



City Council Meeting Number 21-2021

The Regular Meeting of Kingston City Council was held on Tuesday, September 21, 2021, and was called to order at 6:00 pm in a virtual electronic format, hosted at City Hall. Regular business commenced at 7:00 pm. His Worship Mayor Bryan Paterson presided.

There was a "Closed Meeting" of the Committee of the Whole from 6:03 pm to 6:44 pm in a virtual electronic format hosted at City Hall.

(City Hall)

Roll Call

Present: Councillor Boehme (arrived at 7:00 pm), Councillor Chapelle (arrived at 7:04 pm), Councillor Doherty, Deputy Mayor Hill (arrived at 6:13 pm), Councillor Holland (arrived at 7:00 pm), Councillor Hutchison, Councillor Kiley, Councillor McLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic (arrived at 6:03 pm), Mayor Paterson, Councillor Stroud (arrived at 7:03 pm) (13)

Absent: (0)

(City Hall)

Administrative Staff Present:

- Mr. T. Beharry, Partnership & Grant Development Analyst
- Mr. J. Bolognone, City Clerk
- Mr. J. Bumstead, Chief Information Officer
- Mr. C. Desjardins, Director, Office of Strategy, Innovation & Partnership
- Ms. L. Hurdle, Chief Administrative Officer
- Ms. J. Jaynes, Deputy City Clerk
- Mr. B. Joyce, Commissioner, Corporate Services
- Mr. B. Schaefer, Manager, Technology Infrastructure Services

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- Mr. S. Van Luven, Cyber Security Administrator

Committee of the Whole “Closed Meeting”

- 1) Moved by Councillor McLaren
Seconded by Councillor Neill

That Council resolve itself into the Committee of the Whole “Closed Meeting” to consider the following items:

- a. The security of the property of the municipality or local board– Cybersecurity; and
- b. Information explicitly supplied in confidence to the municipality or local board by Canada, a province or territory or a Crown agency of any of them - Grant Application Approvals.

Carried (7:0)

(See Recorded Vote)

YEAS: Councillor Doherty, Councillor Hutchison, Councillor Kiley, Councillor McLaren, Councillor Neill, Councillor Oosterhof, Mayor Paterson (7)

NAYS: (0)

ABSENT: Councillor Boehme, Councillor Chapelle, Deputy Mayor Hill, Councillor Holland, Councillor Osanic, Councillor Stroud (6)

(City Hall)

Administrative Staff Present:

- Ms. P. Agnew, Commissioner, Community Services
- Mr. M. Ahsan, Equity, Diversity & Inclusion Manager
- Mr. J. Bolognone, City Clerk
- Ms. J. Campbell, Director, Heritage Services
- Ms. L. Capener-Hunt, Director, Building & Enforcement
- Mr. K. Compeau, Manager, Licensing & Enforcement
- Mr. B. Forrest, Director, Business, Real Estate & Environment

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- Mr. P. Huigenbos, Commissioner, Building, Environment & Projects
- Ms. L. Hurdle, Chief Administrative Officer
- Ms. J. Jaynes, Deputy City Clerk
- Mr. B. Joyce, Commissioner, Corporate Services
- Ms. D. Kennedy, Chief Financial Officer and City Treasurer
- Mr. M. Lagace, Technology Associate
- Mr. A. McLeod, Senior Legal Counsel & Deputy City Solicitor
- Ms. J. Morley, Director of Legal Services & City Solicitor
- Mr. T. Park, Director, Planning Services
- Mr. B. Richmond, Manager, Environment Operations & Programs
- Mr. I. Sullivan, Information Compliance Analyst
- Mr. M. Van Buren, Deputy Commissioner, Transportation & Infrastructure Services – Engineering & Projects

Report of the Committee of the Whole “Closed Meeting”

(2) Moved by Councillor Doherty

Seconded by Councillor Hutchison

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

Carried (12:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (12)

NAYS: (0)

ABSENT: Councillor Chapelle (1)

Approval of Addendum

Moved by Councillor Neill

Seconded by Councillor Kiley

That Addendum Numbers 1 and 2 be approved.

Carried (12:0)

(A 2/3 Vote of Council was Received)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (12)

NAYS: (0)

ABSENT: Councillor Chapelle (1)

Disclosure of Pecuniary Interest

1. Councillor Osanic declared a possible pecuniary interest in New Motion Number 3 with respect to operating costs of optometrists as she is employed by the Ministry of Health.

