Intention to Designate - 163 Brock Street was deferred to the May 15, 2024 meeting of the Kingston Heritage Properties Committee

**That** Council direct staff to serve a Notice of Intention to Designate the property located at 1553 Sunnyside Road, known as the Fairbanks 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 HP-24-018; 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, the Designation By-Law for 1553 Sunnyside Road, attached as Exhibit B to Report Number HP-24-018, be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act; and

**That** Council direct staff to serve a Notice of Intention to Designate the property located at 265 King Street East, known as Dr. Connell/Pilot House Building, 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 HP-24-018; 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, the Designation By-Law for 265 King Street East, attached as Exhibit C to Report Number HP-24-018, be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act; and

**That** Council direct staff to serve a Notice of Intention to Designate the property located at 275 King Street East, known as the Wire Works Building, 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 HP-24-018; 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, the Designation By-Law for 275 King Street East, attached as Exhibit D to Report Number HP-24-018, be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act; and

**That** Council direct staff to serve a Notice of Intention to Designate the property located at 2785 Lee Road, 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 HP-24-018; 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, the Designation By-Law for 2785 Lee Road, attached as Exhibit E to Report Number HP-24-018, be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act; and

**That** Council direct staff to serve a Notice of Intention to Designate the property located at 375 Maple Ridge Drive, known as the Carolan 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 HP-24-018; 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, the Designation By-Law for 375 Maple Ridge Drive, attached as Exhibit F to Report Number HP-24-018, be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act; and

**That** Council direct staff to serve a Notice of Intention to Designate the property located at 730 Hillview Road, known as the John Grass Jr. House, 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 HP-24-018; 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, the Designation By-Law for 730 Hillview Road, attached as Exhibit G to Report Number HP-24-018, be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act; and

**That** Council direct staff to serve a Notice of Proposed Amendment/Notice of Intention to Designate the property located at 149 Brock Street, known as the McKay Fur House, 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 HP-24-018; 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, the Designation By-Law for 149 Brock Street, attached as Exhibit H to Report Number HP-24-018, be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act; and

**That** Council direct staff to serve a Notice of Intention to Designate the property located at 161 Brock Street, known as the Norris House, 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 HP-24-018; 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, the Designation By-Law for 161 Brock Street, attached as Exhibit I to Report Number HP-24-018, be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act; and

**That** Council direct staff to serve a Notice of Intention to Designate the property located at 319 King Street West, 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 HP-24-018; 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, the Designation By-Law for 319 King Street West, attached

as Exhibit K to Report Number HP-24-018, be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act; and

**That** Council direct staff to serve a Notice of Intention to Designate the property located at 321 King Street West, 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 HP-24-018; 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, the Designation By-Law for 321 King Street West, attached as Exhibit K to Report Number HP-24-018, be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act; and

**That** Council direct staff to serve a Notice of Intention to Designate the property located at 347 Wellington Street, known as the Davis Dry Dock, 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 HP-24-018; 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, the Designation By-Law for 347 Wellington Street, attached as Exhibit L to Report Number HP-24-018 be presented to Council for all three readings, and that staff be directed to carry out the requirements as prescribed under Section 29(8) of the Act.

(Exhibits A-I and K-L to Report Number HP-24-018 are attached to the agenda as schedule pages 124-176)

**2. Applications Supported for Approval by Kingston Heritage Properties Committee (Non-Statutory Consultation)**

**i. Application for Ontario Heritage Act Approval – 160 Bagot Street**

**That** the addition on the property at 160 Bagot Street, be approved in accordance with the details described in the application (File Number P18-015-2024), which was deemed complete on March 8, 2024, with said alterations to include:

1. The construction of a new two-and-a-half-storey addition to the rear of the dwelling, connected by a one-storey mud room;
2. The construction of a patio at the rear of the new addition; and

