



City Council Meeting Number 2018-20

The Regular Meeting of Kingston City Council was held on Tuesday, September 4, 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, Deputy Mayor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill, Councillor Oosterhof, Mayor Paterson, Councillor Osanic, Councillor Schell, Councillor Stroud (12)

Absent: Councillor Turner (1)

Administrative Staff Present:

Ms. P. Agnew, Director, Planning, Building & Licensing
Mr. J. Bolognone, City Clerk
Ms. A. Bryant-Peller, Assistant to the Mayor
Ms. K. Harry, Mayor's Office Assistant
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
Mr. J. Keech, President and CEO, Utilities Kingston
Ms. D. Kennedy, Chief Financial Officer and City Treasurer
Ms. JC Kenny, Director, Communications & Customer Experience
Mr. M. Lagace, Technology Associate
Mr. D. Leger, Commissioner, Corporate & Emergency Services
Mr. G. McLean, Policy and Program Coordinator
Mr. A. McLeod, Senior Legal Counsel and Deputy City Solicitor
Ms. R. Morgan, Communications Officer
Mr. G. Newman, Manager, Policy Planning
Ms. S. Nicholson, Director, Legal Services and City Solicitor
Mr. C. Sabourin, Technology Associate
Ms. L. Turner, Manager, Licensing & Enforcement
Mr. M. Van Buren, Deputy Commissioner, Transportation & Infrastructure Services
– Engineering & Projects
Mr. C. Wiginton, Cultural Director, Cultural Services

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Approval of Addeds

Moved by Councillor Neill
Seconded by Councillor Osanic

That the addeds be approved.

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

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

NAYS: (0)

ABSENT: Councillor Turner (1)

Disclosure of Pecuniary Interest

1. Councillor Osanic declared a possible pecuniary interest with respect to New Motion 1 requesting the Ministry of Health and Long Term Care to re-evaluate Kingston's designation as a "non-high needs" community as she is employed by the Ministry of Health and Long Term Care which establishes and implements such policies.

Presentations

None.

Delegations

1. Connie Ball, Executive Director, Kingston Humane Society and Dana Babcock, Vice President of the Board of Directors, Kingston Humane Society appeared before Council and spoke to Clause 3 of Report Number 72: Received from the Chief Administrative Officer (Consent) with respect to City Animal Pound Services Interim Contract.
2. Frank Dixon, resident, appeared before Council and spoke to Information Report Number 5 with respect to the Third Crossing – Update.

Briefings

None.

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Petitions

1. A petition bearing approximately 40 signatures was presented by Deputy Mayor Candon to Council on September 4, 2018 which reads as follows:
“Residential Zoning Violation Warning (West) By-Law 76-26, Sec. 5.23” We believe the by-law should be amended so that home owners/occupants are able to park their trailers, boats and recreational vehicles in their driveways for longer than a 75 hour period per month so long as they are not obtrusive or problematic to immediate neighbours sharing a driveway. Storing these elsewhere is a financial burden on taxpayers living on our street, Pembridge Crescent.”

Referred to the Commissioner of Community Services

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

None.

Deferred Motions

None.

Reports

Report Number 72: Received from the Chief Administrative Officer (Consent)

Moved by Deputy Mayor Candon
Seconded by Councillor Boehme

That Report Number 72: 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 clauses 2 and 3.

1. Transfer of Review Agreement with the Ministry of the Environment, Conservation and Parks

That Council authorize the Mayor and Clerk to sign the Transfer of Review Agreement, subject to the satisfaction of the City Solicitor, which was signed by the Ministry of the Environment, Conservation and Parks on July 31, 2018, to conduct, on behalf of the Ministry, administrative and technical reviews of environmental compliance approval applications for a limited range of sewage works with recommendations to the Ministry for final approval.

(The Report of the President and CEO, Utilities Kingston (18-200) was attached to the agenda as schedule pages 1-39)

(File Number CSU-E01-000-2018)

2. Land Exchange Agreement and Lease Agreement for Boundary Road Allowance – Canadian Wollastonite

That a by-law be presented to Council to permanently close a portion of the unopened boundary road allowance described as Part of the Road Allowance Between the Township of Leeds and the Township of Pittsburgh, West of the Centre Line, Lying South of FR319048 and Lying North of the Easterly Extension of the Southerly Limit of the Road Allowance Between Concessions 9 and 10; City of Kingston, Designated as Part 1 on Reference Plan 13R-21804; and Part of the Road Allowance Between the Township of Pittsburgh and the Township of Leeds, East of the Centre Line, Between the Road Allowance Between Concession 6 and Concession 7 and the Rideau River; Township of Leeds and the Thousand Islands, Designated as Part 2 on Reference Plan 28R-14954, being parts of PIN 36287-0186 (LT) and PIN 44294-0051 (LT); and

