The Regular Meeting of Kingston City Council was held on April 4, 2017, and was called to order at 5:30 pm in the Council Chamber, City Hall. Regular business commenced at 7:43 pm. His Worship Mayor Bryan Paterson presided.

There was a "Closed Meeting" of the Committee of the Whole from 5:35 pm to 7:25 pm in the Councillors’ Lounge.

(Council Chamber)

Roll Call

Present: Mayor Paterson, Councillor Boehme (arrived at 5:35 pm), Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Councillor Schell, Councillor Stroud, Councillor Turner (11)

Absent: Councillor Candon (1)

(Councillors’ Lounge)

Administrative Staff Present:

Mr. J. Bolognine, City Clerk
Mr. L. Follwell, Director, Recreation and Leisure Services
Mr. P. Huigenbos, Director, Real Estate & Environmental Initiatives
Mr. G. Hunt, Chief Administrative Officer
Ms. L. Hurdle, Commissioner, Community Services
Ms. J. Jaynes, Deputy City Clerk
Ms. S. Kidd, Director, Transportation Services
Ms. S. Nicholson, Director, Legal Services and City Solicitor
Ms. J. Salter-Keane, Community Projects Manager

Committee of the Whole “Closed Meeting”

1) Moved by Councillor McLaren
Seconded by Councillor Hutchison

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

a) A proposed or pending acquisition or disposition of land by the municipality or local board – Strategic Waterfront Acquisitions/Disposals & Potential Future Federal Divestitures

b) A proposed or pending acquisition or disposition of land by the municipality or local board – Employment Land

c) A proposed or pending acquisition or disposition of land by the municipality or local board – Public Parking Supply in Downtown

Carried (10:0)
(See Recorded Vote)

YEAS: Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (10)

NAYS: (0)

ABSENT: Councillor Boehme, Councillor Candon (2)

(Council Chamber)

Administrative Staff Present:

Ms. C. Ashton, Communications Officer
Mr. J. Bolognone, City Clerk
Mr. J. Bumstead, Senior Project Manager, CRM Strategy & Innovation
Mr. G. Hunt, Chief Administrative Officer
Mr. P. Huigenbos, Director, Real Estate & Environmental Initiatives
Ms. L. Hurdle, Commissioner, Community Services
Ms. J. Jaynes, Deputy City Clerk
Mr. D. Johnston, Chief Information Officer
Ms. D. Kennedy, Chief Financial Officer and City Treasurer
Mr. M. Lagace, Information Systems and Technology
Ms. M. Laplante-Wheeler, Manager, Customer Experience
Mr. D. Leger, Commissioner, Corporate & Emergency Services
Ms. S. Nicholson, Director, Legal Services and City Solicitor
Ms. H. Roberts, Manager, Solid Waste Operations
Mr. M. Van Buren, Director, Engineering
Ms. M. Venditti, Manager, Development Approvals
Ms. D. Wawryk, Administrative Assistant to the Mayor
Report of the Committee of the Whole “Closed Meeting”

2) Moved by Councillor Boehme
    Seconded by Councillor George

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

Carried (11:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)
NAYS: (0)
ABSENT: Councillor Candon (1)

Approval of Addeds

Moved by Councillor Holland
Seconded by Councillor Turner

That the addeds be approved.

Carried (11:0)
(A 2/3 Vote of Council was Received)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)
NAYS: (0)
ABSENT: Councillor Candon (1)

Disclosure of Pecuniary Interest

1) Councillor George declared a possible pecuniary interest in the matter of of Clause 2) of Report Number 45: Received from the Planning Committee with respect to the Approval of an Application for Draft Plan of Subdivision and Draft Plan of Condominium - 311 Conacher Drive, as his firm has been contracted by the applicant.

2) Councillor Holland declared a possible pecuniary interest in the matter of Clause c) of Report Number 44: Received from the Chief Administrative Officer (Consent) with respect to Alma Mater Society Queen’s University Student Government – Partnership Agreement as she is an employee of Queen’s University.

3) Councillor McLaren declared a possible pecuniary interest in the matter of Clause 3) of Report Number 45: Received from the Planning Committee with respect to the Approval of an Application for Zoning By-Law Amendment - 671 Brock Street as well as By-Law Number (2), 2017-80 as he sits on the committee of the applicant corporation.
Presentations
None

Delegations
Council consented to the addition of Delegation Number 1.

