



CITY COUNCIL MEETING NO. 2012-23

The Regular Meeting of Kingston City Council was held on Tuesday, October 2, 2012, and was called to order at 6:30 pm in the Council Chamber, City Hall. Regular business commenced at 7:42 pm. His Worship Mayor Mark Gerretsen presided.

There was a "Closed Meeting" of the Committee of the Whole from 6:35 pm to 7:39 pm in the Councillors' Lounge.

(Council Chamber)

ROLL CALL

Present: Mayor Gerretsen, Councillor Berg, Councillor Downes, Councillor George, Councillor Glover, Councillor Hector, Councillor Hutchison (arrived at 7:42 pm), Councillor Neill, Councillor Osanic (arrived at 6:35 pm), Councillor Paterson, Councillor Reitzel, Councillor Schell, Councillor Scott (13)

Absent: (0)

(Councillors' Lounge)

Administrative Staff Present:

Mr. K. Arjoon, Deputy City Clerk

Mr. J. Bolognone, City Clerk

Mr. G. Hunt, Chief Administrative Officer

Ms. L. Hurdle, Commissioner of Community Services

Mr. S. Laidman, Director, Housing

Mr. H. Linscott, City Solicitor, Director, Legal Services

Mr. P. MacLatchy, Director, Environment and Sustainable Initiatives

COMMITTEE OF THE WHOLE "CLOSED MEETING"

- (1) Moved by Councillor Hector
Seconded by Councillor Neill

THAT Council resolve itself into the Committee of the Whole "Closed Meeting" to consider the following item(s):

- (a) A proposed or pending acquisition or disposition of land by the municipality or local board – 176 Railway Street;
- (b) A proposed or pending acquisition or disposition of land by the municipality or local board, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose – Leroy Grant Surplus Lands;
- (c) Personal matters about an identifiable individual, including municipal or local board employees – Senior Staff Contract Renewal;

CARRIED

(Council Chamber)

Administrative Staff Present:

- Mr. K. Arjoon, Deputy City Clerk
- Mr. G. Bain, Director, Planning and Development
- Ms. C. Beach, Commissioner of Sustainability and Growth
- Mr. J. Bolognone, City Clerk
- Mr. J. Garrah, CEO, Kingston Economic Development Corporation
- Ms. D. Gillespie, Director, Marketing & Corporate Communications, KEDCO
- Ms. K. Gray, Property Specialist
- Mr. J. Hale, Driver/Labourer
- Mr. G. Hunt, Chief Administrative Officer
- Ms. L. Hurdle, Commissioner of Community Services
- Mr. D. Johnston, Chief Information Officer
- Mr. J. Keech, President and CEO, Utilities Kingston
- Ms. D. Kennedy, Director, Financial Services
- Mr. D. Leger, Commissioner of Transportation, Properties and Emergency Services
- Mr. H. Linscott, Director, Legal Services
- Ms. S. Nicholson, Director, Corporate Affairs
- Mr. W. Rice, Supervisor, Distributed Computing
- Ms. C. Thomson, Assistant to the Mayor
- Ms. S. Nicholson, Director, Corporate Affairs
- Ms. H. Wilson, Manager, Intergovernmental Relations

REPORT OF THE COMMITTEE OF THE WHOLE “CLOSED MEETING”

- (2) Moved by Councillor Downes
Seconded by Councillor George

THAT Council rise from the Committee of the Whole “Closed Meeting”, that the rules of By-Law No. 2010-1, “Council Procedural By-Law”, as amended, be waived and the Chair report.

CARRIED
(A 2/3 Vote of Council Was Received)

THAT the City Treasurer be authorized to prepare and register a notice of vesting in the name of The Corporation of the City of Kingston pursuant to subsection 379(5) of the *Municipal Act, 2001* for the property known municipally as 176 Railway Street, Roll No. 10.11.040.100.04800, PIN36055-0040(LT) legally described as Pt Lt 82-86 PL C22 Kingston; Pt Duff St PL C22 Kingston as closed by BL498, as in FR158227 & FR172567, except FR452426 & FR6671668; Kingston, The County of Frontenac; and

THAT Council authorizes the cancellation of the taxes in the amount of \$424.926.90 pursuant to subsection 354(2)(a) of the *Municipal Act, 2001*.

CARRIED

APPROVAL OF ADDEDS

Moved by Councillor Downes
Seconded by Councillor Berg

THAT the addeds, with the exception of the motion of Councillors Downes and Osanic regarding the Delegation No (3) and the motion of Councillors Neill and Glover with respect to the delegation from Kingston Coalition for Active Transportation (KCAT), which was withdrawn, be approved, as amended.

CARRIED
(A 2/3 Vote of Council was Received)

Moved by Councillor Downes
Seconded by Councillor Osanic

THAT Council waive the rules of By-Law No. 2010-1 “Council Procedural By-Law”, in order to allow Delegation No. (3), Mr. Ron Shore, Director, Clinical Services, Kingston Community Health Centres, and Chantal Robinson, Community Member, Kingston Dental Coalition, to speak for 10 minutes.

LOST
(A 2/3 Vote Of Council Was Not Received)
(See Page 632)

Moved by Councillor Downes
Seconded by Councillor Glover

THAT Council waive the rules of By-Law No. 2010-1 “Council Procedural By-Law”, in order to invite Delegation No. (3), Mr. Ron Shore, Director, Clinical Services, Kingston Community Health Centres, Chantal Robinson, Community Member, Kingston Dental Coalition, to speak as a Briefing at this Council meeting.

CARRIED
(A 2/3 Vote Of Council Was Received)
(See Page 632)

DISCLOSURE OF PECUNIARY INTEREST

Councillor Hutchison declared a pecuniary interest in the matter of Clause (d), Report of the Committee of the Whole “Closed Meeting”, Leroy Grant Surplus Lands, in that his employer, Kingston Co-operative Homes, Inc., has an interest in seeking funding under City housing construction programs.

Councillor Schell declared a pecuniary interest in the matters of Delegations No. (1) and (2), Clause (1), Report No. 106, Received from the CAO (Consider), Ontario Lottery and Gaming (OLG) – Proposed Hosting of a Gaming Facility within the Boundaries of the City of Kingston, and Information Reports No. (1) through (4), as her son is employed by the OLG.

DISCLOSURE OF PECUNIARY INTEREST (CONTINUED)

Councillor Downes declared a pecuniary interest in the matter of Report No. 106, Ontario Lottery and Gaming (OLG) – Proposed Hosting of a Gaming Facility within the Boundaries of the City of Kingston, on the motion to amend from Councillors Hutchison and Glover with respect to schools.

PRESENTATIONS

DELEGATIONS

Council consented to the **amendment** of Delegation No. (1), and the **withdrawal** of Delegation No. (3).

Councillor Schell withdrew from the meeting.

