



**City Of Kingston
Administrative Policies Committee
Meeting Number 07-2018
Minutes
Thursday, November 8, 2018
5:30 p.m., Council Chamber, City Hall**

Committee Members Present

Councillor Holland; Chair
Councillor Boehme
Councillor Candon
Councillor Osanic
Councillor Schell
Councillor Stroud

Regrets

None

Staff Present

Sukriti Agarwal, Acting Project Manager, Planning
Paige Agnew, Director, Planning, Building & Licensing
Lisa Capener-Hunt, Manager, Building Services & Chief Building Official
Stefano Hollands, Research Assistant
Lanie Hurdle, Commissioner, Community Services and Deputy CAO
Desiree Kennedy, Chief Financial Officer and City Treasurer
Cassie Keyes, Administrator, Rideaucrest
Greg McLean, Program & Policy Coordinator
Mark Nardi, Communications Officer
Ruth Noordegraaf, Manager, Housing & Child Care
Derek Ochej, Committee Clerk
Jen Pinarski, Communications Officer
Lacricia Turner, Manager, Licensing & Enforcement
Neal Unsworth, Manager, Parks Development
Jeff Walker, Manager, Taxation & Revenue

Others Present

Councillor McLaren
Councillor Neill
Lori Huber, KPMG Canada
Members of the public were present

This is not a Verbatim Report

Public Meeting

Councillor Holland, Chair, called the public meeting to consider Tax Write Offs Pursuant to Sections 357 and 358 of the *Municipal Act, 2001* to order at 5:37 p.m.

There were no comments from the members of public.

Councillor Holland, Chair, closed the public meeting to consider Tax Write Offs Pursuant to Sections 357 and 358 of the *Municipal Act, 2001* to order at 5:38 p.m.

Meeting to Order

Councillor Holland called the regular meeting to order at 5:38 p.m.

Approval of Agenda

Moved by Councillor Candon
Seconded by Councillor Osanic

That the agenda be amended to include the addendum, and as amended, be approved.
Carried

Confirmation of Minutes

Moved by Councillor Osanic
Seconded by Councillor Stroud

That the minutes of Administrative Policies Committee Meeting Number 06-2018, held Thursday September 13, 2018, be approved.

Carried

Disclosure of Pecuniary Interest

Councillor Candon declared a pecuniary interest with respect to Delegations b) and c), Briefing a) and Business Item c) as he is a rental property landlord.

Delegations

- a) Phillip Brown, resident, was present to speak to the Committee regarding hours of operation of the Gord Edgar Downie Pier and seasonal closure.

Mr. Brown conducted a PowerPoint presentation regarding the hours of operation of the Gord Edgar Downie Pier and seasonal closure, a copy of which may be obtained by contacting the City Clerk's Department.

Councillor Schell inquired if there had been any deaths or injuries at similar waterfront attractions. Mr. Brown responded that the majority of recreational deaths in the City of Toronto occur in the vicinity of water and with the presence of alcohol.

Councillor Schell stated that a large number of students behave in a manner that does not cause harm to selves. She inquired as to how the pier changes affects safety. Mr. Brown responded that most of the waterfront in Kingston is inaccessible and those areas that are accessible are of wading depth. He further stated that most publicly accessible areas are not out of public view. Mr. Brown stated that his concern is community and personal safety and that people should be considering prevention as an important aspect.

Councillor Osanic inquired about methods for closing off the bridge and pier. Mr. Brown stated that a public art competition could be help to design barricades that prevent access at night. He stated that changes need to be made to make the pier more family-friendly.

Councillor Osanic asked about the timeframe for closing the park at night, suggesting perhaps the closure would occur only in the summer and early fall. Mr. Brown agreed with Councillor Osanic's suggestion, stating that night closure between June and the end of September would be appropriate.

Councillor Candon sought further details as to why Mr. Brown considered the pier to be an area of concern with respect to user safety. Mr. Brown spoke to the wave currents at the end of the pier as a safety hazard, as well as the lack of public sightlines from the street.

- b) Shawn Leclaire and Gary Kembel, Kingston Rental Property Owners Association, were present to speak to the Committee regarding Residential Rental Licensing.