   1. Keera Merkley, Clifton Yiu and Arya Tavakol, Pro Bono Law Students Society, Faulty of Law, Queen’s University, appeared before Council and spoke to item f) of Report Number 44: Received from the Chief Administrative Officer (Consent) with respect to the Open Government Kingston Work Plan Update.

Briefings
None

Petitions
None

Motions of Congratulations, Recognition, Sympathy, Condolences and Speedy Recovery
None

Deferred Motions
None

Reports

Report Number 44: Received from the Chief Administrative Officer (Consent)

Moved by Councillor Turner
Seconded by Councillor Osanic

That Report Number 44: Received from the Chief Administrative Officer (Consent) be received and adopted.

To the Mayor and Members of Council:

Council consented to the separation of Clauses c), d) and f)

The Chief Administrative Officer reports and recommends as follows:
Reports (continued)

a) **Contract Amendment/Renewal – Teranet Enterprises Inc.**

That Council authorize the Mayor and Clerk to execute the necessary amendments to the existing data license agreements with Teranet Enterprises Inc. for property and ownership information, in a form satisfactory to the Director of Legal Services, for a term of five years based on a set annual fee not to exceed $61,200, plus applicable taxes; and

That Council delegate authority to the Chief Information Officer to renew subsequent data license agreements, subject to review by and in a form satisfactory to the Director of Legal Services; and

That Council delegate authority to the Chief Information Officer to execute a separate professional services agreement with Teranet Enterprises Inc. for parcel rectification at a cost estimated to be $20,000, plus applicable taxes, subject to review by and in a form satisfactory to the Director of Legal Services.

(The Report of the Chief Financial Officer and City Treasurer (17-097) was attached to the agenda as schedule pages 1-6)

(File Number CSU-A23-000-2017)

b) **Industry Stewardship Plan Materials Services Agreement with Automotive Materials Stewardship**

That the City of Kingston enter into an Agreement regarding the provision of collection and post-collection services to Automotive Materials Stewardship concerning the Phase 1 material known as antifreeze/antifreeze containers, oil filters, and oil containers, as defined by the Industry Stewardship Plan approved by WDO (now the Authority); and

That Council authorize the Mayor and Clerk to execute the Agreement in a form satisfactory to the Director of Legal Services.

(The Report of the President and CEO, Utilities Kingston (17-102) was attached to the agenda as schedule pages 7-10)

(File Number CSU-E07-000-2017)

Councillor Holland withdrew from the meeting.

c) **Alma Mater Society Queen’s University Student Government – Partnership Agreement**

That Council endorse a partnership agreement for 2017 with the Alma Mater Society of Queen’s University in the amount of $5,000 for the delivery of property standards education and awareness program to owners and tenants within the University District; and
Reports (continued)

That Council authorize the Mayor and Clerk to execute a partnership agreement, as reviewed and approved by the Commissioner of Community Services, or his/her delegate, to the satisfaction of the Director of Legal Services.

(The Report of the Commissioner of Community Services (17-114) was attached to the agenda as schedule pages 11-14)

(File Number CSU-P01-000-2017)

Carried (10:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (10)

NAYS: (0)

ABSENT: Councillor Candon, Councillor Holland (2)

Councillor Holland returned to the meeting.

d) Review of School Sites – Potential Future Acquisition

That Council identifies the former St. Peter’s Catholic School property as a priority for public acquisition as per input from the School Site Land Acquisition Community Working Group and City staff; and

That the School Site Land Acquisition Community Working Group, having completed its terms of reference, be dissolved; and

That the Working Group Members be thanked for their contributions.

(The Report of the Commissioner of Community Services (17-107) was attached to the agenda as schedule pages 15-27)

(File Number CSU-L18-000-2017)

Carried (11:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

NAYS: (0)

ABSENT: Councillor Candon (1)
Reports (continued)

e) Award of Contract – Crack Sealing Various Locations

That Council authorize the Mayor and Clerk to enter into a contract in a form satisfactory to the Director of Legal Services with Pavetech Ottawa Ltd., for the Tender ENG-2017-04 Crack Sealing Various Locations in the amount of $58,350 (plus HST), it being the lowest bid received.

