

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

## **AGENDA**

**JULY 8, 2013**

**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. EOS-2013-18 regarding litigation or potential litigation (Pursuant to Section 239(2)(e) of the Municipal Act)
- In Camera Report No. DRCCS-2013-12 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 June 24, 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**

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 the Regular Council Meeting of June 24, 2013 and Regular In Camera Meeting of June 24, 2013

**6. DEPUTATIONS**

- 6.1 Don Flanders will be present to receive the 2013 Senior of the Year Award from Acting Mayor, Councillor Boyce

RESOLUTION

“THAT the presentation of the 2013 Senior of the Year Award for Belleville to Don Flanders by Acting Mayor, Councillor Boyce be received.”

- 6.2 Belleville Police Chief McMullan will be in attendance to present the 2013-2015 Belleville Police Service Strategic Business Plan

RESOLUTION

“THAT the presentation of the 2013-2015 Belleville Police Service Strategic Business Plan by Chief McMullan, be received.”

- 6.3 Julie London, Program Coordinator, Triple P – The Positive Parenting Program will speak to Council about Triple P Parenting education, a community collaboration between 19 social service agencies

RESOLUTION

“THAT the deputation by Julie London, Program Coordinator, Triple P – The Positive Parenting Program informing Council about Triple P Parenting education, a community collaboration between 19 social service agencies, be received.”

- 6.4 Christina Taylor, Board Chair, Boyd Kalnay, Board Vice-Chair/Treasurer and Marilyn Lawrie, Executive Director of the Quinte Ballet School of Canada will be in attendance to provide information to Council and request assistance Reports Item 8.a.5 refers

RESOLUTION

”THAT the deputation of Christina Taylor, Board Chair, Boyd Kalnay, Board Vice-Chair/Treasurer and Marilyn Lawrie, Executive Director of the Quinte Ballet School of Canada providing information to Council and requesting assistance be received and referred to Reports Item 8.a.5.”

**7. CORRESPONDENCE**

- 7.1 June 27, 2013 letter from the Belleville Downtown Improvement Area regarding the Annual Street Dance Consent Item 8.b.10 refers

7-1

RESOLUTION

“THAT the June 27, 2013 letter from the Belleville Downtown Improvement Area regarding the Annual Street Dance be received and referred to Consent Item 8.b.10.”

- 7.2 July 5, 2013 letter from the Belleville Downtown Improvement Area revising their request for street closures regarding the Annual Sidewalk Sale as approved by Council at the May 30<sup>th</sup>, 2013 meeting  
Reports Item 8.a.6 refers

**7-3****RESOLUTION**

“THAT the July 5, 2013 letter from the Belleville Downtown Improvement Area revising their request for street closures regarding the Annual Sidewalk Sale as approved by Council at the May 30<sup>th</sup>, 2013 meeting be received and referred to Reports Item 8.a.6.”

**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 BOYCE IN THE CHAIR**

**8. a. REPORTS**

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

- 8.a.1 **AMENDMENT TO TRAFFIC BY-LAW NUMBER 12967, SCHEDULE “B” PARKING RESTRICTIONS; SCHEDULE “J” PARKING METER ZONES; AND SCHEDULE “Z-1” COMPULSORY TURNS FOR JAMES STREET (DUNDAS STREET WEST TO BRIDGE STREET WEST)**

Project Manager’s Report No. ENG-2013-07

**8.a.-1****RESOLUTION**

“THAT a by-law to approve and authorize an amendment to By-law Number 12967 being a by-law to regulate traffic within the corporate limits of The Corporation of the City of Belleville, Schedule ‘B’ Parking Restrictions on James Street; Schedule ‘J’ Parking Meter Zones for James Street; Schedule ‘Z-1’ Compulsory Turns for James Street (Dundas Street West to Bridge Street West) as outlined in Report Number ENG-2013-07, be prepared for Council’s consideration.”

8.a.2 **REQUEST FOR WAIVER OF DEVELOPMENT RELATED FEES, THREE OAKS FOUNDATION**

Director, Engineering & Development Services' Report No. DEV-2013-07

**8.a.-7**

**RESOLUTION**

"THAT the Director of Engineering & Development Services Report DEV-2013-07, be received; and

THAT the request from Three Oaks Foundation for the waiving of Development Charges and Building Permit Fees for their proposed development at North Front Street, be DENIED."

