

THE CORPORATION OF THE CITY OF BELLEVILLE

AGENDA

JANUARY 13, 2014
4:00 P.M.
COUNCIL CHAMBER

It is noted that there will be a City Council In Camera (closed session) Meeting at 2:30 p.m. At 2:30 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. CAO-2014-01 regarding litigation or potential litigation (Pursuant to Section 239(2)(e) of the Municipal Act)
- In Camera Report No. FES-2014-01 regarding labour relations or employee negotiations (Pursuant to Section 239(2)(d) of the Municipal Act)
- Review of the Special In Camera Meeting of December 2, 2013 and Regular In Camera Minutes of December 9, 2013.”

1. CALL TO ORDER

1.1. ATTENDANCE

His Worship Mayor Ellis

Councillor Boyce

Councillor Christopher

Councillor Culhane

Councillor Denyes

Councillor Jenkins

Councillor Lafferty

Councillor Miller

Councillor Thompson

2. MOMENT OF PRAYER/MEDITATION

- 2.1 Singing of "O Canada" in recognition of the first Regular Council Meeting of 2014
- 2.2 Mr. Matt MacDonald, Acting Director of Corporate Services/Clerk, will offer prayer

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF**4. PUBLIC MEETINGS****5. READING AND CONFIRMATION OF MINUTES**

Minutes of Special Council Meeting of December 2, 2013, Regular Council Meeting of December 9, 2013, Special In Camera Meeting of December 2, 2013 and Regular In Camera Meeting of December 9, 2013

6. DEPUTATIONS

- 6.1 Representatives of the "Youth Friendly Community" Committee will make a deputation to Council regarding the Youth Friendly Application report received from Playworks Reports Item 8.a.2 refers

RESOLUTION

"THAT the deputation by Representatives of the 'Youth Friendly Community' Committee: Brandi Hodge, United Way; Mike Whitaker, Loyalist Employment Services; Elaine Radway, Belleville Quinte West Health Care Centre; Beverley Bell-Rowbotham, Child & Youth Services Network; and Tanya Grierson, City of Belleville Recreation Program Supervisor

regarding the Youth Friendly Application report received from Playworks, be received and referred to Reports Item 8.a._.”

7. CORRESPONDENCE

- 7.1 December 30, 2013 letter from Jakup Mikkelsen and Margaret M. Ruiz regarding Zoning Amendment Application B-77-950 Consent Item 8.b.8 refers

7-1

RESOLUTION

“THAT the December 30, 2013 letter from Jakup Mikkelsen and Margaret M. Ruiz regarding Zoning Amendment Application B-77-950 be received and referred to Consent Item 8.b.8.”

8. COMMITTEE OF THE WHOLE

MOTION TO GO INTO COMMITTEE OF THE WHOLE TO HEAR AND CONSIDER REPORTS, PASSING OF RECOMMENDATIONS AND RESOLUTIONS WITH COUNCILLOR LAFFERTY IN THE CHAIR

8. a. REPORTS

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

8.a.1 PUBLIC SECTOR SALARY DISCLOSURE – BELLEVILLE POLICE SERVICE

This item appeared on the December 9, 2013 Council Agenda as Correspondence. Council directed that it be brought back as a Report to the January 13, 2014 meeting

November 25, 2013 letter from City of Belleville, Police Services Board re: Public Sector Salary Disclosure – Belleville Police Service

8.a.-1

RESOLUTION

"THAT the November 25, 2013 letter from City of Belleville, Police Services Board regarding Public Sector Salary Disclosure – Belleville Police Service be received."

8.a.2 **YOUTH FRIENDLY COMMUNITY**

Recreation Program Supervisor's Report No. RPS-2014-01
Deputation 6.1 refers

8.a.-15RESOLUTION

"THAT Council reinstate the Youth Advisory Council; and

THAT Council formalize and recognize the Youth Belleville Recreation Committee as a subsidiary part of the Youth Advisory Council; and

THAT the budget for the Youth Advisory Council and the hiring of a part-time Youth Programmer be referred to the 2014 Budget deliberations."