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

1. Details, including colour(s), materials and dimensions of windows, doors, cladding, trim, patio and roofing shall be submitted to Heritage Planning staff, prior to construction, for final review and approval;
2. The rear yard window and door, where the proposed mud room is, shall be retained;
3. An Encroachment Permit and/or Temporary Access Permit shall be obtained, where necessary;
4. A Building Permit and all *Planning Act* approvals shall be obtained, where necessary;
5. 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;
6. The combined sewers shall be replaced with separated storm and sanitary sewers, to the satisfaction of Utilities Kingston;
7. A downstream sewer assessment shall be completed to the satisfaction of Utilities Kingston;
8. If additional metering or service upgrade is required, a service request will be needed;
9. A grading plan shall be submitted and completed to the satisfaction of Engineering Services;
10. The applicant is responsible for obtaining all required approvals and costs associated with the relocation of existing utilities; and
11. Any minor deviations from the submitted plans, which meet the intent of this approval and do not further impact the heritage attributes of the property, shall be delegated to the Director of Heritage Services for review and approval.

(Report Number HP-24-019 is attached to the agenda as schedule pages 177-204)

**ii. Application for Ontario Heritage Act Approval – 158 Earl Street**

**That** the alterations at 158 Earl Street, be approved in accordance with the details described in the application (File Number P18-014-2024), which was deemed complete on March 13, 2024, with said application to include the following:

1. The construction of a new shed dormer to the rear roof pitch;
2. The replacement/repair of all windows, using metal-clad wooden windows in a period appropriate style and pattern, where necessary;
3. The recladding of the shed dormers on the front roof pitch with wooden shingles; and
4. The installation of new exterior light adjacent to the main front door; and

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

1. A Building Permit(s) 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, including colour(s) of the new windows, wall cladding, roofing, rain gear and lighting 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 district;
4. All window works shall be completed in accordance with the City's Policy on Window Renovations in Heritage Buildings;
5. The owners are encouraged to retain and repair, or salvage and donate, any heritage-contributing wooden window noted in the application;
6. The owners are encouraged to retain and incorporate, or salvage and donate, the existing stained-glass transom window in the design of the new front window;
7. Any works that interface with the masonry of the building shall be completed in accordance with the City's Policy on Masonry Restoration



in Heritage Buildings; All *Planning Act* applications, including minor variance, shall be completed, as necessary; and

8. Any minor deviations from the submitted plans, which meet the intent of this approval and do not further impact the heritage attributes of the property, shall be delegated to the Director of Heritage Services for review and approval.

(Report Number HP-24-020 is attached to the agenda as schedule pages 205-236)

### **iii. Application for Ontario Heritage Act Approval – 28 Maitland Street**

**That** the new construction at 28 Maitland Street, be approved in accordance with the details described in the application (File Number P18-018-2024), which was deemed complete on March 14, 2024, with said application to include the construction of a detached storage building and garbage enclosure; and

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

1. All *Planning Act* applications shall be completed, as necessary;
2. Details, including colour(s) and specifics, of the new roofing, rain gear and lighting, if applicable, 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 district; and
3. Any minor deviations from the submitted plans, which meet the intent of this approval and do not further impact the heritage attributes of the property, shall be delegated to the Director of Heritage Services for review and approval.

(Report Number HP-24-021 is attached to the agenda as schedule pages 237-268)

**Report Number 48: Received from Administrative Policies Committee**

Report Number 48

To the Mayor and Members of Council:

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. Tax Write Offs Pursuant to the Municipal Act, 2001 (2024-1)**

**That** Council approve the cancellation, reduction, or refund of taxes pursuant to applications made under Sections 357 and 358 of the *Municipal Act, 2001* totaling \$185,623.55 of which \$138,121.88 is the City's portion and the amount charged back to the school boards and Downtown Kingston! Business Improvement Area are \$47,461.08 and \$40.59 respectively, as listed in Exhibit A attached to Report Number AP-24-006.

