

THE CORPORATION OF THE CITY OF BELLEVILLE

AGENDA

MAY 30, 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. DHR-2013 regarding personal matters about an identifiable individual (Pursuant to Section 239(2)(b) of the Municipal Act)
- Review of the Regular In Camera Minutes of May 13, 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 May 13, 2013 and Regular In Camera Meeting of May 13, 2013

6. **DEPUTATIONS**

- 6.1 Neil Howie of the Belleville ATV Club will provide Council with information regarding the new club and their future plans

RESOLUTION

“THAT the deputation of Neil Howie of the Belleville ATV Club providing Council with information regarding the new club and their future plans, be received.”

- 6.2 Peter Collins representing Citizens Against Water Fluoridation will make a deputation to Council regarding fluoridation of the Belleville city water supply

RESOLUTION

“THAT the deputation of Peter Collins representing Citizens Against Water Fluoridation regarding fluoridation of the Belleville city water supply, be received.”

- 6.3 Richard Hughes representing the Dr. James B. Collip Recognition Committee will make a deputation to Council regarding a memorial plaque adjacent to the Library

RESOLUTION

“THAT the deputation by Richard Hughes representing the Dr. James B. Collip Recognition Committee requesting Council’s endorsement of an application to the Ontario Heritage Trust for a provincial memorial plaque to be placed adjacent to the Belleville Public Library to honour Dr. James B. Collip be approved.”

7. CORRESPONDENCE

- 7.1 Letter from the Belleville Downtown Improvement Area (BDIA) notifying Council of the Downtown Belleville Sidewalk Sale event and requesting street closures and other assistance
Reports Item 8.b.8 refers

7-1

RESOLUTION

“THAT the May 21, 2013 letter from the Belleville Downtown Improvement Area (BDIA) notifying Council of the Downtown Belleville Sidewalk Sale event and requesting street closures and other assistance, be received and referred to Consent Item 8.b.8.”

- 7.2 Letter from Big Brothers Big Sisters of Hastings & Prince Edward Counties regarding a flyby for Ribfest

7-2

RESOLUTION

“THAT the May 8, 2013 letter from Big Brothers Big Sisters of Hastings & Prince Edward Counties seeking Council approval of a ‘flyby to take place as low as 500 feet’ by aircraft from CFB Trenton at their Ribfest event on August 9, 2013 be approved and a letter be sent to them for forwarding to CFB Trenton.”

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 MILLER IN THE CHAIR

8. a. REPORTS

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

8.a.1 BELLEVILLE POLICE SERVICE BOARD REQUEST – IMPLEMENTATION OF A FORTIFICATION BY-LAW

Acting Director of Corporate Services/Clerk's Report No. DCS-2013-11

8.a.-1**RESOLUTION**

“THAT pursuant to the Acting Director of Corporate Services/Clerk's Report No. DCS-2013-11 Council direct management, as per the request of the Belleville Police Services Board, to proceed with the preparation of a Fortification By-law for Council's consideration.”

or

“THAT pursuant to the Acting Director of Corporate Services/Clerk's Report No. DCS-2013-11 Council direct management to advise the Belleville Police Services Board that the City is not prepared to proceed with the implementation of a Fortification By-law.”

8.a.2 ONTARIO INFRASTRUCTURE AND LANDS CORPORATION (OILC) LONG TERM BORROWING

Director of Finance/Treasurer's Report No. DF-2013-17

8.a.-3

RESOLUTION

“THAT a by-law to approve and authorize Ontario Infrastructure and Lands Corporation (OILC) for the Quinte Sports and Wellness Centre Project, Fire Hall/Fire Station Project, NE Industrial Park Services Project, Highway 62 Watermain Project, and the Dundas Street West Trunk Sewer Project be financed through the issuance of Debentures as referenced in the Director of Finance/Treasurer’s Report No. DF-2013-17, be prepared for Council’s consideration.”

8.a.3 **RFP-ENG2013-17, MOIRA STREET WEST BRIDGE REHABILITATION PROJECT CONTRACT ADMINISTRATION SERVICES**

Project Manager’s Report No. ENG-2013-03

8.a.5

RESOLUTION

“THAT the Request for Proposal submission from G.D. Jewell Engineering Inc. be accepted for RFP-ENG2013-17 Contract Administration Services for the Moira Street West Bridge Rehabilitation Project, in the amount of \$69,606.00 plus \$9,048.78 HST for a total dollar amount of \$78,654.78, this being the lowest cost and 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. 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 **ELECTRONIC RECORDING OF IN CAMERA MEETINGS**

Acting Director of Corporate Services/Clerk's Report No. DCS-2013-04

8.b.-1

RESOLUTION

"THAT the report of the Acting Director of Corporate Services/Clerk No. DCS-2013-04, Electronic Recording of In Camera Meetings, be received."

