



## City Council Meeting Number 2019-05

The Regular Meeting of Kingston City Council was held on Tuesday, January 22, 2019, and was called to order at 7:00 pm in the Council Chamber, City Hall. Regular business commenced at 7:37 pm. His Worship Mayor Bryan Paterson presided.

There was a "Closed Meeting" of the Committee of the Whole from 7:05 pm to 7:14 pm in the Councillors' Lounge.

### (Council Chamber)

#### Roll Call

Present: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (arrived at 7:08 pm) (13)

Absent: (0)

### (Councillors' Lounge)

#### Administrative Staff Present:

Mr. J. Bolognone, City Clerk

#### Committee of the Whole "Closed Meeting"

- 1) Moved by Councillor Boehme  
Seconded by Councillor Hill

**That** Council resolve itself into the Committee of the Whole "Closed Meeting" to consider the following item:

- a) Personal matters about an identifiable individual, including municipal or local board employees – Chief Administrative Officer

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

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (12)

NAYS: (0)

ABSENT: Deputy Mayor Stroud (1)

**(Council Chamber)**

**Administrative Staff Present:**

Ms. P. Agnew, Director, Planning, Building & Licensing  
Mr. J. Bolognone, City Clerk  
Ms. A. Bryant-Peller, Assistant to the Mayor  
Mr. L. Coleman, Technology Associate  
Mr. C. Desjardins, Director, Office of Strategy, Innovation & Partnerships  
Ms. J. Fossitt, Manager, Cultural Marketing  
Ms. C. Hitchen, Social Policy & Strategic Community Development Manager  
Mr. P. Huigenbos, Acting Commissioner, Community Services  
Ms. L. Hurdle, Acting Chief Administrative Officer  
Ms. J. Jaynes, Deputy City Clerk  
Ms. JC Kenny, Director, Communications & Customer Experience  
Ms. S. Kidd, Deputy Commissioner, Transportation & Infrastructure Services -  
Operations  
Mr. P. MacLatchy, Environment Director  
Ms. S. Nicholson, Director, Legal Services and City Solicitor  
Mr. C. Sabourin, Technology Associate  
Ms. J. Salter-Keane, Community Projects Manager  
Mr. M. Weber, Communications Officer  
Mr. C. Wiginton, Cultural Director, Cultural Services

**Report of the Committee of the Whole “Closed Meeting”**

- (2) Moved by Councillor Kiley  
Seconded by Councillor Oosterhof

**That** Council rise from the Committee of the Whole “Closed Meeting”, that the rules of By-Law Number 2010-1, as amended, be waived and the Clerk report.

**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

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- (3) Moved by Mayor Paterson  
Seconded by Councillor Neill

**That** Lanie Hurdle be appointed as Acting Chief Administrative Officer for a period of up to six months in the event that the current Chief Administrative Officer does not return from medical leave during that period; it being understood that should the current Chief Administrative Officer be off for more than six months, that Council shall revisit the appointment of an Acting Chief Administrative Officer.

**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

Councillor Holland withdrew from the meeting.

**Approval of Addeds**

Moved by Councillor Kiley  
Seconded by Councillor Chapelle

**That** the addeds 1 and 2 be approved.

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

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (12)

NAYS: (0)

ABSENT: Councillor Holland (1)

Councillor Holland returned to the meeting.

### **Disclosure of Pecuniary Interest**

1. Councillor Holland declared a possible pecuniary interest with respect to Briefing 1 regarding Queen's University and initiatives they have underway as she is employed by Queen's University.
2. Councillor Holland declared a possible pecuniary interest with respect to Information Report 7 regarding Juniper Café Lease Update as she shares custody and property with the Chair of the Tett Centre for Creativity and Learning Board.
3. Councillor Stroud declared a possible pecuniary interest with respect to Miscellaneous Business Item 4 regarding a request for the raising of the Bell Let's Talk flag as he jointly owns shares in Bell's parent company, BCE.

### **Presentations**

None.

### **Delegation**

Council consented to the withdrawal of Delegation 1.