(The Report of the President and CEO, Utilities Kingston (17-104) was attached to the agenda as schedule pages 28-30)

(File Number CSU-F18-003-2017)

Carried (11:0) 
(Clauses a) b) and e))
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

NAYS: (0)

ABSENT: Councillor Candon (1)

f) Open Government Kingston Work Plan Update

That Council receive this report as a status update on the Open Government Work Plan.

(The Report of the Chief Financial Officer and City Treasurer (17-064) was attached to the agenda as schedule pages 31-50)

(File Number CSU-A09-000-2017)

Carried (11:0)
(Clause f))
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

NAYS: (0)

ABSENT: Councillor Candon (1)
Report Number 45: Received from the Planning Committee

Moved by Councillor Schell
Seconded by Deputy Mayor Neill

That Report Number 45: Received from the Planning Committee be received and adopted.

Report Number 45

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows:

1. Approval of an Application for Zoning By-Law Amendment - 671 Brock Street (Kingston & Frontenac Housing Corporation)

   That the application for a zoning by-law amendment (File Number D14-038-2016) submitted by Kingston & Frontenac Housing Corporation, on behalf of the City of Kingston, for the property municipally known as 671 Brock Street, be approved; and

   That By-Law Number 8499, entitled "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston", as amended, be further amended, as per Exhibit A (Draft By-Law and Schedule A to Amend Zoning By-Law Number 8499) to Report Number PC-17-027; 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 (1), 2017-79 (Exhibit A) was attached to the agenda as schedule pages 51-54)

Carried (11:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M"Laren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

NAYS: (0)

ABSENT: Councillor Candon (1)

Councillor George withdrew from the meeting.
Reports (continued)

2. Approval of an Application for Draft Plan of Subdivision and Draft Plan of Condominium - 311 Conacher Drive (Nicholas Kyriacopoulos)

That the applications for Draft Plan of Subdivision and Draft Plan of Condominium (File Number D35-007-2016) submitted by Nicholas Kyriacopoulos, on behalf of Conacher Kingston Holdings Inc., for the property municipally known as 311 Conacher Drive, be approved; and

That the Draft Plan of Subdivision be subject to the conditions as per Exhibit A (Draft Plan of Subdivision Conditions) to Report Number PC-17-030; and

That the Draft Plan of Condominium be subject to the conditions as per Exhibit B (Draft Plan of Condominium Conditions) to Report Number PC-17-030.

Draft Plan of Subdivision (Exhibit A) and Draft Plan of Condominium (Exhibit B) were attached to the agenda as schedule pages 55-94)

Carried (10:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (10)

NAYS: (0)

ABSENT: Councillor Candon, Councillor George (2)

Councillor George returned to the meeting and Councillor McLaren withdrew from the meeting.

3. Approval of an Application for Zoning By-Law Amendment - 735, 743 King Street West (IBI Group Incorporated)

That the application for a zoning by-law amendment (File Number D14-044-2016) submitted by IBI Group Incorporated, on behalf of Roman Catholic Episcopal Corporation, for the property municipally known as 735, 743 King Street West, be approved; and

That By-Law Number 8499, entitled "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston", as amended, be further amended, as per Exhibit A (Draft By-Law and Schedule A to Amend Zoning By-Law Number 8499) to Report Number PC-17-032; and also amended as follows:

- Section 1.2 (c) to read:
  For the purposes of interpretation, the lot lines within the 'A5.519' Zone shall be:

  (i) Front Lot Line: The southern property line abutting King Street shall be deemed the front lot line
Reports (continued)

(ii) Rear Lot Line: The northern property line abutting Baiden Street shall be deemed the rear lot line

(iii) Side Lot Line: All other property lines shall be deemed side lot lines

- Section 1.3 to read:

  By Adding the following section in Part VIII – Exceptions To Various Zone Classifications as follows:

  “520. (735, 743 King Street West)

  Notwithstanding the provisions of Section 5 and Section 11 hereof to the contrary, the lands designated ‘A5.520’ on Schedule ‘A’ hereto, the following regulation shall apply:

  (a) Accessory Building
     (i) An accessory building shall be no closer than 0.5 metres to any side or rear lot line.