8.a.3 **2013 DEBENTURE ISSUE AND BY-LAWS**

Director of Finance/Treasurer's Report No. DF-2013-19

**8.a.-9**

**RESOLUTION**

"THAT a by-law to authorize the borrowing of \$39,400,000 upon Instalment Debentures towards the cost of certain Capital Works as referenced in the Director of Finance/Treasurer's Report No. DF-2013-19 be prepared for Council's consideration."

8.a.4 **RESERVE FUND CREATION & DELETION**

Director or Finance/Treasurer's Report No. DF-2013-20

**8.a.-11**

**RESOLUTION**

"THAT by-laws to establish Reserve Funds for the following:  
Thurlow Landfill Reserve Fund  
Police Facility Reserve Fund  
Archive Facility Reserve Fund  
Election Expenses Reserve Fund  
Employee Future Benefits Reserve Fund  
Museum Collections Reserve Fund  
Building Code Act Reserve Fund  
Solar Reserve Fund

Waste Management Reserve Fund  
Facility Reserve Fund  
Environmental Remediation Reserve Fund  
Harbour Reserve Fund, be prepared for Council's  
consideration; and

THAT By-law No. 12659, a by-law to establish a Lot Levy  
Reserve Fund be rescinded; and

THAT By-law No. 12675, a by-law to establish a Street  
Lighting Reserve Fund be rescinded."

8.a.5 **QUINTE BALLET SCHOOL REQUEST FOR SUPPORT**

Director of Recreation, Culture & Community Services'  
Report No. DRCCS-2013-13  
Deputation Item 6.4 refers

**8.a.-14**

**RESOLUTION**

"THAT Council support the request of the Quinte Ballet  
School of Canada by being a guarantor for a line of credit of  
\$150,000 with a term not to exceed December 31, 2013, and  
that the appropriate agreement be prepared for Council's  
consideration."

8.a.6 **BELLEVILLE DOWNTOWN IMPROVEMENT AREA  
ANNUAL SIDEWALK SALE**

Correspondence Item 7.2 refers

*\*At the May 30, 2013 meeting of Council approval was given  
for the closure of Campbell Street from Pinnacle Street to  
Front Street only for the Annual Sidewalk Sale*

**RESOLUTION**

"THAT the requests from Belleville Downtown Improvement  
Area (BDIA) contained in their letter of July 5, 2013  
concerning the Annual Sidewalk Sale, Thursday July 11 to  
and including Saturday, July 13, 2013, be approved; and

THAT Council approve requests and use of City sidewalks and parking spaces within the requested area for the Annual Sidewalk Sale; and

THAT the section of Front Street between Victoria Avenue and north of Campbell Street, be closed to traffic from Thursday July 11 to and including Saturday, July 13, 2013 for the Belleville Downtown Improvement Area Annual Sidewalk Sale; and

THAT Campbell Street remain open to traffic.”

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 **DISPOSAL OF SURPLUS LAND IN THE CITY OF BELLEVILLE – LIMERICK LANE**

Acting Director of Corporate Services/Clerk’s Report No. DCS-2013-16

**8.b.-1**

**RESOLUTION**

“THAT the property described as Part 2 of 21R-10453 be declared surplus to the City’s needs; and,

THAT pursuant to the Acting Director of Corporate Services/Clerk’s Report No. DCS-2013-16 Council authorizes Management to initiate the Request for Proposal process.”

8.b.2      **WATERFRONT PROPERTY LEASE – EAST MARINA INVESTMENTS LTD.**

Acting Director of Corporate Services/Clerk's Report No.  
DCS-2013-17

**8.b.-4**

**RESOLUTION**

"THAT a by-law to approve and authorize the execution of a lease agreement dated the 1<sup>st</sup> day of July, 2013, between The Corporation of the City of Belleville and East Marina Investments Ltd. for the use of waterfront property for the property known as parts 2, 5 and 6 of 21R-21393, in the City of Belleville, be prepared for Council's consideration."