1. David Kerr, Chair of the Board of the Tett Centre for Creativity and Learning, will appear before Council to speak to Information Report 7 with respect to the Juniper Café – Lease Update

**Withdrawn**

### **Briefings**

Councillor Holland withdrew from the meeting.

1. Craig Desjardins, Director, Strategy, Innovation and Partnerships, provided introductory remarks. Daniel Woolf, Principal and Vice-Chancellor, Queen's University provided a briefing with respect to Queen's University and initiatives they have underway.

Councillor Holland returned to the meeting.

2. Julie Salter-Keane, Community Projects Manager and Kristin Mullin, Executive Director of Sustainable Kingston appeared before Council and provided a briefing with respect to Information Report Number 1 regarding Community Indicators.

3. Paul MacLatchy, Environment Director, Real Estate & Environmental Initiatives, appeared before Council and provided a briefing with respect to Information Report Number 2 regarding an Update on Community Greenhouse Gas Emissions and Information Report Number 3 regarding the Electric Vehicle Strategy Update.

### **Petition**

1. A petition bearing approximately 418 signatures was presented by Councillor Doherty to Council on January 22, 2019 which reads as follows:

“Petition for the installation of a traffic control light and proper crosswalk at Norman Rogers Drive and Sir John A. Macdonald Boulevard. The intersection of Norman Rogers Drive and Sir John A. Macdonald Boulevard is dangerous. A traffic control light and proper crosswalk is needed on an urgent basis. I live in the neighbourhood. This is a very busy intersection for pedestrians, cyclists, cars and school buses. Hundreds of people cross daily to access the 701/702 express bus. People of all ages and abilities cross here – children, seniors, students, parents with baby strollers, skateboarders, etc.

The recent collision with a pedestrian confirmed our worst fears.

The time is long overdue to fix this danger to the public. Please implement the decision of City Council from 2016, to reduce the speed on Sir John A. Macdonald Boulevard and install a traffic control device and proper crosswalk, on an urgent basis.

**Referred to the Deputy Commissioner of Transportation  
& Infrastructure Services - Operations**

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

Council consented to the addition of Motion of Condolences 1.

1. Moved by Councillor Neill  
Seconded by Mayor Paterson

**That** the sincere condolences of the City of Kingston Council be extended to the family and many friends of Ross McKenzie who recently passed away. Ross was a Captain and a veteran of the Canadian Armoured Corps, serving in Canada and Europe. He is a graduate of the Royal Military College. After assuming many leadership roles at the College he became the RMC Museum Curator, and was appointed Museum Curator Emeritus in 2015. He was instrumental in helping the Rideau Canal gain UNESCO recognition as a World Heritage Site. He will be missed by the Museum and Heritage communities.

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**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

**Deferred Motions**

None.

**Reports**

**Report Number 09: Received from the Chief Administrative Officer (Consent)**

Moved by Councillor M<sup>c</sup>Laren

Seconded by Councillor Hutchison

**That** Report Number 09: 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 each clause.

**1. Proposed Renaming of a Portion of a Municipal Road from Horizon Court to Horizon Drive**

**That** Council approve the by-law, attached as Exhibit B, "Draft By-Law to Rename Horizon Court to Horizon Drive", to Report Number 19-004; and

**That** the City Clerk be requested to advertise a Notice of Intention to pass the by-law between the second and the third reading.

**(See By-Law Number (1), 2019-011)**

(The Report of the Commissioner of Community Services (19-004) was attached to the agenda as schedule pages 1-9)

(File Number CSU-D20-000-2019)

**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

**2. Award of Contract – Kingston Community Brand Position**

**That** Scott Thornley and Company be awarded the contract for Research for a Kingston Brand Position, (RFP Number F31-CSG-CO-2018-05), for a total price of \$87,615 plus applicable taxes; and

**That** the Mayor and Clerk be authorized to enter into an agreement with Scott Thornley and Company in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Community Services (19-031) was attached to the agenda as schedule pages 10-15)

(File Number CSU-F31-000-2019)

**Deferred**  
**(See Motion to Defer which Carried)**

Moved by Councillor Chapelle  
Seconded by Councillor Kiley

**That** Clause 2 of Report Number 09: Received from the Chief Administrative Officer (Consent) be deferred until after the conclusion of the Council Strategic Planning Sessions.