(Exhibit A to Report Number AP-24-006 is attached to the agenda as schedule pages 269-270)

**Report Number 49: Received from Environment, Infrastructure and Transportation Policies Committee**

Report Number 49

To the Mayor and Members of Council:

Environment, Infrastructure and Transportation Policies Committee reports and recommends as follows:

All items listed on this Committee Report shall be the subject of one motion. Any member may ask for any item(s) included in the Committee Report to be separated from that motion, whereupon the Report of the Committee without the separated item(s) shall be put and the separated item(s) shall be considered immediately thereafter.

**1. Recycling Transition Update / Cart-Based Waste Collection**

**That** Council direct staff to implement a weekly cart-based collection system for Garbage and Source Separated Organics, based on approximately 120L carts for each residential unit; and

**That** Council direct staff to offer, at a cost or through exemptions, 240L carts for garbage collection for each residential unit; and

**That** Council direct staff to investigate the potential to create a program for bulky item and excess garbage collection; and

**That** Council direct staff to investigate additional diversion programs after the cart-based waste collection launch in 2025 and return with options for Council consideration.

**2. No Mow May**

**That** the City of Kingston encourage interested residents to increase pollinator-friendly habitats by promoting pollinator-friendly lawncare practices on residential properties from May 1, 2024 to May 31, 2024; and

**That** Council direct staff to not mow the areas identified in Exhibit A of Report Number EITP-24-016 before June 1, 2024, unless the un-mowed area creates a safety issue associated with roadside line of sight.

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(Exhibit A to Report Number EITP-24-016 is attached to the agenda as schedule page 271)

**Report Number 50: Received from Environment, Infrastructure and Transportation Policies Committee**

IReport Number 50

To the Mayor and Members of Council:

Environment, Infrastructure and Transportation Policies Committee reports and recommends as follows:

All items listed on this Committee Report shall be the subject of one motion. Any member may ask for any item(s) included in the Committee Report to be separated from that motion, whereupon the Report of the Committee without the separated item(s) shall be put and the separated item(s) shall be considered immediately thereafter.

**1. Update on Kingston Inner Harbour Contaminated Sediment Management Plans**

**That** Council direct staff to continue work with Public Services and Procurement Canada toward draft terms that may allow for the inclusion of City-owned water lots into the proposed sediment management plan for the Kingston Inner Harbour; and

**That** Council direct staff to report back to the Environment, Infrastructure and Transportation Policies Committee with draft terms for inclusion of City-owned water lots into the federal project as appropriate.

## **Committee of the Whole**

### **Information Reports**

#### **1. Better Homes Kingston Mid-Term Report**

The purpose of this report is to provide Council with an overview of the Better Homes Kingston Program to date, including information on project implementation, design, and lessons learned.

(The Report of the Commissioner, Growth & Development Services (24-132) is attached to the agenda as schedule pages 272-279)

#### **2. Proposed Bill 185, Provincial Planning Statement and Ontario Building Code Changes**

The purpose of this report is to provide Council with an overview of the relevant changes proposed through Bill 185, changes to the Ontario Building Code, and the highlights on the proposed Provincial Planning Statement, and to identify their anticipated impacts on Kingston.

(The Report of the Commissioner, Growth & Development Services (24-142) is attached to the agenda as schedule pages 280-297)

#### **3. Quarterly Report: Kingston Economic Development Corporation – Q1 2024**

The purpose of this report is to provide Council with detailed reporting on Q1 2024 for the Economic Development Corporation.

(The Report of the Chief Administrative Officer (24-148) is attached to the agenda as schedule pages 298-318)

#### **4. Quarterly Report: Tourism Kingston – Q1 2024**

The purpose of this report is to provide Council with detailed reporting on Q1 2024 for Tourism Kingston.

(The Report of the Chief Administrative Officer (24-149) is attached to the agenda as schedule pages 319-360)

## Information Reports from Members of Council

### Miscellaneous Business

Miscellaneous Business Items are voted on as one motion.

1. Moved by Councillor Chaves

Seconded by Councillor Oosterhof

**That** the resignation of Rachel Askett from the Kingston Environmental Advisory Committee be received with regret; and

**That** in accordance with Section 3.3.2 d. of the Public Appointment Policy, Alan Whyte be appointed from the reserve pool to the Kingston Environmental Advisory Committee for a term ending November 14, 2026.