That Council declare surplus to municipal need and dispose of the City's interest in Part 1 on Reference Plan 13R-21804 to facilitate a Land Exchange Agreement; and

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That Council authorize the Mayor and Clerk to execute a Land Exchange Agreement between the City of Kingston, Township of Leeds and the Thousand Islands and 2005948 Ontario Limited (o/a Canadian Wollastonite), and any other required documents, in a form satisfactory to the Director of Legal Services, for the City's acquisition of Part 1 on Reference Plan 28R-14954, and the City's disposal of Part 1 on Reference Plan 13R-21804; and

That Council authorize the Mayor and Clerk to execute a Land Lease Agreement between the City of Kingston, Township of Leeds and the Thousand Islands and 2005948 Ontario Limited (o/a Canadian Wollastonite), and any other required documents, in a form satisfactory to the Director of Legal Services, for the City's lease of Part 1 on Reference Plan 28R-14954 to 2005948 Ontario Limited for the annual rate of \$1,000 per year for the first 10 years of the term, rising to \$1,500 for the second 10 years of the term, with two (2) successive options to renew for 10 years each; and

That the draft by-law, "A By-Law to Permanently Close the Highway Being a Portion of the Boundary Road Allowance between the City of Kingston and the Township of Leeds and the Thousand Islands, described as Part of the Road Allowance Between the Township of Leeds and the Township of Pittsburgh, West of the Centre Line, Lying South of FR319048 and Lying North of the Easterly Extension of the Southerly Limit of the Road Allowance Between Concessions 9 and 10; City of Kingston, Designated as Part 1 on Reference Plan 13R-21804; and Part of the Road Allowance Between the Township of Pittsburgh and the Township of Leeds, East of the Centre Line, Between the Road Allowance Between Concession 6 and Concession 7 and the Rideau River; Township of Leeds and the Thousand Islands, Designated as Part 2 on Reference Plan 28R-14954", attached as Exhibit C to Report Number 18-198, be given all three readings.

(See By-Law Number (2), 2018-135)

(The Report of the Commissioner of Community Services (18-198) was attached to the agenda as schedule pages 40-51)

(File Numbers CSU-L15-000-2018 and CSU-T09-000-2018)

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

3. City Animal Pound Services Interim Contract

That Council authorize the Mayor and Clerk to execute an interim contract with the Kingston Humane Society for the provision of Animal Pound Services for a term commencing September 5, 2018 and expiring at midnight, January 31, 2019, based on a monthly lump sum fee of \$20,000.00, plus the actual cost per month of emergency veterinary care for animals during the redemption period, in a form satisfactory to the Director of Legal Services; and

That Council direct staff to include the revised contract amount for the month of January and projected costs of a new contract for the remainder of the year in the 2019 operational budget; and

That Council direct City staff to commission a service and cost assessment of the Animal Pound Services and report its findings to Council as part of any recommendation for the awarding of a multi-year Pound Services contract.

(The Report of the Commissioner of Community Services (18-341) was attached to the agenda as schedule pages 52-58)

(File Number CSU-P14-000-2018)

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

4. Proposed Settlement of Ontario Heritage Act Appeal – 520 Princess Street, the Bermingham-Harty House

That Council approve the amended Designation By-Law for 520 Princess Street, attached as Exhibit 'A' to Report Number 18-167; and

That the amending by-law be presented to Council for its third reading.

(The Report of the Director of Legal Services & City Solicitor and the Commissioner of Community Services (18-167) was attached to the agenda as schedule pages 59-74)

(File Number CSU-R01-000-2018)

Carried (12:0)
(Clauses 1 and 4)
(See Recorded Vote)

YEAS: Councillor Boehme, Deputy Mayor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill,

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Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Schell,
Councillor Stroud (12)

NAYS: (0)

ABSENT: Councillor Turner (1)

Report Number 73: Received from the Planning Committee

Moved by Councillor Neill

Seconded by Councillor Oosterhof

That Report Number 73: Received from the Planning Committee be received and adopted.

Report Number 73

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 – 316 Albert Street (Sasikaran Kunaratnam)

That the application for a zoning by-law amendment (File Number D14-006-2018) submitted by Heather Cirella, on behalf of Sasikaran Kunaratnam, for the property municipally known as 316 Albert 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-18-049; 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 (3), 2018-136 was attached to the agenda as schedule pages 75-77)

2. Approval of an Application for a Zoning By-Law Amendment – 355 King Street West (Queen's University)

That the application for a zoning by-law amendment (File Number D14-014-2018) submitted by Fotenn Consultants Inc., on behalf of Queen's University, for the property municipally known as 355 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-18-054; 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 (4), 2018-137 was attached to the agenda as schedule pages 78-80)

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

Report Number 74: Received from Heritage Kingston

Moved by Councillor Schell

Seconded by Councillor Stroud

That Report Number 74: Received from Heritage Kingston be received and adopted.