**Carried (12:1)**  
**(See Recorded Vote)**

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

NAYS: Councillor M<sup>c</sup>Laren (1)

ABSENT: (0)

**3. Loan Agreement for a Temporary Installation of “Climate Change is Here” Photographic Display on Market Square produced by Canada Science and Technology Museum (Ingenium)**

**That** Council authorize the Commissioner of Community Services to execute all necessary agreements and other documents as may be required to enter into a loan agreement with Canada Science and Technology Museum (Ingenium), in a form satisfactory to the Director of Legal Services, for the placement and care of a temporary installation, “Climate Change is Here”, adjacent to the north side of City Hall for a period of time commencing April 15, 2019 and ending on July 7, 2019.

(The Report of the Commissioner of Community Services (19-032) was attached to the agenda as schedule pages 16-21)

(File Number CSU-R03-000-2019)



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**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

**Report Number 10: Received from the Chief Administrative Officer (Recommend)**

Moved by Councillor Hill

Seconded by Councillor Chapelle

**That** Report Number 10: Received from the Chief Administrative Officer (Recommend) be received and adopted.

Report Number 10

To the Mayor and Members of Council:

**1. Local Planning Appeal Tribunal Appeals – 223 Princess Street**

**That** Council direct the Director of Legal Services and City Solicitor to retain the legal services of a Planning and Development Law specialist to act on behalf of the City and to seek the consent of the parties to the appeal to make a request to the Local Planning Appeal Tribunal to move forward on the matter by way of mediation and to determine if a solution as to what will be built on the property, using the Peer Review of August 17, 2016 as a guide, can be achieved; and

**That** should the request to mediate be successful, staff report back to Council once mediation efforts have been fully utilized as to outcomes and any next steps.

(The Report of the Director of Legal Services and City Solicitor (19-038) was attached to the agenda as schedule pages 22-59)

(File Number CSU-L01-001-2019)

**Lost (2:11)  
(See Recorded Vote)**

YEAS: Councillor Chapelle, Mayor Paterson (2)

NAYS: Councillor Boehme, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Deputy Mayor Stroud (11)

ABSENT: (0)

**Report Number 11: Received from the Planning Committee**

Moved by Councillor Neill  
Seconded by Councillor Kiley

**That** Report Number 11: Received from the Planning Committee be received and adopted.

Report Number 11

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 – 930 Woodbine Road**

**That** the application for a zoning by-law amendment (File Number D14-037-2018) submitted by Karen Stevenson, on behalf of Limestone Advisory for Child Care Programs, for the property municipally known as 930 Woodbine Road, be approved; and

**That** By-Law Number 76-26, entitled "Township of Kingston Restricted Area By-Law", as amended, be further amended, as per Exhibit A (Draft By-Law and Schedule A to Amend Zoning By-Law Number 76-26) to Report Number PC-19-005; 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), 2019-012 was attached to the agenda as schedule pages 60– 62)

**Carried (13:0)  
(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

## Information Reports

Council consented to the addition of Information Report Number 7.

### 1. **Community Indicators**

The purpose of this report is to provide Council with the results of a year-long community process to establish key community indicators that reflect the quality of life in the community.

(The Report of the Commissioner of Community Services (19-003) was attached to the agenda as schedule Pages 63-71)

(File Number CSU-D18-000-2019)

### 2. **Update on Community Greenhouse Gas Emissions – 2017 Reporting Year**

The purpose of this report is to provide Council with an update on how Kingston's community Greenhouse Gas (GHG) emissions are trending.

(The Report of the Commissioner of Community Services (19-035) was attached to the agenda as schedule Pages 72-85)

(File Number CSU-E05-000-2019)

### 3. **Electric Vehicle Strategy Update**

The purpose of this report is to provide Council with an update on the implementation of the electric vehicle strategy.