- 1) Mr. Doug Ritchie, Managing Director, Downtown Kingston! BIA, Mr. Alec Ross, Part-coordinator, McBurney Park Neighbourhood Association, Mr. Peter M. Stroud, Vice-Chair, Sydenham District Association, and Ms. Mary Farrar, Friends of Kingston’s Inner Harbor spoke to Council regarding Report No. (106), Received from the CAO (Consider), with respect to the Ontario Lottery and Gaming (OLG) – Proposed Hosting of a Gaming Facility within the Boundaries of the City of Kingston.
- 2) Mr. John Ryce, Chamber President, Greater Kingston Chamber of Commerce spoke to Council regarding Report No. (106), Received from the CAO (Consider), with respect to the Ontario Lottery and Gaming (OLG) – Proposed Hosting of a Gaming Facility within the Boundaries of the City of Kingston.
- 3) Mr. Ron Shore, Director, Clinical Services, Kingston Community Health Centres, Chantal Robinson, Community Member, Kingston Dental Coalition, will speak to Council regarding the motion from Councillors Downes and Osanic, being New Motion Item (1) with respect to funding allocation for individuals on Ontario Works in need of dental care and dentures.

WITHDRAWN

Councillor Schell returned to the meeting.

BRIEFINGS

- 1) Mr. Wade Knight, Field Advisor, Trees Ontario, provided a briefing to Council with respect to the government of Ontario's *50 Million Tree Program*.
- 2) Mr. Ron Shore, Director, Clinical Services, Kingston Community Health Centres, Chantal Robinson, Community Member, Kingston Dental Coalition, provided a briefing to Council regarding the motion from Councillors Downes and Osanic, being New Motion Item (1) with respect to funding allocation for individuals on Ontario Works in need of dental care and dentures.

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PETITIONS

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MOTIONS OF CONGRATULATIONS, RECOGNITION, SYMPATHY, CONDOLENCES AND SPEEDY RECOVERY

Council consented to the **addition** of Motion of Speedy Recover No. (3).

Motions of Congratulations

- 1) Moved by Mayor Gerretsen
Seconded by Deputy Mayor Neill

THAT the congratulations of Kingston City Council be extended to Desirée Kennedy. The Municipal Finance Officers Association Board of Directors selected Desirée Kennedy as the 2012 recipient of the MFOA's Excellence in Municipal Finance Award. The award was presented on Wednesday, September 19 at the opening gala of the annual conference held in London, Ontario.

Motions of Condolences

- 2) Moved by Mayor Gerretsen
Seconded by Deputy Mayor Neill

THAT Kingston City Council extend its sincere condolences to Stacey Hutton, City of Kingston employee in the Department of Human Resources and Organization Development on the passing of her loving grandmother, Dorothy Hutton who passed away peacefully on September 10, 2012 in her 86th year. Dorothy will be greatly missed by her family and friends.

**MOTIONS OF CONGRATULATIONS, RECOGNITION, SYMPATHY,
CONDOLENCES AND SPEEDY RECOVERY (CONTINUED)**

Motions of Speedy Recovery

- 3) Moved by Mayor Gerretsen
Seconded by Deputy Mayor Neill

THAT the members of Kingston City Council extend sincere best wishes to David Henderson, Mayor of Brockville for a speedy recovery.

CARRIED

DEFERRED MOTIONS

REPORTS

Report No. 105: Received from the Chief Administrative Officer (Consent)

Moved by Councillor Berg
Seconded by Councillor Reitzel

THAT Report No. 105: Received from the Chief Administrative Officer (Consent) be received and adopted.

Council consented to the **separation** of Clause (f).

Report No. 105

To the Mayor and Members of Council:
The Chief Administrative Officer reports and recommends as follows:

THAT Council consent to the approval of the following routine items:

a) Surrender of Lease – Red Cross – 150 West Street

THAT the Mayor and City Clerk be authorized to execute documents as may be required to accept the surrender of lease of 150 West Street from the Red Cross subject to the satisfaction of the Director of Legal Services; and

THAT operating costs for the balance of 2012 be expensed to the Real Estate & Construction Services Other Owned Properties budget; and

THAT staff investigate alternative uses for the property and report back to Council.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (12-210) is attached as Schedule Pages 1 - 5)
(File No. CSU-L15-000-2012)

b) License Renewal Agreements with Transport Canada for the continued operation and maintenance of storm sewer overflow outlets on the federal water lots located at the foot of West Street and The Tragically Hip Way (formerly Barrack Street)

THAT the Mayor and Clerk be authorized to execute supplemental agreements and any other documents as may be necessary with Transport Canada to extend Licence Nos. C9909143 and C9909144 for the continued operation and maintenance of storm sewer overflow outlets on the federal water lots located at the foot of West Street and The Tragically Hip Way (formerly Barrack Street) respectively for a further term of three years from April 1, 2012 to March 31, 2015 in a form and content satisfactory to the Director of Legal Services; and

REPORTS (CONTINUED)

Report No. 105: Received from the Chief Administrative Officer (Consent)

THAT the Mayor and Clerk be authorized to execute a supplemental agreement and any other documents as may be necessary with Transport Canada to extend Licence No. C9909145 for the continued operation and maintenance of a scenic walkway at Kingston Harbour for a further term of three years from April 1, 2011 to March 31, 2014 in a form and content satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (12-131) is attached as Schedule Pages 6 - 12)
(File No. CSU-L07-000-2012)

c) Award of RFP - Purchase of One (1) Aerial Ladder Fire Truck

THAT the Mayor and Clerk be authorized to enter into the a agreement to purchase one aerial ladder fire truck for \$787,600 plus applicable taxes from Safetek Emergency Vehicles and that the contract be in a form satisfactory to the Director of Legal Services.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (12-307) is attached as Schedule Pages 13 - 17)
(File No. CSU-V00-000-2012)

d) Renewal of Parking Space Agreement – Kingston Brewing Company

THAT Council authorize the Mayor and Clerk to execute a license agreement with the Kingston Brewing Company, in a form satisfactory to the Director of Legal Services, for a parking space for the Kingston Brewing Company historic vehicle at 34 Clarence Street at an annual license fee of \$2,094.30 plus applicable taxes; for a two year term commencing October 1, 2012; with a 3% price adjustment for year 2.

(The Report of the Commissioner of Transportation, Properties and Emergency Services (12-314) is attached as Schedule Pages 18 - 21)
(File No. CSU-L15-000-2012)

e) Bridge and Large Diameter Culvert Inspections

THAT HP Engineering be awarded a contract for municipal bridge and large diameter culvert inspection at the total bid price of \$34,265 (HST extra); and

THAT the Mayor and City Clerk be authorized to enter into a contract with HP Engineering in a form satisfactory to the Director of Legal Services.

(The Report of the President and CEO of Utilities Kingston (12-323) is attached as Schedule Pages 22 - 26)
(File No. CSU-F18-000-2012)

**CARRIED
(Clauses (a) to (e))**

REPORTS (CONTINUED)

Report No. 105: Received from the Chief Administrative Officer (Consent)

f) Council Chamber Technology Enhancements

THAT the Mayor and Clerk be authorized to enter into a contract with Solotech, in a form satisfactory to the Director of Legal Services, in accordance with the terms set out herein.

(The Report of the City Treasurer (12-330) is attached as Schedule Pages 27 - 31)
(File No. CSU-F31-000-2012)

CARRIED

Report No. 106: Received from the Chief Administrative Officer (Consider)

Councillor Schell withdrew from the meeting.