Report Number 74

To the Mayor and Members of Council:

Heritage Kingston reports and recommends as follows:

Council consented to the separation of clause 3.

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

i. Approval of an Application for Heritage Permit – 488 Division Street

That the demolition of a structure at 488 Division Street, be approved in accordance with the details described in the application (File Number P18-071-2018), which was deemed complete on June 28, 2018, with said alterations to include the demolition of the greenhouse structure in the rear yard; and

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

1. A Building Permit shall be obtained for the demolition of the greenhouse structure;

2. Work shall not commence on the day of the demolition until a City of Kingston Heritage Planning staff member is present to document the structure prior to its removal; and
3. The applicant is encouraged to install tree protection fencing around the existing Black Walnut trees that are in close proximity to the greenhouse structure, during the demolition process.

ii. Approval of an Application for Heritage Permit – 2493 Highway 2

That the alterations to the property at 2493 Highway 2, be approved in accordance with details described in the application (File Number P18-072-2018), which was deemed completed on July 4, 2018 with said alterations to include:

1. The installation of two limestone entrance posts adjacent to Highway 2;
2. The planting of new trees adjacent to the entrance driveway and various other locations;
3. The installation of flagstone walkways;
4. The installation of paver walkways;
5. The planting of new flower beds around the perimeter of the house;
6. The installation of new wooden front entrance (steps/deck); and

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

1. Details pertaining to the dimensions of the limestone gateposts shall be submitted to Heritage Planning staff to ensure compatibility with the cultural heritage value of the property; and
2. A Building Permit shall be obtained if the proposed entrance steps/deck exceed 24 inches from grade.

iii. 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 P18-068-2018), which was deemed complete on July 17, 2018, with said alterations to include the installation of new fire alarm and suppression systems throughout all floors of the building and the removal of the existing systems; and

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

1. Where practical, all piping for the alarm and suppression system shall be located in concealed spaces;
2. All exposed fixtures and piping shall be coloured to match the adjacent materials;

3. All exposed fixtures shall be located along wall/ceiling joints and adjacent to ceiling details in order to minimize their appearance;
4. All masonry works shall be completed in accordance with the City's Policy on Masonry Restoration on Heritage Buildings; and
5. Any minor deviations from the submitted plans, which meets the intent of this approval and conserves the heritage attributes listed in the designation by-law, be delegated to the Director of Planning, Building and Licensing Services for review and approval.

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

i. Approval of an Application for Heritage Permit – 94 Bagot Street

That alterations to the property at 94 Bagot Street, be approved in accordance with the details described in the application (File Number P18-076-2018), which was deemed complete on July 12, 2018, with said alterations to include:

1. The removal of the existing three-storey porch frame;
2. The retention of the existing cement porch base and the construction of a two-storey porch with wood columns and wrought iron railings and the insertion of a new window opening with an aluminum clad wood horizontal sliding window;
3. The restoration of the wood door surround, frame, transom light and front door (replicating the design of these elements on 96 Bagot Street);
4. The replacement of all the windows on the front elevation with aluminum clad wood two-over-two sash windows on the ground, second and third floors and an aluminum clad horizontal sliding window in the basement;
5. The replacement of the second storey balcony door with an aluminum clad wood door with glazing;
6. The repair and repointing of various areas of brick work on the front elevation, including the flat arch over the entranceway; and
7. The repair of the wood fascia, soffit and eave, including decorative brackets; and

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

1. A Building Permit, including an engineer's design for the guard rails and for the new window opening, shall be obtained for the rebuilding of the porch;
2. Heritage Planning staff shall be circulated the drawings and design specifications tied to the Building Permit application for review and

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approval to ensure consistency with the scope of the Heritage Permit sought by this application;

3. A Tree Permit shall be obtained for the City-owned Silver Maple tree at the front of the property;
4. All masonry works shall be carried out in accordance with the City's Policy on Masonry Restoration in Heritage Buildings; and
5. All window works shall be carried out in accordance with the City's Policy on Window Renovations in Heritage Buildings.

(Report Number HK-18-059 was attached to the agenda as schedule pages 81-99)

ii. Approval of an Application for Heritage Permit – 251 Main Street

That alterations to the property at 251 Main Street, be approved in accordance with the details described in the application (File Number P18-065-2018) which was deemed complete on July 19, 2018, with said alterations to include construction of a one-storey detached garage, subject to the following conditions:

1. A Building Permit shall be obtained, as required;
2. That the covered breezeway shall not be included in this approval; and
3. 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.

