



City Council Meeting Number 2018-23

The Regular Meeting of Kingston City Council was held on Tuesday, November 6, 2018, and was called to order at 7:32 pm in the Council Chamber, City Hall. His Worship Mayor Bryan Paterson presided.

(Council Chamber)

Roll Call

Present: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Mayor Paterson, Councillor Osanic, Deputy Mayor Schell, Councillor Stroud (arrived at 7:35 pm), Councillor Turner (13)

Absent: (0)

(Council Chamber)

Administrative Staff Present:

Ms. P. Agnew, Director, Planning, Building & Licensing
Mr. J. Bolognone, City Clerk
Ms. A. Bryant-Peller, Assistant to the Mayor
Mr. L. Follwell, Director, Recreation & Leisure Services
Ms. J. Fossitt, Manager, Cultural Marketing
Ms. L. Hurdle, Commissioner, Community Services
Ms. J. Jaynes, Deputy City Clerk
Ms. D. Kennedy, Chief Financial Officer and City Treasurer
Ms. JC Kenny, Director, Communications & Customer Experience
Ms. S. Kidd, Deputy Commissioner, Transportation & Infrastructure Services -
Operations
Mr. M. Lagace, Technology Associate
Mr. S. Laidman, Director, Housing & Social Services
Mr. D. Leger, Commissioner, Corporate & Emergency Services
Ms. S. Nicholson, Director, Legal Services and City Solicitor
Ms. J. Pinarski, Communications Officer
Mr. C. Sabourin, Technology Associate

Approval of Addeds

Moved by Councillor Boehme
Seconded by Councillor Neill

That the addeds be approved.

Carried (12:0)
(A 2/3 Vote of Council was Received)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Turner (12)

NAYS: (0)

ABSENT: Councillor Stroud (1)

Disclosure of Pecuniary Interest

1. Councillor M^cLaren declared a possible pecuniary interest in the matter of Information Report 3 with respect to Status Update on Town Homes Kingston Project in Difficulty as he owns property in close proximity to the property referred to in the Report.

Presentations

1. Mayor Paterson presented the Mayor's Arts Awards to the following recipients:
 - Creator Awards
 - Erin Ball
 - Onagottay Blanchard
 - Clarke Mackey
 - Arts Champion Award
 - Karen Paperkorn
 - Limestone Arts Legacy Award
 - Kim Renders
2. Jan MacDonald, Projects Manager Marketing, Downtown Kingston BIA!, presented Council with a framed set of the Limited Edition 2017 Pewter Collection, and announced the 2018 Pewter Collection.

Delegation

Council consented to the addition of Delegation 1.

1. Martin Skolnick, President of Frontenac Club Inc. and Raymond Zaback, Partner of Shoalts and Zaback Architects Ltd. appeared before Council and spoke to Clause 3.i. of Report 87: Received from Heritage Kingston with respect to an Application for Heritage Permit – 225 King Street East.

Briefings

None.

Petitions

None.

Motions of Congratulations, Recognition, Sympathy, Condolences and Speedy Recovery

1. Moved by Mayor Paterson
Seconded by Deputy Mayor Schell

That the condolences of Kingston City Council be extended to the friends and family of Speros Kanellos, Director, Facilities Management & Construction Services on the passing of his father, Michael Kanellos on October 3, 2018. Michael will be dearly missed by all those that knew him. Our thoughts are with Speros and his family during this difficult time.

2. Moved by Mayor Paterson
Seconded by Deputy Mayor Schell

That the sincere condolences of Kingston City Council be extended to the family, friends, and former coworkers of Gordon Keith Ball, who passed away peacefully on September 19, 2018 at the age of 95. Gordon's career spanned over 37 years with the City of Kingston. He served as a Firefighter, the Emergency Measures Coordinator and later as the Director of the Neighbourhood Improvement Program. Gordon made many positive contributions to the Corporation and was well respected for his dedication to serving the community. Gordon left a legacy of honour, generosity and respect for others. He will be greatly missed by so many. Our thoughts are with his family during this difficult time.

Carried (13:0)
(See Recorded Vote)

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

Deferred Motions

None.

Reports

Report Number 86: Received from the Chief Administrative Officer (Consent)

Moved by Councillor Candon
Seconded by Councillor George

That Report Number 86: Received from the Chief Administrative Officer (Consent) be received and adopted.

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

Council consented to the separation of Clause 5.