8.b.2 **EXECUTION OF SUBDIVISION AGREEMENT, FINAL APPROVAL OF PLAN OF SUBDIVISION, ACADEMY PLACE SUBDIVISION, PART 2, PLAN 21R-21822, PART OF LOT 7, CONCESSION 3, FORMERLY TOWNSHIP OF THURLOW, NOW CITY OF BELLEVILLE (330 CANNIFTON ROAD NORTH)
OWNER: GCL DEVELOPMENTS LTD.**

Manager, Approvals Section's Report No. APS-2013-18

8.b.4

RESOLUTION

"THAT a by-law to approve and authorize the execution of a Subdivision Agreement between GCL Developments Ltd. and The Corporation of the City of Belleville, be prepared for Council's consideration, but that the respective Agreement and related documentation not be signed until such time as the Manager of Approvals advises that the Owner has satisfied all City requirements; and

THAT the Academy Place Plan of Subdivision (File No. 12T-11501) for the lands identified as Part 2, Plan 21R-21822, Part of Lot 7, Concession 3, formerly Township of Thurlow, now City of Belleville, County of Hastings, be granted final approval; and

THAT the Manager of Approvals be authorized to stamp and sign the final plans provided that the Owner has satisfied all City requirements and the surveyor's subdivision plans are satisfactory to Approvals staff."

8.b.3 **PARKING LOT MANAGEMENT – QUINTE
CONSOLIDATED COURTHOUSE**

Director, Engineering & Development Services' Report No.
DEV-2013-05

8.b.-8

RESOLUTION

“THAT the Director of Engineering and Development Services' Report Number DEV-2013-05, regarding an agreement between the City of Belleville and Infrastructure Ontario, be received; and

THAT a by-law to approve and authorize an Agreement between The Corporation of the City of Belleville and Her Majesty The Queen in Right of Ontario as represented by The Minister of Infrastructure, as represented by Ontario Infrastructure and Lands Corporation for the City's management and operation of the parking lots at the new Quinte Consolidated Courthouse, be prepared for Council's consideration; and

THAT the Mayor and City Clerk be authorized to sign the 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 **CO-ORDINATION AGREEMENT – QUINTE
CONSOLIDATED COURTHOUSE**

Director, Engineering & Development Services' Report No.
DEV-2013-06

8.b.-10

RESOLUTION

“THAT the Director of Engineering and Development Services' Report Number DEV-2013-06, regarding an agreement between the City of Belleville and Infrastructure Ontario, be received; and

THAT a by-law to approve and authorize an Agreement between The Corporation of the City of Belleville and Her Majesty The Queen in Right of Ontario as represented by The Minister of Infrastructure, as represented by Ontario Infrastructure and Lands Corporation for infrastructure co-

ordination and financial contributions by the Province toward the James Street reconstruction, related to the new Quinte Consolidated Courthouse, be prepared for Council's consideration; and

THAT the Mayor and City Clerk be authorized to sign the 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.5 **SUPPLY & DELIVER SCOTT AIR PAKS**

Deputy Fire Chief's Report No. FES-2013-06

8.b.-12

RESOLUTION

"THAT the Tender submission from Acklands Grainger Inc. be accepted for the supply and delivery of SCOTT AIR PAKS according to the specifications listed in the 'Request for Tender' in the amount of \$239,593.58 plus \$31,147.16 HST for a total dollar amount of \$270,740.74, 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.b.6 **MUNICIPAL BY-LAW ENFORCEMENT OFFICER**

May 8, 2013 letter from Unicum Management Corp. requesting the appointment of a Municipal By-law Enforcement Officer for 12-24 Tracey Park Drive, Belleville

8.b.-14

RESOLUTION

"THAT a by-law to appoint a Municipal By-law Enforcement Officer for 12-24 Tracey Park Drive, be prepared for Council's consideration."

8.b.7 **TEMPORARY NOISE PERMIT APPLICATION UNDER BY-LAW 2011-180, THE EMPIRE SQUARE, 321 FRONT STREET**

May 7, 2013 letter of application from David Rashotte, The Empire Theatre

8.b.-15

RESOLUTION

“THAT The Empire Theatre application for the issuance of a Temporary Noise Permit under By-law Number 2011-180 to have live entertainment for their outdoor event Empire Rockfest, July 25, 26, and 27, 2013, from 7:00 p.m. to no later than 11:30 p.m. be approved.”