(Report Number HK-18-054 was attached to the agenda as schedule pages 100-118)

iii. Approval of an Application for Heritage Permit – 268 Main Street

That alterations to the property at 268 Main Street, be approved in accordance with the details described in the application (File Number P18-079-2018), which was deemed complete on July 20, 2018, with said alteration to include the construction of a new barrier-free access ramp, planters and new parking spaces; and

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

1. All masonry works shall be completed in accordance with the City's Policy on Masonry Restoration on Heritage Buildings;
2. That White Oak, or similar hardwood, shall be used for the new threshold/sill;
3. The concrete shall be tinted to match the existing staircase, as closely as possible; and
4. Planning staff shall be circulated the drawings and design specifications, tied to the Building Permit application for review and

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approval to ensure consistency with the scope of the Heritage Permit sought by this application.

(Report Number HK-18-056 was attached to the agenda as schedule pages 119-142)

Carried (12:0)
(Clauses 1, 1.i, 1.ii, 1.iii, 2, 2.i, 2.ii)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

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

i. Application for Heritage Permit – 286 Johnson Street

That alterations to the property at 286 Johnson Street, be approved in accordance with the details described in the application (File Number P18-077-2018), which was deemed complete on July 19, 2018, with said alterations to include:

1. Demolition of the existing kitchen nook on the rear addition and reconstruction of a new kitchen nook on the existing foundation with vertical simulated wood siding, white vinyl casement windows and a black asphalt shingle roof;
2. The replacement of all windows on the rear (south) elevation with a combination of white vinyl casement and sash windows; and
3. The replacement of the existing asphalt shingle roof on the principal dwelling and rear one-storey addition with new roof shingles in like-for-like materials and colour; and

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

1. A Building Permit shall be obtained for the rebuilding of the rear kitchen nook;
2. Details pertaining to the design of the windows shall be submitted to Heritage Planning staff to ensure their compatibility with the existing architectural composition of the rear elevation; and
3. Details pertaining to the simulated vertical wood siding shall be submitted to Heritage Planning staff to ensure their compatibility with the existing architectural style of the rear elevation.

(Report Number HK-18-057 was attached to the agenda as schedule pages 143-163)

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Deferred

(See Motion to Defer which Carried)

Moved by Councillor Stroud

Seconded by Councillor Schell

That Clause 3.i. of Report 74 Received from Heritage Kingston be deferred until October 2, 2018 so that staff can get an opinion from a specialist in architectural Heritage conservation on the proposed alterations to 286 Johnson Street.

Carried (12:0)

(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

Report Number 75: Received from the Nominations Advisory Committee

Moved by Councillor Hutchison

Seconded by Councillor Boehme

That Report Number 75: Received from the Nominations Advisory Committee be received and adopted.

Report Number 75

To the Mayor and Members of Council:

The Nominations Advisory Committee reports and recommends as follows:

1. Public Appointments to Kingston Election Compliance Audit Committee

That Mike Bell, Andrew Kole and Kim Meathrel be appointed to the Kingston Election Compliance Audit Committee for a term beginning September 30, 2018 and ending November 15, 2022.

Carried (12:0)

(See Recorded Vote)

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

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NAYS: (0)

ABSENT: Councillor Turner (1)

Report Number 76: Received from the Rural Advisory Committee

Moved by Councillor Oosterhof
Seconded by Councillor Boehme

That Report Number 76: Received from the Rural Advisory Committee be received and adopted.

Report Number 76

To the Mayor and Members of Council:

The Rural Advisory Committee reports and recommends as follows:

Council consented to the separation of items 1 and 2.

1. Low Volume Roads Maintenance Plan

Whereas there has been a road repair Capital deficit since the new City was created;

Therefore Be It Resolved That Council direct staff to annualize and incorporate the Low Volume Roads Maintenance Plan into the upcoming 4-year infrastructure plan.

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

2. Animal Control By-Law and Backyard Hens

That Council direct staff to prepare a report clarifying the Animal Control By-Law with respect to permitted locations where backyard hens may be kept and that staff report back to the Rural Advisory Committee in Q4 2018.

Carried (12:0)
(See Recorded Vote)

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

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NAYS: (0)

ABSENT: Councillor Turner (1)

Council consented to the addition of Report Number 77: Received from the Planning Committee.

Report Number 77: Received from the Planning Committee

Moved by Councillor Neill

Seconded by Councillor Oosterhof

That Report Number 77: Received from the Planning Committee be received and adopted.

Report Number 77

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 – 1 Curtis Crescent (Kingston and Frontenac Housing Corporation)

That that the application for a zoning by-law amendment (File Number D14-019-2018) submitted by Scott VanderSchoor, on behalf of Kingston and Frontenac Housing Corporation, for the property municipally known as 1 Curtis Crescent, 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 to Amend Zoning By-Law Number 8499, Map 24) to Report Number PC-18-056; 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.

(By-Law Number (17), 2018-150 was attached to the addendum as schedule pages 1-3)

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

Committee of the Whole

None.