**(See Communication 14-410)**

2. Moved by Councillor Stephen

Seconded by Councillor Osanic

**That** Council support the nomination of Niall Oddie, Senior Planner, to the Cataraqui Source Protection Committee representing the Central Area, for a term from May 1, 2024 to May 1, 2027.

**(See Communication 14-420)**

### New Motions

1. Moved by Councillor Tozzo

Seconded by Deputy Mayor Amos

**Whereas** City Council has endorsed Environmental Stewardship & Climate Change as a pillar within its 2023-2026 Strategic Plan; and

**Whereas** City Council has also committed to support climate action and sustainability for residents and businesses through its 2023-2026 Strategic Plan; and

**Whereas** some residents have renovated and/or altered their properties to remove their reliance on natural gas but are still paying a service fee based on By-Law Number 2010-17, A By-Law to Impose Gas Rates; and

**Whereas** removing the gas infrastructure is not financially feasible for residents and is also not practical as it could impact future owners and/or future energy options/technologies;

**Therefore Be It Resolved That** any natural gas customer that has not consumed natural gas in a continuous 12-month period, and notified Utilities Kingston of this zero consumption, be given a refund of the previous 12 months' monthly service charge; and

**That** Council request that for each future billing the customer be given an offsetting monthly bill credit equal to the monthly service charge provided the customer continues to not consume any natural gas; and

**That** Council recognize that any aforementioned resident/customer is still subject to all by-laws, regulations, policies and standards affecting the natural gas distribution system save and except for the noted exemption herein; and

**That** Council request that Utilities Kingston reports back annually with information on number of properties impacted by this new initiative.

2. Moved by Councillor Stephen

Seconded by Councillor Ridge

**Whereas** the Association of Municipalities of Ontario (AMO) is currently seeking nominations to their board of directors (2024 – 2026), and nominations need to be received by June 24, 2024; and

**Whereas** nominations to the AMO board are two-year terms and must be supported by a council motion which indicates the financial support of that council; and

**Whereas** the City of Kingston has benefited from having local representation on this important Ontario municipal board through Mayor Paterson since 2019 and prior to that Councillor Kevin George; and

**Whereas** part of this benefit to the City is that Mayor Paterson is also currently leading the AMO Municipal Finance and Economic Development Task Force to



develop policy and advocacy positions that increase consideration of municipal interests in municipal finance, funding for municipal services and infrastructure, economics, labour market and skills development; and

**Whereas** this Task Force is also reviewing the current municipal fiscal framework including the evolving municipal-provincial fiscal relationship and areas for improvement;

**Therefore Be It Resolved That** the Kingston City Council nominate Mayor Bryan Paterson for re-election to the board of the Association of the Municipalities of Ontario as a member of the Large Urban Caucus; and

**That** the City of Kingston agrees to cover all travel related expenses for attending the AMO meetings.

3. Moved by Mayor Paterson

Seconded by Deputy Mayor Amos

**Whereas** Aaliyah Edwards, born and raised in Kingston, recently became the first Kingstonian drafted into the Women's National Basketball Association (WNBA), representing a significant achievement and source of pride for our community; and

**Whereas** Aaliyah's success serves as an inspiration to aspiring athletes in our community, highlighting the importance of hard work and resilience; and

**Whereas** recognizing Aaliyah's accomplishments through the establishment of a designated day will celebrate her achievements, promote the values of sportsmanship and athleticism, and foster community spirit;

**Therefore Be It Resolved That** notwithstanding the City of Kingston Proclamations Policy, Council proclaim Tuesday May 14, 2024, as Aaliyah Edwards Day in the City of Kingston in recognition of Aaliyah's upcoming regular season debut with the Washington Mystics of the Women's National Basketball Association.