Presentations

None

Delegations

1. Ben Rodgers appeared before Council and spoke to Clause 1 of Report Number 79: Received from the Chief Administrative Officer (Recommend) with respect to Conversion Therapy Information Program and By-Law.
2. Dr. Tiffany Nazareth appeared before Council and spoke to New Motion Number 3 with respect to operating costs of optometrists.
3. Latoya Powder, Patry Inc., Jay Patry, Patry Inc., and Mark Touw, IBI Group appeared before Council and spoke to Information Report Number 3b. with

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Delegations (continued)

respect to Former Davis Tannery Lands – Proposed Remediation of Provincially Significant Wetland.

4. Bronte Simon and Kianna Lavigne appeared before Council and spoke to New Motion Number 1 with respect to OMERS and climate change.
5. Lisa Pasolli and Rebecca Hall appeared before Council and spoke to New Motion Number 2 with respect to a national child-care program.
6. Seth Perry appeared before Council and spoke to Clause 1 of Report Number 79: Received from the Chief Administrative Officer (Recommend) with respect to Conversion Therapy Information Program and By-Law.
7. Nicholas Schiavo, No Conversion Canada appeared before Council and spoke to Clause 1 of Report Number 79: Received from the Chief Administrative Officer (Recommend) with respect to Conversion Therapy Information Program and By-Law.
8. Ashley Perna appeared before Council and spoke to Clause 1 of Report Number 79: Received from the Chief Administrative Officer (Recommend) with respect to Conversion Therapy Information Program and By-Law.

Moved by Councillor Doherty

Seconded by Councillor Osanic

That Clauses 12.9 and 12.11 of the City of Kingston Procedural By-Law 2021-41 be waived in order to allow Bronte Simon and Kianna Lavigne to speak to New Motion Number 1 regarding OMERS and climate change.

Carried (12:1)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (12)

NAYS: Councillor Chapelle (1)

ABSENT: (0)

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Delegations (continued)

Moved by Councillor Holland

Seconded by Councillor Osanic

That Clauses 12.9 and 12.11 of the City of Kingston Procedural By-Law 2021-41 be waived in order to allow Lisa Pasolli to speak to New Motion Number 2 regarding a national child care program.

Carried (13:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (13)

NAYS: (0)

ABSENT: (0)

Moved by Councillor Doherty

Seconded by Councillor Neill

That Clauses 12.9 and 12.11 of the City of Kingston Procedural By-Law 2021-41 be waived in order to allow Seth Perry to speak to Clause 1 of Report Number 79: Received from the Chief Administrative Officer (Recommend) regarding Conversion Therapy Information Program and By-Law.

Carried (13:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (13)

NAYS: (0)

ABSENT: (0)

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Delegations (continued)

Moved by Councillor Neill

Seconded by Councillor Doherty

That Clauses 12.9 and 12.11 of the City of Kingston Procedural By-Law 2021-41 be waived in order to allow Nicholas Schiavo, No Conversion Canada to speak to Clause 1 of Report Number 79: Received from the Chief Administrative Officer (Recommend) regarding Conversion Therapy Information Program and By-Law.

Carried (13:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (13)

NAYS: (0)

ABSENT: (0)

Moved by Councillor Neill

Seconded by Councillor Doherty

That Clauses 12.9 and 12.11 of the City of Kingston Procedural By-Law 2021-41 be waived in order to allow Ashley Perna to speak to Clause 1 of Report Number 79: Received from the Chief Administrative Officer (Recommend) regarding Conversion Therapy Information Program and By-Law.

Carried (13:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (13)

NAYS: (0)

ABSENT: (0)

Briefings

None

Petitions

None

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

None

Deferred Motions

None

Reports

Report Number 79: Received from the Chief Administrative Officer (Recommend)

Moved by Councillor Doherty

Seconded by Councillor Holland

That Report Number 79: Received from the Chief Administrative Officer (Recommend) be received and adopted.

Report Number 79

To the Mayor and Members of Council:

1. Conversion Therapy Information Program and By-Law

That Council direct staff to continue to work with identified local health agencies and faith-based organizations to create programming including a public communications plan related to available local medical resources regarding sexual orientation, gender expression and/or gender identity in accordance with the Guide attached as Exhibit A to Report Number 21-236; and

That Council approve the By-Law, being “A By-Law to Create a Business Licence for Certain Health Services Authorized under the Regulated Health Professions Act in the City of Kingston” as per Exhibit B to Report Number 21-236; and

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Reports (continued)

That By-Law Number 2005-10, “A By-Law to Establish Fees and Charges to be Collected by the Corporation of the City of Kingston,” as amended, be further amended as per Exhibit C to Report Number 21-236; and

That By-Law Number 2010-205, “A By-Law to Define the Mandate and Meeting Procedures for Committees Established by the Corporation of the City of Kingston”, as amended, be further amended as per Exhibit D to Report Number 21-236; and