Information Reports

1. Second Quarter Operating Budget Status Report for 2018

The purpose of this report is to provide Council with a financial status update of the general operating budget as at June 30, 2018.

(The Report of the Chief Financial Officer and City Treasurer (18-337) was attached to the agenda as schedule pages 164-177)

(File Number CSU-F05-000-2018)

2. Plans for Commemorating the Centenary of the End of the First World War in 2018

The purpose of this report is to provide Council with information regarding plans that have been developed to commemorate the centenary of the end of the First World War – or at least the end of the fighting between the allied countries and Germany – on November 11, 1918.

(The Report of the Commissioner of Community Services (18-340) was attached to the agenda as schedule pages 178-183)

(File Number CSU-M02-000-2018)

3. Quarterly Report: Kingston Economic Development Corporation – Q2 2018

The purpose of this report is to provide Council with a detailed reporting on Q2 2018 for the economic development organization.

(The Report of the Chief Administrative Officer (18-345) is attached to the agenda as schedule pages 184-201)

(File Number CSU-A01-003-2018)

4. Quarterly Report: Tourism Kingston – Q2 2018

The purpose of this report is to provide Council with a detailed reporting on Q2 2018 for Tourism Kingston.

(The Report of the Chief Administrative Officer (18-346) was attached to the agenda as schedule pages 202-220)

(File Number CSU-A01-000-2018)

5. Third Crossing - Update

The purpose of this report is to provide Council with an update on the Third Crossing.

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(The Report of the President and CEO, Utilities Kingston (18-342) was attached to the agenda as schedule pages 221-227)

(File Number CSU-T04-000-2018)

Information Reports from Members of Council

None.

Miscellaneous Business

1. Moved by Councillor Schell
Seconded by Councillor Osanic

That the resignation of Kailin Che from the Committee of Adjustment be received with regret.

(See Communication Number 20-506)

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

2. Moved by Councillor Neill
Seconded by Councillor Boehme

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 on September 15, 2018 for the Terry Fox Run.

(See Communication 20-525)

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

Councillor Osanic withdrew from the meeting.

New Motion

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1. Moved by Councillor M^cLaren
Seconded by Councillor Hutchison

Whereas Kingston has been designated a “non-high needs” community for family physicians in general practice and family medicine; and

Whereas Family Physicians are incentivized to practice in high need communities; and

Whereas because Kingston is designated a “non-high needs” community, family physicians are restricted from practicing in Kingston under the most desirable practice models, such as Family Health Teams; and

Whereas there is a growing number of unattached patients in Kingston; and

Whereas the existing number of Family Physicians are unable to increase their patient roster size due to existing demands of patient caseload; and

Whereas Kingston’s existing supply or availability of Family Physicians continues to decline due to deaths, retirements, relocations, reduced patient roster size due to increased complexity of care for patients, and changing work-life balances; and

Whereas physicians working at institutions such as Corrections Canada, CFB Kingston and Queen’s University are counted by the province but are often engaged in research or other academic activities and therefore, do not carry a full patient roster, if at all; and

Whereas our population, especially students, continues to grow and while family physicians may obtain a license and billing number to practice in Kingston, few consider it due to an imbalance in practice management demands and compensation/remuneration models resulting in physician income declining by 29% over five years; and

Therefore Be It Resolved That the City Council of Kingston strongly petitions the Ministry of Health and Long Term Care to re-evaluate Kingston’s designation as a “non-high needs” community and recalculate the physician services level, taking into consideration our true need based on:

1. The number of unattached patients in our catchment area;
2. Recent and ongoing attrition in the population of Family Physicians;
3. The actual size and complexity of patient rosters in existing family physician practices;
4. Emergency department utilization rates;
5. The presence of family physicians who do not have a family practice open to the general public due to their affiliation with institutions; and

That this motion be shared with the Premier of Ontario, the provincial opposition party leaders, the Minister and critics of the Ministry of Health and Long Term Care, and our MPPs, Randy Hillier and Ian Arthur and KFL&A Public Health.

Carried (11:0)

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(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Osanic, Councillor Turner (2)

Councillor Osanic returned to the meeting.

Notices of Motion

None

Minutes

Moved by Councillor Holland
Seconded by Councillor George

That the Minutes of City Council Meeting Number 2018-18, held Tuesday, August 7, 2018 and the Minutes of the Special Council Meeting Number 2018-19, held Thursday, August 23, 2018 be confirmed.

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

Tabling of Documents

None.

Communications

Council consented to the addition of communication 20-525.