(The Report of the Commissioner of Community Services (19-036) was attached to the agenda as schedule Pages 86-95)

(File Number CSU-V00-000-2019)

### 4. **2018 Municipal Election Accessibility Plan**

The purpose of this report is to provide Council with a report within 90 days after the election reporting on the success of the measures that were implemented to identify, remove and prevent barriers for electors and candidates with disabilities in accordance with the Municipal Elections Act.

(The Report of the Chief Administrative Officer (19-037) was attached to the agenda as schedule Pages 96-131)

(File Number CSU-C07-000-2019)

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Moved by Councillor Oosterhof

Seconded by Councillor Osanic

**That** Council waive the rules of By-Law Number 2010-1, "Council Procedural By-Law", as amended, in order to extend the meeting to complete the agenda.

**Carried (12:1)**  
**(A 2/3 Vote of Council was Received)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (12)

NAYS: Councillor Chapelle (1)

ABSENT: (0)

**5. Tender and Contract Awards Subject to the Established Criteria for Delegation of Authority for the Month of November 2018**

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

(The Report of the Chief Financial Officer and City Treasurer (19-020) was attached to the agenda as schedule pages 132-138)

(File Number CSU-F18-000-2019)

**6. Update on 7 Wright Crescent Negotiations**

The purpose of this report is to advise Council that the negotiations with CJM are proceeding and staff expect to bring a report to Council in February on the outcome of these negotiations and input from a neighbourhood public meeting to be held on January 23, 2019.

(The Report of the Commissioner of Community Services (19-030) was attached to the agenda as schedule Pages 139-142)

(File Number CSU-D14-000-2019)

Councillor Holland withdrew from the meeting

**7. Juniper Café Lease Update**

The purpose of this report is to update Council with the status of the Lease with Juniper Café at the Tett Centre for Creativity and Learning.

(The Report of the Commissioner of Community Services (19-046) was attached to the addendum as schedule Pages 1-9)

**Information Reports from Members of Council**

None.

**Miscellaneous Business**

Council consented to the addition of Miscellaneous Business Items 4 and 5.

1. Moved by Councillor Osanic  
Seconded by Councillor Hill

**That** the resignation of Martha Bailey from Heritage Kingston be received with regret.

**(See Communication 05-061)**

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

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (12)

NAYS: (0)

ABSENT: Councillor Holland (1)

2. Moved by Councillor Doherty  
Seconded by Councillor Neill

**That** the resignation of Kayla Dettinger from Heritage Kingston be received with regret.

**(See Communication 05-064)**

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

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (12)

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NAYS: (0)  
ABSENT: Councillor Holland (1)

3. Moved by Councillor Hill  
Seconded by Councillor Doherty

**That** Mike Budarick be confirmed as the Loyalist Township representative for the Taxi Commission.

**(See Communication 05-066)**

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

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (12)

NAYS: (0)  
ABSENT: Councillor Holland (1)

Councillor Holland returned to the meeting.

Deputy Mayor Stroud withdrew from the meeting.

4. Moved by Councillor Osanic  
Seconded by Councillor Hutchison

**That** notwithstanding Section 3.1.3, subsection (iii) of the Flag Display Policy, Council approve the raising of the Bell Let's Talk flag on January 30, 2019 in Confederation Park, as requested by Sandy McDonald, Regional Director of Community Affairs, Bell.

**(See Communication Number 05-077)**

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

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson (12)

NAYS: (0)  
ABSENT: Deputy Mayor Stroud (1)

Deputy Mayor Stroud returned to the meeting.

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5. Moved by Councillor Neill  
Seconded by Councillor Osanic  
**That** as requested by Alex Krstonosic, Education & Outreach Team Member of the National Eating Disorder Information Centre (NEDIC), Council proclaim the week of February 1 to February 7, 2019 as Eating Disorder Awareness Week (EDAW), in the City of Kingston.