Moved by Councillor Reitzel
Seconded by Councillor Paterson

THAT Report No. 106: Received from the Chief Administrative Officer (Consider) be considered.

Report No. 106

To the Mayor and Members of Council:

Moved by Councillor Reitzel
Seconded by Councillor Paterson

1) Ontario Lottery and Gaming (OLG) – Proposed Hosting of a Gaming Facility within the Boundaries of the City of Kingston

WHEREAS the Ontario Lottery and Gaming Corporation (OLG) has initiated a process to modernize gaming in Ontario; and

WHEREAS the OLG has established a process for municipal participation and resolutions; and

WHEREAS the OLG has indicated that a gaming facility will only be located in a municipality that has endorsed a resolution supporting the hosting of a gaming facility;

REPORTS (CONTINUED)

Report No. 106: Received from the Chief Administrative Officer (Consider)

THEREFORE BE IT RESOLVED THAT the City of Kingston Council advise the OLG that it is interested, in principle, in being a host municipality for a new gaming facility; and

THAT as a condition, the City of Kingston Council further notify the OLG that it will not consider a casino in the Central Business District as designated under the City of Kingston Official Plan.

(The Report of the Commissioner of Sustainability and Growth (12-324) is attached as Schedule Pages 32 - 79)
(File No. CSU-P09-000-2012)

CARRIED AS AMENDED (7:5)
(See Motion To Amend Which Was CARRIED)
(See Motions To Amend Which Were LOST)
(See Recorded Vote 4)

Moved by Councillor Reitzel
Seconded by Councillor Paterson

THAT Clause (1), Report No. 106, Received from the CAO (Consider), be amended to include the following clause:

“THAT as a condition, the City of Kingston Council further notify the OLG that it will not consider a casino in the Central Business District as designated under the City of Kingston Official Plan.”

CARRIED (10:2)
(See Recorded Vote 1)

Moved by Councillor Hutchison
Seconded by Councillor Neill

THAT Clause (1), Report No. 106, Received from the CAO (Consider), be further amended to include the following clause:

“THAT as a condition, the City of Kingston Council further notify the OLG that any casino must be built within the urban growth boundary”.

LOST (3:9)
(See Recorded Vote 2)

Councillor Downes withdrew from the meeting.

Moved by Councillor Hutchison
Seconded by Councillor Glover

THAT Clause (1), Report No. 106, Received from the CAO (Consider), be further amended to include the following clause:

“THAT as a condition, the City of Kingston Council further notify the OLG that no casino be built within 630 metres from an elementary, secondary, or post-secondary school.”

LOST (5:6)
(See Recorded Vote 3)



Councillor Downes and Councillor Schell returned to the meeting.

Moved by Councillor Reitzel
Seconded by Councillor Downes

THAT Council waive the rules of By-Law No. 2010-1, “Council Procedural By-Law”, in order to extend the meeting past 11:00 pm to complete the agenda.

LOST
(A 2/3 Vote Of Council Was Not Received)

Moved by Councillor Hector
Seconded by Councillor Osanic

THAT Council waive the rules of By-Law No. 2010-1, “Council Procedural By-Law”, in order to extend the meeting to complete Report No. 106, Received from the CAO (Consider), and to complete the By-Laws; and

THAT that the remainder of the agenda be deferred until the next meeting of Council.

CARRIED AS AMENDED
(A 2/3 Vote Of Council Was Received)
(See Motion to Amend Which Were CARRIED)

Moved by Councillor Hector
Seconded by Councillor Osanic

THAT the motion by Councillors Hector and Osanic be amended to add the following to read thereto:

“THAT the remainder of the agenda be deferred until the next meeting of Council.”

CARRIED



REPORTS (CONTINUED)

Report No. 106: Received from the Chief Administrative Officer (Consider)

Councillor Schell withdrew from the meeting.

Moved by Councillor Hutchison

Seconded by Councillor Neill

THAT Report No. 106, Received from the CAO (Consider), be deferred to the first Council meeting in November, 2012, in order for Council to receive through the Downtown Kingston BIA a peer review study of the KEDCO Enigma Economic Impact Projection and study on casino-related health concerns by the Kingston Frontenac Public Health Unit.

**LOST
(With Agreed To Amendments)**

Moved by Councillor George

Seconded by Councillor Berg

THAT Clause (1), Received from the CAO (Consider) be put to the question.

**LOST
(A 2/3 Vote Of Council Was Not Received)**

1) A Recorded Vote was requested by Councillor Downes

YEAS: Councillor Berg, Councillor George, Mayor Gerretsen, Councillor Glover, Councillor Hector, Councillor Hutchison, Councillor Osanic, Councillor Paterson, Councillor Reitzel, Councillor Scott (10)

NAYS: Councillor Downes, Councillor Neill (2)

ABSENT: Councillor Schell (1)

2) A Recorded Vote was requested by Mayor Gerretsen

YEAS: Councillor Glover, Councillor Hutchison, Councillor Neill, (3)

NAYS: Councillor Berg, Councillor Downes, Councillor George, Mayor Gerretsen, Councillor Hector, Councillor Osanic, Councillor Paterson, Councillor Reitzel, Councillor Scott (9)

ABSENT: Councillor Schell (1)

3) A Recorded Vote was requested by Councillor Neill

YEAS: Mayor Gerretsen, Councillor Glover, Councillor Hutchison, Councillor Neill, Councillor Paterson (5)

NAYS: Councillor Berg, Councillor George, Councillor Hector, Councillor Osanic, Councillor Reitzel, Councillor Scott (6)

ABSENT: Councillor Downes, Councillor Schell (2)

REPORTS (CONTINUED)

Report No. 106: Received from the Chief Administrative Officer (Consider)

4) A Recorded Vote was requested by Councillor Reitzel

YEAS: Councillor Berg, Councillor George, Mayor Gerretsen, Councillor Hector, Councillor Osanic, Councillor Reitzel, Councillor Scott (7)

NAYS: Councillor Downes, Councillor Glover, Councillor Hutchison, Councillor Neill, Councillor Paterson (5)

ABSENT: Councillor Schell (1)

Councillor Schell returned to the meeting.

Report No. 107: Received from the Planning Committee

THAT Report No. 107: Received from the Planning Committee be received and adopted.

Council consented to the **amendment** of Clause (1), subclause (1.1).

Report No. 107

To the Mayor and Members of Council:

The Planning Committee reports and recommends as follows:

1) Application for Zoning By-Law Amendment, 3480 Princess Street

THAT the application for Zoning By-Law Amendment (Our File No. D14-257-2012) submitted by IBI Group, on behalf of 548463 Ontario Ltd., for the property municipally known as 3480 Princess Street, **BE APPROVED**; and

THAT the former City of Kingston Zoning By-Law No. 76-26, as amended, be further amended as follows:

1.1. By **Amending** Section 15(3)(jj) thereto as follows:

“(jj) **‘R4-37’ – 3480 Princess Street**

Notwithstanding the provisions of Section 15 hereof to the contrary, the lands Zoned ‘R4-37’ on Schedule ‘A’ hereto, the following regulations shall apply:

- 1) Permitted use: Row Dwelling House
- 2) Lot Area Minimum: 190 square metres
- 3) Lot Frontage on a Private Road or Lane Minimum: 6.0 metres and 12.0 metres for corner lots
- 4) Exterior Side Yard Minimum: 3.0 metres
- 5) Interior Side Yard Minimum: 1.2 metres for end units
- 6) Landscaped Open Space Minimum: 30%

REPORTS (CONTINUED)

Report No. 107: Received from the Planning Committee

- 7) Lot Coverage Maximum: 50%
- 8) Building Height Maximum: 11 metres
- 9) Notwithstanding any regulations to the contrary the maximum number of dwelling units per row dwelling house shall be 4 dwelling units
- 10) Minimum Rear Yard Setback: 7.62 metres.”