Councillor Candon left the meeting.

Mr. Leclaire asked that any data available regarding the efficacy of the current property standards and building code by-laws be made available to all stakeholders for further analysis. He inquired about the impact of the proposed licensing system on the affordability of housing, suggesting that the proposed system would lead to increase rental costs and reduction in housing inventory.

Mr. Leclaire stated that the proposed licensing system should be deferred in order to allow the new City Council to debate and consider the recommendations of the Report. He suggested that if Council members that are landlords declare a pecuniary interest on the matter that Council members that are tenants should also declare a pecuniary interest.

Mr. Leclaire concluded his comments by listing the economic benefit of rental tenants to Kingston, stating that the costs of any potential licensing system should be shared by all taxpayers and not only rental property owners.

Councillor Stroud sought further details with respect to the financial impact of the proposed licensing system on rental property owners. Mr. Leclaire stated that the financial impact would vary depending on the rental property owner. He further stated that first-time rental property owners are vulnerable due to increased costs up front, as compared to established rental property owners that have a financial buffer. Mr. Leclaire stated that uncertainty regarding the impact of mandatory inspections is also a financial concern.

In response to Councillor Stroud's question, Mr. Kembel stated that the proposed licensing system includes several addition costs, such as the production of building drawings, which would affect the finances of rental property owners.

Councillor Boehme inquired if the current by-laws would provide a sufficient solution if they were more stringently enforced. Mr. Leclaire expressed agreement with the idea of more strictly enforcing the current by-laws. He added that rental property owners that are dodging the system would continue to do so even under the proposed licensing system.

Councillor Schell inquired if the Kingston Rental Property Owners Association (KRPOA) represented short-term rental property owners. Mr. Leclaire stated that the KRPOA does not represent short-term rental property owners.

Councillor Schell inquired if the KRPOA would be supportive of proactive property standards investigations. Mr. Leclaire stated that support of proactive property standards investigations would be dependent on the economics of the system. Mr. Kembel expressed support for the complaint-based system of property standards enforcement.

c) Kim Wright, Vice-President, Public Affairs, Hill & Knowlton Strategies, was present to speak to the Committee regarding Residential Rental Licensing.

Ms. Wright conducted a PowerPoint presentation regarding Residential Rental Licensing, a copy of which may be obtained by contacting the City Clerk's Department.

Councillor Schell sought clarity on Ms. Wright's remarks regarding short-term rentals. Ms. Wright stated that many of the recommendations in the report refer to short-term rentals, adding that the definition of a short-term rental is unclear. Mr.

Wright stated that AirBnb and similar short-term rentals should be dealt with separately from other types of rental properties.

Councillor Schell stated that the proposed recommendations regarding short-term rentals were designed to address the properties that are subject to short rental terms in the summer. Ms. Wright responded that her proposal did not necessarily impact implementation timeframes, adding that it would allow the new Council a chance to discuss the topic. Ms. Wright stated that the underlying issues of housing affordability and how to correct the behaviour of the landlords of substandard housing need to be addressed before a licensing system is approved.

Councillor Stroud sought further details regarding the City of Hamilton's approach to residential rental licensing. Ms. Wright stated that the City of Hamilton created a subcommittee to address the topic of residential licensing, and suggested that Kingston do similar. With respect to the input of tenants on the subcommittee, Ms. Wright stated that a dialogue needs to be created between City staff, stakeholders and elected officials.

Councillor Stroud spoke to the evolution of the residential rental licensing system proposal and its origins in the interim control by-law. He inquired about the impact of the City of Ottawa's interim control by-law. Ms. Wright stated she had not examined the City of Ottawa interim control by-law. She spoke to the efforts of other municipalities to regulate housing, including the creation of a registry of accessible dwellings and the labelling of buildings with multiple units with a decal to alert first responders. Ms. Wright stated that these efforts could be examined by the proposed subcommittee.

- d) Paul Martin, resident, was present to speak to the Committee regarding Vacant Unit Rebate and Subclass Reduction Programs

Councillor Candon returned to the meeting.