- Section 1.5 (c) to read

  Detached garages shall be located a minimum of 6.0 metres from the street line; 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 (2), 2017-80 (Exhibit A) was attached to the agenda as schedule pages 95-99)

Carried (10:0)

(See Motion to Amend Which Was Carried)
(See Recorded Vote)

YEAS:  Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (10)

NAYS:  (0)

ABSENT:  Councillor Candon, Councillor McLaren (2)
Moved by Councillor Schell
Seconded by Deputy Mayor Neill

That Clause 3 of Report 45 Received from the Planning Committee be amended by adding the following in Paragraph 2 following the words “Report Number PC-17-032”:

“as amended as follows:

- Section 1.2 (c) to read:
  For the purposes of interpretation, the lot lines within the ‘A5.519’ Zone shall be:

  (i) Front Lot Line: The southern property line abutting King Street shall be deemed the front lot line

  (ii) Rear Lot Line: The northern property line abutting Baiden Street shall be deemed the rear lot line

  (iii) Side Lot Line: All other property lines shall be deemed side lot lines

- Section 1.3 to read:

  By Adding the following section in Part VIII – Exceptions To Various Zone Classifications as follows:

  “520. (735, 743 King Street West)

  Notwithstanding the provisions of Section 5 and Section 11 hereof to the contrary, the lands designated ‘A5.520’ on Schedule ‘A’ hereto, the following regulation shall apply:

  (a) Accessory Building
      (i) An accessory building shall be no closer than 0.5 metres to any side or rear lot line.

- Section 1.5 (c) to read

  Detached garages shall be located a minimum of 6.0 metres from the street line.
Reports (continued)

Carried (10:0)  
(See Recorded Vote)

YEAS:  Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (10)

NAYS:  (0)

ABSENT:  Councillor Candon, Councillor McLaren (2)

Councillor McLaren returned to the meeting.

Report Number 46: Received from Heritage Kingston

Moved by Councillor Stroud
Seconded by Councillor Schell

That Report Number 46: Received from Heritage Kingston be received and adopted.

Report Number 46

To the Mayor and Members of Council:

Heritage Kingston reports and recommends as follows:

1. Heritage Assets Working Group - Civic Collection

   That Council accept the transfer of the Kingston Police Collection to the stewardship of the City as part of the civic collection; and

   That Council accept one sterling silver souvenir spoon owned by Paul Robertson for the civic collection; and

   That Council accept the one Kingston Police 175th Anniversary commemorative coin owned by the City of Kingston for the civic collection; and

   That Council accept the Kingston Transit Collection owned by the City of Kingston for the civic collection; and

   That Council accept the two 19th-century chairs owned by Shirley Bass for the City of Kingston for use as heritage assets at City Hall.

   Carried (11:0)  
   (See Recorded Vote)

YEAS:  Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

NAYS:  (0)

ABSENT:  Councillor Candon (1)
Committee of the Whole

None

Information Reports

1. **2017 Municipal Debt Limits**
   This report provides Council with information with respect to the municipality’s existing levels of long-term debt as well as the additional long term borrowings that could be available as per the provincial guidelines.

   (The Report of the Chief Financial Officer and City Treasurer (17-084) was attached to the agenda as schedule pages 100-108)

   File Number CSU-F11-000-2017)

Information Reports from Members of Council

None

Miscellaneous Business

Council consented to the addition of Miscellaneous Business Item Number 3.

1) Moved by Councillor Schell
   Seconded by Councillor Turner

   **That** the resignation of Richard Dobing from the North King's Town Secondary Plan Community Working Group be accepted with regret; and

   **That** Rebecca Darling be appointed to the North King's Town Secondary Plan Community Working Group as the Greater Kingston Chamber of Commerce representative.

   Carried (11:0)

   (See Recorded Vote)

   YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

   NAYS: (0)

   ABSENT: Councillor Candon (1)

2) Moved by Deputy Mayor Neill
   Seconded by Councillor Holland

   **That** the resignation of Ms. Sarah Libera from the Municipal Accessibility Advisory Committee be received with regret.