1. Medical Tiered Response Program Agreement with the County of Frontenac Paramedic Service

That Council authorize the Mayor and Clerk to execute an agreement with the County of Frontenac for the provision of a Medical Tiered Response Program as set out in Exhibit 'A' to Report Number 18-351, in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Corporate and Emergency Services (18-351) was attached to the agenda as schedule pages 1-9)
(File Number CSU-S08-000-2018)

2. Award of Contract for Janitorial Services for 1211 John Counter Blvd.

That Council authorize the Mayor and Clerk to execute a contract for janitorial services at 1211 John Counter Blvd. (including 91-95 Lappans Lane) with Canadian Cleaning Services & Sales, pursuant to RFP F31-CES-FMCS-2018-01 for the period of December 1, 2018 to June 26, 2020, with a one-year renewal option on the same terms, conditions and pricing, in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Corporate and Emergency Services (18-139) was attached to the agenda as schedule pages 10-13)
(File Number CSU-F31-000-2018)

3. Award of Contract for Janitorial Services for 21 Court Street (Court House)

That Council authorize the Mayor and Clerk to execute a one-year contract for janitorial services at 21 Court Street with Glacier Maintenance Inc., pursuant to RFP F31-CES-FMCS-2018-01, effective December 1, 2018 with a one-year renewal option on the same terms, conditions and pricing, in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Corporate and Emergency Services (18-372) was attached to the agenda as schedule pages 14-18)
(File Number CSU-F31-000-2018)

4. Award of Contract for Inspection, Maintenance and Repairs of Overhead Doors for the City of Kingston

That Council approve the award of contract for Overhead Doors services for the City of Kingston to Upper Level Doors Inc. for a period of two (2) years effective the date of the signing of the contract. A further one-year extension may be requested at the sole discretion of the City of Kingston; and

That Council authorize the Mayor and City Clerk to execute the contract with Upper Level Doors Inc. in a form satisfactory to the Director of Legal Services.

(The Report of the Chief Financial Officer and City Treasurer (18-364) was attached to the agenda as schedule pages 19-22)
(File Number CSU-F31-000-2018)

5. Sole Source for Public Engagement Facilitation Team for the Engage for Change: YGK Reconciliation Journey Phase II and the Your Stories, Our Histories Projects

That the Director of Cultural Services be authorized to sole source, pursuant to By-Law Number 2000-134, A By-Law to Establish Purchasing Policies and Procedures, First Peoples Group to lead the public engagement components of the Engage for Change Project Phase II and the Your Stories, Our Histories community consultation on inclusive history, at a total cost of \$96,000 exclusive of HST and travel expenses; and

That Council authorize the Mayor and Clerk to execute an agreement between the City of Kingston and First Peoples Group for the public engagement components of the Engage for Change Project Phase II and the Your Stories, Our Histories community consultation on inclusive history in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Community Services (18-377) was attached to the agenda as schedule pages 23-30)
(File Number CSU-M11-000-2018)

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

6. Award of Contract – Demolition Services for 1084 Sydenham Road

That Environmental Contracting Services Inc. be awarded the contract for demolition services at 1084 Sydenham Road, as described in RFP Number F31-CS-REEI-2018-06, for a total price of \$185,650 plus applicable taxes; and

That the Mayor and Clerk be authorized to enter into an agreement with Environmental Contracting Services Inc., in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Community Services (18-370) was attached to the agenda as schedule pages 31-35)

(File Number CSU-F31-000-2018)

Carried (13:0)
(Clauses 1, 2, 3, 4 and 6)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

Report Number 87: Received from Heritage Kingston

Moved by Councillor Stroud

Seconded by Deputy Mayor Schell

That Report Number 87: Received from Heritage Kingston be received and adopted.

Report Number 87

To the Mayor and Members of Council:

Heritage Kingston reports and recommends as follows:

Council consented to the separation of Clause 3.i.

1. Applications Recommended for Approval (Statutory Consultation with Heritage Kingston)

i. Approval of an Application for Heritage Permit – 35 Fifth Field Company Lane

That alterations to the property at 35 Fifth Field Company Lane (Jackson Hall), be approved in accordance with the details described in the application (File Number P18-103-2018), with said alterations to include the installation of two new metal handrails/guards on the main stairway, as per the plans submitted; and

That the approval of the alteration be subject to the following conditions:

1. All masonry work shall be completed in accordance with the City's Policy on Masonry Restoration in Heritage Buildings;
2. The new or refurbished handrail(s) shall be black or grey metal in a similar design to the central handrail; and
3. A Building Permit shall be obtained.