8.a.3 **REQUEST FOR PROPOSALS FOR SUPPLY AND DELIVERY OF ONE (1) NEW 2014, 4X4 TRACTOR WITH INSULATED CAB, COMMERCIAL LOADER WITH BUCKET AND OPTIONAL IMPLEMENTS**

Manager, Transportation & Fleet's Report No. EOS-2014-01

8.a.-21RESOLUTION

"THAT the Request for Proposal submission from Anderson Equipment Sales be accepted for supply and delivery of one (1) new 2014, 4x4 tractor with insulated cab, commercial loader with bucket and optional implements, in the amount of \$39,774.00 plus HST of \$5,170.62 for a total amount of \$44,944.62, this being the most qualified proposal received, 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 that the City Clerk be authorized to affix the Corporate Seal."

8.a.4 **2013 DEVELOPMENT CHARGE BACKGROUND STUDIES AND TIMETABLES**

Director of Finance/Treasurer's Report No. DF-2014-04

8.a.-23

RESOLUTION

"THAT City Council waive Section 8 (Large Contracts) of the City's Purchasing By-law No. 2011-101; and

THAT the City of Belleville accepts the proposal from Watson & Associates Economists Ltd. to conduct a Development Charge Background Study to implement City-Wide Development Charges to comply with the provisions of the Development Charges Act, 1997 and a Connection Charge Study at a cost of \$46,420 plus HST of \$6,035 for a total of \$52,455; and

THAT the work plan for the Study and By-law as set out in Appendix 'A' to this Report be adopted."

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.

RESOLUTION

"THAT the following Agenda items be approved with the exception of Item(s) _____."

8.b.1 **ACCEPTANCE OF ABOVEGROUND SERVICES, SETTLERS RIDGE SUBDIVISION – PHASE 1B, OWNER: SETTLERS RIDGE DEVELOPMENTS INC.**

Development Technologist's Report No. APS-2014-3

8.b.-1

RESOLUTION

"THAT a by-law to approve and authorize the acceptance of certain aboveground City services in Phase 1B of the Settlers Ridge Subdivision be prepared for Council's consideration."

8.b.2 **PART LOT CONTROL EXEMPTION, SETTLERS RIDGE SUBDIVISION – PHASE 1C, BLOCK 50, REGISTERED PLAN 21M-246 (52 TO 56 HANOVER COURT), OWNER: MIRTREN BUILDERS LIMITED**

Manager, Approvals Section's Report No. APS-2014-2

8.b.-3

RESOLUTION

"THAT a by-law to exempt Block 50, Registered Plan 21M-246, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act, be prepared for Council's consideration."

8.b.3 **EXTENSION OF PART LOT CONTROL EXEMPTION, HARBOUR LANDING SUBDIVISION – PHASE 2, BLOCKS 1 TO 9, REGISTERED PLAN 21M-243, OWNER: VICTORIA HILLS PROPERTIES INC.**

Manager, Approvals Section's Report No. APS-2014-4

8.b.-7

RESOLUTION

"THAT a by-law to exempt Blocks 1 to 9, Registered Plan 21M-243, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act, be prepared for Council's consideration."

8.b.4 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 10245, AS AMENDED – 11 AND 15 CHATHAM STREET, CITY OF BELLEVILLE, COUNTY OF HASTINGS
FILE NO.: B-77-950
APPLICANT/OWNER: DR. DOUGLAS SMITH & DR. KENNETH LAWLESS
AGENT: VAN MEER LIMITED**

Manager of Policy Planning's Report No. PP-2014-01
Correspondence Item 7.1 refers

B-8

RESOLUTION

1. "THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend the City's Zoning

By-Law Number 10245, as amended, for 11 and 15 Chatham Street, City of Belleville, County of Hastings be APPROVED, as follows:

That Zoning By-Law Number 10245, as amended, be amended by rezoning the subject parcels from 'R4-51 – Residential Fourth Density' to a special 'C5 – Non-Retail Commercial' zone for the purpose of adding off-street parking as a permitted use for the adjacent dental centre."

2. "THAT a By-law amending Zoning By-law Number 10245, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings, be prepared for Council's consideration."