4. Moved by Councillor Glenn

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

**Whereas** the 2019-2022 City of Kingston Strategic Plan included a priority directing staff to examine the feasibility of fluoridating the drinking water; and

**Whereas** City staff conducted research, worked with KFL&A Public Health and Utilities Kingston as well as facilitated some engagement on the topic of fluoridation of the drinking water in 2019; and

**Whereas** work on this file was halted with the COVID-19 pandemic and was not included in the 2023-2026 City of Kingston Strategic Plan; and

**Whereas** KFL&A Public Health has continued to identify the lack of fluoride in the drinking water as a major health issue impacting the dental health of thousands of Kingston residents;

**Therefore Be It Resolved That** City staff be directed to present information on the feasibility of fluoridating the drinking water at a Special Meeting of Council to be held no later the end of Q4 2024.

5. Moved by Councillor Ridge

Seconded by Councillor Tozzo

**Whereas** Canada is facing a national crisis of housing affordability and increased demand for health and recovery support services for individuals experiencing mental health and addiction challenges; and

**Whereas** despite considerable financial contributions made toward capital and infrastructure projects by all three levels of government, there remains an unfulfilled demand for housing accompanied by social support services, as evidenced in Kingston by the Centralized Waiting List for social housing and the By-Name List of homeless individuals; and

**Whereas** the total costs associated with providing social and supportive housing are impacted by a broad range of factors including but not limited to the level of social services and supports needed by residents, and the kind, location, and type of housing; and

**Whereas** it is of interest to Council and the broader community to understand what the estimated total costs would be to address the total social, supportive and transitional housing need as currently identified in Kingston and its housing service area;

**Therefore Be It Resolved That** City Council direct Housing and Social Services Department staff to develop an estimated cost range for the total costs associated with the development and the ongoing operation of sufficient new social, supportive and transitional housing to house all individuals on the Centralized Waiting List for social housing and the By-Name List of those experiencing homelessness, understanding that this estimate will be at a high-level and will be more illustrative of the scale of total funding needed and would not be meant to direct specific housing investment across the housing continuum; and

**That** staff report back to Council in Q3 2024 with the cost estimates and the assumptions applied in their development.

6. Moved by Councillor Osanic

Seconded by Councillor McLaren

**Whereas** the Federation of Canadian Municipalities (FCM) represents the interests of member municipalities on policy and program matters that fall within federal jurisdiction;

**Whereas** FCM's Board of Directors is comprised of elected municipal officials from all regions and sizes of communities to form a broad base of support and provide FCM with the united voice required to carry the municipal message to the federal government; and

**Whereas** the City has benefited from having local representation on this important national municipal board;

**Whereas** FCM's Annual General Meeting (AGM) will be held in conjunction with the Annual Conference and Trade Show, June 6 to 9, 2024, followed by the election of FCM's Board of Directors;

**Therefore Be It Resolved** that Kingston City Council endorse Councillor Conny Glenn to stand for election on FCM's Board of Directors for the period starting in June 2024 and ending June 2026; and

**That** Council assumes all costs associated with Councillor Conny Glenn attending FCM's Board of Directors meetings.

### **Notices of Motion**

### **Minutes**

**That** the Minutes of City Council Meeting Number 12-2024, held Tuesday, April 16, 2024, and Special City Council Meeting Number 13-2024, held Monday, April 22, 2024 be confirmed.

(Distributed to all Members of Council on May 3, 2024)

### **Tabling of Documents**

2024-20 Kingston Police Services Board Meeting Number 24-05 Agenda. The meeting is scheduled for April 18, 2024 at 12:00 pm at Kingston Police Headquarters.

(Distributed to all members of Council on April 12, 2024)

2024-21 Kingston Police Services Board Meeting Minutes. The meeting was held Thursday, March 21 at 12:00 pm at Kingston Police Headquarters.

(Distributed to all members of Council on April 12, 2024)

2024-22 Cataraqui Conservation Full Authority Board Meeting Agenda. The meeting is scheduled for April 24, 2024 at 6:45 pm at the Cataraqui Conservation Administration Office.

(Distributed to all members of Council on April 22, 2024)

2024-23 Cataraqui Source Protection Authority Agenda. The meeting is scheduled for April 24, 2024 at 6:45 pm at the Cataraqui Conservation Administrative Officer.