Mr. Martin stated that the vacant unit rebate program is vital to the growth of commercial and industrial buildings in Kingston. He stated that it took 10 years to completely lease his first office building and that without the vacant unit rebate he would not have continued to build office space.

Mr. Martin stated that when businesses look to relocate they look at several different communities and that once they decide where to move, they want space immediately. He stated that if office space is not immediately available for rent, Kingston will lose out on jobs and revenue.

Regarding the public survey results included in Report Number AP-18-024s, Mr. Martin stated that only 45 business persons completed the survey, with the balance completed by residential property owners. He stated that as a result the majority of survey respondents do not appreciate the ramifications or benefits of the vacant unit rebate program.

Mr. Martin discussed the history of property taxation in Ontario and the establishment of the vacant unit rebate.

Mr. Martin stated that if the vacant unit rebate program is phased out it would discourage the building of commercial and industrial space on speculation and that existing buildings would not be renovated or updated.

Councillor Boehme inquired of the impact of the staff recommendation on the business community. Mr. Martin stated that it would be unlikely that builders would create new office space on speculation.

Councillor Boehme asked if the staff recommendation could lead to stagnation of the local economy. Mr. Martin agreed that the staff recommendation could lead to stagnation of the local economy.

Councillor Osanic asked how City staff could have better consulted business owners. Mr. Martin stated he was unsure of how consultation could have been conducted differently. He added that he hopes Council and staff heed the input currently being received.

Councillor Candon inquired if Mr. Martin had any demographic data regarding commercial real estate owners. Mr. Martin stated that he did not have any demographic data regarding commercial real estate owners. He stated that business owners are challenged by increased costs which are not appreciated by the community at-large.

Moved by Councillor Boehme
Seconded by Councillor Candon

That Clause 2.17 of City of Kingston Committee Procedural By-Law 2010-205, as amended, be waived in order to allow Peter Rubens, resident, to provide a delegation with respect to Gord Edgar Downie Pier and Breakwater Park.

Carried

- e) Peter Rubens, resident, was present to speak to the Committee regarding Gord Edgar Downie Pier and Breakwater Park.

Mr. Rubens stated that he addressed City Council in 2016 and spoke in favour of the upgrades to Breakwater Park, adding that the upgrades have made the waterfront in that area of Kingston relevant again. He stated that there are problems to be considered with the current use of the park, adding that some of the problems have been over exaggerated.

Mr. Rubens stated that closing down the pier at night would not achieve the goal of increasing safety and that it may cause more damage from people still attempting to access the pier. He stated that weather dictates the popularity of the park and pier, adding that usage has already dropped with the change in seasons.

Mr. Rubens stated that efforts are being made to increase the safety for users of the pier, further stating that common sense and personal responsibility must also prevail. Mr. Rubens suggested increased signage and lightning may increase safety.

Councillor Stroud inquired of the changes that have occurred since the pier was renovated. Mr. Rubens stated that large number of people have begun to go to the pier since the renovations. He added that he was unsure if the number of people using the park would decrease as time continues.

Councillor Stroud asked if Mr. Rubens believed that the current safety measures in place were sufficient. Mr. Rubens stated that he believed the current safety measures were sufficient.

Briefings

- a) Paige Agnew, Director, Planning, Building & Licensing Services, was present to speak to the Committee regarding Residential Rental Licensing.

Councillor Candon and Councillor Boehme left the meeting.

Ms. Agnew conducted a PowerPoint presentation regarding Residential Rental Licensing, a copy of which may be obtained by contacting the City Clerk's Department.

Councillor Stroud sought further details regarding the composition of the 0.7 per cent vacancy rate for Kingston. Ms. Agnew clarified that the 0.7 vacancy rate is based on Canada Mortgage and Housing Corporation data, which incorporates buildings with four or more units. She further stated that buildings between one and three units are not included in this data. Ms. Agnew stated that staff would like to capture data on vacancy in one-to-three unit buildings to better understand the overall vacancy rate.