- 8.b.5 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 3014, AS AMENDED – 580 ASHLEY STREET, FORMERLY IN THE TOWNSHIP OF THURLOW, NOW IN THE CITY OF BELLEVILLE, COUNTY OF HASTINGS**
FILE NO.: B-77-951
APPLICANT: DR. NADIA BIELAWA
OWNER: GEORGE & AMY LYN STEPHEN
AGENT: DUCON CONTRACTORS LTD., C/O DENNIS MARTIN
-

Special Projects Planner's Report No. PP-2014-02

B-14

RESOLUTION

1. "THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend the City's Zoning By-Law Number 3014, as amended, for 580 Ashley Street, formerly in the Township of Thurlow, now in the City of Belleville, County of Hastings, be APPROVED, as follows:

THAT Zoning By-Law Number 3014, as amended, be amended by modifying the provisions of the 'C3-15 – General Commercial' zone to add a veterinarian clinic as a permitted use, and to recognize an existing southerly landscaped strip adjacent to the driveway and parking area."

2. "THAT a By-law amending Zoning By-law Number 3014, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings, be prepared for Council's consideration."

8.b.6 **PROPOSED AMENDMENTS TO THE OFFICIAL PLAN AND ZONING BY-LAW NUMBER 3014, AS AMENDED – PHASE 2 EXPANSION OF HEARTHSTONE RIDGE SUBDIVISION, NORTH OF MUDCAT ROAD, CITY OF BELLEVILLE, COUNTY OF HASTINGS
FILE NUMBER: B-77-921
APPLICANT/OWNER: SHADY RIDGE STOCK FARMS INC.
C/O AL OSBORNE**

Manager of Policy Planning's Report No. PP-2014-03

8.b.-11

RESOLUTION

1. "THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend the Official Plan and Zoning By-law Number 3014, as amended, for land located in Part of Lot 13, Concession 7, Formerly Township of Thurlow, Now in the City of Belleville, County of Hastings, be APPROVED as follows:
 - (1) That Subsection 3.3.3 of the 'Rural Land Use' policies of the Official Plan be amended by incorporating a special policy to permit an expansion to Hearthstone Ridge estate residential subdivision not to exceed thirty-seven (37) residential lots subject to satisfying the pertinent policies of Subsection 3.3.3 c); and
 - (2) That Zoning By-law Number 3014, as amended, be amended by rezoning the subject site from 'PA – Prime Agriculture' and 'RU-Rural' to 'ER-Estate Residential' and 'H-Hazard' to permit a thirty seven (37) lot expansion to Hearthstone Ridge subdivision."
2. "THAT a By-law to approve an amendment to the Official Plan of the City of Belleville in accordance with the provisions of Section 21 of the Planning Act, RSO, 1990, be prepared for Council's consideration."

3. "THAT a By-law amending Zoning By-law Number 3014, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings, be prepared for Council's consideration."

8.b.7 **REQUEST TO DRAFT APPROVE A PLAN OF SUBDIVISION HEARTHSTONE RIDGE SUBDIVISION – PHASE 2 PART OF LOT 13, CONCESSION 7, FORMER TOWNSHIP OF THURLOW, NOW IN THE CITY OF BELLEVILLE, COUNTY OF HASTINGS
OWNER: SHADY RIDGE STOCK FARMS INC.**

Manager, Approvals Section's Report No. APS-2014-01

B-21

RESOLUTION

"That the Belleville Planning Advisory Committee recommend the following to City Council:

THAT approval of a Draft Plan of Subdivision, prepared by The Greer Galloway Group Inc., dated July 4, 2012, revised to November 16, 2013, as shown on **APPENDIX 2** attached to the Manager of Approvals' Report No. APS-2014-1, be granted for the lands identified as Part of Lot 13, Concession 7, formerly Township of Thurlow, now City of Belleville, County of Hastings (File: 12T-10501), subject to the draft plan conditions outlined in **APPENDIX 3** of same."

8.b.8 **2014 BORROWING BY-LAW**

Director of Finance/Treasurer's Report No. DF-2014-02

8.b.-20

RESOLUTION

"THAT a by-law to approve the borrowing of funds for the City be prepared for Council's consideration."