THAT the Zoning By-Law Amendment By-Law be presented to City Council for all three readings.

(See By-Law No. (3), 2012-140)

DEFERRED

Report No. 108: Received from the Municipal Heritage Committee

THAT Report No. 108: Received from the Municipal Heritage Committee be received and adopted.

Report No. 108

To the Mayor and Members of Council:

The Municipal Heritage Committee reports and recommends as follows:

Note: There are no clauses (below) which must be dealt with this evening in order to meet the requirements of the Ontario Heritage Act.

Council consented to the **amendment** to the title of Clause (4).

- 1) **Approval of alterations at 11-23 Ontario Street, also known as the Pump House Steam Museum for the installation of two freestanding non-illuminated interpretative panels.**

THAT alterations to the designated property located at 11-23 Ontario Street, also known as the Pump House Steam Museum be approved in accordance with the details described in Application P18-260-056-2012 and the submission dated July 13th, 2012 that was deemed complete by the Planning and Development Department on July 13th, 2012, as revised for the September 10th, 2012 meeting, said alterations requesting approval for the installation of two freestanding exterior non-illuminated interpretative panels, subject to the following conditions:

- 1) That should any of the repair activities i.e. scaffolding, dumpsters etc., require use of the City Right Of Way, an encroachment permit will be required. The encroachment permit can be obtained from Brad Morton of the City's Engineering

REPORTS (CONTINUED)

Report No. 108: Received from the Municipal Heritage Committee

Department. He can be reached at bmorton@cityofkingston.ca or telephone at 613-546-4291 ext. 3147. The encroachment permit application can be found on the City website at http://cityofkingston.ca/pdf/engineering/app_encroachment.pdf.

- 2) In the event that deeply buried or previously undiscovered archaeological deposits are discovered in the course of development or site alteration, all work must immediately cease and the site must be secured. The Cultural Program Branch of the Ministry of Tourism, Culture and Sport (416-314-7132) and the City of Kingston's Planning and Development Department (613-546-4291 ext 3180) must be immediately contacted.
- 3) In the event that human remains are encountered, all work must immediately cease and the site must be secured. The Kingston Police (613-549-4660), the Registrar of Cemeteries Regulation Section of the Ontario Ministry of Consumer Business Services (416-326-8404), the Cultural Program Branch of the Ministry of Tourism and Culture (416-314-7132), and the City of Kingston's Planning and Development Department (613-546-4291 ext 3180) must be immediately contacted.

2) Approval of alterations at 172 Ontario Street for the installation of a new hanging sign on the existing sign bracket.

THAT alterations to the designated property located at 172 Ontario Street be approved in accordance with the details described in Application P18-265-062-2012 and the submission dated August 13th, 2012 that was deemed complete by the Planning and Development Department on August 17th, 2012, said alterations requesting approval for the installation of a new hanging sign on the existing sign bracket, subject to the following conditions:

- 1) That the proposed sign comply with Sign By-law 2009-140 and that a sign permit be obtained.
- 2) That an encroachment permit be obtained for the proposed sign.
- 3) That should any of the repair activities i.e. scaffolding, dumpsters etc., require use of the City Right Of Way, an encroachment permit will be required. The encroachment permit can be obtained from Brad Morton of the City's Engineering Department. He can be reached at bmorton@cityofkingston.ca or telephone at 613-546-4291 ext. 3147. The encroachment permit application can be found on the City website at http://cityofkingston.ca/pdf/engineering/app_encroachment.pdf.

REPORTS (CONTINUED)

Report No. 108: Received from the Municipal Heritage Committee

- 3) **Approval of alterations at 85 Barrack Street (256 Wellington Street) for the construction of a new front deck along Wellington Street with stairs and an accessibility ramp similar to the existing railing and to repair the white picket fence and gate.**

THAT alterations to the designated property located at 85 Barrack Street (256 Wellington Street) be approved in accordance with the details described in Application P18-053-063-2012 and the submission dated August 16th, 2012 that was deemed complete by the Planning and Development Department on August 20th, 2012, said alterations requesting approval for the construction of a new front deck along Wellington Street with stairs and an accessibility ramp similar to the existing railing and to repair the white picket fence and gate, subject to the following conditions:

- 1) That a building permit application is required for the proposed scope of work.
- 2) That should any of the repair activities i.e. scaffolding, dumpsters etc., require use of the City Right Of Way, an encroachment permit will be required. The encroachment permit can be obtained from Brad Morton of the City's Engineering Department. He can be reached at bmorton@cityofkingston.ca or telephone at 613-546-4291 ext. 3147. The encroachment permit application can be found on the City website at http://cityofkingston.ca/pdf/engineering/app_encroachment.pdf
- 3) In the event that deeply buried or previously undiscovered archaeological deposits are discovered in the course of development or site alteration, all work must immediately cease and the site must be secured. The Cultural Program Branch of the Ministry of Tourism, Culture and Sport (416-314-7132) and the City of Kingston's Planning and Development Department (613-546-4291 ext 3180) must be immediately contacted.
- 4) In the event that human remains are encountered, all work must immediately cease and the site must be secured. The Kingston Police (613-549-4660), the Registrar of Cemeteries Regulation Section of the Ontario Ministry of Consumer Business Services (416-326-8404), the Cultural Program Branch of the Ministry of Tourism and Culture (416-314-7132), and the City of Kingston's Planning and Development Department (613-546-4291 ext 3180) must be immediately contacted.

- 4) **Approval of alterations at 320 – 322 King Street East located in the Market Square Heritage Conservation District to install a new sign on the facade above the second storey windows.**

THAT alterations to the designated property located at 320 – 322 King Street East located in the Market Square Heritage Conservation District be approved in accordance with the details described in Application P18-696-064-2012 and the submission dated

REPORTS (CONTINUED)

Report No. 108: Received from the Municipal Heritage Committee

August 16th, 2012 that was deemed complete by the Planning and Development Department on August 20th, 2012, said alterations requesting approval for the installation of a new sign on the facade above the second storey windows notwithstanding the Heritage Conservation District Study, Section III.A.4 Signs (Restrictions Against Self-Illuminated Signs), the Application is approved because:

- 1) It is a second floor sign for a business not located on the ground floor; and
- 2) The proposed design is non obtrusive and LED Self Illuminated is much less obtrusive than earlier Self-Illuminated signs such as Neon.

5) Approval of alterations at 193 Ontario Street to paint the exterior door and trim.