(Distributed to all members of Council on April 18, 2024)

## **Communications**

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

### **Filed**

14-355 Notice of Technical Consent with respect to Lot Addition at 275 Queen Street and 364 Barrie Street. Written comments are due April 25, 2024.

(Distributed to all members of Council on April 10, 2024)

14-364 Amendment – Notice of Technical Consent with respect to Lot Addition at 3525 Burnt Hills Road. Written comments are due April 25, 2024.

(Distributed to all members of Council on April 12, 2024)

14-419 Kingston Frontenac Public Library Minutes. The meeting was held February 28, 2024 at 5:00 pm at the Central Branch.

(Distributed to all members of Council on April 26, 2024)

### **Referred to All Members of Council**

14-352 Resolution received from the Town of Goderich with respect to Recommended Phase-Out of Free Well Water Testing in the 2023 Auditor General's Report, dated April 8, 2024.

(Distributed to all members of Council on April 10, 2024)

14-353 Resolution received from the Town of Goderich with respect to Review of the Ontario Works and Ontario Disability Support Program Financial Assistance Rates, dated April 8, 2024.

(Distributed to all members of Council on April 10, 2024)

14-354 Resolution received from Town of Goderich with respect to Legislative Amendments to Improve Municipal Code of Conduct, dated April 8, 2024.

(Distributed to all members of Council on April 10, 2024)

14-356 Resolution received from the Township of Horton with respect to Social and Economic Prosperity Review, dated April 2, 2024.

(Distributed to all members of Council on April 10, 2024)

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14-360 Correspondence received from Association of Municipalities Ontario with respect to AMO Policy Update – Bill 185, Cutting Red Tape to Build More Homes Act, 2024, dated April 10, 2024.

(Distributed to all members of Council on April 11, 2024)

14-362 Correspondence received from Association of Municipalities Ontario with respect to AMO Watchfile, dated April 11, 2024.

(Distributed to all members of Council on April 12, 2024)

14-363 Resolution received from the City of Richmond Hill with respect to Extension of the Deadline for Listed Non-Designated Heritage Properties, dated April 10, 2024.

(Distributed to all members of Council on April 12, 2024)

14-367 Correspondence received from Mark Gerretsen, M.P., Kingston and the Islands, with respect to the National School Food Program, dated April 11, 2024.

(Distributed to all members of Council on April 12, 2024)

14-371 Resolution received from Prince Edward County with respect to Blue Box for “ineligible sources”, dated April 11, 2024.

(Distributed to all members of Council on April 12, 2024)

14-372 Proclamation Request Form received from Rory Xu, Falun Dafa Association of Canada, requesting May 13 be proclaimed Falun Dafa Day in the City of Kingston, dated April 12, 2024.

(Distributed to all members of Council on April 12, 2024)

14-375 Resolution received from the Town of Plympton-Wyoming with respect to Securing Access to Natural Gas for our Community and Ontario, dated April 10, 2024.

(Distributed to all members of Council on April 12, 2024)

14-386 Resolution received from the City of Peterborough with respect to Jurisdiction of Ontario’s Ombudsman, dated April 11, 2024.

(Distributed to all members of Council on April 15, 2024)

14-402 Resolution received from the Municipality of Huron Shores with respect to “Urging the Government to Promptly Resume Assessment Cycle”, dated April 12, 2024.

(Distributed to all members of Council on April 17, 2024)

14-403 Resolution received from the Municipality of West Perth with respect to Conservation Authorities Act, dated April 16, 2024.

(Distributed to all members of Council on April 17, 2024)

14-404 Proclamation Request Form received from Barb Patterson, Kingston Health Sciences Centre, requesting May 6 – 12, 2024 be proclaimed “National Nursing Week” in the City of Kingston, dated April 16, 2024.

(Distributed to all members of Council on April 18, 2024)

14-405 Correspondence received from Kathleen Barnard, Founder & President, Save Your Skin Foundation, requesting May, 2024 be proclaimed “Melanoma and Skin Cancer Awareness Month” in the City of Kingston.