That By-Law Number 2015-159, “A By-Law to Establish Procedures for the Appeals Committee to Conduct Appeals to Property Standards Orders in accordance with the Building Code Act, and Appeals to License and Permit Decisions in Accordance with the City of Kingston Licensing By-Laws”, as amended, be further amended as per Exhibit E to Report Number 21-236; and

That By-Law Number 2020-69, “A By-Law to Establish a Process for Administrative Penalties”, as amended, be further amended as per Exhibit F to Report Number 21-236; and

That Council approve the Short Form Wording and Set Fine Schedule attached as Exhibit G to this Report Number 21-236; and

That Council direct staff to submit the required application for Short Form Wording and Set Fines to the Ministry of the Attorney General for approval; and

That the By-Laws attached as Exhibits B, C, D, E, and F to Report Number 21-236 be given all three readings.

(See By-Law Number (1), 2021-158)

(See By-Law Number (2), 2021-159)

(See By-Law Number (3), 2021-160)

(See By-Law Number (4), 2021-161)

(See By-Law Number (5), 2021-162)

(The Report of the Chief Administrative Officer (21-236) was attached to the agenda as schedule pages 1-32)

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Reports (continued)

Deferred

(See Motion to Defer which Carried)

Council recessed from 8:40 pm to 8:56 pm.

Councillor Hutchison withdrew from the meeting.

Moved by Councillor Doherty

Seconded by Councillor Stroud

That Report 79, Clause 1, Received from the Chief Administrative Officer (Recommend) be deferred and referred back to staff to address delegation feedback and report back to Council by January 2022 or earlier.

Carried with agreed to Amendments (11:1)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (11)

NAYS: Councillor Chapelle (1)

ABSENT: Councillor Hutchison (1)

Report Number 80: Received from the Planning Committee

Moved by Councillor Neill

Seconded by Councillor Kiley

That Report Number 80: Received from the Planning Committee be received and adopted.

Report Number 80

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows:

Reports (continued)

1. Approval of Application for Zoning By-Law Amendment – 1174 McAdoo’s Lane

That the application for a zoning By-Law amendment (File Number D14-011-2019) submitted by Mark Touw, IBI Group Incorporated, on behalf of 2469824 Ontario Inc., for the property municipally known as 1174 McAdoo’s Lane, 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 and Schedule A to Amend Zoning By-Law Number 76-26) to Report Number PC-21-056; 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.

(See By-Law Number (6), 2021-163)

Carried (12:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (12)

NAYS: (0)

ABSENT: Councillor Hutchison (1)

Report Number 81: Received from Heritage Kingston

Moved by Councillor Oosterhof

Seconded by Councillor Doherty

That Report Number 81: Received from Heritage Kingston be received and adopted.

Report Number 81

Reports (continued)

To the Mayor and Members of Council:

Heritage Kingston reports and recommends as follows:

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

That alterations to the property at 244-252 King Street East & 41 William Street, be approved in accordance with details described in the application (P18-048-2021), which was deemed completed on August 18, 2021 with said alterations to include:

1. The scraping of existing paint to determine the condition of wooden features (see below) and to determine if repair, or replacement - like-for-like as determined by a qualified professional, is necessary.
 - a. Wooden features include all wooden features besides the crown molding over the balconies of 250-252 King Street East and the back stoops of the building (associated with permit numbers P18-119-2018DA & P18-078-2020DA, respectively).
2. All scraped features will be repainted with the same colour after repairs/assessment.
3. To add a new roof overhang in the rear of Unit 250-1 by anchoring the roof framing to the masonry with all penetrations protected by flashing above (similar to that rear roof overhang at Unit 252). If necessary, a simple triangulated wood bracket will be installed under the free corner and be anchored to the stone foundation wall.

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

1. All window works shall be completed in accordance with the City's Policy on Window Renovations in Heritage Buildings;
2. All masonry works (including works that interact with masonry) shall be undertaken in accordance with the City's Policy on Masonry Restoration in Heritage Buildings;

Reports (continued)