THAT alterations to the designated property located at 193 Ontario Street be approved in accordance with the details described in Application P18-270-065-2012 and the submission dated August 17th, 2012 that was deemed complete by the Planning and Development Department on August 17th, 2012, said alterations requesting approval to paint the exterior door including the option of the trim of the arch around the door to be painted a different shade of the door in order to highlight the architectural feature of the door.

6) Approval of alterations at 121 Stuart Street for a new artificial turf sports field, including new landscaping, metal fencing, lighting and players enclosure, sidewalk, bicycle racks.

THAT alterations to the designated property located at 121 Stuart Street be approved in accordance with the details described in Application P18-322-066-2012 and the submission dated August 17th, 2012 that was deemed complete by the Planning and Development Department on August 27th, 2012, said alterations requesting approval for a new artificial turf sports field, including new landscaping, metal fencing, lighting and players enclosure, sidewalk, bicycle racks, subject to the following conditions:

- 1) That a building permit application is required for the proposed shelter structures and stairs.

7) Reaffirmation of an Emergency Approval of an application for 81-83 King Street East to install fire shutters painted to match the corresponding wall colour above several openings along the rear elevation and west side elevation (along Maitland Street); to replace two windows in the rear elevation with wire glass in a steel frame; to replace the second floor door that exits onto the rear fire escape with a 1 ¾" solid core slab wood door; and to construct a new wooden fire escape along the west side of the building.

THAT Application P18-178-043-2012EA for the property located at 81-83 King Street East, to install fire shutters painted to match the corresponding wall colour above

REPORTS (CONTINUED)

Report No. 108: Received from the Municipal Heritage Committee

several openings along the rear elevation and west side elevation (along Maitland Street); to replace two windows in the rear elevation with wire glass in a steel frame; to replace the second floor door that exits onto the rear fire escape with a 1 ¾" solid core slab wood door; and to construct a new wooden fire escape along the west side of the building, **BE REAFFIRMED** in accordance with the details described within a submission filed May 28, 2012 and deemed complete by the Planning and Development Department on August 14, 2012.

8) Final Approval of a Heritage Grant Application for exterior painting at 115 Gore Street.

WHEREAS the owner of 115 Gore Street has requested final approval for Heritage Grant Application HG-08-2012, and

WHEREAS as per the requirements of By-Law No. 2005-258 'A By-Law to Establish a Heritage Grants Program', a site visit to review the completed works was completed;

THEREFORE BE IT RESOLVED THAT Heritage Property Grant HG-08-2012 for 115 Gore Street **BE APPROVED** for the repair of exterior painting of: wood, soffit, fascia, dormers, windows and casings, front vestibule columns, decorative wood detailing (coves, cornices, etc) and front stair; and

THAT staff be authorized to issue a cheque for (\$2000.00) as per the process outlined in By-Law No. 2005-258 'A By-Law to Establish a Heritage Grants Program'.

9) Final Approval of a Heritage Grant Application for new storm windows and sash restoration at 158 Earl Street.

WHEREAS the owner of 158 Earl Street has requested final approval for Heritage Grant Application HG-11-2012, and

WHEREAS as per the requirements of By-Law No. 2005-258 'A By-Law to Establish a Heritage Grants Program', a site visit to review the completed works was completed;

THEREFORE BE IT RESOLVED THAT Heritage Property Grant HG-11-2012 for 158 Earl Street **BE APPROVED** for new storm windows and sash restoration; and

THAT staff be authorized to issue a cheque for (\$2000.00) as per the process outlined in By-Law No. 2005-258 'A By-Law to Establish a Heritage Grants Program'.

DEFERRED

REPORTS (CONTINUED)

Report No. 109: Received from the Environment, Infrastructure and Transportation Policies Committee

THAT Report No. 109: Received from the Environment, Infrastructure and Transportation Policies Committee be received and adopted.

Report No. 109

To the Mayor and Members of Council:

The Environment, Infrastructure and Transportation Policies Committee reports and recommends as follows:

1) 2012 – 2013 Cycling Program Implementation Plan

THAT Council authorize the amendment of By-Law No. 2003-209, “A By-Law for Regulating Traffic in the Highways of the City of Kingston, subject to the Provisions of the Highway Traffic Act”, be amended, to add the following proposed designated cycling lanes to “Schedule D-6 Bicycle Lanes”:

- Union Street: King Street West to Sir John A. Macdonald Blvd.
- Montreal Street: Rideau Street to Ordnance Street
- Days Road: Front Road to Castell Road
- Bayridge Drive: Front Road to Coverdale Drive; and

THAT Council authorize the amendment of By-Law No. 2010-128, “A By-Law to Regulate Parking”, in order to remove all on-street parking to accommodate designated cycling lanes on:

- Union Street: King Street West to Sir John A. Macdonald Blvd.
- Montreal Street: Rideau Street to Ordnance Street
- Montreal Street: Highway 401 on ramp to John Counter Blvd
- Division Street: Concession Street to Colborne Street; and

THAT the addition of designated cycling lanes for Johnson Street and Brock Street from Sir John A. Macdonald Blvd. to Division Street, be implemented subject to:

- Council approval of on-street parking removals on Johnson Street and Brock Street from Sir John A. Macdonald Blvd. to Division;
- Implementation of Kingston Transit Express 1 September 2013.
- Staff providing recommendations for changes to the parking regulations and options for inventory management on adjacent streets in the area.

(See By-Law No. (1), 2012-138)

(See By-Law No. (2), 2012-139)

REPORTS (CONTINUED)

Report No. 109: Received from the Environment, Infrastructure and Transportation Policies Committee

2) State of Good Repair – Designated Cycling Lanes

THAT Public Works maintain their current customer care phone line with the addition of a new work order coding that identifies that the call pertains to a cyclist inquiry; and

THAT the best overall value to the City of Kingston is to maintain current road patrolling frequency as per the Minimum Maintenance Standards; and

THAT the best overall value to the City is to maintain current snow clearing operations as per the Minimum Maintenance Standards; and

THAT Public Works continue their on-going road patrols in order to identify and repair pavement distresses specific to the needs of cyclists; and

THAT the City revises the street sweeping schedule to ensure that priority is given to designated cycling lane roads during the annual spring cleanup program; and

THAT street sweeping occur on a monthly basis on designated cycling lane roads following the spring cleanup sweeping program and continuing until the fall leaf sweeping program; and

THAT catchbasin and manhole depression repairs are scheduled and carried out in an applicable annual program with a priority for designated cycling lanes; and

THAT the City continues to carry out their annual pavement marking program; and

THAT staff ensure that applicable signage such as Share the Road and Rough Surface Ahead are posted in advance of construction zones.

3) Williamsville Main Street Cycling Lanes

The following motion was LOST on a tie vote.

[Committee By-law 2010-205, Section 2.9 b) under 'Clauses Lost at Committee Meetings' states that: "Motions that result in a tied vote at a Committee must be reported to Council or to the appropriate Committee to which it reports, as determined by the By-Law, with no recommendation to allow Council the opportunity to discuss and make a decision". This process is also noted within Procedural By-law 2010-1, Section 11:23 a) under 'Committee Reports'.]