ii. Approval of an Application for Heritage Permit – 167 Ontario Street

That alterations to the property at 167 Ontario Street, be approved, in accordance with the details described in the application (File Number P18-108-2018), which was deemed complete on September 18, 2018, with alterations to include the installation of a new sign under the canopy over the main front door; and

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

1. A Sign Permit shall be obtained; and
2. A Municipal Business Licence shall be obtained, as required.

iii. Approval of a Heritage Easement Agreement under the Ontario Heritage Act – 652-670 Princess Street & 551 Victoria Street

That Council approve the by-law to enact a heritage easement agreement under Section 37 of the *Ontario Heritage Act* to conserve the cultural heritage value of the property located at 652-670 Princess Street and 551 Victoria Street, as per Exhibit D (Draft By-Law to Enact a Heritage Easement Agreement) to Report Number HK-18-076; and

That Council authorize the Mayor and Clerk to sign all documents related to the heritage easement agreement, in a form satisfactory to the Director of Legal Services.

(See By-Law (1), 2018-169)

(Exhibit D of Report Number HK-18-078 was attached to the agenda as schedule pages 36-50)

2. Applications Supported for Approval by Heritage Kingston (Non Statutory Consultation)

i. Approval of an Application for Heritage Permit – 81-83 King Street East

That alterations to the property at 81-83 King Street East, be approved in accordance with the details described in the application (File Number P18-105-2018), which was deemed complete on September 26, 2018, with said revisions to the design of the garage approved through a Heritage Permit, File Number P18-040-2018, and detailed design of the rear coach house. These alterations include:

1. The installation of three additional dormer windows on the east elevation of the new garage that are aligned with and match the dormer windows on the west elevation;
2. The repair of the existing dormer on the east elevation of the rear coach house and the replacement of the non-period fibreglass window with a new aluminum clad window;
3. The reconstruction and resizing of the existing dormer on the west elevation of the rear coach house;
4. The construction of a new dormer window adjacent to, and matching, the reconstructed dormer window on the west elevation of the rear coach house;
5. The installation of an aluminum clad wood screen door and two aluminum clad wood screen windows within the existing opening on the west elevation of the rear coach house and the infilling of the surrounding void with new stonework to match the existing stone wall; and

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

1. A Building Permit shall be obtained;

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 pertaining to the design of the new windows shall be provided to Heritage Planning staff to ensure that they comply with the Old Sydenham Heritage Conservation District Plan and the City's Policy on Window Renovations in Heritage Buildings;
4. All masonry works shall be completed in accordance with the City's Policy on Masonry Restoration in Heritage Buildings; and
5. All window works shall be completed in accordance with the City's Policy on Window Renovations in Heritage Buildings.

(Report Number HK-18-075 was attached to the agenda as schedule pages 51-80)

ii. Approval of an Application for Heritage Permit – 216 Ontario Street

That alterations to the property at 216 Ontario Street, be approved in accordance with the details described in the application (File Number P18-082-2018), which was deemed complete on August 17, 2018, with said alterations to include the repointing and application of a waterproof caulking material to the mortar joints of the exit stairs at the north and south ends of the front elevation (east) of City Hall. Additionally, the application proposes the sealing of open joints and cracks on the stone treads with a removable caulking compound; and

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

1. The applicant shall carry out test patch(es) of selected waterproof caulking products and notify Heritage Planning staff when the patch(es) are complete for their review;
2. The applicant shall provide details of the selected caulking compound for sealing open joints and cracks in the stone treads;
3. An Encroachment Permit shall be obtained, if required;
4. Any minor deviations from the submitted plans, which conserve the heritage attributes listed in the designation by-law and do not result in irreparable damage to the stones that are subject to alterations presented in this proposal, be delegated to the Director of Planning, Building & Licensing Services for review and approval; and
5. The applicant is encouraged to bring future plans for the reconstruction of the north and south stairs to Heritage Kingston for pre-consultation prior to advancing construction designs and a related Heritage Permit application.

