

# **THE CORPORATION OF THE CITY OF BELLEVILLE**

## **COUNCIL MEETING AGENDA**

**APRIL 20, 2020**  
**1:45 P.M.**  
**JOHN D. EVANS ROOM**

It is noted that there will be a City Council In Camera (closed session) Meeting at 1:00 p.m. At 1:00 p.m., City Council will be requested to consider approval of the following resolution. This will take place in a very brief Open session, immediately prior to entering into In Camera session.

“THAT City Council enter into In Camera session to consider the following items, pursuant to Section 239 of the Municipal Act.

- In Camera Report No. DCS-2020-18 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. DCS-2020-19 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- Review of the Regular In Camera Minutes of March 9, 2020.”

### **1. CALL TO ORDER**

#### **1.1. ATTENDANCE**

His Worship Mayor Panciuk	
Councillor Carr	Councillor McCaw
Councillor Culhane	Councillor Sandison
Councillor Kelly	Councillor Thompson
Councillor Malette	Councillor Williams

### **2. MOMENT OF REFLECTION**

#### **2.1 Moment of Reflection**

**3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF**

**4. PUBLIC MEETINGS**

**5. READING AND CONFIRMATION OF MINUTES**

Regular Council Meeting Minutes of March 9, 2020 and March 20, 2020 and Regular In Camera Meeting Minutes of March 9, 2020

**6. DEPUTATIONS**

**7. CORRESPONDENCE**

7.1 Local Planning Appeal Tribunal Order dated March 26, 2020 **7-1**

**RESOLUTION**

“THAT the March 26<sup>th</sup>, 2020 Order of the Local Planning Appeal Tribunal dismissing Appeals for B-77-1058 / B30/18 (55 Church Street) and B-77-1059 / B31/18 (59 Church Street), be received.”

7.2 Letter from Ministry of Transportation **7-4**

**RESOLUTION**

“THAT the letter from the Ministry of Transportation informing Council of federal and provincial approval for two projects submitted by the City of Belleville under the Public Transit stream of the Investing in Canada Infrastructure Program (ICIP) be received.”

**8. COMMITTEE OF THE WHOLE**

**MOTION TO GO INTO COMMITTEE OF THE WHOLE TO HEAR AND CONSIDER REPORTS, PASSING OF RECOMMENDATIONS AND RESOLUTIONS WITH MAYOR PANCIUK IN THE CHAIR**

**8. a. REPORTS**

*The agenda shall include under Reports items that warrant individual attention from Council*

**8.a.1 PROCEDURAL BY-LAW AMENDMENT - ELECTRONIC PARTICIPATION AT MEETINGS DURING DECLARED EMERGENCY**

Director, Corporate Services/Clerk's Report No. DCS-2020-17

**8.a.-1**

**RESOLUTION**

"THAT a By-law to amend By-law Number 2019-48, being a By-law to Provide Rules Governing the Calling, Place and Proceedings of Meetings of the City of Belleville Council and the Conduct of Its Members (Procedural By-law), be prepared for Council consideration."

**8.a.2 COVID-19 RELIEF MEASURES RELATED TO BY-LAW 2019-126 – ESTABLISHMENT OF MUNICIPAL ACCOMMODATION TAX**

Director of Finance/Treasurer's Report No. DF-2020-14

**8.a.-5**

**RESOLUTION**

"THAT further to Report DF-2020-14 COVID-19 Relief Measures related to By-law 2019-126 – Establishment of Municipal Accommodation Tax (MAT) Council approve the payment deferral of all MAT tax collected for the period January 1, 2020 through and including March 31, 2020 to June 30, 2020; and

THAT Council approve the suspension of the collection of Municipal Accommodation Tax for the period April 20, 2020 through and including June 30, 2020; and

THAT Council permit local accommodators to retain any MAT tax collected for the period April 1, 2020 through and including April 19, 2020.”