   (See Communication Number 10-290)
Miscellaneous Business (continued)

Carried (11:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

NAYS: (0)

ABSENT: Councillor Candon (1)

3) The following Councillors indicated that they were willing to serve as Deputy Mayor for two-month increments:

- Councillor Holland
- Councillor Neill
- Councillor Stroud
- Councillor Turner

A draw of names was carried out by the City Clerk and as the names were drawn they were assigned the dates chronologically as listed below:

- May and June 2017 – Councillor Stroud
- July and August 2017 – Councillor Holland
- September and October 2017 – Councillor Turner
- November and December 2017 – Councillor Neill

As per the resolution approved, Council members will have an opportunity to “trade” two-month increment time slots and report back so that the times can be confirmed by Council at the Council meeting on April 18, 2017.

New Motions

1. Moved by Deputy Mayor Neill
   Seconded by Councillor Stroud

   Whereas a severe multi-vehicle accident took place east of Kingston on March 14, involving a hazardous, highly corrosive chemical spill (Fluor silicic Acid), resulting in one death and 28 injuries, including a number of Municipal First Responders, and a Code Orange at Kingston General Hospital, as well as the closure of Highway 401 for over a day; and

   Whereas the severe road conditions during a blizzard created very hazardous road conditions and the subsequent accident,

   Therefore Be It Resolved That the City of Kingston ask the Ontario Ministry of Transportation and Ministry of Environment and Climate Change to consider additional safety measures, including prohibition, regarding the transportation of all Hazardous Materials during severe weather conditions; and
New Motions (continued)

That this motion be shared with Association of Municipalities of Ontario, Federation of Canadian Municipalities, MPP Sophie Kiwala, MP Mark Gerretsen, Premier Wynne, Opposition Leaders Patrick Brown and Andrea Horwath, Minister Steven Del Duca, Minister Glen Murray and all Ontario municipalities with populations over 40,000.

Carried As Amended (10:1)
(See Motion to Amend Which Was Carried)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLauren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, (10)
NAYS: (0)
ABSENT: Councillor Candon (1)
Moved by Mayor Paterson
Seconded by Councillor Boehme

That the third clause of New Motion Number 1 be amended by replacing the word 'prohibit' with the phrase 'consider additional safety measures, including prohibition, regarding'

Carried As Amended (11:0)
(See Recorded Vote)

YEAS: Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLauren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)
NAYS: Councillor Boehme, Councillor George, Councillor Turner (3)
ABSENT: Councillor Candon (1)

Moved by Councillor Hutchison
Seconded by Councillor McLaren

That the motion of Mayor Paterson and Councillor Boehme be amended by adding the words “including prohibition” after the words “safety measures”.

Carried (8:3)
(See Recorded Vote)

YEAS: Councillor Holland, Councillor Hutchison, Councillor McLauren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, (8)
NAYS: Councillor Boehme, Councillor George, Councillor Turner (3)
ABSENT: Councillor Candon (1)
New Motions (continued)

2. Moved by Councillor Hutchison  
   Seconded by Councillor Holland

   That staff be directed to modify Reference Plan 13R-20924 by separating the portion of Part 3 that runs along the Bailey Broom Factory from the sight triangle portion; and

   That when completed, the modifications be submitted to Council without the sight triangle.

   Carried (7:4)  
   (See Recorded Vote)

YEAS: Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Councillor Schell, Councillor Stroud, (7)

NAYS: Councillor Boehme, Councillor George, Mayor Paterson, Councillor Turner (4)

ABSENT: Councillor Candon (1)

Notices of Motion

None

Minutes

Council consented to the revision of the motion.

Moved by Councillor George  
Seconded by Councillor Schell

That the Minutes of City Council Meeting Number 2017-09, held Tuesday March 21, 2017 and the Minutes of Special City Council Meeting Number 2017-08, held Wednesday, March 29, 2017 be confirmed.