**(See Communication 05-078)**

**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

**New Motion**

1. Moved by Mayor Paterson  
Seconded by Councillor Boehme

**Whereas** Section 9.1 of By-Law Number 2010-1, "Council Procedural By-Law", as amended, states that "meetings of Council are held at City Hall in the Council Chambers at 216 Ontario Street unless otherwise decided by resolution of Council"; and

**Whereas** in keeping with the City of Kingston's Open Government initiatives, it is desirable to engage the public and provide community outreach by relocating periodically to an off-site functional meeting space;

**Therefore Be It Resolved That** Council waive By-Law Number 2010-1, as amended, in order to hold the Council Strategic Planning Sessions, on Tuesday, March 26<sup>th</sup>, Wednesday, March 27<sup>th</sup>, Thursday, March 28<sup>th</sup>, and Wednesday, April 17<sup>th</sup> 2019, commencing at 6:00 p.m., in Room 312, Goodes Hall, Queen's School of Business, Queen's University, 143 Union Street, Kingston, Ontario and a Special Council Meeting with respect to Council Education related to municipal demographics, growth plan and corporate strategic studies, to be held on Wednesday, February 20<sup>th</sup>, 2019, commencing at 6:00 p.m., at the St. Lawrence College Conference Centre, Ground Floor, 100 Portsmouth Avenue, Kingston, Ontario.

**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor



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M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

**Notice of Motion**

1. Moved by Councillor Doherty  
Seconded by Councillor Neill

**Whereas** Bill 66, Restoring Ontario's Competitiveness Act is currently under consideration by the Legislative Assembly of Ontario; and

**Whereas** Schedule 10 of Bill 66 amends the Planning Act to add a new section 34.1, which allows local municipalities to pass "open-for business by-laws" with approval in writing by the Minister; and

**Whereas** the "open-for-business by-law" would override critical legal requirements to protect water, natural heritage, farmland and human health; and

**Whereas** these by-laws would take precedence over municipal official plans; and

**Whereas** no public notice or hearing is required prior to passing an open-for-business planning by-law; and

**Whereas** development approval by the Minister under the open-for-business by-law will not be subject to site plan control application and there will be no option to appeal to the Local Planning Appeal Tribunal;

**Therefore Be It Resolved That** if Bill 66 becomes law, this Council will only submit for approval under Schedule 10 developments that pose no risk to the environment and have full support from the public.

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Moved by Councillor Osanic  
Seconded by Councillor Holland

**That** the Minutes of City Council Meeting Number 2019-04, held Tuesday, January 8, 2019 and Wednesday, January 9, 2019 be confirmed.

**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

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**Tabling of Documents**

2019-06 Downtown Kingston! BIA Board  
Minutes – December 12, 2018  
(File Number CSU-A01-001-2019)

**Communications**

Council consented to the addition of Communications 05-077 through 05-080.

**Filed**

05-060 Notice of a Regular/Public Meeting with respect to proposed zoning by-law amendments for the properties municipally known as: 1030 Sunnyside Road (Cataraqui Community Centre), 1350 Gardiners Road (INVISTA Centre), 100 Days Road (Centre 70), 303 York Street (Memorial Centre) and 53 Yonge Street (Portsmouth Olympic Harbour). The public meeting is January 24, 2019 at 6:30 pm in the Council Chamber.  
(File Number CSU-D14-2019)

05-068 Committee of Adjustment Notice of a Public Meeting with respect to proposed minor variance for the property municipally known as 102 Pine Street. The public meeting is January 28, 2019 at 5:30 pm at 1211 John Counter Boulevard.  
(File Number CSU-D19-2019)

05-069 Committee of Adjustment Notice of a Public Meeting with respect to permission for the property municipally known as 54 Edgehill Street. The public meeting is January 28, 2019 at 5:30 pm at 1211 John Counter Boulevard.  
(File Number CSU-D19-2019)

05-070 Committee of Adjustment Notice of a Public Meeting with respect to proposed minor variance for the property municipally known as 58 Kenwoods Circle. The public meeting is January 28, 2019 at 5:30 pm at 1211 John Counter Boulevard.  
(File Number CSU-D19-2019)

05-071 Committee of Adjustment Notice of a Public Meeting with respect to proposed minor variance for the property municipally known as 1521-1535 Centennial Drive. The public meeting is January 28, 2019 at 5:30 pm at 1211 John Counter Boulevard.  
(File Number CSU-D19-2019)

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05-072 Notice of Cancellation of a Regular/Public Meeting with respect to proposed zoning by-law amendments for the properties municipally known as: 1030 Sunnyside Road (Catarauqui Community Centre), 1350 Gardiners Road (INVISTA Centre), 100 Days Road (Centre 70), 303 York Street (Memorial Centre) and 53 Yonge Street (Portsmouth Olympic Harbour).