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Filed

- 20-473 Committee of Adjustment – Notice of a Public Meeting for a minor variance at the property municipally known as 150 and 163 Pauline Tom Avenue. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.
(File Number CSU-D19-000-2018)
- 20-474 Committee of Adjustment – Notice of a Public Meeting for a minor variance at the property municipally known as 122 Wellington Street. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.
(File Number CSU-D19-000-2018)
- 20-475 Committee of Adjustment – Notice of a Public Meeting for a minor variance at the property municipally known as 583 Fay Street. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.
(File Number CSU-D19-000-2018)
- 20-476 Committee of Adjustment – Notice of a Public Meeting for a consent and a minor variance at the property municipally known as 20 and 28 Cliff Crescent. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.
(File Number CSU-D19-000-2018)
- 20-477 Committee of Adjustment – Notice of a Public Meeting for a minor variance at the property municipally known as 180 Churchill Crescent. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.
(File Number CSU-D19-000-2018)
- 20-478 Committee of Adjustment – Notice of a Public Meeting for a minor variance at the property municipally known as 944 Clearfield Crescent. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.
(File Number CSU-D19-000-2018)
- 20-479 Committee of Adjustment – Notice of a Public Meeting for a minor variance at the property municipally known as 66 Kenwoods Circle. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.
(File Number CSU-D19-000-2018)
- 20-480 Committee of Adjustment – Notice of a Public Meeting for a minor variance at the property municipally known as 1 Emily Street. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.

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(File Number CSU-D19-000-2018)

- 20-481 Committee of Adjustment – Notice of a Public Meeting for a minor variance at the property municipally known as 1317 Unity Road. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.

(File Number CSU-D19-000-2018)

- 20-482 Committee of Adjustment – Notice of a Public Meeting for a minor variance at the property municipally known as 3794 Brewers Mills Road. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.

(File Number CSU-D19-000-2018)

- 20-486 Committee of Adjustment – Revised Notice of a Public Meeting for a minor variance at the property municipally known as 66 Kenwoods Circle. The Public Meeting is August 27, 2018 at 5:30 pm at 1211 John Counter Boulevard.

(File Number CSU-D19-000-2018)

- 20-488 Public Notice of a Complete Application dated August 2, 2018 for a Zoning By-Law Amendment at the property municipally known as 495-513 Frontenac Street.

(File Number CSU-D14-000-2018)

- 20-489 Notice of a Regular Meeting for a proposed Zoning By-Law Amendment and draft Plan of Subdivision at the property municipally known as 950 Cataraqui Woods Drive. The Regular Meeting is August 30, 2018 at 6:30 pm in the Council Chamber, City Hall, 216 Ontario Street.

(File Number CSU-D14-000-2018)

- 20-490 Notice of a Regular Meeting for a proposed Zoning By-Law Amendment and draft Plan of Subdivision at the property municipally known as 800 John Marks Avenue. The Regular Meeting is August 30, 2018 at 6:30 pm in the Council Chamber, City Hall, 216 Ontario Street.

(File Number CSU-D14-000-2018)

- 20-491 Notice of a Complete Application and Public Meeting for a Zoning By-Law Amendment at the property municipally known as 205 Resource Road. The Public Meeting is August 30, 2018 at 6:30 pm in the Council Chamber, City Hall, 216 Ontario Street.

(File Number CSU-D14-000-2018)

- 20-492 Public Notice of a Complete Application dated August 13, 2018 for a Zoning By-Law Amendment at the property municipally known as 700 Gardiners Road.

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(File Number CSU-D14-000-2018)

- 20-507 Delegated Authority Consent Application – Notice of Decision for consent at the property municipally addressed as 294 Rideau Street. The application has been approved subject to conditions. The last date for appeal is August 9, 2018.

(File Number CSU-D19-000-2018)

- 20-508 Notice of a Regular Meeting for a proposed Zoning By-Law Amendment and draft Plan of Subdivision at the property municipally known as 1 Curtis Crescent. The Regular Meeting is August 30, 2018 at 6:30 pm in the Council Chamber, City Hall, 216 Ontario Street.

(File Number CSU-D14-000-2018)

- 20-511 Notice of Technical Consent at the property municipally addressed as 2599 Kepler Road. The last date for objections is September 7, 2018.

(File Number CSU-D08-000-2018)

- 20-514 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 1317 Unity Road. The application has been approved subject to conditions. The last date for appeal is September 17, 2018.

(File Number CSU-D19-000-2018)

- 20-515 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 1 Emily Street. The application has been approved subject to conditions. The last date for appeal is September 17, 2018.

(File Number CSU-D19-000-2018)

- 20-516 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 66 Kenwoods Circle. The application has been approved subject to conditions. The last date for appeal is September 17, 2018.

(File Number CSU-D19-000-2018)

- 20-517 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 944 Clearfield Crescent. The application has been approved subject to conditions. The last date for appeal is September 17, 2018.

(File Number CSU-D19-000-2018)

- 20-518 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 180 Churchill Crescent. The application has been approved subject to conditions. The last date for appeal is September 17, 2018.