(Distributed to all members of Council on April 18, 2024)

14-406 Correspondence received from Association of Municipalities Ontario with respect to AMO Watchfile, dated April 18, 2024.

(Distributed to all members of Council on April 18, 2024)

14-407 Proclamation Request Form received from Andrea Keller, Moms Stop the Harm, requesting August 31 be proclaimed “International Overdose Awareness Day” in Kingston, dated April 18, 2024.

(Distributed to all members of Council on April 18, 2024)

14-408 Resolution received from the Town of Bracebridge with respect to Request for Provincial Support for Cemetery Operations, dated April 18, 2024.

(Distributed to all members of Council on April 18, 2024)

14-409 Correspondence received from Mark Gerretsen, M.P., Kingston and the Islands, with respect to approval of community pools, dated April 18, 2024.

(Distributed to all members of Council on April 22, 2024)

14-410 Correspondence received from Rachel Askett with respect to resignation from Kingston Environmental Advisory Forum, dated April 19, 2024.

(Distributed to all members of Council on April 22, 2024)

14-411 Resolution received from the Township of The Archipelago with respect to phasing out free water testing for private wells, dated April 19, 2024.

(Distributed to all members of Council on April 22, 2024)

14-412 Correspondence received from Federation of Canadian Municipalities with respect to FCM Connect: Achieve Net-Zero Indoor Swimming Pools, dated April 23, 2024.

(Distributed to all members of Council on April 23, 2024)

14-413 Resolution received from the City of St. Catharines with respect to provincial regulations needed to restrict keeping of non-native (“exotic”) wild animals, dated April 23, 2024.

(Distributed to all members of Council on April 23, 2024)

14-414 Correspondence received from Federation of Canadian Municipalities with respect to FCM Voice: Federal Budget 2024, Municipal Trailblazers, AC2024, and more, dated April 22, 2024.

(Distributed to all members of Council on April 23, 2024)

14-415 Correspondence received from Association of Municipalities Ontario with respect to AMO Watchfile, dated April 25, 2024.

(Distributed to all members of Council on April 23, 2024)

14-416 Resolution received from Loyalist Township with respect to Municipal Accessibility Fund, dated April 24, 2024.

(Distributed to all members of Council on April 26, 2024)

14-417 Resolution received from the Municipality of Trent Hills with respect to Northumberland Inter-Municipal Task Force on Housing and Homelessness Motion regarding Funding Social Services, dated April 25, 2024.

(Distributed to all members of Council on April 26, 2024)



14-418 Resolution received from the Corporation of the Town of Smiths Falls with respect to Basic Income Guarantee, dated April 8, 2024.

(Distributed to all members of Council on April 26, 2024)

14-420 Correspondence received from Niall Oddie with respect to Source Protection Committee renewal, dated April 29, 2024.

(Distributed to all members of Council on April 29, 2024)

14-421 Correspondence received from Federation of Canadian Municipalities with respect to FCM Voice: AC2024 mainstage, FCM Board elections, Sustainable Communities Awards, and more, dated April 29, 2024.

(Distributed to all members of Council on April 30, 2024)

14-422 Correspondence received from Jessica Jacklin with respect to private event at Studio Queen with respect to Alcohol & Gaming Commission of Ontario Special Events Permit, dated April 30, 2024.

(Distributed to all members of Council on April 30, 2024)

## Other Business

### By-Laws

- a) **That** By-Laws (1) through (14), and (17) through (19) be given their first and second reading.
- b) **That** By-Laws (1) through (4), and (7) through (19) be given their third reading.