(File Number CSU-D14-2019)

05-073 Notice of a Public Meeting with respect to proposed zoning by-law amendment for the property municipally known as 218 Albert Street. The public meeting is February 7, 2019 at 6:30 pm in the Council Chamber.

(File Number CSU-D14-2019)

**Referred to All Members of Council**

05-058 Correspondence from Trevor Fray, Executive Director, Kingston Access Services, dated January 7, 2019 with respect to Kingston Access Services 2019 Operating Funding request and potential impacts to service levels.

(Distributed to all members of Council on January 9, 2019)

(File Number CSU-F05-000-2019)

05-059 Correspondence from George Caron, resident, dated January 5, 2019 with respect to 2285 Battersea Road, Glenburnie – proposed Unity Inn & Spa.

(Distributed to all members of Council on January 9, 2019)

(File Number CSU-D14-000-2019)

05-061 Correspondence from Martha Bailey dated January 2, 2019 resigning from Heritage Kingston.

(Distributed to all members of Council on January 15, 2019)

(File Number CSU-C12-000-2019)

**(See Miscellaneous Business Item 1)**

05-064 Correspondence from Kayla Dettinger dated January 10, 2019 resigning from Heritage Kingston.

(Distributed to all members of Council on January 15, 2019)

(File Number CSU-C12-000-2019)

**(See Miscellaneous Business Item 2)**

05-065 Resolution from the City of Hamilton with respect to Maintaining the Voters' List for Municipal Elections.

(Distributed to all members of Council on January 15, 2019)

(File Number CSU-C07-000-2019)

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- 05-066 Correspondence from Debbie A. Chapman, Township Clerk of the Corporation of Loyalist Township advising of the appointment of Councillor Mike Budarick to the Taxi Commission.  
(Distributed to all members of Council on January 16, 2019)  
(File Number CSU-C12-000-2019)  
**(See Miscellaneous Business Item 3)**
- 05-067 Correspondence from Susan Cronin, County Clerk of the Corporation of the County of Heron supporting the Resolution from the Town of Kearney with respect to Maintaining the Voters' List for Municipal Elections.  
(Distributed to all members of Council on January 16, 2019)  
(File Number CSU-C07-000-2019)
- 05-074 Correspondence from AGCO Municipal, dated January 11, 2019 with respect to Cannabis Retail Stores – Important Additional Information: December 13, 2019, Ontario Regulation 468/18 Amendments on Municipalities.  
(Distributed to all members of Council on January 16, 2019)  
(File Number CSU-L11-000-2019)
- 05-075 Correspondence from Marc Dupuis, Mayor of the Municipality of Mattice-Val Cote forwarding a resolution with respect to paragraph 4 of the Declaration of Office.  
(Distributed to all members of Council on January 16, 2019)  
(File Number CSU-L11-000-2019)
- 05-076 AMO Policy Update – Province's "Regional Review" to be Limited.  
(Distributed to all members of Council on January 16, 2019)  
(File Number CSU-M00-000-2019)
- 05-077 Correspondence from Sandy McDonald, Regional Director of Community Affairs, Bell, requesting that City Council approve the raising of the Bell Let's Talk flag on January 30, 2019 in Confederation Park.  
(Distributed to all members of Council on January 18, 2019)  
(File Number CSU-M10-000-2019)  
**(See Miscellaneous Business Item 4)**
- 05-078 Correspondence from Alex Krstonosic, Education & Outreach Team Member of the National Eating Disorder Information Centre (NEDIC), requesting Council to proclaim the week of February 1 to February 7, 2019 as Eating Disorder Awareness Week (EDAW) in the City of Kingston.  
(Distributed to all members of Council on January 22, 2019)  
(File Number CSU-M10-000-2019)  
**(See Miscellaneous Business Item 5)**

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05-079 Correspondence from David R. Donnelly of Donnelly Law dated January 21, 2019 with respect to the Local Planning Appeal Tribunal (LPAT) appeal regarding the property municipally known as 223 Princess Street.