3. If a wooden element requires like-for-like replacement in its majority or in its entirety, Heritage Planning staff shall be notified to said replacement for approval;
4. A Building Permit shall be obtained, as necessary;
5. There are three city owned trees along both frontages. Applicant will be required to install tree protection in the form of snow fencing around them to allow for protection when the works involve heavy equipment or quantities of materials that might be placed within 1.5 metres of any tree. The fencing shall be installed at the sidewalk limit on King Street East and at 1.5 meters away from the trunks of both trees on the William Street side. The fencing is not to be removed when the works involve heavy equipment or quantities of materials that might be placed within 1.5 metres of any tree and no building materials or equipment are to be placed on or over the root systems of any of the city owned trees. Tree Protection details, in the form of drawings, shall be provided and approved prior to commencing works that may impact trees (as listed above);
6. Heritage Planning staff shall be circulated the drawings and design specifications tied to any required Building Permit application for review and approval to ensure consistency with the scope of the Heritage Permit sought by this application;
7. Proposed colour(s) that deviate from the existing colour(s) shall be submitted to Heritage Planning staff, prior to installation, for review and approval, to ensure they complement the heritage character and attributes of the property; and
8. Any minor deviations from the submitted plans, which meet the intent of this approval and does not further impact the heritage attributes of the property, shall be delegated to the Director of Heritage Services for review and approval.

(Report HK-21-041 was attached to the Addendum as schedule pages 1-51)

Reports (continued)

Carried (12:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (12)

NAYS: (0)

ABSENT: Councillor Hutchison (1)

Report Number 82: Received from the Arts, Recreation and Community Policies Committee

Moved by Councillor Kiley

Seconded by Councillor Osanic

That Report Number 82: Received from the Arts, Recreation and Community Policies Committee be received and adopted.

Report Number 82

To the Mayor and Members of Council:

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

1. Animal By-Law Repeal and Replace

That the By-Law attached as Exhibit A to Report Number ARCP-21-009, "A By-Law to Repeal and Replace By-Law Number 2004-144, A By-Law to Regulate Animals", as amended in Section 3.1 to add the words "or an established animal rescue agency (including, without limitation, the Kingston Humane Society)" following the word "store", be presented to Council; and

That By-Law Number 2020-69, "A By-Law to Establish a Process for Administrative Penalties", as amended, be further amended, as per Exhibit B to Report Number ARCP-21-009; and

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Reports (continued)

That By-Law Number 2010-205, “A By-Law to Define the Mandate and Meeting Procedures for Committees Established by the Corporation of the City of Kingston”, as amended, be further amended as per Exhibit C to Report Number ARCP-21-009; and

That By-Law Number 2015-159, “A By-Law to Establish Procedures for the Appeals Committee to Conduct Appeals to Property Standards Orders in accordance with the Building Code Act, and Appeals to License and Permit Decisions in Accordance with the City of Kingston licensing By-Laws”, as amended, be further amended as per Exhibit D to Report Number ARCP-21-009; and

That staff be directed to, within one year of the start of operation of a low-cost spay/neuter clinic in Kingston, present a report to the Arts, Recreation & Community Policies Committee regarding the feasibility of amending the Animal By-Law to include the institution of limits on the number of pets kept per household in Kingston; and

That Council approve the expansion of the Municipal Fee Assistance Program to include the Safe Surrender Program for a period of one year expiring December 31, 2022; and

That Council approve a budget of \$50,000 to be funded from the Working Fund Reserve to be utilized by the Safe Surrender Program; and

That the draft By-Law attached as Exhibit G to Report Number ARCP-21-009 be presented to Council to amend By-Law Number 2016-189, “A By-Law to Consolidate the Delegation of Powers and Duties”, to delegate authority to the Director of Building & Enforcement Services or their designate to administer the Safe Surrender Program until December 31, 2022, upon the terms and conditions specified in Report Number ARCP-21-009 and in accordance with the terms of the Municipal Fee Assistance Program, and to approve any documents and/or agreements required in connection with the Safe Surrender Program.

(See By-Law Number (13), 2021-166)

(See By-Law Number (14), 2021-167)

(See By-Law Number (15), 2021-168)

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Reports (continued)

(See By-Law Number (16), 2021-169)

(See By-Law Number (17), 2021-170)

Carried (12:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Stroud (12)

NAYS: (0)

ABSENT: Councillor Hutchison (1)

Committee of the Whole

None

Information Reports

1. Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Month of July 2021

The purpose of this report is to provide Council with details of purchases greater than \$50,000 that meet the established criteria of delegated authority as well as contracts awarded by senior staff between the \$20,000 and \$50,000 level for the month of July 2021.

(The Report of the Chief Financial Officer (21-214) was attached to the agenda as schedule pages 37-46)

2. Third Crossing – Quarterly Update Q3 2021

The purpose of this report is to provide Council with an update on major work activities that have been completed since June 2021.

(The Report of the Commissioner, Business, Real Estate & Environment (21-224) was attached to the agenda as schedule pages 47-55)

Information Reports (continued)

Councillor Hutchison returned to the meeting.