   Carried (11:0)  
   (See Recorded Vote)

YEAS: Councillor Boehme, Councillor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

NAYS: (0)

ABSENT: Councillor Candon (1)
Tabling of Documents

2017-30 Cataraqui Region Conservation Authority (CRCA)
Agenda - March 22, 2017
(File Number CSU-D03-000-2017)

2017-31 Kingston Frontenac Lennox & Addington Public Health Board
Minutes - February 22, 2017
(File Number CSU-S08-001-2017)

2017-32 Kingston Frontenac Public Library Board
Minutes - February 22, 2017
(File Number CSU-R02-000-2017)

2017-33 Kingston Police Services Board
Agenda March 30, 2017
Minutes February 16, 2017
(File Number CSU-P17-000-2017)

2017-34 Kingston & Frontenac Housing Corporation
Agenda March 27, 2017
Minutes February 6, 2017
(File Number CSU-S13-000-2017)

Communications

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

Filed

10-292 Committee of Adjustment Delegated Authority Notice of Technical Consent - 4002 Bath Road.
(File Number CSU-D19-000-2017)

10-293 Committee of Adjustment Delegated Authority Notice of Technical Consent - 843 Middle Road.
(File Number CSU-D19-000-2017)

10-294 Committee of Adjustment Delegated Authority Notice of Technical Consent - 1485 Westbrook Road.
(File Number CSU-D19-000-2017)

10-295 Committee of Adjustment Delegated Authority Notice of Technical Consent - 1112 & 1126 Unity Road.
(File Number CSU-D19-000-2017)

10-296 Committee of Adjustment Delegated Authority Notice of Technical Consent - 1075 Bayridge Drive.
(File Number CSU-D19-000-2017)

(File Number CSU-D14-000-2017)
Communications (continued)

10-298 Notice of a Public Meeting - Proposed Zoning By-Law Amendment - 174 Wilson Street (Burton Courneya).
(File Number CSU-D14-000-2017)

10-299 Committee of Adjustment - Notice of Public Meeting - Consent and Minor Variance - 60 Park Crescent.
(File Number CSU-D19-000-2017)

10-300 Notice of a Public Meeting - Proposed Zoning By-Law Amendment - 70 Montreal Street (Marlene Young).
(File Number CSU-D14-000-2017)

10-301 Notice of a Second Public Meeting - Proposed Zoning By-Law Amendment and Draft Plan of Subdivision - 655 Graceland Avenue (Ainley Group of Engineers and Planners).
(File Number CSU-D12-000-2017 & CSU-D14-000-2017)

(File Number CSU-D14-000-2017)

10-303 From Cineplex Odeon Gardiners Road, application for liquor license from the Alcohol and Gaming Commission of Ontario, for an establishment located at 626 Gardiners Road.
(File Number CSU-P09-000-2017)

10-311 Committee of Adjustment Notices of Decision for the following properties:
Consent – In respect of an application for consent to sever the property at 60 Park Crescent (Lot 1), the Committee decided that the application should be denied. The final date for appeal is April 18, 2017.
Consent – In respect of an application for consent to sever the property at 60 Park Crescent (Lot 2), the Committee decided that the application should be denied. The final date for appeal is April 18, 2017.
Minor Variance – In respect of an application to request relief from Zoning By-Law Number 76-26 for the property at 3249 Wilton Road, the Committee decided that the application should be approved, subject to conditions. The final date for appeal is April 18, 2017.
Minor Variance – In respect of an application to request relief from Zoning By-Law Number 8499 for the property at 85 Centre Street, the Committee decided that the application should be approved, subject to conditions. The final date for appeal is April 18, 2017.
Minor Variance – In respect of an application to request relief from Zoning By-Law Number 8499 for the property at 96 Hill Street, the Committee decided that the application should be approved, subject to conditions. The final date for appeal is April 17, 2017.
Communications (continued)

Minor Variance – In respect of an application to request relief from Zoning By-Law Number 76-26 for the property at 60 Park Cresent, the Committee decided that the application should be denied. The final date for appeal is April 18, 2017.
(File Number CSU-D19-000-2017)

Referred to All Members of Council

10-283  From Heather Woolsey, Administrative Assistant, City Clerk's Office, City of London, acknowledging receipt of Motion regarding Bill C-323, An Act to Amend the Income Tax Act.
(Distributed to all members of Council on March 24, 2017)
(File Number CSU-L10-000-2017)

10-284  From Derek Complin & Gerry Locklin, residents and Team Spokespersons for nothirdcrossing, Bulletin #7 to Council regarding the proposed Third Crossing.
(Distributed to all members of Council on March 24, 2017)
(File Number CSU-T04-000-2017)