WHEREAS the right-of-way of the Princess Street Corridor in Williamsville is restricted to 20 metres in width; and

REPORTS (CONTINUED)

Report No. 109: Received from the Environment, Infrastructure and Transportation Policies Committee

WHEREAS the transportation analysis for the *Williamsville Main Street Study* included the additional work completed by the MMM Group with respect to the issue of incorporating cycling lanes on Princess Street in Williamsville; and

WHEREAS the inclusion of cycling lanes may impact the ability of Kingston Transit to implement future signal priority/queue jump options for the Princess Street Corridor; and

WHEREAS the on-street parking and loading spaces are necessary to support the economic development and revitalization of the Williamsville Main Street; and

WHEREAS the City is continuing to implement the *Cycling and Pathways Study* and expand the cycling network through the planning and development of a comprehensive, multi-year program.

THEREFORE BE IT RESOLVED THAT the City approve Option B of Report No. EITP-12-018 and support the original conclusion from the *Williamsville Main Street Study* that cyclists on Princess Street in Williamsville would continue to travel in the general lane of traffic with other vehicles.

The following motion was LOST on a tie vote.

[Committee By-law 2010-205, Section 2.9 b) under 'Clauses Lost at Committee Meetings' states that: "Motions that result in a tied vote at a Committee must be reported to Council or to the appropriate Committee to which it reports, as determined by the By-Law, with no recommendation to allow Council the opportunity to discuss and make a decision". This process is also noted within Procedural By-law 2010-1, Section 11:23 a) under 'Committee Reports'.]

WHEREAS the community is expressing considerable interest in expanding cycle lane options by emphasizing health and economic benefits, and;

WHEREAS Option A of Report No. EITP-12-018 outlines a sequential process which could be terminated at any stage should it be determined to be undesirable to proceed further;

THEREFORE BE IT RESOLVED THAT the City approve Option A of Report No. EITP-12-018, and;

THAT Staff be directed to proceed sequentially with the three implementation steps.

REPORTS (CONTINUED)

Report No. 109: Received from the Environment, Infrastructure and Transportation Policies Committee

4) Cycling Loop Event

THAT staff work with stakeholders to stage a 'Four (4) hour Sunday cycling event' in September, 2013, using the two westbound lanes of Front Road/King Street, between Days Road and Portsmouth Avenue, for cycling, leaving the two eastbound lanes open for vehicular traffic; and

THAT a budget of \$16,000 be included in the 2013 operational budget submission, to cover estimated staffing, equipment rentals, signage and promotional costs.

5) Electric Vehicles

THAT the City of Kingston, Utilities Kingston and Kingston Hydro develop a public education program to promote the most sustainable method of charging plug in electric vehicles, that is through the use of charging stations, including home charging stations that would be used exclusively during off peak hours.

6) Committee Resignations from the Kingston Environmental Advisory Forum

THAT the resignations of Mr. Cam McCauley and Ms. Barbara Muirhead from the Kingston Environmental Advisory Forum be accepted with regret.

7) Speed of vehicle traffic on Crossfield Avenue

WHEREAS the residents who live in the area of Crossfield Avenue have expressed concern about the speed of vehicle traffic; and

WHEREAS a petition from the same residents was presented to the last Council meeting and still is being signed by residents;

THEREFORE BE IT RESOLVED THAT Staff report to the EITP committee at the November 13th, 2012 meeting regarding speed humps or other measures that can be implemented to slow down cars; and

THAT Kingston Transit staff be consulted and be asked to comment on the impact of speed humps for Crossfield Avenue.

DEFERRED

REPORTS (CONTINUED)

Report No. 110: Received from the Municipal Heritage Committee

THAT Report No. 110: Received from the Municipal Heritage Committee be received and adopted.

Report No. 110

To the Mayor and Members of Council:

The Municipal Heritage Committee reports and recommends as follows:

Council consented to the **addition** of Clause (1), Report No. 110, Received from the Municipal Heritage Committee.

- 1) Reaffirmation of an Emergency Approval of an application for 82-84 Brock Street to repair and restore the main level of the facade including stone cleaning, scrapping and painting all the woodwork, installing new thermal pane windows in the main openings, recladding the entrance to 82 Brock Street, filling in the openings in the base stone, finishing the entrance floor with concrete and reinstalling the existing tiles; works at the rear of the building include alterations to the window and opening.**

THAT Application P18-082-067-2012EA for the property located at 82-84 Brock Street, to repair and restore the main level of the façade of 82 Brock Street and the doorway to 84 Brock Street. The stone will be cleaned with walnut, corn, baking soda or sandblast method. All woodwork and paint will be scrapped and painted. The main glazed openings will remain the same size they are at present, but will have new thermal pane windows; broken glass in transom windows will be replaced. The entrance door alcove to 82 Brock Street will be reclad in wood tongue and groove panels. The stone will be cleaned and openings in the base stone will be filled in. The entrance floor will be repoured in concrete and existing tiles will be reinstalled. Various works will be completed to the openings on the rear elevation – one window at the rear of 82 Brock Street will be scraped and painted, a wired glass in a steel frame will be installed on the inside of this window and the second window opening will be filled with glass blocks or framed, insulated and stuccoed grey, **BE REAFFIRMED** in accordance with the details described within a submission filed August 30th, 2012 and deemed complete by the Planning and Development Department on September 4th, 2012, subject to the following conditions:

1. Should any of the repair activities i.e. scaffolding, dumpsters etc., require use of the City Right Of Way, an encroachment permit will be required. The encroachment permit can be obtained from Brad Morton of the City's Engineering Department. He can be reached at bmorton@cityofkingston.ca or telephone at 613-546-4291 ext. 3147. The encroachment permit application can be found on the City website at http://cityofkingston.ca/pdf/engineering/app_encroachment.pdf.
2. If required by the Building Section, a building permit should be obtained.

DEFERRED

* * * * *

INFORMATION REPORTS

Council consented to the **addition** of Information Report No. (4).

1) OLG Process: Public Consultation Analysis

This report provides a numerical breakdown of the 3,338 responses to the public consultation invitation based on the comments received at the public meeting, through the on-line survey and correspondence received by the City.

(The Report of the Commissioner of Sustainability and Growth (12-295) is attached as Schedule Pages 80 - 99)
(File No. CSU-P09-000-2012)

2) OLG Process: Community Impact Analysis

This report serves to provide information to Council on the community impacts of casinos, as indicated in Report 12-291 on August 14.

(The Report of the Commissioner of Sustainability and Growth (12-294) is attached as Schedule Pages 100 - 141)
(File No. CSU-P09-000-2012)

3) 2012 KEDCO Economic Impact Projection – Proposed Kingston Casino

This report transmits information received from Jeff Garrah, CEO of Kingston Economic Development Corporation (KEDCO). The information provides Council with the Economic Impact Projection commissioned by KEDCO as prepared by Enigma Research Corporation.