- 3a.** Briefing - Paige Agnew, Commissioner, Community Services and Peter Huigenbos, Commissioner, Business, Environment & Projects will brief Council with respect to Information Report Number 3b. – Former Davis Tannery Lands – Proposed Remediation of the Provincially Significant Wetland.

Councillor Stroud withdrew from the meeting and did not return.

Moved by Councillor Boehme

Seconded by Councillor Osanic

That Council waive the rules of By-Law Number 2021-41 “Council Procedural By-Law” to extend the meeting past 11:00 pm to complete the agenda.

Carried (10:2)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (10)

NAYS: Councillor Chapelle, Deputy Mayor Hill (2)

ABSENT: Councillor Stroud (1)

3b. Former Davis Tannery Lands – Proposed Remediation of the Provincially Significant Wetland

The purpose of this report is to provide Council with information regarding the policy challenges of remediating the Provincially Significant Wetland as it relates to the Planning Act and the Conservation Authorities Act, and outlines the potential options to facilitate the remediation of the wetland and the future redevelopment of these lands.

(The Report of the Commissioner, Community Services (21-221) was attached to the agenda as schedule pages 56-104)

Information Reports from Members of Council

None

Miscellaneous Business

Miscellaneous Business Items are voted on as one motion.

1. Moved by Councillor Osanic

Seconded by Councillor Doherty

That as requested by Andrea Howard, Canadian Center for Women’s Empowerment, Council proclaim November 26, 2021 as “Economic Abuse Awareness Day” in Kingston.

(See Communication 21-850)

2. Moved by Councillor Holland

Seconded by Councillor Boehme

That the resignation of Kathleen Moulton from the Kingston Area Taxi Licensing Commission be received with regret.

(See Communication 21-860)

3. Moved by Councillor Chapelle

Seconded by Councillor M^cLaren

That the resignation of James Allen from the Kingston Area Taxi Licensing Commission be received with regret.

(See Communication 21-862)

Carried (12:1)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (12)

NAYS: (0)

ABSENT: Councillor Stroud (1)

New Motions

1. Moved by Councillor Doherty

Seconded by Councillor Osanic

Whereas Kingston City Council has committed to a 15% reduction in greenhouse gas emissions (GHGs) from 2018 levels by 2022, and carbon neutrality by 2040; and

Whereas Kingston City Council committed to demonstrating leadership on climate action and developed the vision to be Canada's most sustainable city in the Kingston's Strategic Plan for 2019-2022 and 2010 Sustainable Kingston Plan; and

Whereas Kingston City Council and organizations like Associations of Municipality of Ontario (AMO), Municipal Employer Pension Centre of Ontario (MEPCO), and the Ontario Municipal Employees Retirement System (OMERS) can utilize their positions to shift investment focus into the local renewable energy sector; and

Whereas the recent cancellation of the Keystone XL pipeline highlights the increasing risks of investing in the fossil fuels industry; and

Whereas there are other risk factors associated with the continuous investment into fossil fuels such as devaluation of assets and negative stigmatization of the industry; and

Whereas AMO recognizes in their strategic objectives the need to protect municipal employee interests through MEPCO by increasing the sustainability OMERS investments; and

Whereas Cities around the globe including New Orleans, Pittsburgh, and Vancouver already pledged to take similar actions from fossil fuels and Toronto has started the discussion; and

Whereas both, Kingston City Council and OMERS, have a fiduciary duty to adapt to financial risks posed by climate change;

Therefore Be It Resolved That Council request staff to consider incorporating pro-environmental language and climate risk mitigation strategies into its current Investment Policy and overriding investment principles as part of the policy's next update; and

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New Motions (continued)

That Kingston City Council urge AMO to formally request that OMERS:

- a. Implement clear and measurable targets that work to eliminate fossil fuels from the total fund;
- b. Enhance and ensure the transparency of current investment monitoring and reporting systems in order to make public the timeline of steps being taken to eliminate fossil fuels from the total fund; and
- c. Consider redirecting previous fossil fuel investments back into the provincial economy through increased renewable investments in Ontario, thereby strengthening a commitment to Ontarians' futures.

Carried (11:1)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (11)

NAYS: Councillor Chapelle (1)

ABSENT: Councillor Stroud (1)

Councillor Chapelle withdrew from the meeting and did not return.

