

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MEETING AGENDA

JUNE 8, 2020
2:00 P.M.
COUNCIL CHAMBERS

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-2020-26 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. AMHR-2020-03 regarding labour relations or employee negotiations (Pursuant to Section 239(2)(d) of the Municipal Act)
- In Camera Report No. DEDES-2020-08 regarding litigation or potential litigation (Pursuant to Section 239(2)(e) of the Municipal Act)
- In Camera Report No. DEDES-2020-09 regarding litigation or potential litigation (Pursuant to Section 239(2)(e) of the Municipal Act)
- In Camera Report No. MRS-2020-02 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 May 25, 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 May 25, 2020 and Regular In Camera Meeting Minutes of May 25, 2020

6. DEPUTATIONS

7. CORRESPONDENCE

7.1. Letter from Downtown District BIA

7-1**RESOLUTION**

“THAT the June 2, 2020 letter from the Downtown District BIA containing a Summer Proposal – Al Fresco on Front and Budget for Council’s consideration, 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 REFRESHMENT VEHICLES IN DOWNTOWN BUSINESS IMPROVEMENT AREA – REQUESTS

Director, Corporate Services/Clerk’s Report No. DCS-2020-25

8.a.-1**RESOLUTION**

“THAT pursuant to the Director of Corporate Services/Clerk’s Report No. DCS-2020-25, the provision contained in Schedule I of By-law Number 2006-140 (a by-law to licence, regulate and govern certain businesses) that prohibits refreshment vehicles from operating within the Downtown Business Improvement Area be waived for the Steak Machine (former Earl & Angelo’s) and The 116 Bistro Food Trucks; and

THAT Council’s approval be for a period ending no later than September 30, 2020.”

8.a.2 **DELEGATION OF APPROVAL FOR ENCROACHMENT AGREEMENTS AND WAIVING OF APPLICATION FEES FOR DOWNTOWN PATIOS**

Director, Engineering & Development Services' Report No. DEDS-2020-07

8.a.-7

RESOLUTION

“THAT a by-law be prepared for Council’s consideration to authorize delegation of approval for encroachment agreements to the Director of Engineering and Development Services or designate; and,

THAT fees for encroachment agreements for patios and for ramps that improve accessibility within the downtown be waived until such time as deemed appropriate by Council.”

8.a.3 **CONTRACT ENG2020-13, NEWBERRY STREET SANITARY TRUNK SEWER REPAIR**

Project Manager’s Report No. ENG-2020-11

8.a.-10

RESOLUTION

“THAT the 2020 Capital Budget be amended to add \$150,000.00 to 2020 Capital Budget Issue 20-1.073 Newberry Street Sanitary Sewer Repair from the Wastewater Reserve Fund; and,

THAT the tender submission from Cooney Excavating Ltd. for Contract ENG2020-13 Newberry Street Sanitary Trunk Sewer Repair, be accepted in the amount of \$246,102.30 plus HST of \$31,993.30 for a total tender amount of \$278,095.60 this being the lowest cost tender received, and that the Mayor and Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and that the Clerk be authorized to affix the Corporate Seal.”

8.a.4 **CONTRACT ENG2020-16, NORTH EAST INDUSTRIAL PARK UPGRADES AND ACTIVE TRANSPORTATION PHASE 2A ADAM STREET AND UNIVERSITY AVENUE**

Project Manager's Report No. ENG-2020-13

8.a.-15

RESOLUTION

"THAT the tender submission from Fitzgibbon Construction Limited be accepted for Contract ENG2020-16 North East Industrial Park Upgrades and Active Transportation Phase 2A Adam Street and University Avenue Project in the amount of \$985,307.52 plus HST of \$128,089.98 for a total tender amount of \$1,113,397.50 this being the lowest cost tender received, and that the Mayor and Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and that the Clerk be authorized to affix the Corporate Seal."

8.a.5 **CONTRACT ENG2020-08, AVONDALE ROAD AND HOLMES ROAD RECONSTRUCTION**

Senior Project Manager's Report No. ENG-2020-09

8.a.-19

RESOLUTION

"THAT the tender submission from Taggart Construction Limited be accepted for Contract ENG2020-08 Avondale Road and Holmes Road Reconstruction in the amount of \$5,700,397.00 plus \$741,051.61 HST for a total dollar amount of \$6,441,448.61 this being the lowest cost tender received, and that the Mayor and Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and that the Clerk be authorized to affix the Corporate Seal; and

THAT pursuant to Report No. ENG-2020-09, the 2020 Capital Budget be amended to transfer funding as outlined in Attachment #2."