(Report Number HK-18-081 was attached to the agenda as schedule pages 81-131)

Carried (13:0)
(Clauses 1, 1.i, 1.ii, 1.iii, 2, 2.i and 2.ii)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

3. Application Not Supported for Approval by Heritage Kingston (Non Statutory Consultation), but Supported by Council

i. Application for Heritage Permit – 225 King Street East

That alterations to the property at 225 King Street East, be approved in accordance with the details described in the application (File Number P18-098-2018), which was deemed complete on September 12, 2018, with said renovations to the Frontenac Club, which includes repairs, alterations and additions to the building. These include:

1. Window repairs and replacements;
2. Blinding a number of former door openings and windows with stone or glass block;
3. A number of door replacements;
4. The relocation of the double leaf wood door on William Street to the King Street East doorway;
5. The relocation of the single panel wood door on King Street East to the William Street doorway;
6. A new portico over the William Street entrance;
7. New fire escapes;
8. The construction of two glassed roof top additions at the mid-point of the complex;
9. Raising the flat roof over the "Billiard Room" by approximately 600 millimetres;
10. The repair and repointing of various stonework;
11. The repair or replacement of the stone coping on the King Street East stone wall;
12. A new metal roof with new eaves troughs and downspouts on the principal building; and
13. Hard and soft landscaping to include a new outdoor patio with fireplace and resurfacing of the driveway/parking area and the small courtyard on William Street; and

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

1. A Building Permit shall be obtained;

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

2. The Owner(s) shall enter into a Site Plan Control agreement with the City of Kingston;
3. 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;
4. Details pertaining to the exterior colour scheme, including wood, masonry and fibre cement board, shall be provided to Heritage Planning staff for review and approval, in order to ensure that the heritage attributes of the property are conserved;
5. Details pertaining to the new roofing system shall be provided to Heritage Planning staff to ensure that the heritage attributes of the property are conserved;
6. Details pertaining to all new windows and doors shall be provided to Heritage Planning staff to ensure compliance with the Old Sydenham Heritage Conservation District Plan and the City's Policy on Window Renovations in Heritage Buildings;
7. All masonry works shall be completed in accordance with the City's Policy on Masonry Restoration in Heritage Buildings;
8. All window works shall be completed in accordance with the City's Policy on Window Renovations in Heritage Buildings; and
9. Tree permits shall be obtained for the removal of any trees on the property that are 15 centimetres or greater in diameter at breast height, in accordance with By-Law Number 2018-15.

(Report Number HK-18-074 was attached to the agenda as schedule pages 132-207)

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

Report Number 88: Received from the Arts, Recreation and Community Policies Committee

Moved by Councillor Hutchison

Seconded by Deputy Mayor Schell

That Report Number 88: Received from the Arts, Recreation and Community Policies Committee be received and adopted.

Report Number 88

To the Mayor and Members of Council:

The Arts, Recreation and Community Policies Committee reports and recommends as follows:

Council consented to the separation of Clause 2.

1. Update – Kingston Commemoration Policy (POL-37)

That Council approve the amendments to the Kingston Commemoration Policy (POL-37) as proposed in Exhibit 'A', attached to Report Number ARCP-18-005; and

That Council direct staff not to proceed with creating a Valour District within Kingston so that a broader range of Kingston stories may be highlighted and shared as part of the development and future implementation of the North King's Town Secondary Plan.

(Exhibit A of Report Number ARCP-18-005 was attached to the agenda as schedule pages 208-218)

Councillor Candon withdrew from the meeting.

2. Community Outdoor Rinks

That Council adopt the amended Outdoor Rinks Policy attached as Exhibit A to Report Number ARCP-18-007.

(Exhibit A of Report Number ARCP-18-007 was attached to the agenda as schedule pages 219-227)

Carried (12:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (12)

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

NAYS: (0)

ABSENT: Councillor Candon (1)

3. Appointments to the Poet Laureate Working Group

That Helen Humphreys, Merilyn Simonds and Sarah Tsiang be appointed as members of the public to the Poet Laureate Working Group, with a term expiring November 30, 2018.

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

Council consented to the addition of Report Number 89: Received from the Planning Committee.

Report Number 89: Received from the Planning Committee

Moved by Councillor Neill

Seconded by Councillor Turner

That Report Number 89: Received from the Planning Committee be received and adopted.

Report Number 89

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows:

1. Approval of an Application for a Zoning By-Law Amendment – 205 Resource Road (The Corporation of the City of Kingston)

That the application for a zoning by-law amendment (File Number D14-022-2018) submitted by 2541519 Ontario Inc., on behalf of The Corporation of the City of Kingston, for the property municipally known as 205 Resource Road, be approved; and

That By-Law Number 76-26, entitled "Township of Kingston Restricted Area By-Law", as amended, be further amended, as per Exhibit A (Draft By-Law to Amend Zoning By-Law Number 76-26) to Report Number PC-18-068; and

That Council determines that in accordance with Section 34(17) of the *Planning Act*, no further notice is required prior to the passage of the by-law; and

That the amending by-law be presented to Council for all three readings.