2. Moved by Councillor Holland

Seconded by Councillor Osanic

Whereas the City of Kingston Housing and Social Services Department acts as Service Manager and is responsible for the planning and management of licensed childcare and early years programs and services for children from 0 to 12 years old; and

Whereas on April 19, 2021, the Federal Government announced \$30 billion in new investment over the next 5 years, and \$8.3 billion ongoing for Early Learning and Child Care and Indigenous Early Learning and Child Care starting in 2021-22 to move towards a universal child care system, contingent on bilateral agreements being reached with provinces and territories; and

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New Motions (continued)

Whereas the Federal Government announced agreements reached with Saskatchewan, British Columbia, Manitoba, Quebec, Nova Scotia, Prince Edward Island, Newfoundland and Labrador, and Yukon on a Canada-wide Early Learning and Child Care Plan; and

Whereas the COVID-19 pandemic has highlighted inequities including the gender gap and barriers women and gender diverse persons experience in accessing adequate, affordable and suitable services and resources such as child care; and

Whereas a collective voice of municipalities in Ontario expressing support and interest in working collaboratively across all levels of government demonstrates support for building a national program of early learning and child care services that are accessible, affordable, high-quality, and responsive for all families.

Therefore Be It Resolved That Kingston City Council send a letter to Premier Doug Ford and Minister of Education Stephen Lecce affirming the City of Kingston's support for building a National program with the Association of Municipalities of Ontario, the Ontario Municipal Social Services Association (OMSSA) and other Ontario Municipalities that are Consolidated Municipal Service Managers.

Carried (11:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (11)

NAYS: (0)

ABSENT: Councillor Chapelle, Councillor Stroud (2)

Councillor Holland withdrew from the meeting and did not return.

New Motions (continued)

3. Moved by Councillor McLaren

Seconded by Councillor Boehme

Whereas to date the provincial government has not yet made a binding commitment to cover the operating costs of optometrists to deliver eye exams; and

Whereas insured eye exams in Ontario are funded at the lowest level in the entire country; and

Whereas the fees for seniors' eye exams would have to increase by 70% to reach the next lowest province, Manitoba; and

Whereas the number of seniors in Ontario has increased by more than 70% over the past 30 years and the province's own projections indicate these numbers will almost double from 2.6 million in 2020 to 4.5 million by 2046; and

Whereas it is vital that there continue to be a sustainable high quality eye care system that residents in Kingston can access today and in the future;

Therefore Be It Resolved That the City Council of Kingston add its voice to the many cities, institutions and people calling on the Provincial government to enter into good faith formal negotiations with the Ontario Association of Optometrists, with the goal of bring service and funding levels in optometry in Ontario up to more equitable levels with the rest of Canada; and

That this resolution be shared with Premier Doug Ford, Health Minister Christine Elliott, and our local MPP Ian Arthur.

Carried (10:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Hutchison, Councillor Kiley, Councillor McLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (10)

NAYS: (0)

ABSENT: Councillor Chapelle, Councillor Holland, Councillor Stroud (3)

New Motions (continued)

4. Moved by Councillor Boehme

Seconded by Mayor Paterson

Whereas the Federal Government in collaboration with Indigenous peoples has in response to recommendation #80 of the Truth and Reconciliation Commission established September 30th (known as well as Orange Shirt Day) as a National Day for Truth and Reconciliation; and

Whereas City Council, on September 7th recognized September 30th, 2021 as the National Day for Truth and Reconciliation and re-affirmed its commitment to sharing the stories of residential school survivors, their families and communities; and

Whereas in the time since many municipalities have begun to declare September 30th as a civic holiday; and

Whereas the City of Kingston annually acknowledges Remembrance Day as a similar civic holiday and honours the intents of the day by participating in Remembrance Day services and ceremonies; and

Whereas there are opportunities for learning, gathering, ceremony and individual reflection on the National Day for Truth and Reconciliation; and

Whereas City Council provides community leadership and has committed to the shared path of Reconciliation and to honouring the Calls to Action of the Truth and Reconciliation Commission of Canada;

Therefore Be It Resolved That September 30th, the National Day for Truth and Reconciliation be declared a civic holiday for municipal employees; and

That Council encourage local residents, organizations, institutions, and businesses to identify ways appropriate to them to honour the intents of the National Day for Truth and Reconciliation.

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New Motions (continued)

Carried (10:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (10)

NAYS: (0)

ABSENT: Councillor Chapelle, Councillor Holland, Councillor Stroud (3)

Notices of Motion

None

Minutes

Moved by Deputy Mayor Hill

Seconded by Councillor Boehme

That the Minutes of City Council Meeting Number 19-2021 held Tuesday, September 7, 2021 be confirmed.

Carried (10:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (10)

NAYS: (0)

ABSENT: Councillor Chapelle, Councillor Holland, Councillor Stroud (3)

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Tabling of Documents

2021-43 Kingston Police Services Board Meeting Number 21-17 Agenda. The meeting is scheduled for September 16, 2021 at 12:00 pm in a virtual electronic format, hosted at Kingston Police Headquarters.