8.a.6 TOS-2020-09 LINE CLEARING AND TREE TRIMMING

General Manager, Transportation & Operations Services'
Report No. GMTOS-2020-16

8.a.-27**RESOLUTION**

“THAT the tender submission from Ontario Line Cleaning & Tree Experts Inc. be accepted for Contract No. TOS-2020-09 Line Clearing and Tree Trimming in the amount of \$63,269.88 plus \$8,225.08 HST, for a total amount of \$71,494.96 this being the lowest cost tender received, and that the Mayor and Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and that the Clerk be authorized to affix the Corporate Seal; and

THAT pre-budget approval for the 2020 Operating Budget be authorized for Tree Maintenance – Contract work in the amount of \$150,000.00.”

8.a.7 CONTRACT NO. PRKS-2020-01 RE: DESIGN BUILD FOR NEW PLAYGROUND EQUIPMENT IN PARKDALE VETERANS PARK

General Manager, Transportation & Operations Services'
Report No. GMTOS-2020-17

8.a.-32**RESOLUTION**

“THAT the request for proposal submission from New World Park Solutions Inc. – Submission 2 (project #20-0510A) be accepted for Contract PRKS-2020-01 re: Design Build for New Playground Equipment in Parkdale Veterans Park in the amount of \$174,830.00 plus \$22,727.90 HST, for a total amount of \$197,557.90 this being the most qualified proposal received, and that the Mayor and Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and that the Clerk be authorized to affix the Corporate Seal.”

8.a.8 **BLUE BOX TRANSITION TO FULL PRODUCER
RESPONSIBILITY UPDATE**

General Manager, Environmental Services' Report No. GMES-2020-09

8.a.-41

RESOLUTION

“THAT pursuant to the General Manager of Environmental Services' Report No. GMES-2020-09, Blue Box Transition to Full Producer Responsibility;

WHEREAS the amount of single-use plastics leaking into our lakes, rivers, waterways is a growing area of public concern; and

WHEREAS reducing the waste we generate and reincorporating valuable resources from our waste stream into new goods can reduce Green House Gases significantly; and

WHEREAS the transition to full producer responsibility for packaging, paper and paper products is a critical to reducing waste, improving recycling and driving better economic and environmental outcomes; and

WHEREAS the move to a circular economy is a global movement, and that the transition of Blue Box programs would go a long way toward this outcome; and

WHEREAS the Municipality of the Corporation of the City of Belleville is supportive of a timely, seamless and successful transition of Blue Box programs to full financial and operational responsibility by producers of packaging, paper and paper products; and

WHEREAS the Association of Municipalities of Ontario has requested municipal governments with Blue Box programs to provide an indication of the best date to transition our Blue Box program to full producer responsibility;

THEREFORE BE IT RESOLVED:

THAT Council supports the resolutions made by Quinte Waste Solutions in regards to the Transition to Full Producer Responsibility; and

THAT the City supports the Centre and South Hastings Waste Services Board who would like to transition their Blue Box program to full producer responsibility Effective August 4th 2025; and

THAT the City supports Quinte Waste Solutions in providing collection services should there be mutually agreeable terms with Producers given the benefits of the current integrated solid waste management system; and,

THAT the Province of Ontario maintain the original intent and mandate of the Resource Productivity and Recovery Authority, ensure that it is appropriately staffed and resourced and that stringent waste diversion targets are set and achieved; and

THAT the City supports Quinte Waste Solutions in developing a new RFP for collection and processing services to cover the period from November 7th , 2021 to August 4th , 2025 to ensure consistent service to residents throughout the transition period. A transition date in 2025 would allow for costs associated with new collection equipment to be spread over a longer period reducing transitional costs. A transition date in 2025 would also allow the Board to learn from earlier municipal transition processes and take advantage of any new best practices. This date would align with a new collection agreement with the existing waste collection service agreements of the two largest municipal members of the Board, The City of Belleville and the City of Quinte West; and

THAT the City supports the Centre and South Hastings Waste Services Board in providing contract management services to Producers should we be able to arrive at mutually agreeable commercial terms; and further

THAT the resolution be forwarded to the Association of Municipalities of Ontario and the Ontario Ministry of the Environment, Conservation and Parks; and

THAT The Corporation of the City of Belleville would like to transition their Blue Box program to full producer responsibility August 4th, 2025.”

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 **PART LOT CONTROL EXEMPTION, POTTERS CREEK SUBDIVISION – PHASE 7, BLOCK 44, PLAN 21M-299 (13-23 DEWAL PLACE), OWNER: DUVANCO HOMES INC., FILE: ER-94**

Development Technologist’s Report No. APS-2020-28

8.b.-1

RESOLUTION

“THAT a by-law to exempt Block 44 Registered Plan 21M-299, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act, for a period of 12 months, be prepared for Council’s consideration.”