(By-Law Number (5), 2018-171 was attached to the addendum as schedule pages 1-4)

**Carried (12:0)
(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (12)

NAYS: (0)

ABSENT: Councillor Candon (1)

Committee of the Whole

Information Reports

1. Report on Agreements Executed Under Delegated Approval and Signing Authority: July 1, 2018 – September 30, 2018

The purpose of this report is to provide Council with details of agreements executed under delegated approval and signing authority by the Community Services Group.

(The Report of the Commissioner of Community Services (18-366) was attached to the agenda as schedule pages 228-239)
(File Number CSU-L04-000-2018)

2. Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Month of August 2018

The purpose of this report is to provide Council with details of purchases greater than \$50,000 that meet the established criteria of delegated authority as well as contracts awarded by senior staff between the \$20,000 and \$50,000 level for the month of August 2018.

(The Report of the Chief Financial Officer and City Treasurer (18-359) was attached to the agenda as schedule pages 240-247)
(File Number CSU-F18-000-2018)

Councillor Candon returned to the meeting.

Councillor M^cLaren withdrew from the meeting.

3. Status Update on Town Homes Kingston Project in Difficulty

The purpose of this report is to provide Council with an update on the current status of Town Homes Kingston and the provisions and changes put into place in the past three months.

(The Report of the Commissioner of Community Services (18-376) was attached to the agenda as schedule pages 248-276)
(File Number CSU-S13-000-2018)

Councillor M^cLaren returned to the meeting.

Information Reports from Members of Council

None.

Miscellaneous Business

1. Moved by Councillor Osanic
Seconded by Councillor Stroud

That the resignation of Hailey Smith from Heritage Kingston be received with regret.

(See Communication Number 23-583)

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

2. Moved by Councillor Neill
Seconded by Deputy Mayor Schell

That notwithstanding section 3.1.4, subsection (v), of the Illumination of City Facilities Policy, Kingston City Council approve the illumination of City Hall and Springer Market Square in blue on November 20, 2018 for Transgender Day of Remembrance.

(See Communication 23-587)

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

3. Moved by Councillor George
Seconded by Deputy Mayor Schell

That as requested by Kate Lussier-Purdy and Vanessa Martin, Kingston Holiday Market, Council designate the "Kingston Holiday Market", being held for 8 weekends commencing on November 2, 2018 and ending on December 22, 2018 at 168 Wellington Street, Kingston, as an event of municipal significance, to which Special Occasion Permits may be issued by the Alcohol and Gaming Commission of Ontario.

(See Communication 23-596)

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

New Motions

1. Moved by Councillor Stroud
Seconded by Councillor Holland

Whereas the City of Kingston has been hosting a variety of special events within its parks for many years through a process that is mostly “by request”; and

Whereas some of the events have been very successful and have outgrown their park locations in terms of parking and other logistical needs and draw large crowds which has at times resulted in damages to the parks and/or conflicts with other users; and

Whereas some parks, such as City Park, are now booked most weekends in the summer with multiple large events that at times are preventing ordinary use of the park; and

Whereas the City of Kingston has a Special Events Policy to support and regulate events that are taking place on City properties;

Therefore Be It Resolved That staff be directed to review the Special Events Policy with the intent to identify specific criteria and parks that can properly accommodate events with larger crowds and significant logistical needs; and

That this review include proposed Policy changes including reasonable usage limits and a process that would more equitably distribute approved events among multiple suitable parks to minimize neighbourhood disruption; and

That staff report back to the Arts, Recreation and Community Policies Committee by the end of Q1 2019 with proposed policy amendments.

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

2. Moved by Councillor Neill
Seconded by Councillor Holland

Whereas residents have periodically complained about other property owners plowing or blowing snow onto their neighbouring property, or similarly raking or blowing leaves onto their property without permission; and

Whereas a by-law addressing such are not currently allowable under the Ontario Municipal Act; and

Whereas other municipalities have developed as best practice Good Neighbour Guidelines to share with residents in order to address such concerns and to encourage more neighbourly cooperation;

Therefore Be It Resolved That staff be directed to review, as best practice, other municipality's guidelines and practices and bring forward information and recommendations on Good Neighbour Guidelines, as referenced above, for consideration by the Administrative Policies Committee in Q2, 2019.

Carried (11:2)
(See Recorded Vote)

YEAS: Councillor Candon, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (11)

NAYS: Councillor Boehme, Councillor George (2)

ABSENT: (0)

Notices of Motion

None.