10-285  From Pam Cress, Clerk, Town of Northeastern Manitoulin and the Islands, providing notice of resolution and request for support - First Nation Hydro delivery charges.
(Distributed to all members of Council on March 24, 2017)
(File Number CSU-E06-000-2017)

10-286  From Ewen MacKinnon, resident, letter to Council regarding the proposed Interim Control By-law.
(Distributed to all members of Council on March 24, 2017)
(File Number CSU-D14-000-2017)

(Distributed to all members of Council on March 24, 2017)
(File Number CSU-F05-000-2017)

10-288  From Associations of Municipalities of Ontario (AMO) - AMO Communications - AMO Policy Update - Federal Budget Includes Funding for Infrastructure, Housing & Child Care.
(Distributed to all members of Council on March 27, 2017)
(File Number CSU-F05-000-2017)

10-289  From Municipal Finance Officers Association of Ontario (MFOA) - MFOA's 2017 Federal Budget Write-up.
(Distributed to all members of Council on March 27, 2017)
(File Number CSU-F05-000-2017)
Communications (continued)

10-290  From Sarah Libera, resident, providing letter or resignation from Municipal Accessibility Advisory Committee.
        (Distributed to all members of Council on March 27, 2017)
        (File Number CSU-C12-000-2017)
        (See Miscellaneous Business Item Number 2)

10-291  From Derek Complin & Gerry Locklin, residents and Team Spokespersons for nothirdcrossing, Bulletin #8 to Council regarding the proposed Third Crossing.
        (Distributed to all members of Council on March 27, 2017)
        (File Number CSU-T04-000-2017)

10-304  From Geoff Rae, General Manager, Secretary, Treasurer, Cataraqui Region Conservation Authority (CRCA) - 2017 budget and municipal levies.
        (Distributed to all members of Council on March 27, 2017)
        (File Number CSU-D03-000-2017)

10-305  From Donna Madden, Senior Environmental Planner, Stantec Consulting Ltd. - Notice of Study commencement - Highway 401- Highway 38 Interchange (Interim Operational Improvements).
        (Distributed to all members of Council on March 27, 2017)
        (File Number CSU-T04-000-2017)

10-306  From Chief Stephen Hernen, President, Ontario Association of Fire Chiefs - letter regarding the OAFC 2017 Municipal Officials Seminar.
        (Distributed to all members of Council on March 27, 2017)
        (File Number CSU-A04-000-2017)

10-307  From Katherine Thompson, Marketing & Communications Officer, Elgin County, providing notice of resolution regarding Bill C-323 An Act to Amend the Income Tax Act (Rehabilitation of Historic Property).
        (Distributed to all members of Council on March 27, 2017)
        (File Number CSU-L10-000-2017)

10-308  From Clark Somerville, President, Federation of Canadian Municipalities (FCM), letter to Council regarding FCM’s Legal Defence Fund.
        (Distributed to all members of Council on March 27, 2017)
        (File Number CSU-L17-000-2017)

        (Distributed to all members of Council on March 27, 2017)
        (File Number CSU-D03-000-2017)

10-312  From Shirley Bailey, President, Frontenac Heritage Foundation, letter to Council regarding the Kingston Penitentiary & Portsmouth Olympic Harbour Visioning Exercise.
        (Distributed to all members of Council on March 29, 2017)
        (File Number CSU-D18-000-2017)
Communications (continued)

10-313  Received from Frank Dixon, resident, in regard to Planning Process – Public participation sought for improvements.
(Distributed to all members of Council on April 4, 2017)
(File Number CSU-D00-000-2017)

10-314  Received from Krista Fazackerley, Communications Coordinator, Cataraqui Region Conservation Authority – CRCA Watershed Conditions Statement.
(Distributed to all members of Council on April 4, 2017)
(File Number CSU-E05-000-2017)

10-315  From Ken Man, resident, letter regarding the proposed Third Crossing.
(Distributed to all members of Council on April 4, 2017)
(File Number CSU-T04-000-2017)

Referred to Clerk

(Distributed to all Members of Council on March 29, 2017)
(File Number CSU-M10-000-2017)

Other Business

None

By-Laws

Council consented to the addition of By-Law (9).

Councillor M"Laren withdrew from the meeting.

a)  Moved by Councillor Boehme
Seconded by Councillor Osanic

   That By-Law (2) be given its first and second reading.