8.b.9 **DEDICATED PROVINCIAL GAS TAX FUNDS FOR PUBLIC
TRANSPORTATION PROGRAM**

Director of Finance/Treasurer's Report No. DF-2014-01

8.b.-22

RESOLUTION

"THAT a by-law to approve and authorize a Letter of Agreement, dated January 13, 2014, 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-2014-01, Dedicated Provincial Gas Tax Funds for Public Transportation Program, be prepared for Council's consideration."

8.b.10 **2014 INTERIM TAX LEVY**

Manager of Revenue & Taxation's Report No. MRT-2014-01

8.b.-24

RESOLUTION

"THAT a by-law to provide for the implementation and collection of a 2014 Interim Tax Levy, be prepared for Council's consideration."

8.b.11 **2013 ANALYSIS OF YEAR END TAX RECEIVABLES AND
TAX SALE ACTIVITIES**

Manager of Revenue & Taxation's Report No. MRT-2014-02

8.b.-26

RESOLUTION

"THAT the Manager of Revenue and Taxation's Report No. MRT-2014-02, 2013 Analysis of Year End Tax Receivables and Tax Sale Activities, be received."

8.b.12 **2014 ASSESSMENT ANALYSIS**

Manager of Revenue and Taxation's Report No. MRT-2014-03

8.b.-30**RESOLUTION**

"THAT the Manager of Revenue and Taxation's Report No. MRT-2014-03, 2014 Assessment Analysis, be received."

8.b.13 **2013 TAX ADJUSTMENTS – SECTION 357(1) OF THE MUNICIPAL ACT**

Manager of Revenue and Taxation's Report No. MRT-2014-04

8.b.-32**RESOLUTION**

"THAT the adjustment of realty taxes under Sections 357(1) of the Municipal Act in accordance with the list supplied by the Manager of Revenue and Taxation on January 13, 2014, in the total amount of \$5,712.34 be approved."

8.b.14 **AMENDMENT OF SCHEDULE "B", SCHEDULE "D" AND SCHEDULE "F" TO BY-LAW NO. 2010-10 – FEES & CHARGES**

Director of Finance/Treasurer's Report No. DF-2014-03

8.b.33**RESOLUTION**

"THAT a by-law to amend Schedule 'B', Schedule 'D' and Schedule 'F' to By-law No. 2010-10 being a by-law to establish Fees & Charges, be prepared for Council's consideration."

8.b.15 **ENCROACHMENT AGREEMENT FOR 10-12 WILLARD STREET**

Senior Project Manager's Report No. ENG-2014-01

8.b.34

RESOLUTION

“THAT a by-law to approve and authorize an Encroachment Agreement (pertaining to 10-12 Willard Street) between The Corporation of the City of Belleville and Judy Muldoon pursuant to Parts II and III of The Municipal Act, 2001, be prepared for Council’s consideration.”

8. c. COUNCIL INFORMATION MATTERS

Council may adopt Information 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.

RESOLUTION

“THAT the following Agenda items be received save and except Item(s) _____.”

8.c.1 CITY COUNCIL PLANNING ADVISORY COMMITTEE PUBLIC MEETING MINUTES

Planning Advisory Committee Secretary’s January 7, 2014 report in connection with the Public Meeting Minutes dated December 2, 2013

8.c.-1

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

a) Amendment to the Aggregate Resources Act for Peat Moss Extraction

November 27, 2013 resolution from the United Counties of Prescott and Russell

8.c.-2

b) Resolution Opposing the Requalification of Municipal Building Officials

November 27, 2013 resolution from the County of Lambton

8.c.-4

8.c.3 **ITEMS RECEIVED IN THE CORPORATE SERVICES DEPARTMENT THAT MAY BE OF INTEREST TO CITY COUNCIL/STAFF**

- City Council Planning Committee Minutes dated December 2, 2013
- Planning Advisory Committee Minutes dated December 2, 2013
- Quinte Waste Solutions Board Meeting Minutes of November 18, 2013

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**

2014-01, a by-law to approve and authorize the acceptance of certain aboveground City services in Phase 1B of the Settlers Ridge Subdivision