Councillor Stroud inquired about possible solutions to the illegal housing sector under the current self-reporting system. Ms. Agnew responded that additional enforcement through door-to-door inspections would be an option, further stating that this approach would be inconsistent with City staff's current approach. Ms. Agnew stated an additional option would be through peer pressure from rental property owners working within the program to help the City detect and target enforcement at illegal units.

Councillor Stroud asked if proactive enforcement could negatively impact the relationship with rental property owners who are following the legislation. Ms. Agnew stated that this was a possibility.

Councillor Schell inquired if the property standards and building by-laws for standard housing are applied to short-term rentals. Ms. Agnew confirmed that property standards and building by-laws are applied to short-term rental properties.

Councillor Schell sought further details regarding incentives used in other municipalities. Ms. Agnew stated that some municipalities used a demerit-point

system for repeat by-law offenders. She further stated that an auto renewal or shorter renewal process for licensees that have demonstrated good behaviour could also be considered. Ms. Agnew discussed the potential for grant programs for units made available in the vulnerable housing sector.

Business

a) Tax Write Offs Pursuant to the *Municipal Act, 2001*

Councillor Candon returned to the meeting.

Ms. Kennedy provided the Committee with an overview of the Report.

There were no comments or questions from the Committee.

Councillor Holland opened the floor to comments from members of the public.

There were no comments from members of the public.

Moved by Councillor Schell

Seconded by Councillor Osanic

That the Administrative Policies Committee recommend that Council approve the cancellation, reduction or refund of taxes pursuant to applications made under Sections 357 and 358 of the *Municipal Act, 2001* totalling \$13,408.72 of which \$9,402.01 is the City's portion and the amount charged back to the school boards is \$4,006.71, as listed in Exhibit A attached to Report Number AP-18-023.

Carried

b) 2018 External Audit Plan

Councillor Boehme returned to the meeting. Councillor Stroud left the meeting.

Ms. Kennedy introduced Lori Huber, KPMG Canada, who provided the Committee with an overview of the Report.

There were no comments from members of the Committee.

Councillor Holland opened the floor to comments from members of the public.

Paul Martin inquired if any threats or opportunities were identified in the Report. Ms. Huber responded that from a financial reporting perspective no risks have been identified.

Moved by Councillor Osanic
Seconded by Councillor Candon

That the 2018 audit plan, as presented by KPMG, be received for information purposes.

Carried

c) Residential Rental Licensing

Councillor Candon left the meeting. Councillor Stroud returned to the meeting.

There were no additional comments from the Committee.

Councillor Holland opened the floor to comments from members of the public.

Martin Spilchen stated that the proposed licensing system would increase costs for smaller rental property owners and that tenants would be displaced as a result. He spoke to the influx of new Canadians and the changing demographics of Canada, stating that this will result in an increase in the number of people seeking rental housing. Mr. Spilchen stated that there are a number of regulations guiding rental properties and that the creation of another regulatory layer will make the provision of rental properties more difficult.

Jordan Van Leuken, Braebury Homes, stated that the cost of the proposed residential rental licensing system would eventually be passed on to the tenants of rental properties through increased rents.

Lindsay Foster stated that a rental licensing system would create an administrative burden for landlords and add to the cost of renting a property. She inquired as to the exact nature of building inspections, expressing concern for older buildings that would not be compliant with the current Building Code. Ms. Foster stated that extra costs caused by licensing fees and potential renovations would be passed along to tenants in the form of higher rents. She stated that a rental licensing system would see many property owners sell their properties, which would then likely be converted into single-family homes and reduce the overall housing stock. Ms. Foster suggested that City staff educate the public regarding their rights as tenants and the ability to submit complaints with the property standards by-law currently in place. Regarding data collection, she suggested that staff work with Utilities Kingston and the Municipal Property Assessment Corporation to collect data with respect to vacancy rates. Ms. Foster stated that property owners required more representation on the proposed working group.

Jay Patry stated that the additional costs of the rental licensing program would be passed along to tenants through increased rents. Regarding illegal units, Mr. Patry

stated that some illegal units comply with the Building Code, and are not legal through a fault of the property owner. He discussed the process for bringing illegal units into compliance with zoning by-laws, stating that the cost to do so would be onerous on many smaller landlords. Mr. Patry stated that City staff requires a better understanding of the number of illegal units, adding that many of these units represent forms of affordable housing. He suggested that increased education of tenants on their rights would be a better manner for address illegal and substandard housing units.