8.b.3      **PROPOSED AMENDMENT TO ZONING BY-LAW  
NUMBER 10245, AS AMENDED – PART OF LOTS 6 AND  
7, WEST OF NORTH PARK STREET, GOVERNMENT  
PLAN, TOWNSHIP OF THURLOW, NOW IN THE CITY OF  
BELLEVILLE, COUNTY OF HASTINGS  
FILE NO.:      B-77-941  
APPLICANT: MARK GEERTSMA C/O ROYAL LEPAGE  
PRO ALLIANCE REALTY  
OWNER:      **S&A (BELLEVILLE) INVESTMENT LIMITED****

Manager of Policy Planning's Report No. PP-2013-25

**B-7**

**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 Part of Lots 6 and 7, West of North Park Street, Government Plan, Township of Thurlow, Now in the City of Belleville, County of Hastings, be APPROVED as follows:

THAT Zoning By-law Number 10245, as amended, be amended by rezoning the subject land from 'R2 – Residential Second Density' to an 'R6 – Residential Sixth Density' zone, with special provisions to permit a six (6) unit apartment building. The special provisions include recognizing 15.2 metres of lot frontage on North Park Street, interior side yard widths of 3.0 metres and a 1.5



metre southerly landscaped strip and a 1.0 metre northerly landscaped strip, respectively, adjacent to the parking area and/or the driveway.”

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.4      **PROPOSED AMENDMENT TO ZONING BY-LAW  
NUMBER 10245, AS AMENDED – 301 DUNDAS STREET  
WEST, CITY OF BELLEVILLE, COUNTY OF HASTINGS  
FILE NO.:                      B-77-942  
APPLICANT/OWNER: PAUL RENAUD/LUISA BARTON**

Manager of Policy Planning’s Report No. PP-2013-26

**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 10245, as amended, for 301 Dundas Street West, City of Belleville, County of Hastings, be APPROVED as follows:

THAT Zoning By-Law Number 10245, as amended, be amended by rezoning the subject land from 'R1 – Residential First Density' to a special 'R1 – Residential First Density' zone to permit a 2<sup>nd</sup> (second) dwelling unit."

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      **REQUEST TO REVISE DRAFT PLAN CONDITION NO. 12,  
HANLEY PARK SUBDIVISION, PART OF LOT 14,  
CONCESSION 1, FORMERLY TOWNSHIP OF THURLOW  
OWNER: HANLEY PARK DEVELOPMENTS INC.  
AGENT: MACAULAY SHIOMI HOWSON LTD.**

Manager, Approvals Section's Report No. APS-2013-21

**B-19****RESOLUTION**

"THAT pursuant to Section 51(44) of the Planning Act, the Council of The Corporation of the City of Belleville approve the request to modify the draft approved Plan of Subdivision (File No.: 12T-02506) submitted by Macaulay Shiomi Howson Ltd. on behalf of Hanley Park Developments Inc., to re-word Condition No. 12 as follows:

12. That the Owner agrees in the subdivision agreement, in wording acceptable to the City of Belleville, that no vehicular access will be provided to Janlyn Crescent via Street 'A' until such time as a building permit has been issued for the 80<sup>th</sup> dwelling unit. A temporary vehicular access connection from Bridge Street East to Street 'B' may be provided through Street 'F' and across Block 184 until such time as permanent access is fully constructed."

8.b.6

**ENCROACHMENT AGREEMENT FOR 195-199 COLEMAN STREET**

Project Manager's Report No. ENG-2013-08

**8.b.-8****RESOLUTION**

"THAT a by-law to approve and authorize an Encroachment Agreement (pertaining to 195-199 Coleman Street) between The Corporation of the City of Belleville and Norma Gwendolyn Hitchlock pursuant to Parts II and III of The Municipal Act, 2001, be prepared for Council's consideration."

**8.b.7      JENLAND PROPERTIES LIMITED – REMOVAL OF “H”**

Manager of Policy Planning's Report No. PP-2013-27

**8.b.-10****RESOLUTION**

“THAT a by-law to authorize the removal of the ‘H’ – holding symbol from the lands identified as Parts 1 - 7, Plan 21R-23997, former Township of Sidney, now in the City of Belleville, County of Hastings, be prepared for Council's consideration.”