Minutes

Moved by Councillor George
Seconded by Deputy Mayor Schell

That the Minutes of City Council Meeting Number 2018-22, held Tuesday, October 2, 2018 be confirmed.

(Distributed to all Members of Council on November 2, 2018)

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

City Council Meeting Number 2018-23
Minutes
Tuesday, November 6, 2018

NAYS: (0)
ABSENT: (0)

Tabling of Documents

- 2018-60 Kingston, Frontenac and Lennox & Addington Board of Health
Minutes – June 27, 2018
(File Number CSU-S08-001-2018)
- 2018-61 Kingston Frontenac Public Library Board
Minutes – June 27, 2018
(File Number CSU-R02-000-2018)
- 2018-62 Kingston Police Services Board
Agenda – October 18, 2018
(File Number CSU-P17-000-2018)
- 2018-63 Kingston Police Services Board
Minutes – September 21, 2018
(File Number CSU-P17-000-2018)
- 2018-64 Downtown Kingston! Business Improvement Area Board of Management
Minutes – September 12, 2018
(File Number CSU-A01-001-2018)
- 2018-65 Kingston, Frontenac and Lennox & Addington Board of Health
Agenda – October 24, 2018
(File Number CSU-S08-001-2018)
- 2018-66 Cataraqui Region Conservation Authority Full Authority Meeting
Agenda – October 30, 2018
(File Number CSU-D03-000-2018)
- 2018-67 Kingston Frontenac Public Library Board
Minutes – September 26, 2018
(File Number CSU-R02-000-2018)
- 2018-68 Kingston & Frontenac Housing Corporation
Minutes – September 24, 2018
(File Number CSU-S13-000-2018)
- 2018-69 Kingston & Frontenac Housing Corporation
Agenda – October 29, 2018
(File Number CSU-S13-000-2018)
- 2018-70 Kingston, Frontenac and Lennox & Addington Board of Health
Minutes – September 26, 2018
(File Number CSU-S08-001-2018)

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

Communications

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

Filed

- 23-579 Committee of Adjustment – Notice of Decision for a severance at the property municipally addressed as 6161 Highway 15. The application has been approved subject to conditions. The last date for appeal is October 24, 2018.
(File Number CSU-D19-000-2018)
- 23-588 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 4084 Florida Road. The application has been approved subject to conditions. The last date for appeal is November 6, 2018.
(File Number CSU-D19-000-2018)
- 23-589 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 3108 Babcock Road. The application has been approved subject to conditions. The last date for appeal is November 6, 2018.
(File Number CSU-D19-000-2018)
- 23-590 Committee of Adjustment – Notice of Decision for consent at the property municipally addressed as 3108 Babcock Road. The application has been approved subject to conditions. The last date for appeal is November 7, 2018.
(File Number CSU-D19-000-2018)
- 23-591 Committee of Adjustment – Notice of Decision for a severance at the property municipally addressed as 3108 Babcock Road. The application has been approved subject to conditions. The last date for appeal is November 7, 2018.
(File Number CSU-D19-000-2018)
- 23-592 Committee of Adjustment – Notice of Decision for consent at the property municipally addressed as 2990 4th Concession Road. The application has been approved subject to conditions. The last date for appeal is November 6, 2018.
(File Number CSU-D19-000-2018)
- 23-593 Committee of Adjustment – Notice of Decision for minor variances at the property municipally addressed as 754 Gardiners Road. The application has been approved subject to conditions.
(File Number CSU-D19-000-2018)

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

- 23-594 Committee of Adjustment – Notice of Decision for consent at the property municipally addressed as 616 Gardiners Road. The application has been approved subject to conditions. The last day for appeal is November 7, 2018.
(File Number CSU-D19-000-2018)
- 23-595 Committee of Adjustment – Notice of Decision for minor variances at the property municipally addressed as 616 Gardiners Road. The application has been approved subject to conditions.
(File Number CSU-D19-000-2018)
- 23-597 Delegated Authority Consent Application – Notice of Decision for consent at the property municipally addressed as 2599 Keplar Road. The last date for appeal is November 12, 2018.
(File Number CSU-D19-000-2018)
- 23-603 Notice of a Complete Application and Public Meeting for a proposed amendment to the Community Improvement Plan (CIP) to create a new Project Area at the property municipally addressed as 40 Sir John A. Macdonald Boulevard. The Public Meeting is November 15, 2018 at 6:30 pm at the Portsmouth Olympic Harbour (Press Lounge).
(File Number CSU-D19-000-2018)
- 23-604 Notice of a Public Meeting for a proposed Zoning By-Law Amendment at the property municipally addressed as 1020 and 1044 Lancaster Drive. The Public Meeting is November 1, 2018 at 6:30 pm in Council Chamber at City Hall.
(File Number CSU-D19-000-2018)
- 23-605 Notice of a Public Meeting for a proposed Zoning By-Law Amendment at the property municipally addressed as 130-152 Greenlees Drive. The Public Meeting is November 15, 2018 at 6:30 pm at the Portsmouth Olympic Harbour (Press Lounge).
(File Number CSU-D19-000-2018)
- 23-606 Notice of a Regular Meeting for a proposed Zoning By-Law Amendment at the property municipally addressed as 205 Resource Road. The Regular Meeting is November 1, 2018 at 6:30 pm in Council Chamber at City Hall.
(File Number CSU-D19-000-2018)