9.a-1

2014-02, a by-law to exempt Block 50, Registered Plan 21M-246, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act (Settlers Ridge Subdivision)

9.a-2

2014-03, a by-law to exempt Blocks 1 to 9, Registered Plan 21M-243, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act (Harbour Landing Subdivision)

9.a-3

2014-04, a by-law amending Zoning By-law Number 10245, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (11 & 15 Chatham Street)

9.a-4

2014-05, a by-law amending Zoning By-law Number 3014, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (580 Ashley Street)

9.a-6

2014-06, a by-law to approve an amendment to the Official Plan of the City of Belleville in accordance with the provisions of Section 21 of the Planning Act, RSO, 1990 (Hearthstone Ridge Subdivision)	<u>9.a-8</u>
2014-07, a by-law amending Zoning By-law Number 3014, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (Hearthstone Ridge Subdivision)	<u>9.a-10</u>
2014-08, a by-law to provide for the borrowing of funds	<u>9.a-12</u>
2014-09, a by-law to approve and authorize a Letter of Agreement dated the 13 th day of January 2014 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	<u>9.a-14</u>
2014-10, a by-law to provide for the implementation and collection of an interim tax levy for 2014	<u>9.a-19</u>
2014-11, a by-law to amend By-law Number 2010-10 being a by-law to provide for fees and charges and to consolidate certain by-laws related to fees and charges under the Municipal Act (Schedules B,D,F)	<u>9.a-22</u>
2014-12, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing The Corporation of the City of Belleville Animal Control By-laws	<u>9.a-33</u>
2014-13, a by-law to approve and authorize an Encroachment Agreement (pertaining to 10-12 Willard Street) between The Corporation of the City of Belleville and Judy Muldoon pursuant to Parts II and III of The Municipal Act, 2001	<u>9.a-34</u>

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

2014-01	2014-07
2014-02	2014-08
2014-03	2014-09
2014-04	2014-10
2014-05	2014-11
2014-06	2014-12
	2014-13

9. c. THIRD READING OF BY-LAWS

2014-01, a by-law to approve and authorize the acceptance of certain aboveground City services in Phase 1B of the Settlers Ridge Subdivision

2014-02, a by-law to exempt Block 50, Registered Plan 21M-246, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act (Settlers Ridge Subdivision)

2014-03, a by-law to exempt Blocks 1 to 9, Registered Plan 21M-243, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act (Harbour Landing Subdivision)

2014-04, a by-law amending Zoning By-law Number 10245, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (11 & 15 Chatham Street)

2014-05, a by-law amending Zoning By-law Number 3014, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (580 Ashley Street)

2014-06, a by-law to approve an amendment to the Official Plan of the City of Belleville in accordance with the provisions of Section 21 of the Planning Act, RSO, 1990 (Hearthstone Ridge Subdivision)

2014-07, a by-law amending Zoning By-law Number 3014, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (Hearthstone Ridge Subdivision)

2014-08, a by-law to provide for the borrowing of funds

2014-09, a by-law to approve and authorize a Letter of Agreement dated the 13th day of January 2014 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

2014-10, a by-law to provide for the implementation and collection of an interim tax levy for 2014

2014-11, a by-law to amend By-law Number 2010-10 being a by-law to provide for fees and charges and to consolidate certain by-laws related to fees and charges under the Municipal Act (Schedules B,D,F)

2014-12, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing The Corporation of the City of Belleville Animal Control By-laws

2014-13, a by-law to approve and authorize an Encroachment Agreement (pertaining to 10-12 Willard Street) between The Corporation of the City of Belleville and Judy Muldoon pursuant to Parts II and III of The Municipal Act, 2001

10. NEW BUSINESS

11. MOTIONS

12. NOTICE OF MOTIONS

13. ANNOUNCEMENTS

14. CONFIRMATORY BY-LAW

“THAT By-law Number 2014-14, a by-law to confirm the proceedings of Council at its meeting held on January 13th, 2014, be read a first, second and third time and finally passed this 13th day of January, 2014.”

14-1

15. ADJOURNMENT

This document is available in alternate formats upon request.