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(File Number CSU-D19-000-2018)

- 20-519 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 583 Fay Street. The application has been approved subject to conditions. The last date for appeal is September 17, 2018.

(File Number CSU-D19-000-2018)

- 20-520 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 122 Wellington Street. The application has been approved subject to conditions. The last date for appeal is September 17, 2018.

(File Number CSU-D19-000-2018)

- 20-521 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 28 Cliff Crescent. The application has been approved subject to conditions. The last date for appeal is September 17, 2018.

(File Number CSU-D19-000-2018)

- 20-522 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 20 Cliff Crescent. The application has been approved subject to conditions. The last date for appeal is September 17, 2018.

(File Number CSU-D19-000-2018)

- 20-523 Committee of Adjustment – Notice of Decision for consent at the property municipally addressed as 28 Cliff Crescent. The application has been approved subject to conditions. The last date for appeal is September 18, 2018.

(File Number CSU-D19-000-2018)

- 20-524 Committee of Adjustment – Notice of Decision for a minor variance at the property municipally addressed as 150 and 163 Pauline Tom Avenue. The application has been approved subject to conditions. The last date for appeal is September 17, 2018.

(File Number CSU-D19-000-2018)

Referred to All Members of Council

- 20-483 Correspondence from Clare Schulte-Albert, Senior Communications Advisor, Office of the Honourable Victor Fedeli, Minister of Finance & Chair of Cabinet dated August 16, 2018 advising of a Cannabis Roundtable held in Kingston on August 22, 2018 from 2:30 pm to 3:30 pm.

(Distributed to all members of Council on August 17, 2018)

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(File Number CSU-S08-000-2018)

- 20-484 Correspondence from James Gaulton, resident, received on August 1, 2018 with respect to municipal guidelines regarding tower and condominium construction.

(Distributed to all members of Council on August 17, 2018)

(File Number CSU-D00-000-2018)

- 20-485 Municipal Clerk's Official Notice of an Application for a Liquor Sales Licence for Gang Ham Style located at 337 Princess Street.

(Distributed to all members of Council on August 17, 2018)

(File Number CSU-P09-000-2018)

- 20-487 Township of Leeds and the Thousand Islands Notice of a Public Meeting for a Zoning By-Law Amendment at the property municipally known as 363 Taylor Road West in the Front of Leeds and Lansdowne. The Public Meeting is September 4, 2018 at 5:00 pm in the Council Chamber, Township of Leeds and the Thousand Islands Municipal Office, 1233 Prince Street, Lansdowne.

(Distributed to all members of Council on August 17, 2018)

(File Number CSU-D14-000-2018)

- 20-493 Correspondence from Christine Vernem, Legislative Secretary of the City of Hamilton, dated August 1, 2018, attaching correspondence from Mayor Fred Eisenberger, City of Hamilton to Mayor Jim Harrison of the City of Quinte West endorsing the resolution of the City of Quinte West with respect to a Cannabis Grace Period Request.

(Distributed to all members of Council on August 27, 2018)

(File Number CSU-S08-000-2018)

- 20-496 Communications from Association of Municipalities Ontario (AMO) dated August 13, 2018 – AMO Policy Update – Cannabis Retail Consultation to Start Soon.

(Distributed to all members of Council on August 27, 2018)

(File Number CSU-S08-000-2018)

- 20-497 A New Release from the Cataraqui Region Conservation Authority dated August 16, 2018 – Level 1 Drought Conditions Continue.

(Distributed to all members of Council on August 27, 2018)

(File Number CSU-E05-000-2018)

- 20-498 A Resolution of the Council of The Corporation of the Township of North Frontenac dated August 3, 2018, requesting support with respect to Advocate Provincial Government for funding for Volunteer Firefighters Certification.

(Distributed to all members of Council on August 27, 2018)

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(File Number CSU-P16-000-2018)

- 20-499 Communications from Association of Municipalities Ontario (AMO) dated August 16, 2018 – AMO Policy Update – AMO Conference 2018: “In Conversation” on Recreational Cannabis Retail Approach.

(Distributed to all members of Council on August 27, 2018)

(File Number CSU-S08-000-2018)

- 20-500 Resolution from Vicki Tytaneck, Town Clerk of the Town of Oakville dated August 13, 2018 with respect to Regulating the Display and Distribution of Objectionable Images.

(Distributed to all members of Council on August 27, 2018)

(File Number CSU-L11-000-2018)

- 20-502 Correspondence from Michael Capon, resident, dated August 18, 2018 with respect to the new traffic-calming bollards on King Street west of Beverley Street.

(Distributed to all members of Council on August 27, 2018)

(File Number CSU-T08-000-2018)

- 20-504 Copy of correspondence from the Township of Selwyn to the Premier of Ontario dated August 15, 2018 with respect to a resolution passed by the Township of Selwyn on August 7, 2018 with respect to Provincial Agricultural Systems Mapping.