8.b.2 **228 DUNDAS STREET EAST BUILDING PERMITS STATUS**

Chief Building Official’s Report No. CBO-2020-02

8.b.-5

RESOLUTION

“THAT the Chief Building Official’s Report No. CBO-2020-02 regarding update on 228 Dundas Street East building permit status be received.”

8.b.3 **POP-UP SHOPS 2020**

Economic & Strategic Initiatives’ Report No. ECDEV-2020-18

8.b.-7

RESOLUTION

“THAT pursuant to the Manager of Economic and Strategic Initiatives’ Report No. ECDEV-2020-18, Pop-up Shops 2020, by-laws to approve and authorize the execution of Licence

Agreements (11) with each of the Pop-Up vendors (11), be prepared for Council’s consideration.”

8.b.4 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

Request from Maxama Protection Inc.

RESOLUTION

“THAT a by-law to approve and authorize the appointment of Municipal By-law Enforcement Officers for Maxama Protection Inc. 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 **CITY COUNCIL PLANNING ADVISORY COMMITTEE PUBLIC MEETING MINUTES**

Planning Advisory Committee Secretary’s June 2, 2020 report in connection with the Public Meeting Minutes dated March 2, 2020

8.c.-1

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

a) **Request for Provincial Funding for Rehabilitation Facilities**

April 16, 2020 Resolution from the City of Cambridge

8.c.-2

b) **Request All Levels of Government and Municipalities to Adopt March 17 as Essential Workers Day**

May 26, 2020 Resolution from the City of Brantford

8.c.-4

c) Request Urgent Action from Provincial Government and Alcohol & Gaming Commission (AGCO) to Review Restaurant Patio Applications, Waive Change Fees and Streamline Application System to Expedite Notifications/Approvals

May 25, 2020 Resolution from the Town of Oakville

8.c.-6

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 March 2, 2020
- Planning Advisory Committee Minutes dated March 2, 2020 and May 19, 2020

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

2020-106, a by-law to authorize delegation of approval for encroachment agreements in the City of Belleville

9.a.-1

2020-107, a by-law to provide that Subsection 50 (5) of the Planning Act, RSO. 1990, does not apply to the lands identified as Block 44, Registered Plan 21M-299, City of Belleville, County of Hastings

9.a.-2

2020-108, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and Rakesh Dutta

9.a.-3

2020-109, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and Kasandra Lessard-Durette

9.a.-5

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- 2020-110, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and Nadine O’Hearn-MacNeil **9.a.-7**
- 2020-111, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and Russ Watterson **9.a.-9**
- 2020-112, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and Jackie Jarrell **9.a.-11**
- 2020-113, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and Ryan Saunders **9.a.-13**
- 2020-114, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and John MacLeish **9.a.-15**
- 2020-115, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and Joel Frijters **9.a.-17**
- 2020-116, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and Amanda Casselman **9.a.-19**
- 2020-117, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and Mark Schwartz **9.a.-21**
- 2020-118, a by-law to approve and authorize the execution of a Waterfront Pop-Up Shop Licence Agreement between The Corporation of the City of Belleville and David Pickett **9.a.-23**
- 2020-119, a by-law to appoint Municipal By-law Enforcement Officers with respect to certain by-laws of the City of Belleville (Maxama Protection Inc.) **9.a.-25**
- 2020-120, a by-law to approve and authorize the execution of an agreement dated the 8th day of June, 2020 between The Corporation of the City of Belleville and the Eastern Ontario Volunteer Firefighters Association, Local 920, CLAC **9.a.-27**

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

2020-106	2020-114
2020-107	2020-115
2020-108	2020-116
2020-109	2020-117
2020-110	2020-118
2020-111	2020-119
2020-112	2020-120
2020-113	

9. c. THIRD READING OF BY-LAWS

2020-106, a by-law to authorize delegation of approval for encroachment agreements in the City of Belleville

2020-107, a by-law to provide that Subsection 50 (5) of the Planning Act, RSO. 1990, does not apply to the lands identified as Block 44, Registered Plan 21M-299, City of Belleville, County of Hastings

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2020-119, a by-law to appoint Municipal By-law Enforcement Officers with respect to certain by-laws of the City of Belleville (Maxama Protection Inc.)

2020-120, a by-law to approve and authorize the execution of an agreement dated the 8th day of June, 2020 between The Corporation of the City of Belleville and the Eastern Ontario Volunteer Firefighters Association, Local 920, CLAC

10. NEW BUSINESS

11. MOTIONS

12. NOTICE OF MOTIONS

13. ANNOUNCEMENTS

14. CONFIRMATORY BY-LAW

“THAT By-law Number 2020-121, a by-law to confirm the proceedings of Council at its meeting held on June 8, 2020, be read a first, second and third time and finally passed this 8th day of June, 2020.”

14-1**15. ADJOURNMENT**