8.a.3 **INVESTING IN CANADA INFRASTRUCTURE PROGRAM - PUBLIC TRANSIT STREAM, BUS PURCHASE**

Manager of Transit Services’ Report No. MT-2020-01

**8.a.-7**

**RESOLUTION**

“THAT Section 15, Request for Tender, of the City’s Purchasing By-law Number 2017-234, be waived; and

THAT the quote from Nova Bus Canada be accepted for the purchase of four (4) new Nova LFS 12 meter transit buses in the amount of \$2,418,009.47 plus \$314,341.23 HST for a total amount of \$2,732,350.70, and that the Mayor and City Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and the City Clerk be authorized to affix the Corporate Seal.”

8. b. **CONSENT ITEMS**

*Council may adopt Consent Items by one motion, but prior to consideration of such motion, Members may request that specific items be removed from consideration under such motion and Council shall consider such items individually.*

“THAT the following Agenda items be approved with the exception of Item(s) \_\_\_\_\_.”

8.b.1 **ENCROACHMENT AGREEMENT FOR 273 FRONT STREET**

Senior Project Manager’s Report No. ENG-2020-03

**8.b.-1**

**RESOLUTION**

“THAT a by-law to approve and authorize an Encroachment Agreement (pertaining to 273 Front Street) between The Corporation of the City of Belleville, Park Provisioners Barbershop & Haberdashery, and Clothbuilders Holdings pursuant to Parts II and III of the Municipal Act 2001, be prepared for Council’s consideration.”

8.b.2 **ENCROACHMENT AGREEMENT FOR 225 DUNDAS STREET EAST**

Senior Project Manager's Report No. ENG-2020-07

**8.b.-4**

**RESOLUTION**

"THAT a by-law to approve and authorize an Encroachment Agreement (pertaining to 225 Dundas Street East) between The Corporation of the City of Belleville and Fixed Fur Life Pet Services pursuant to Parts II and III of the Municipal Act 2001, be prepared for Council's consideration."

8.b.3 **CONTRACT ENG2020-11, EAST AND WEST FAIRFIELD BRIDGES EXPANSION JOINT REPLACEMENT**

Senior Project Manager's Report No. ENG-2020-08

**8.b.-7**

**RESOLUTION**

"THAT the tender submission from 2274084 Ontario Ltd. GMP Contracting for the Road Open Option B be accepted for Contract ENG2020-11 East and West Fairfield Bridges Expansion Joint Replacement in the amount of \$199,912.93 plus \$25,988.68 HST for a total dollar amount of \$225,901.61 this being the lowest bid received for the road open option; and

THAT the Mayor and the City Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal."

8.b.4 **DEDICATED PROVINCIAL GAS TAX FUNDS FOR PUBLIC TRANSPORTATION PROGRAM**

Director of Finance/Treasurer's Report No. DF-2020-13

**8.b.-10**

**RESOLUTION**

"THAT a by-law to approve and authorize a Letter of Agreement, dated March 12, 2020, between Her Majesty the

Queen in right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario (the 'Ministry') and the City of Belleville (the 'Municipality') related to Funding Provided by the Province of Ontario (the 'Province') to the Municipality under the Dedication Gas Tax Funds for Public Transportation Program (this 'Letter of Agreement') as referenced in the Director of Finance/Treasurer's Report No. DF-2020-13, Dedicated Provincial Gas Tax Funds for Public Transportation Program, be prepared for Council's consideration."

#### 8. c. COUNCIL INFORMATION MATTERS

*Council may adopt Consent Items by one motion, but prior to consideration of such motion, Members may request that specific items be removed from consideration under such motion and Council shall consider such items individually.*

"THAT the following Agenda items be received save and except Item(s) \_\_\_\_\_."

##### 8.c.1 BUILDING SECTION MONTH END REPORT

Report Period: March 2020

8.c.-1

##### 8.c.2 REQUEST SUPPORT OF THE FOLLOWING LETTERS/RESOLUTIONS

###### a) Request Federal Government Ensure the Excise Exemption for 100% Canadian Wines Remains in Place

Resolution from the County of Grey

8.c.-5

###### b) Proposal to Direct Payment of Federal Funds to Municipalities to Waive Property Taxes for the Year 2020 – Financial Help to Alleviate the Suffering from COVID-19 Pandemic

Resolution from the Town of Midland

8.c.-7

#### 8. d. RISE AND REPORT

**9. BY-LAWS**

*Following the first and second reading of by-laws, Members may debate any by-law under consideration...*