(Distributed to all members of Council on August 28, 2018)

(File Number CSU-L11-000-2018)

- 20-506 Correspondence from Kailin Che dated July 23, 2018, resigning from the Committee of Adjustment.

(Distributed to all members of Council on August 28, 2018)

(File Number CSU-C12-000-2018)

(See Miscellaneous Business 1)

- 20-509 Correspondence from Warren (Smokey) Thomas, President, Ontario Public Service Employees Union to Lynn Dollin, President, Association of Municipalities of Ontario, dated August 17, 2018 with respect to cannabis implementation.

(Distributed to all members of Council on August 28, 2018)

(File Number CSU-S08-000-2018)

- 20-510 Ontario Public Service Employees Union Communication dated August 17, 2108 – Thomas calls for public cannabis option.

(Distributed to all members of Council on August 28, 2018)

(File Number CSU-S08-000-2018)

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- 20-511 Reminder Notice from Township of Leeds and the Thousand Islands – Statutory Public Meeting Final Review and Approval Dates of the Township’s Final Draft Official Plan. The Public Meeting is August 22, 2018 at 6:30 pm in the Council Chamber, Township of Leeds and the Thousand Islands Municipal Office, 1233 Prince Street, Lansdowne.
(Distributed to all members of Council on August 28, 2018)
(File Number CSU-D08-000-2018)
- 20-512 Township of Leeds and the Thousand Islands Notice of a Public Meeting for a Zoning By-Law Amendment at the property municipally known as 4682 County Road 2 in the Front of Leeds and Lansdowne. The Public Meeting is September 10, 2018 at 5:30 pm in the Council Chamber, Township of Leeds and the Thousand Islands Municipal Office, 1233 Prince Street, Lansdowne.
(Distributed to all members of Council on August 28, 2018)
(File Number CSU-D14-000-2018)
- 20-525 Illumination Application from the Terry Fox Foundation requesting illumination of City Hall and Springer Market Square on September 15, 2018 for the Terry Fox Run.
(Distributed to all members of Council on September 4, 2018)
(File Number CSU-M10-000-2018)

See Miscellaneous Business 2

Referred to City Clerk

- 20-494 Illumination Application from the Canadian Cancer Society – FLA & The Waterways Community requesting illumination of City Hall and Springer Market Square on November 2, 2018 for Hockey Fights Cancer Campaign.
(Distributed to all members of Council on August 27, 2018)
(File Number CSU-M10-000-2018)
- 20-495 Proclamation Application from Innocence Canada requesting Council to proclaim October 2, 2018 as “Wrongful Conviction Day” in the City of Kingston.
(Distributed to all members of Council on August 27, 2018)
(File Number CSU-M10-000-2018)
- 20-503 Proclamation application from Kingston Frontenac Public Library requesting Council to proclaim, October 2018 as “Canadian Library Month” and October 14-20, 2018 as “Ontario Public Library Week” in the City of Kingston.
(Distributed to all members of Council on August 27, 2018)
(File Number CSU-M10-000-2017)

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20-505 Proclamation application from the Terry Fox Foundation requesting Council to proclaim, September 16, 2018 as "Terry Fox Run Day" in the City of Kingston.

(Distributed to all members of Council on August 28, 2018)
(File Number CSU-M10-000-2017)

20-513 Proclamation application from the Islamic Society of Kingston requesting Council to proclaim, the month of October, 2018 as "Islamic History Month Canada" in the City of Kingston.

(Distributed to all members of Council on August 28, 2018)
(File Number CSU-M10-000-2017)

Other Business

None.

By-Laws

Council consented to the addition of By-Law (17)

a) Moved by Councillor Holland
Seconded by Councillor Schell

That By-Laws (2) through (17) be given their first and second reading.

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

b) Moved by Councillor Holland
Seconded by Councillor Schell

That Clause 11.34 of By-Law Number 2010-1 be suspended for the purpose of giving By-Laws (2), (6) and (7) three readings.

Carried (12:0)
(See Recorded Vote)

YEAS: Councillor Boehme, Deputy Mayor Candon, Councillor George, Councillor Holland, Councillor Hutchison, Councillor M^cLaren, Councillor Neill,

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Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Councillor Schell,
Councillor Stroud (12)

NAYS: (0)

ABSENT: Councillor Turner (1)

- c) Moved by Councillor Holland
Seconded by Councillor Schell

That By-Laws (1), as amended and (2) through (17) be given their third reading.

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

Adjournment

Moved by Councillor Oosterhof
Seconded by Councillor Boehme

That Council do now adjourn.

Carried (12:0)
(See Recorded Vote)

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

NAYS: (0)

ABSENT: Councillor Turner (1)

Council adjourned at 8:35 pm.

(Signed)

John Bolognone

Bryan Paterson

City Clerk

Mayor