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

Referred to All Members of Council

- 23-573 Correspondence addressed to Tony Fleming of Cunningham Swan Carty Little & Bonham LLP from David R. Donnelly of Donnelly Law dated October 2, 2018 with respect to Solicitor of Record in the matter of Homestead Land Holdings Limited v. Kingston (City), Local Planning Appeal Tribunal (LPAT).
(Distributed to all members of Council on October 5, 2018)
(File Number CSU-L01-001-2018)
- 23-574 AMO Policy Update dated September 26, 2018 – Province to Introduce Private Cannabis Retail Legislation – With Municipal Opt Out.
(Distributed to all members of Council on October 5, 2018)
(File Number CSU-L11-000-2018)
- 23-575 AMO Policy Update dated September 28, 2018 – Bill 36 – Changes to other Acts related to the use and sale of cannabis.
(Distributed to all members of Council on October 5, 2018)
(File Number CSU-L11-000-2018)
- 23-576 OPSEU Communications dated September 27, 2018 – Ford turning Ontario into the “wild west of cannabis,” and municipalities will pay the price.
(Distributed to all members of Council on October 5, 2018)
(File Number CSU-L11-000-2018)
- 23-577 AMO Briefing dated September 28, 2018 – Municipal Governments in the Ontario Recreational Cannabis Framework.
(Distributed to all members of Council on October 5, 2018)
(File Number CSU-L11-000-2018)
- 23-578 Municipal Clerk’s Official Notice of Application for a Liquor Sales Licence for Riverhead Brewing Company Ltd. located in Unit 10 at 631 Fortune Crescent.
(Distributed to all members of Council on October 26, 2018)
(File Number CSU-P09-000-2018)
- 23-580 AMO Briefing: Municipal Governments in the Ontario Recreational Cannabis Framework dated October 3, 2018.
(Distributed to all members of Council on October 26, 2018)
(File Number CSU-L11-000-2018)

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

- 23-581 Municipal Clerk's Official Notice of Application for a Liquor Sales Licence for Northern Chinese Barbecue located 185 Princess Street.
(Distributed to all members of Council on October 26, 2018)
(File Number CSU-P09-000-2018)
- 23-583 Correspondence from Hailey Smith dated September 26, 2018, resigning from Heritage Kingston.
(Distributed to all members of Council on October 26, 2018)
(File Number CSU-C12-000-2018)
(See Miscellaneous Business 1)
- 23-584 AMO Policy Update: AMO Recommendations: Bill 36 Ontario Cannabis Statute Law Amendment Act, 2018 Approval dated October 11, 2018.
(Distributed to all members of Council on October 26, 2018)
(File Number CSU-L11-000-2018)
- 23-585 AMO Policy Update: Bill 36 Ontario Cannabis Statute Law Amendment Act – Ready for Legislative Approval dated October 15, 2018.
(Distributed to all members of Council on October 26, 2018)
(File Number CSU-L11-000-2018)
- 23-587 Illumination Application from Education on Queer Issues Project, Alma Mater Society of Queen's University asking Council to light up City Hall and Springer Market Square in blue on November 20, 2018 for Transgender Day of Remembrance.
(Distributed to all members of Council on October 30, 2018)
(File Number CSU-M10-000-2018)
(See Miscellaneous Business 2)
- 23-596 Request from Kate Lussie-Purdy and Vanessa Martin, Kingston Holiday Market, requesting Council to designate the Kingston Holiday Market as an event of municipal significance for a Special Occasion Permit under the Alcohol and Gaming Commission of Ontario.
(Distributed to all members of Council on October 30, 2018)
(File Number CSU-M10-000-2018)
(See Miscellaneous Business 3)
- 23-598 Municipal Clerk's Official Notice of Application for a Liquor Sales Licence for Pho Kingston located in 627 Fortune Crescent.
(Distributed to all members of Council on October 30, 2018)
(File Number CSU-P09-000-2018)