(Distributed to all members of Council on September 14, 2021)

2021-44 Kingston Police Services Board Meeting Minutes. The meeting was held August 26, 2021 at 12:00 pm via Webinar.

(Distributed to all members of Council on September 14, 2021)

Communications

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

Filed

21-851 Notice of Public Meeting with respect to Minor Variance at 35 Brock Street. The meeting is scheduled for September 20, 2021 at 5:30 pm in a virtual format.

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

21-852 Notice of Public Meeting with respect to Minor Variance and Permission at 254 Alfred Street. The meeting is scheduled for September 20, 2021 at 5:30 pm in a virtual format.

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

21-853 Notice of Public Meeting with respect to Consent and Minor Variance at 134 Butler Street. The meeting is scheduled for September 20, 2021 at 5:30 pm in a virtual format.

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

21-854 Notice of Public Meeting with respect to Permission at 11 Gardiner Street. The meeting is scheduled for September 20, 2021 at 5:30 pm in a virtual format.

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

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Communications (continued)

21-855 Notice of Public Meeting with respect to Minor Variance at 96 Regent Street. The meeting is scheduled for September 20, 2021 at 5:30 pm in a virtual format.

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

21-861 Notice of Technical Consent with respect to Consent for Lot Addition at 15 Baiden Street. Comments are due by 4:30pm on Friday, September 24, 2021.

(Distributed to all members of Council on September 10, 2021)

21-865 Notice of Public Meeting with respect to Proposed Official Plan Amendment, Zoning By-Law Amendment (ZBA) and Draft Plan of Subdivision (DPS) at 40 Sir John A Macdonald Boulevard. The meeting is scheduled for October 7, 2021 at 6:00 pm in a virtual format.

(Distributed to all members of Council on September 14, 2021)

Referred to All Members of Council

21-848 Resolution received from The City of Hamilton with respect to Noise Concerns and Request for Expiry of Extended Construction Hours, dated August 20, 2021

(Distributed to all members of Council on September 1, 2021)

21-849 Correspondence received from Magnus Nowell and Sophie Lachapelle with respect to International Overdose Awareness Day proclamation, dated September 1, 2021.

(Distributed to all members of Council on September 1, 2021)

21-850 Proclamation Application received from Andrea Howard, Canadian Centre for Women's Empowerment requesting Council proclaim November 26, 2021 as "Economic Abuse Awareness Day" in Kingston.

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

21-856 Correspondence received from Michael Judd with respect to policing in the Kingscourt area, dated September 5, 2021.

(Distributed to all members of Council on September 9, 2021)

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Communications (continued)

21-857 Resolution received from the City of Port Colborne with respect to support for the City of Stratford resolution regarding Phasing Out Ontario's Gas Plants, dated August 27, 2021.

(Distributed to all members of Council on September 9, 2021)

21-858 Resolution received from the Municipality of Trent Lakes with respect to OHIP Eye Care, dated September 9, 2021.

(Distributed to all members of Council on September 9, 2021)

21-859 News Release received from Cataraqui Conservation with respect to Fall Water Level Adjustments on Inland Lakes, dated September 9, 2021.

(Distributed to all members of Council on September 9, 2021)

21-860 Correspondence received from Kathleen Moulton with respect to resignation from the Taxi Commission, dated September 9, 2021.

(Distributed to all members of Council on September 9, 2021)

21-862 Correspondence received from James Allen with respect to resignation from Taxi Commission, dated September 9, 2021.

(Distributed to all members of Council on September 10, 2021)

21-863 Correspondence received from Chris Cornish SPS Communications with respect to "Bob Watts – The National Truth and Reconciliation Day – symbolic gesture or systemic change?" (Policy Talks Lecture) taking place Friday, September 17, 2021 at 12:00 pm via Zoom, dated September 10, 2021.

(Distributed to all members of Council on September 10, 2021)

21-864 Correspondence received from Barbara L. Schlafer with respect to "First hand experience", dated September 9, 2021.

(Distributed to all members of Council on September 13, 2021)

21-866 Memorandum received from Kingston Area Taxi Commission with respect to Kingston Area Taxi Licensing Commission Executive (KATC), dated September 11, 2021.

(Distributed to all members of Council on September 14, 2021)

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Communications (continued)

21-867 Resolution received from the Township of Frontenac Islands with respect to COVID-19 Vaccination Protocol, dated September 13, 2021.

(Distributed to all members of Council on September 14, 2021)

21-872 Correspondence received from Douglas Perkins with respect to Fossil Fuel Investments, dated September 20, 2021.