David Trousdale, Homestead Land Holdings, discussed the relationship between property tax increases and other taxes on rental properties, stating that a certain rate of the property tax increase is passed along to tenants as per provincial regulation. He spoke to the potential rent increases for tenants of an average unit in Kingston should the residential rental licensing program be approved. Mr. Trousdale stated that the majority of municipalities in Ontario are not pursuing a residential rental licensing system due to the increased costs that would be passed along to tenants through increased rents.

Councillor Schell sought clarification regarding the applicability of the Building Code standard to older buildings. Ms. Capener-Hunt clarified that the Building Code that was in effect when a property became a rental property would be applied to the building.

Councillor Schell inquired about basement window regulations. Ms. Capener-Hunt responded that a minimum size is required under the building code so that a window may act as an egress for residents. She further stated that only one window in a basement residence must meet the egress size requirements.

Councillor Osanic spoke to the current secondary plan processes and the process for consolidating the City's zoning by-laws, expressing concern regarding voting on the licensing portion of the recommendations. She requested that recommendation Clauses 2, 3 and 6 be voted on separately.

Councillor Stroud stated that an issue in the City is unsafe and non-compliant rental units, adding that the scope of those illegal units is unknown. He discussed the interim control by-law and the effort to regulate the built form of buildings, in particular buildings with a large number of unit, adding that this issue is not addressed by the proposed residential rental licensing system. Councillor Stroud discussed the issue of short-term rentals, stating that an accommodation tax was recently passed by Council, adding that short-term rentals are not addressed in this tax. Councillor Stroud stated that built form and illegal units need to be addressed in some manner, further stating that no other solutions aside from residential rental licensing have been proposed.

Councillor Schell stated that no alternatives have been offered for addressing the issue of substandard housing in Kingston. She expressed support for moving forward the residential rental licensing system. Councillor Schell stated there is a desire to build more units, adding that there is also a desire to deal with the issue of substandard housing.

Councillor Boehme stated that the concerns raised regarding the proposed residential rental licensing program may be difficult to understand unless the program is implemented. He spoke in favour of the Guelph model of proactive enforcement of by-laws and public education. Councillor Boehme stated a licensing program puts an unfair burden on the majority of people following the rules and that it increases regulation in an effort to get a small number of people to comply with the rules.

The Committee recessed for five minutes.

Councillor Schell inquired if recommendation clause 1 is also related the short-term rentals. Ms. Hurdle confirmed that recommendation clause 1 was related to short-term rentals.

Councillor Schell requested that recommendation clause 1 be separately along with clauses 2, 3 and 6.

Moved by Councillor Osanic
Seconded by Councillor Stroud

That it be recommended to Council that a licensing program be established for short-term rentals; and

That staff be directed to report back with a short-term rental licensing by-law in 2019; and

That staff be directed to report back in 2019 with amendments to the Municipal Accommodation Tax By-Law to include short-term rentals; and

That staff be directed to include the costs associated with implementing a short-term rental licensing program in the 2019 budget deliberations;

**Carried as Amended
(See Motion to Amend that Carried)**

Moved by Councillor Schell
Seconded by Councillor Osanic

That the motion moved by Councillor Osanic and seconded by Councillor Stroud regarding clauses 1, 2, 3, and 6 of Report Number AP-18-016 be amended as follows:

That Clause 6 of Report Number AP-18-016 be amended by deleting the words “and a residential rental licensing program”

Carried

Moved by Councillor Osanic
Seconded by Councillor Stroud

That it be recommended to Council that a licensing program be established for properties containing 1-3 residential rental units, boarding, rooming and lodging houses, and those containing 4 or more rental units that do not have a registered Site Plan Control agreement in place; and

That staff be directed to report back with a residential rental licensing by-law in 2020; and

That staff be directed to include the costs associated with implementing a residential rental licensing program in the 2019 budget deliberations; and

That a Residential Licensing Working Group be established in accordance with the composition and mandate as outlined in Exhibit A of Report Number AP-18-016; and

That the City Clerk be directed to invite the public to submit applications to participate on the Residential Rental Licensing Working Group; and

That the applications received for the Residential Rental Licensing Working Group be forwarded to the Nominations Advisory Committee for consideration and recommendation to Council for final approval.