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

- 23-599 Municipal Clerk's Official Notice of Application for a Liquor Sales Licence for 10273058 Canada Inc. o/a Empire KIV located in 1646 Bath Road.
(Distributed to all members of Council on October 30, 2018)
(File Number CSU-P09-000-2018)
- 23-600 Township of Leeds and the Thousand Islands Notice of Passing – Zoning By-Law Amendment for the property municipally known as 4682 County Road 2, Concession 1, Part Lot 3 in the Geographic Township of Leeds. The last day for appeal is October 30, 2018.
(Distributed to all members of Council on October 30, 2018)
(File Number CSU-D14-000-2018)
- 23-601 Township of Leeds and the Thousand Islands Notice of Passing – Zoning By-Law Amendment for the property municipally known as 363 Taylor Road West in the Geographic Township of Leeds. The last day for appeal is October 30, 2018.
(Distributed to all members of Council on October 31, 2018)
(File Number CSU-D14-000-2018)
- 23-602 Township of Leeds and the Thousand Islands Notice of Passing – Zoning By-Law Amendment for the property municipally known as 111 Highway 15 in the Geographic Township of Rear of Leeds. The last day for appeal is October 30, 2018.
(Distributed to all members of Council on October 31, 2018)
(File Number CSU-D14-000-2018)
- 23-607 2019 ROMA AGM and Annual Conference outline and registration – January 27-29, 2019 at the Sheraton Centre, downtown Toronto.
(Distributed to all members of Council on October 31, 2018)
(File Number CSU-A04-000-2018)

Referred to City Clerk

- 23-582 Proclamation Application from the Crohn's and Colitis Canada – Kingston Chapter asking Council to proclaim the month of November as "Crohn's and Colitis Awareness Month" in the City of Kingston.
(Distributed to all members of Council on October 26, 2018)
(File Number CSU-M10-000-2018)
- 23-586 Proclamation Application from Education on Queer Issues Project, Alma Mater Society of Queen's University asking Council to proclaim November 20, 2018 as "Transgender Day of Remembrance" in the City of Kingston and to raise the Transgender Pride Flag in Confederation Basin.
(Distributed to all members of Council on October 30, 2018)
(File Number CSU-M10-000-2018)

Other Business

None.

By-Laws

Council consented to the addition of By-Law (5).

- a) Moved by Councillor Turner
Seconded by Councillor Candon

That By-Laws (1), (4) and (5) be given their first and second reading.

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

- b) Moved by Councillor Turner
Seconded by Councillor Candon

That By-Laws (2) through (5) be given their third reading.

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

- (1) A By-Law to enact a Heritage Easement Agreement over lands located at 652 Princess Street, pursuant to the provisions of the Ontario Heritage Act (R.S.O. 1990, 0.18)

First and Second Reading

Proposed Number 2018-169

(See Clause 1.iii, Report Number 87)

City Council Meeting Number 2018-23

Minutes

Tuesday, November 6, 2018

- (2) A By-Law to Permanently Close a Portion of the Highway described as Part of the Road Allowance between Lots 17 and 18, Concession 5 (formerly Township of Kingston), designated as Part 2 on Reference Plan 13R-1519, City of Kingston, County of Frontenac
Third Reading Proposed Number 2018-158
(See Clause 2, Report Number 81)
- (3) A By-Law to Regulate the Release of Balloons within the City of Kingston
Third Reading Proposed Number 2018-159
(See Clause 3, Report Number 84)
- (4) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday, November 6, 2018
Three Readings Proposed Number 2018-170
(City Council Meeting Number 2018-23)
- (5) A By-Law to amend By-Law Number 76-26, "A By-Law to Regulate the use of lands and the Character, Location and use of Buildings and Structures in The Township of Kingston" (Zone change from site specific BP-6 to BP-7, 205 Resource Road)
Three Readings Proposed Number 2018-171
(See Clause 1, Report 89)

Adjournment

Moved by Councillor George
Seconded by Councillor Boehme

That Council do now adjourn.

Carried (13:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Schell, Councillor Stroud, Councillor Turner (13)

NAYS: (0)

ABSENT: (0)

Council adjourned at 9:12 pm.

(Signed)

John Bolognone
City Clerk

Bryan Paterson
Mayor