**8.b.8      REPAIRS AND ROOFING-STORAGE BUILDING RITZ ROAD YARD CONTRACT NO. EOS-13-06**

Director, Environmental &amp; Operational Services' Report No. EOS-2013-17

**8.b.-13****RESOLUTION**

“THAT the tender submission from 1809446 Ontario Inc. o/a Borchert's Moving & Construction be accepted for Repairs and Roofing-Storage Building Ritz Road Yard Contract No. EOS-13-06, in the amount of \$30,000.00 plus \$3,900.00 HST for a total amount of \$33,900.00 this being the lowest acceptable tender 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.b.9      FIRE DEPARTMENT OVERTIME COSTS AND LEAVE USAGE**

Director of Fire &amp; Emergency Services' Report No. FES-2013-05

**8.b.-15****RESOLUTION**

“THAT the Director of Fire and Emergency Services' Report No. FES-2013-05 re 'Fire Department Overtime Costs and Leave Usage' be received.”

8.b.10 **BELLEVILLE DOWNTOWN IMPROVEMENT AREA  
ANNUAL STREET DANCE**

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Correspondence Item 7.1 refers

**RESOLUTION**

“THAT the requests from Belleville Downtown Improvement Area (BDIA) contained in their letter of June 27, 2013 concerning the Annual Street Dance, Friday, August 16, 2013, be approved; and

THAT Council approve the use of City sidewalks and parking spaces within the requested area for the Annual Street Dance; and

THAT the section of Front Street between Victoria Avenue and Bridge Street, be closed to traffic from 3:30 p.m. to 12:00 midnight on Friday, August 16<sup>th</sup>, 2013 for the Belleville Downtown Improvement Area Annual Street Dance.”

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 **REQUEST SUPPORT OF THE FOLLOWING  
LETTERS/RESOLUTIONS**

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a) **“Not a Willing Host Community” for Industrial Wind  
Turbine (IWT) Projects**

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June 26, 2013 resolution from the Township of Warwick

**8.c.-1**

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**

- |  |                       |
|--|-----------------------|
| 2013-108, a by-law to authorize the borrowing of \$39,400,000 upon Instalment Debentures towards the cost of certain Capital Works   | <b><u>9.a.-1</u></b>  |
| 2013-109, a by-law to amend By-law No. 2012-222, being a by-law to appoint Acting Mayors for the City of Belleville  | <b><u>9.a.-31</u></b> |
| 2013-110, a by-law to approve and authorize the execution of an Agreement between The Corporation of the City of Belleville and Quinte Conservation for the use of parkland (Northwest of Station Street)        | <b><u>9.a.-32</u></b> |
| 2013-111, a by-law to approve and authorize the execution of an Agreement between The Corporation of the City of Belleville and Quinte Conservation for the use of parkland                                      | <b><u>9.a.-38</u></b> |
| 2013-112, a by-law to approve and authorize the execution of an Encroachment Agreement between The Corporation of the City of Belleville and Norma Gwendolyn Hitchcock (195-199 Coleman Street)                  | <b><u>9.a.-44</u></b> |
| 2013-113, 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 (North Park Street) | <b><u>9.a.-48</u></b> |
| 2013-114, 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 (Dundas Street)     | <b><u>9.a.-50</u></b> |
| 2013-115, a by-law amending Zoning By-law Number 2076-80, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (Bell Blvd.)      | <b><u>9.a.-52</u></b> |
| 2013-116, a by-law amending Traffic By-law Number 12967 being a by-law to regulate traffic within the corporate limits of the Corporation of the City of Belleville (James Street)                               | <b><u>9.a.-54</u></b> |
| 2013-117, a by-law to establish a Reserve Fund for the Thurlow Landfill  | <b><u>9.a.-57</u></b> |
| 2013-118, a by-law to establish a Reserve Fund for the Police Facility   | <b><u>9.a.-58</u></b> |