(Distributed to all members of Council on January 22, 2019)  
(File Number CSU-L01-001-2019)

05-080 Correspondence from Darryl Firsten, President, IN8 Developments Inc. dated January 22, 2019 with respect to the Local Planning Appeal Tribunal (LPAT) appeal regarding the property municipally known as 223 Princess Street.

(Distributed to all members of Council on January 22, 2019)  
(File Number CSU-L01-001-2019)

**Referred to the City Clerk**

05-062 City Hall Illumination Application from Walk for ALS 2019 requesting Council to illuminate City Hall and Springer Market Square in purple on May 25, 2019 for the Walk for ALS/ALS Awareness.

(Distributed to all members of Council on January 15, 2019)  
(File Number CSU-M10-000-2019)

05-063 City Hall Illumination Application from Epilepsy South Eastern Ontario requesting Council to illuminate City Hall and Springer Market Square in purple on March 26, 2019 for the Walk for Purple Day for Epilepsy Awareness.

(Distributed to all members of Council on January 15, 2019)  
(File Number CSU-M10-000-2019)

**Other Business**

None.

**By-Laws**

1. Moved by Councillor Oosterhof  
Seconded by Councillor Doherty

**That** By-Laws (1) and (3) through (5) be given their first and second reading.

**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor

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M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

2. Moved by Councillor Oosterhof  
Seconded by Councillor Doherty

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

**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

- (1) A By-Law to Approve the Renaming of a Portion of an Existing Municipal Road from Horizon Court to Horizon Drive, City of Kingston, County of Frontenac  
First and Second Reading Proposed Number 2019-011  
**(Clause 1, Report 09)**
- (2) A By-Law to Provide for a 2019 Interim Tax Levy; Payment of Taxes by Instalment; Penalty and Interest at One and One Quarter Percent Monthly on Tax Arrears  
Third Reading Proposed Number 2019-009  
**(Clause 2, Report 07)**
- (3) A By-Law to Amend By-Law Number 76-26, "A By-Law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in The Township of Kingston", as amended (Zone Change from OS to OS-21, 930 Woodbine Road)  
Three Readings Proposed Number 2019-012  
**(Clause 1, Report 11)**

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- (4) A By-Law to provide for the assumption of the Public Highways in Lyndenwood Subdivision Phase 4, Stage 5b, Part of Registered Plan 13M-87, in the City of Kingston, in accordance with Section 31(4) of the Municipal Act, Chapter 25, S.O. 2001; and to provide for the acceptance by the City of Kingston, of the associated Public Works within

Three Readings

Proposed Number 2019-013

**(Delegated Authority)**

**(See schedule pages 143-144)**

- (5) A By-Law to confirm the proceedings of Council at its meeting held on Tuesday, January 22, 2019

Three Readings

Proposed Number 2019-014

**(City Council Meeting Number 2019-05)**

**Adjournment**

Moved by Councillor Neill

Seconded by Councillor Chapelle

**That** Council do now adjourn.

**Carried (13:0)**  
**(See Recorded Vote)**

YEAS: Councillor Boehme, Councillor Chapelle, Councillor Doherty, Councillor Hill, Councillor Holland, Councillor Hutchison, Councillor Kiley, Councillor M<sup>c</sup>Laren, Councillor Neill, Councillor Oosterhof, Councillor Osanic, Mayor Paterson, Deputy Mayor Stroud (13)

NAYS: (0)

ABSENT: (0)

Council adjourned at 11:16 pm.

(Signed)

John Bolognone

Bryan Paterson

City Clerk

Mayor