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

(Attached to Addendum Number 2 as schedule page 1)

21-873 Correspondence received from Douglas Judson with respect to Conversion Therapy By-Law, dated September 20, 2021.

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

(Attached to Addendum Number 2 as schedule pages 2-47)

21-874 Correspondence received from Rosemary Thoms with respect to Information Report to Council (Report Number 21-221) -September 21, 2021 Meeting, dated September 20, 2021.

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

(Attached to Addendum Number 2 as schedule pages 48-49)

Other Business

None

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By-Laws

a) Moved by Councillor M^cLaren

Seconded by Councillor Neill

That By-Laws (6) and (11) through (17) be given their first and second reading.

Carried (10:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (10)

NAYS: (0)

ABSENT: Councillor Chapelle, Councillor Holland, Councillor Stroud (3)

b) Moved by Councillor M^cLaren

Seconded by Councillor Neill

That By-Laws (6) through (12) be given their third reading.

Carried (10:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (10)

NAYS: (0)

ABSENT: Councillor Chapelle, Councillor Holland, Councillor Stroud (3)

- 1) A By-Law to Create a Business License for Certain Health Services Authorized under the Regulated Health Professions Act in the City of Kingston

Three Readings
(Clause 1, Report 79)

Withdrawn

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By-Laws (continued)

- 2) A By-Law to Amend By-Law Number 2005-10 “A By-Law to Establish Fees and Charges to be Collected by The Corporation of the City of Kingston

Three Readings

Withdrawn

(Clause 1, Report 79)

- 3) A By-Law to Amend By-Law Number 2010-205, “A By-Law to Define the Mandate and Meeting Procedures for Committees Established by the Corporation of the City of Kingston

Three Readings

Withdrawn

(Clause 1, Report 79)

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

Three Readings

Withdrawn

(Clause 1, Report 79)

- 5) A By-Law to Amend By-Law Number 2020-69, “A By-Law to Establish a Process for Administrative Penalties”

Three Readings

Withdrawn

(Clause 1, Report 79)

- 6) 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 “A1” to “M4-6-H”, 1174 McAdoo’s Lane)

Three Readings

Proposed Number 2021-163

(Clause 1, Report 80)

- 7) 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 2021-147

(Clause 1, Report 75, September 7)

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By-Laws (continued)

- 8) A By-Law to Enter into a Municipal Contribution Agreement with Kingston Co-Operative Homes Inc. for the Provision of Affordable Housing Units at 1316-1318 Princess Street

Third Reading

Proposed Number 2021-148

(Clause 1, Report 75, September 7)

- 9) A By-Law to Enter into a Municipal Contribution Agreement with Kingston & Frontenac Housing Corporation for the Provision of Affordable Housing Units at 1316-1318 Princess Street

Third Reading

Proposed Number 2021-149

(Clause 1, Report 75, September 7)

- 10) A By-Law to Amend By-Law Number 2010-205, "A By-Law To Define the Mandate and Meeting Procedures for Committees Established by The Corporation of the City of Kingston, as amended"

Third Reading

Proposed Number 2021-151

(Clause 5, Report 75, September 7)

- 11) A By-Law to Amend By-Law Number 32-74, "A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Township of Pittsburgh" (Removal of Holding Symbol, 1500-1514 Scarlett Street)

Three Readings

Proposed Number 2021-164

(Delegated Authority)

(See Schedule Pages 108-110)

- 12) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday September 21, 2021

Three Readings

Proposed Number 2021-165

(City Council Meeting Number 21-2021)

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

First and Second Readings

Proposed Number 2021-166

(Clause 1, Report 82)

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By-Laws (continued)

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

First and Second Readings

Proposed Number 2021-167

(Clause 1, Report 82)

- 15) A By-Law to Amend By-Law Number 2010-205, "A By-Law to Define the Mandate and Meeting Procedures for Committees Established by the Corporation of the City of Kingston"

First and Second Readings

Proposed Number 2021-168

(Clause 1, Report 82)

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

First and Second Readings

Proposed Number 2021-169

(Clause 1, Report 82)

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

First and Second Readings

Proposed Number 2021-170

(Clause 1, Report 82)

Adjournment

Moved by Councillor McLaren

Seconded by Councillor Doherty

That Council do now adjourn.

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Adjournment (continued)

Carried (10:0)

(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Doherty, Deputy Mayor Hill, Councillor Hutchison, Councillor Kiley, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (10)

NAYS: (0)

ABSENT: Councillor Chapelle, Councillor Holland, Councillor Stroud (3)

Council adjourned at 11:30 pm.

(Signed)

John Bolognone
City Clerk

Bryan Paterson
Mayor