2013-119, a by-law to establish a Reserve Fund for the Archive Facility	<b><u>9.a.-59</u></b>
2013-120, a by-law to establish a Reserve Fund for Election Expenses	<b><u>9.a.-60</u></b>
2013-121, a by-law to establish a Reserve Fund for Employee Future Benefits	<b><u>9.a.-61</u></b>
2013-122, a by-law to establish a Reserve Fund for Museum Collections	<b><u>9.a.-62</u></b>
2013-123, a by-law to establish a Reserve Fund for Building Code Act	<b><u>9.a.-63</u></b>
2013-124, a by-law to establish a Reserve Fund for Solar	<b><u>9.a.-64</u></b>
2013-125, a by-law to establish a Reserve Fund for Waste Management	<b><u>9.a.-65</u></b>
2013-126, a by-law to establish a Reserve Fund for Facilities	<b><u>9.a.-66</u></b>
2013-127, a by-law to establish a Reserve Fund for Environmental Remediation	<b><u>9.a.-67</u></b>
2013-128, a by-law to establish a Reserve Fund for the Harbour	<b><u>9.a.-68</u></b>
2013-129, a by-law rescinding By-law No. 12659, being a by-law to establish a Lot Levy Reserve Fund	<b><u>9.a.-69</u></b>
2013-130, a by-law rescinding By-law No. 12675, being a by-law to establish a Street Lighting Reserve Fund	<b><u>9.a.-70</u></b>

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

2013-108	2013-121
2013-109	2013-122
2013-110	2013-123
2013-111	2013-124
2013-112	2013-125
2013-113	2013-126
2013-114	2013-127
2013-115	2013-128
2013-116	2013-129
2013-117	2013-130
2013-118	
2013-119	
2013-120	

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

2013-108, a by-law to authorize the borrowing of \$39,400,000 upon Instalment Debentures towards the cost of certain Capital Works

2013-109, a by-law to amend By-law No. 2012-222, being a by-law to appoint Acting Mayors for the City of Belleville

2013-110, a by-law to approve and authorize the execution of an Agreement between The Corporation of the City of Belleville and Quinte Conservation for the use of parkland (Northwest of Station Street)

2013-111, a by-law to approve and authorize the execution of an Agreement between The Corporation of the City of Belleville and Quinte Conservation for the use of parkland

2013-112, a by-law to approve and authorize the execution of an Encroachment Agreement between The Corporation of the City of Belleville and Norma Gwendolyn Hitchlock (195-199 Coleman Street)

2013-113, 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 (North Park Street)

2013-114, 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 (Dundas Street)

2013-115, a by-law amending Zoning By-law Number 2076-80, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (Bell Blvd.)

2013-116, a by-law amending Traffic By-law Number 12967 being a by-law to regulate traffic within the corporate limits of the Corporation of the City of Belleville (James Street)

2013-117, a by-law to establish a Reserve Fund for the Thurlow Landfill

2013-118, a by-law to establish a Reserve Fund for the Police Facility

2013-119, a by-law to establish a Reserve Fund for the Archive Facility

2013-120, a by-law to establish a Reserve Fund for Election Expenses

2013-121, a by-law to establish a Reserve Fund for Employee Future Benefits

2013-122, a by-law to establish a Reserve Fund for Museum Collections

2013-123, a by-law to establish a Reserve Fund for Building Code Act

2013-124, a by-law to establish a Reserve Fund for Solar

2013-125, a by-law to establish a Reserve Fund for Waste Management

2013-126, a by-law to establish a Reserve Fund for Facilities

2013-127, a by-law to establish a Reserve Fund for Environmental Remediation

2013-128, a by-law to establish a Reserve Fund for the Harbour

2013-129, a by-law rescinding By-law No. 12659, being a by-law to establish a Lot Levy Reserve Fund

2013-130, a by-law rescinding By-law No. 12675, being a by-law to establish a Street Lighting Reserve Fund

## **10. NEW BUSINESS**

## **11. MOTIONS**

## **12. NOTICE OF MOTIONS**

## **13. ANNOUNCEMENTS**



**14. CONFIRMATORY BY-LAW**

“THAT By-law Number 2013-131, a by-law to confirm the proceedings of Council at its meeting held on July 8<sup>th</sup>, 2013, be read a first, second and third time and finally passed this 8<sup>th</sup> day of July, 2013.”

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