**Deferred as Amended
(See Motion to Defer that Carried)
(See Motion to Amend that Carried)**

Moved by Councillor Osanic
Seconded by Councillor Boehme

That the motion moved by Councillor Osanic and seconded by Councillor Stroud regarding Clauses 4, 5, 6A, 7, 8, and 9 of Report Number AP-18-016 be deferred until the completion of current secondary planning studies and the zoning by-law consolidation, with staff to report back to the Administrative Policies Committee.

Carried

Moved by Councillor Stroud
Seconded by Councillor Schell

That the motion moved by Councillor Osanic and seconded by Councillor Stroud regarding 4, 5, 7, 8, and 9 of Report Number AP-18-016 be amended by inserting the following clause as Clause 6A:

That staff be directed to include the costs associated with implementing a residential rental licensing program in the 2019 budget deliberations; and

Carried

d) Vacant Unit Rebate and Subclass Reduction Programs

Councillor Candon returned to the meeting.

Ms. Kennedy provided the Committee with an overview of the Report.

Councillor Stroud sought further details regarding the effect of the recommendation on the budget. Ms. Kennedy stated that no budget effects are anticipated for 2019, with a budget reduction of \$ 450,000 to \$ 500,000 anticipated for 2020 and \$ 900,000 in 2021.

Councillor Candon sought further details regarding the rationale for the recommendation. Ms. Kennedy responded that a majority of municipalities do not have a vacant unit rebate or are in the process of phasing out their rebate. She added that the provincial government desires consistency across the province with regards to this policy. Ms. Kennedy further stated that there is some cross-over between the vacant unit rebate and tax policy, resulting in some property owners receiving relief through both their tax assessment and the rebate.

Councillor Candon asked if the goal of the recommendation is to lower the tax increase for the City as a whole. Ms. Kennedy responded that while lowering the tax increase for the City as a whole is not necessarily the goal of the recommendation, it would be a result.

Councillor Candon asked what the current vacancy rate is for commercial and industrial properties. Ms. Kennedy stated that she did not have that information readily available.

Councillor Osanic inquired as to the number of properties to which the vacant unit rebate applied. Mr. Walker responded that 176 properties were eligible for the vacant unit rebate.

Councillor Osanic sought confirmation that users of the rebate program were sent a letter regarding the public consultation process. Ms. Kennedy confirmed that users of the program within the last three years were sent a letter regarding the survey and public consultation.

Councillor Holland opened the floor to comments from members of the public.

Jay Patry stated that the vacant unit rebate program provides Kingston with an advantage and makes it more competitive. He spoke to the difficulties of retail stores given the move to online shopping, further stating that phasing out the vacant unit rebate would place a greater burden on those businesses. Mr. Patry suggested that any cost savings realized through the phasing out of the program should be re-allocated to commercial and industrial tax payers. He suggested that the Committee defer the recommendation to allow for more input from commercial and industrial property owners.

Councillor Boehme stated that the vacant unit rebate program allows property owners a chance to renovate a space and make it more desirable for potential tenants. He stated his belief that the rebates being received are being reinvested into the community.

Councillor Boehme stated that he would prefer a phasing out of the program over a longer period of time to allow businesses to better adjust.

Councillor Stroud inquired if deferral of the recommendation to the February 14, 2019 meeting of the Committee would affect the timeline of the Report. Ms. Kennedy responded that the deadlines within the Report would not likely be affected by deferral.

Moved by Councillor Candon

Seconded by Councillor Stroud

That Council approve the phase out of the current Vacant Unit Rebate program over a two year period such that for the 2018 taxation year (applications due by February 28, 2019), the existing vacant unit rebate will continue to be available, for the 2019 taxation year (applications due by March 2, 2020) the rebate rate will be reduced to 15% for commercial and 17.5% for industrial vacant units, and for the 2020 taxation year (applications due by March 1, 2021) the rebate will be fully eliminated.