(The Report of the Commissioner of Sustainability and Growth (12-327) is attached as Schedule Pages 142 - 168)
(File No. CSU-P09-000-2012)

4) Ontario Lottery and Gaming Corporation (OLG) – Municipal Contribution Agreement

The Ontario Lottery and Gaming Corporation (OLG) has been reviewing the terms for financial agreements that outline the host municipality's share of revenue. A draft agreement will be provided to other potential host municipalities next week. OLG provided information to the City regarding the financial formulas in an email on October 2. Staff received a summary for Council to summarize the financial revenue sharing formula.

INFORMATION REPORTS

(The Report of the Commissioner of Sustainability and Growth (12-341) is attached as Schedule Pages 1 - 4)
(File No. CSU-P09-000-2012)

DEFERRED

MISCELLANEOUS BUSINESS

(1) **THAT** the following Board and Committee appointment by the St. Lawrence College be confirmed without comment:

Board / Committee	Length of Term	Names
Kingston Environmental Advisory Forum	November 30, 2014	Confirmation only required Adegboyega Babasola (alternate)

(See Communication No. 12-293)

DEFERRED

NEW MOTIONS

Council consented to the **addition** of New Motions Item (2).

- 1) Moved by Councillor Downes
Seconded by Councillor Osanic

WHEREAS some Kingston citizens on Ontario Works have attitudes, skills and the capacity to be employed but have bad teeth; and

WHEERAS bad teeth often make it difficult to get passed a job interview; and

WHEREAS many entry level jobs are in the service sector involving interaction with customers; and

WHEREAS the extraction of bad teeth and the provision of dentures can be demonstrably viewed as a way to move Kingston citizens from Ontario Works and into the job market; and

WHEREAS moving Kingston citizens from Ontario Works to employment can be seen as an investment in our local economy because it provides a “hand up” out of welfare dependency; and

NEW MOTIONS (CONTINUED)

WHEREAS in 2009, the City of Kingston had a plan to assist citizens on Ontario Works to get teeth extractions and dentures; and

WHEREAS the 2009 plan assisted Kingston Ontario Works recipients to move into the world or work;

THEREFORE BE IT RESOLVED THAT the following motion be considered as part of the 2013 current budget deliberations:

“THAT \$100,000 of municipal funding be allocated to the Ontario Works account, for the specific purpose of providing required dental care and dentures for Kingston Ontario Works recipients with who are having difficulty securing employment because of their bad teeth.”

DEFERRED

- 2) Moved by Mayor Gerretsen
Seconded by Deputy Mayor Neill

WHEREAS the City of Kingston held its first ever Advocacy Day at the Ontario Provincial Legislature on Tuesday September 25th 2012; and

WHEREAS the Kingston community was represented by the mayor and members of Kingston City Council, senior city staff, and representatives from Utilities Kingston, the Kingston Economic Development Corporation, the Greater Kingston Chamber of Commerce, Downtown Kingston! Business Improvement Association, Sir John A Commission, Empire Life, Viva Productions, Scott Environmental, Le Chien Noir, MetalCraft Marine, Queen's University and St. Lawrence College; and

WHEREAS the day proved successful in allowing local organizations and city representatives the opportunity to showcase the Kingston community and connect with over 50 Members of Provincial Parliament and 125 staff members on projects and programs implemented in Kingston and demonstrating how funding from the provincial government is enhancing our community.

THEREFORE BE IT RESOLVED THAT the sincere thanks of Kingston City Council, be extended to all those who participated and contributed to the success of Kingston's Advocacy Day at Queen's Park.

DEFERRED

NOTICES OF MOTION

MINUTES

Moved by Councillor Osanic
Seconded by Councillor Scott

THAT the Minutes of City Council Meeting No. 2012-21, held Tuesday, September 18, 2012, be confirmed.

(Distributed to all Members of Council on September 26, 2012)

DEFERRED

TABLING OF DOCUMENTS

Council consented to the **addition** of Tabled Document (2012-80).

2012-74 Kingston & Frontenac Housing Corporation
Agenda – September 24, 2012
(File No. CSU-S13-000-2012)

2012-75 Kingston & Frontenac Housing Corporation
Minutes – April 30, 2012
(File No. CSU-S13-000-2012)

2012-76 Kingston & Frontenac Housing Corporation
Minutes – June 25, 2012
(File No. CSU-S13-000-2012)

2012-77 Kingston & Frontenac Housing Corporation
Minutes – June 19, 2012
(File No. CSU-S13-000-2012)

2012-78 Cataraqui Region Conservation Authority
Agenda – September 26, 2012
(File No. CSU-D03-000-2012)

2012-79 KFL&A Public Health Board
Agenda – September 26, 2012
(File No. CSU-S08-001-2012)

2012-80 Kingston Frontenac Public Library Board
Minutes – June 27, 2012
(File No. CSU-R02-000-2012)

DEFERRED

COMMUNICATIONS

Council consented to the **addition** of Communications No. (23-395) through to (23-402).

Filed

23-391 From the Committee of Adjustment, a Notice of Decision for the following applications:

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 32-74 for the property at 1153 Middle Road, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is October 15, 2012.

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 8499 for the property at 30 Churchill, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is October 15, 2012.

CONSENT – In respect of an application for consent to sever the property at 1130 Midland Avenue, the Committee decided that the application **SHOULD BE PROVISIONALLY APPROVED**, subject to conditions. The final date for appeal is October 16, 2012.

MINOR VARIANCE – In respect of an application to request relief from Zoning By-Law No. 76-26 for the property at 1130 Midland Avenue, the Committee decided that the application **SHOULD BE APPROVED**, subject to conditions. The final date for appeal is October 15, 2012.

(File No. CSU-D19-000-2012)

23-394 From Municipal Property Assessment Corporation (MPAC), providing the 2012 Property Assessment Notice Mailing.

(File No. CSU-F22-000-2012)

(Distributed to all Members of Council on September 24, 2012)

Referred to All Members of Council

23-384 From City of Hamilton, asking for Council's support on a resolution that the City of Hamilton's Council passed with respect to Emerald Ash Borer (EAB) Action Plan.

(File No. CSU-C10-000-2012) (File No. CSU-E04-000-2012)

(Distributed to all Members of Council on September 24, 2012)

23-385 From Association of Municipalities of Ontario (AMO), providing information for a Symposium, October 25 and October 26, 2012, regarding "Why Immigration Matters in Ontario".

(File No. CSU-A04-000-2012)

(Distributed to all Members of Council on September 24, 2012)

23-386 From Association of Municipalities of Ontario (AMO), providing information for a "Connections Energy Symposium – Spark Change", December 6, 2012.