- 1) A By-Law to Designate the property at 112 Ordnance Street to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*

Three Readings

Proposed Number 2024-199

**(Clause 2, Report Number 45)**

- 2) A By-Law to Designate the property at 114 Ordnance Street to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*

Three Readings

Proposed Number 2024-200

**(Clause 2, Report Number 45)**

- 3) A By-Law to Deem Part of a Subdivision not be on a Registered Plan of Subdivision (Part of Lots 11, 12, 15, and 16 on Registered Plan 13M85, being Parts 49, 50, 51, 52, and 53 on 13R20791

Three Readings

Proposed Number 2024-201

**(Clause 3, Report Number 45)**

- 4) A By-Law to Deem Part of a Subdivision not to be on a Registered Plan of Subdivision (Block 48 on Registered Plan 13M100)

Three Readings

Proposed Number 2024-202

**(Clause 3, Report Number 45)**

- 5) A By-Law to Amend City of Kingston By-Law Number 2010-128, A By-Law to Regulate Parking

First and Second Reading

Proposed Number 2024-203

**(Clause 4, Report Number 45)**

- 6) A By-Law to Amend City of Kingston By-Law Number 2016-189, "A By-Law to Consolidate the Delegation of Powers and Duties"

First and Second Reading

Proposed Number 2024-204

**(Clause 2, Report Number 46)**

- 7) A By-Law to Designate the property at 2045 Middle Road to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*

Three Readings

Proposed Number 2024-205

**(Clause 1, Report Number 31, March 5)**

- 8) A By-Law to Designate the property at 281 Princess Street to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*

Three Readings

Proposed Number 2024-206

**(Clause 1, Report Number 31, March 5)**

- 9) A By-Law to Designate the property at 322 Division Street to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*

Three Readings

Proposed Number 2024-207

**(Clause 1, Report Number 31, March 5)**

10) A By-Law to Designate the property at 3578 Highway 38 to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*

Three Readings

Proposed Number 2024-208

**(Clause 1, Report Number 31, March 5)**

11) A By-Law to Designate the property at 390 King Street East/42 Queen Street to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*

Three Readings

Proposed Number 2024-209

**(Clause 1, Report Number 31, March 5)**

12) A By-Law to Designate the property at 3994 Howes Road to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*

Three Readings

Proposed Number 2024-210

**(Clause 1, Report Number 31, March 5)**

13) A By-Law to Designate the property at 75-77 Princess Street and 52-56 Queen Street to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*

Three Readings

Proposed Number 2024-211

**(Clause 1, Report Number 31, March 5)**

14) A By-Law to Designate the property at 84 Yonge Street to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*

Three Readings

Proposed Number 2024-212

**(Clause 1, Report Number 31, March 5)**

15) A By-Law to Amend By-Law Number 2021-147, A By-law to Enter into a Municipal Contribution Agreement with Kingston Home Base Non-Profit Housing Inc. for the Provision of Affordable Housing Units at 484 Albert Street & 620 Princess Street

Third Reading

Proposed Number 2024-188

**(Clause 1, Report Number 43, April 16)**

- 16) A By-Law to Enter into a Municipal Contribution Agreement with the Kingston & Frontenac Housing Corporation for the Provision of Affordable Housing Units at 37 Cassidy Street, 123 Van Order Drive, 36 Cliff Crescent, and 205 Rideau Street

Third Reading

Proposed Number 2024-189

**(Clause 1, Report Number 43, April 16)**

- 17) A By-Law to provide for the assumption of the public highways in Lyndenwood Subdivision, Phases 5-1 and 5-2, Registered Plan 13M-124, in the City of Kingston, in accordance with Section 31(4) of the Municipal Act, Chapter 25, S.O. 2001; and to provide acceptance by the City of Kingston, of the associated public works within

Three Readings

Proposed Number 2024-213

**(Delegated Authority)**

**(See schedule pages 361-362)**

- 18) A By-Law to Amend By-Law Number 2022-62, "Kingston Zoning By-Law Number 2022-626" (Removal of Holding Overlay "H4", 17 Sunset Lane)

Three Readings

Proposed Number 2024-214

**(Delegated Authority)**

**(See schedule pages 363-365)**

- 19) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday, May 7, 2024

Three Readings

Proposed Number 2024-215

**(City Council Meeting Number 14-2024)**

**Adjournment**