That Council endorse the continued review by staff of the subclass reductions for vacant and excess land property tax subclasses for possible changes to align with the

changes being made at the provincial level for the education property tax portion of these programs.

Deferred
(See Motion to Defer that Carried)

Moved by Councillor Boehme
Seconded by Councillor Osanic

That the motion moved by Councillor Candon and seconded by Councillor Stroud regarding Report Number AP-18-024 Vacant Unit Rebate and Subclass Reduction Programs be deferred to the February 14, 2019 meeting of the Administrative Policies Committee.

Carried

e) Minor Amendments to the Flag Display Policy for Downtown Gateway Project

Ms. Hurdle provided the Committee with an overview of the Report.

Councillor Stroud inquired if any public comments were received regarding the Report. Ms. Hurdle confirmed that no public comments were received regarding the Report.

Councillor Holland opened the floor to comments from members of the public.

There were no comments from members of the public.

Moved by Councillor Schell
Seconded by Councillor Boehme

That the Administrative Policies Committee recommends that Council approve the removal of section 3.1.9 from the Flag Display Policy and the renumbering of the subsequent sections and that the Policy as amended, attached as Exhibit A to Report Number AP-18-019, be approved.

Carried

f) Rideaucrest Home Board of Management

Moved by Councillor Schell
Seconded by Councillor Boehme

That the Administrative Policies Committee resolve itself into the Board of Management for Rideaucrest Home.

Carried

i. Rideaucrest Home Report for June 2018 – July 2018

Ms. Keyes provided the Committee with a summary of the Report.

There were no comments from members of the Committee.

The Chair afforded members of the public with an opportunity to provide comment.

There were no comments from the public.

Moved by Councillor Boehme
Seconded by Councillor Osanic

That the Administrative Policies Committee rise from the Board of Management for Rideaucrest Home.

Carried

g) Smoking By-Law Update – Cannabis

Ms. Hurdle provided the Committee with an overview of the Report.

Councillor Stroud inquired if the Report has covered all aspects of the impact of cannabis legislation. Ms. Hurdle responded that staff have worked in partnership with KFL&A Public Health on writing the by-law and have worked with Kingston Accommodation Partners regarding signage posting.

Councillor Osanic sought clarification as to the enforcement of the by-law. Ms. Hurdle clarified that the public health unit is responsible for enforcing the by-law, and that they do so on a complaint basis. She added that few complaints have been received, adding that increased public education may be required for the public to understand who is responsible for enforcing the by-law.

Councillor Holland opened the floor to comments from members of the public.

Paul Martin inquired as to the number of fines issued under the existing by-law and further inquired if there is an opportunity for City by-law enforcement staff to enforce the by-law.

In response to public comments, Ms. Hurdle stated that she could provide City Council with further information regarding the number of fines issued under the smoking by-law. With respect to City by-law enforcement officers enforcing the by-law, Ms. Hurdle stated that she would not recommend changing the current arrangement with public health enforcing the by-law.

Moved by Councillor Stroud
Seconded by Councillor Boehme

That the Administrative Policies Committee recommend to Council:

That the by-law attached as Exhibit A (A By-Law to Regulate Smoking and Vaporizing in Public Places and Enclosed Workplaces in the City of Kingston”, and repeal By-Law Number 2002- 231, as amended) to Report Number AP-18-026 be presented to Council for all three readings; and

That upon Council’s approval of the proposed by-law, Draft Smoking and Vaping By-Law, attached as Exhibit A to Report Number AP-18-026, staff be directed to submit the required Set Fine Schedule to the Ministry of the Attorney General for approval.

Carried

Motions

There were none.

Notices of Motion

There were none.

Other Business

There was none.

Correspondence

There was none.

Date of Next Meeting

The next meeting of the Administrative Policies Committee is Thursday February 14, 2019 at 5:30 p.m.

Adjournment

Moved by Councillor Osanic
Seconded by Councillor Boehme

That the meeting of the Administrative Policies Committee adjourn at 8:51 p.m.

Carried