**9. a. FIRST READING OF BY-LAWS**

2020-72, a by-law to amend By-law Number 2019-48, being a By-law to Provide Rules Governing the Calling, Place and Proceedings of Meetings of the City of Belleville Council and the Conduct of Its Members (Council Meetings During Declared Emergency – Electronic Participation)

**9.a.-1**

2020-73, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 34, Registered Plan 21M-299, City of Belleville, County of Hastings

**9.a.-3**

2020-74, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 59, Registered Plan 21M-301, City of Belleville, County of Hastings

**9.a.-4**

2020-75, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 58, Registered Plan 21M-301, City of Belleville, County of Hastings

**9.a.-5**

2020-76, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 57, Registered Plan 21M-301, City of Belleville, County of Hastings

**9.a.-6**

2020-77, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 56, Registered Plan 21M-301, City of Belleville, County of Hastings

**9.a.-7**

2020-78, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 53, Registered Plan 21M-301, City of Belleville, County of Hastings

**9.a.-8**

2020-79, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 52, Registered Plan 21M-301, City of Belleville, County of Hastings

**9.a.-9**

2020-80, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 51, Registered Plan 21M-301, City of Belleville, County of Hastings

**9.a.-10**

2020-81, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 50, Registered Plan 21M-301, City of Belleville, County of Hastings

**9.a.-11**

2020-82, a by-law to approve and authorize a Letter of Agreement dated the 12th day of March 2020 between Her Majesty the Queen in Right of the Province of Ontario, Represented by the Minister of Transportation for the Province of Ontario and the City of Belleville related to funding provided by the Province of Ontario to the municipality under the Dedicated Gas Tax Funds for Public Transportation Program

**9.a.-12**

2020-83, a by-law to approve and authorize the execution of a Lease Agreement between The Corporation of the City of Belleville and Meyer's Pier Patio & BBQ Inc. (Meyers Pier, 1 South Front Street)

**9.a.-13**

2020-84, a by-law to approve and authorize the execution of a Release of Covenant document dated the 20<sup>th</sup> day of April 2020 by The Corporation of the City of Belleville in favour of the City of Belleville

**9.a.-32**

2020-85, a by-law to approve and authorize the execution of an Encroachment Agreement dated the 20<sup>th</sup> of April 2020, between The Corporation of the City of Belleville and Park Provisioners Barbershop & Haberdashery and Clothbuilders Holdings for 273 Front Street, pursuant to Parts ii and iii of the Municipal Act, 2001

**9.a.-33**

2020-86, a by-law to approve and authorize the execution of an Encroachment Agreement dated the 20<sup>th</sup> day of April 2020, between The Corporation of the City of Belleville and Fixed Fur Life Pet Services for 225 Dundas Street East, pursuant to Parts ii and iii of the Municipal Act, 2001

**9.a.-39**

## **9. b. SECOND READING OF BY-LAWS AND DISCUSSION**

2020-72	2020-79
2020-73	2020-80
2020-74	2020-81
2020-75	2020-82
2020-76	2020-83
2020-77	2020-84
2020-78	2020-85
	2020-86



**9. c. THIRD READING OF BY-LAWS**

2020-72, a by-law to amend By-law Number 2019-48, being a By-law to Provide Rules Governing the Calling, Place and Proceedings of Meetings of the City of Belleville Council and the Conduct of Its Members (Council Meetings During Declared Emergency – Electronic Participation)

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Right of the Province of Ontario, Represented by the Minister of Transportation for the Province of Ontario and the City of Belleville related to funding provided by the Province of Ontario to the municipality under the Dedicated Gas Tax Funds for Public Transportation Program

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**10. NEW BUSINESS**

**11. MOTIONS**

**12. NOTICE OF MOTIONS**

**13. ANNOUNCEMENTS**

**14. CONFIRMATORY BY-LAW**

“THAT By-law Number 2020-87, a by-law to confirm the proceedings of Council at its meeting held on April 20, 2020, be read a first, second and third time and finally passed this 20th day of April, 2020.”

**14-1****15. ADJOURNMENT**