8.b.8 **BDIA DOWNTOWN SIDEWALK SALE 2013**

Over the years, City Council support has been given to the Belleville Downtown Improvement Area (BDIA) concerning the following resolution
Correspondence Item 7.1 refers

RESOLUTION

“THAT the requests from Belleville Downtown Improvement Area (BDIA) contained in their letter of May 21, 2013 concerning the Downtown Sidewalk Sale event, Thursday, July 11 to Saturday, July 13, 2013 inclusive, be approved; and,

THAT Council approve the use of City sidewalks and parking spaces within the BDIA boundaries for the Downtown Sidewalk Sale event, Thursday, July 11 to Saturday, July 13, 2013 inclusive; and,

THAT Campbell Street be closed to through traffic from Pinnacle Street”

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 MUNICIPAL INFORMATION – AGCO

Municipal Clerk’s Official Notice of Application for Hastings & Prince Edward Regiment, 187 Pinnacle Street

8.c.-1

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

a) **Proposal That The Drive Clean Program Be Wound Down, Recognizing It Was Originally Created To Keep The Testing In Areas Where Vehicle Concentration Is High**

Resolution from the Township of Malahide

8.c.-2

b) **Request The Establishment Of A Province-Wide Strategy For The Management Of The Emerald Ash Borer**

April 8, 2013 resolution from the City of Peterborough

8.c.-3

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

- Quinte Waste Solutions Board Meeting Minutes of April 15, 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

2013-85, a by-law to approve and authorize the execution of a Assignment of Lease Agreement between Terry Pascoe, Greg Annesley and The Corporation of the City of Belleville

9.a-1

2013-86, a by-law to approve and authorize the execution of a Subdivision Agreement between GCL Developments Ltd. and The Corporation of the City of Belleville

9.a-5

2013-87, a by-law to appoint a Municipal By-law Enforcement Officer for the purpose of enforcing By-law Number 9457 and Part III, Section 3 (Parking of Vehicles on Private Property) and, as it affects the area of land and premises owned and/or operated by Unicum Management Corp. (12-24 Tracey Park Drive)

9.a-6

2013-88, a by-law to appoint Municipal By-law Enforcement Officers with respect to certain by-laws of the City of Belleville (Neptune Security)

9.a-8

2013-89, a by-law to authorize certain capital works of The Corporation of the City of Belleville (the "Municipality"); to authorize the submission of an application to the Ontario Infrastructure and Lands Corporation ("OILC") for financing such capital works; to authorize temporary borrowing from OILC to meet expenditures in connection with such works; and to authorize long term borrowing from OILC for such works through the issue of debentures

9.a-10**9. b. SECOND READING OF BY-LAWS AND DISCUSSION**

2013-85

2013-86

2013-87

2013-88

2013-89

9. c. THIRD READING OF BY-LAWS

2013-85, a by-law to approve and authorize the execution of a Assignment of Lease Agreement between Terry Pascoe, Greg Annesley and The Corporation of the City of Belleville

2013-86, a by-law to approve and authorize the execution of a Subdivision Agreement between GCL Developments Ltd. and The Corporation of the City of Belleville

2013-87, a by-law to appoint a Municipal By-law Enforcement Officer for the purpose of enforcing By-law Number 9457 and Part III, Section 3 (Parking of Vehicles on Private Property) and, as it affects the area of land and premises owned and/or operated by Unicum Management Corp. (12-24 Tracey Park Drive)

2013-88, a by-law to appoint Municipal By-law Enforcement Officers with respect to certain by-laws of the City of Belleville (Neptune Security)

2013-89, a by-law to authorize certain capital works of The Corporation of the City of Belleville (the "Municipality"); to authorize the submission of an application to the Ontario Infrastructure and Lands Corporation ("OILC") for financing such capital works; to authorize temporary borrowing from OILC to meet expenditures in connection with such works; and to authorize long term borrowing from OILC for such works through the issue of debentures

10. NEW BUSINESS**11. MOTIONS****12. NOTICE OF MOTIONS****13. ANNOUNCEMENTS**

14. CONFIRMATORY BY-LAW

“THAT By-law Number 2013-90, a by-law to confirm the proceedings of Council at its meeting held on May 30th, 2013, be read a first, second and third time and finally passed this 30th day of May, 2013.”

14-1

15. ADJOURNMENT