(File No. CSU-A04-000-2012)

(Distributed to all Members of Council on September 24, 2012)

City Council Meeting No. 2012-23

Minutes

Tuesday, October 2, 2012

- 23-387 From Association of Municipalities of Ontario (AMO), providing breaking news regarding the Ontario Government announcing compensation related freeze.
(File No. CSU-F16-000-2012)
(Distributed to all Members of Council on September 24, 2012)
- 23-388 From Ryan Boehme, advising of his resignation from the MacLachlan Woodworking Committee.
(File No. CSU-C12-000-2012)
(Distributed to all Members of Council on September 24, 2012)
- 23-392 From Doug Hubbard, providing comments on the condition of the roads in the City of Kingston.
(File No. CSU-T06-000-2012)
(Distributed to all Members of Council on September 26, 2012)
- 23-393 From Maggie Stevens, advising the recognition of Adegboyega Babasola as the alternate for David Seaton on the KEAF committee.
(File No. CSU-C15-000-2012)
(Distributed to all Members of Council on September 26, 2012)
- 23-395 From Alex Robinson, requesting that Council amend the existing By-Law 2006-213, Schedule R-1 Refreshment Vehicle, Special Condition (8): "no refreshment vehicle shall carry on business between the hours of 11:00 pm and 7:00 am".
(File No. CSU-D23-000-2012)
(Distributed to all Members of Council on October 2, 2012)
- 23-396 From Association of Municipalities of Ontario (AMO), providing registration information on the 2012 Counties, Regions, and Signe Tier (CRST) Symposium, held October 25 and October 26, 2012, with respect to Old Age.
(File No. CSU-A01-004-2012)
(Distributed to all Members of Council on October 2, 2012)
- 23-399 From Rod Phillips, President & CEO, OLG, providing a summary of the OLG's process as they consider municipalities to host a gaming site.
(File No. CSU-P09-000-2012)
(Distributed to all Members of Council on October 2, 2012)
- 23-400 From Karen Leibovici, President, Federation of Canadian Municipalities (FCM), informing Council that there will be a second round of nominations for the Queen's Diamond Jubilee Medal.
(File No. CSU-M11-000-2012)
(Distributed to all Members of Council on October 2, 2012)
- 23-401 From The Honourable Bob Chiarelli, Ontario Minister of Infrastructure and Minister of Transportation, regarding the Federal Long-Term Infrastructure Plan.
(File No. CSU-F11-000-2012)
(Distributed to all Members of Council on October 2, 2012)

- 23-402 From Matthew Gventer, providing his letter to the Whig Standard clarifying his position with respect to the public meeting for the OLG.
(File No. CSU-P09-000-2012)
(Distributed to all Members of Council on October 2, 2012)

Referred to the City Clerk

- 23-389 From Association of Fundraising Professionals (AFP), asking that Council proclaim November 15, 2012 as "National Philanthropy Day" in the City of Kingston.
(File No. CSU-M10-000-2012)
(Distributed to all Members of Council on September 24, 2012)

- 23-390 From Kingston: Partners for a Safe Community, asking that Council proclaim October 3, 2012 as "Safe Communities Day" in the City of Kingston.
(File No. CSU-M10-000-2012)
(Distributed to all Members of Council on September 25, 2012)

- 23-397 From Kingston: Partners for a Safe Community, asking that Council proclaim November, 2012 as "Safe Crossing Month" in the City of Kingston.
(File No. CSU-M10-000-2012)
(Distributed to all Members of Council on October 2, 2012)

Referred to the President and CEO of Utilities Kingston

- 23-398 From Enbridge Pipelines Inc., providing an update on the proposed Line 9B Reversal Project.
(File No. CSU-E06-000-2012)
(Distributed to all Members of Council on October 2, 2012)

DEFERRED

OTHER BUSINESS

BY-LAWS

Note: By-Laws (1) through (3) were withdrawn. The confirmatory by-law, By-Law (11), will only capture the items and business determined this evening.

- (A) Moved by Councillor Downes
Seconded by Councillor Hector

THAT By-Laws (4) through (9) and (11) be given their first and second reading.

CARRIED

BY-LAWS (CONTINUED)

- (B) Moved by Councillor Paterson
Seconded by Councillor Berg

THAT By-Laws (4) through (11) be given their third reading.

CARRIED

- (1) A By-Law to Amend By-Law No. 2003-209, "A By-Law to Regulate Traffic".
FIRST AND SECOND READINGS PROPOSED NO. 2012-138
(See Clause (1), Report No. 109)
WITHDRAWN
- (2) A By-Law to Amend By-Law No. 2010-128, "A By-Law to Regulate Parking".
FIRST AND SECOND READINGS PROPOSED NO. 2012-139
(See Clause (1), Report No. 109)
WITHDRAWN
- (3) A By-Law to Amend By-Law No. 76-26, "A By-Law to Regulate the Use of Lands and the Character, Location, and Use of Buildings and Structures in the Township of Kingston" (Zone Modification of the Special Residential Type 4 'R4-37' Zone, 3480 Princess Street)
THREE READINGS PROPOSED NO. 2012-140
(See Clause (1), Report No. 107)
WITHDRAWN
- (4) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" to Remove the '-H' Holding Symbol Related to the Holding Special General Commercial 'C2-338-H' to 'C2.335' ZONE (1129 Princess Street and 144, 152 Avenue Road)
THREE READINGS PROPOSED NO. 2012-141
(Delegated Authority)
- (5) A By-Law to Establish Part 3 on Reference Plan 13R-18905 as Part of the Public Highway Known as Centennial Drive in the City of Kingston in Accordance with Section 31 (4) of the Municipal Act, Chapter 25, S.O. 2001, as Amended.
THREE READINGS PROPOSED NO. 2012-142
(Delegated Authority)
- (6) A By-Law to Establish Block 6 on Plan of Subdivision 13M-76 as Part of the Public Highway Known as Centennial Drive in the City of Kingston in Accordance with Section 31(4) of the Municipal Act, Chapter 25, S.O. 2001, as Amended.
THREE READINGS PROPOSED NO. 2012-143
(Delegated Authority)

BY-LAWS (CONTINUED)

- (7) A By-Law to Establish Block 115 on Plan of Subdivision 13M-68 as Part of the Public Highway Known as Centennial Drive in the City of Kingston in Accordance with Section 31 (4) of the Municipal Act, Chapter 25, 5.0. 2001, as Amended.
THREE READINGS PROPOSED NO. 2012-144
(Delegated Authority)
- (8) A By-Law to Establish Part 3 on Reference Plan 13R-16590 as Part of the Public Highway Known as Centennial Drive in the City of Kingston in Accordance Section 31 (4) of the Municipal Act, Chapter 25, S.O. 2001, as Amended.
THREE READINGS PROPOSED NO. 2012-145
(Delegated Authority)
- (9) A By-Law to Establish Parts 2, 3 & 4 on Reference Plan 13R-7832 as Part of the Public Highway Known as Centennial Drive in the City of Kingston in Accordance with Section 31 (4) of the Municipal Act, Chapter 25, S.O. 2001, as Amended.
THREE READINGS PROPOSED NO. 2012-146
(Delegated Authority)
- (10) A By-Law to Amend By-Law No. 98-8, "A By-Law to Appoint Statutory Officials of the Corporation of the City of Kingston" (to Appoint Fred Saunders as Alternate Acting Clerk).
THIRD READING PROPOSED NO. 2012-133
(See Clause (b), Report No. 102)
- (11) A By-Law To Confirm The Proceedings Of Council At Its Meeting Held On Tuesday, October 2, 2012
THREE READINGS PROPOSED NO. 2012-147
(City Council Meeting No. 2012-23)

ADJOURNMENT

Moved by Councillor George
Seconded by Councillor Glover

THAT Council do now adjourn.

CARRIED

Council adjourned at 11:57 pm.

(Signed)

John Bolognone
City Clerk

Mark Gerretsen
Mayor