       Carried (10:0)
       (See Recorded Vote)

YEAS:  Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (10)

NAYS:  (0)

ABSENT:  Councillor Candon, Councillor M"Laren (2)
By-Laws (continued)

b) Moved by Councillor Boehme
   Seconded by Councillor Osanic
   
   That By-Law Number (2) be given its third reading.

   Carried (10:0)
   (See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (10)

NAYS: (0)

ABSENT: Councillor Candon, Councillor McLaren (2)

Councillor McLaren returned to the meeting.

c) Moved by Councillor Boehme
   Seconded by Councillor Osanic
   
   That By-Laws (1), (8) and (9) be given their first and second reading.

   Carried (11:0)
   (See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

NAYS: (0)

ABSENT: Councillor Candon (1)

d) Moved by Councillor Boehme
   Seconded by Councillor Osanic
   
   That By-Laws (1) and (3) through (9) be given their third reading.

   Carried (11:0)
   (See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

NAYS: (0)

ABSENT: Councillor Candon (1)
By-Laws (continued)

(1) A By-Law to Amend By-Law Number 8499, “Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston” (Zone Change from One and Two Family Dwelling ‘A’ Zone to Site Specific Multiple Family Dwelling ‘B3.517’ Zone and General Recreation Park ‘P’ Zone, 671 Brock Street)

Three Readings Proposed Number 2017-79
(See Clause (1), Report Number 45)

(2) A By-Law to Amend By-Law Number 8499, “Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston” (Zone Change from One-Family Dwelling and Two-Family Dwelling ‘A5’ Zone to Site-Specific One-Family Dwelling and Two-Family Dwelling ‘A5.519’, ‘A5.520’, ‘A5.521’ and ‘A5.522’ Zones, 735, 743 King Street West)

As Amended
Three Readings Proposed Number 2017-80
(See Clause (3), Report Number 45)

(3) A By-Law to Amend By-Law Number 2009-140 “A By-Law to provide for the Prohibition and Regulation of Signs and other Advertising Devices in the City of Kingston”

Third Reading Proposed Number 2017-66
(See Clause (2), Report Number 42)
(City Council Meeting Number 2017-09)

(4) A By-Law to Amend By-Law Number 2004-52 “A By-Law to Regulate Noise” (Schedule D)

Third Reading Proposed Number 2017-67
(See Clause (3), Report Number 42)
(City Council Meeting Number 2017-09)

(5) A By-Law to Amend By-Law Number 2004-52 “A By-Law to Regulate Noise” (Definitions)

Third Reading Proposed Number 2017-68
(See Clause (3), Report Number 42)
(City Council Meeting Number 2017-09)

(6) A By-Law to Amend By-Law Number 2004-52 “A By-Law to Regulate Noise” (Schedule B)

Third Reading Proposed Number 2017-69
(See Clause (3), Report Number 42)
(City Council Meeting Number 2017-09)
By-Laws (continued)

(7) A By-Law to Amend By-Law Number 87-179 (A By-Law to Designate Certain Properties to be of Historic and/or Architectural Value or Interest Pursuant to the Provisions of the Ontario Heritage Act) - 800 and 826 Princess Street

Third Reading Proposed Number 2017-49
(See Clause (1(iii)), Report Number 28)
(City Council Meeting Number 2017-06)

(8) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday April 4, 2017

Three Readings Proposed Number 2017-81
(City Council Meeting Number 2017-10)

(9) A By-Law to Establish an Accountability Framework for the City of Kingston

Third Reading Proposed Number 2017-64
(See Clause (1b), Report Number 37)
(Special City Council Meeting Number 2017-08)

Adjournment

Moved by Councillor Turner
Seconded by Councillor Boehme

That Council do now adjourn. Carried (11:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Councillor George, Councillor Holland, Councillor Hutchison, Councillor McLaren, Deputy Mayor Neill, Councillor Osanic, Mayor Paterson, Councillor Schell, Councillor Stroud, Councillor Turner (11)

NAYS: (0)

ABSENT: Councillor Candon (1)

Council adjourned at 9:00 pm.

(Signed) John Bolognone Bryan Paterson
City Clerk Mayor