

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MEETING AGENDA

NOVEMBER 12, 2019
4:00 P.M.
COUNCIL CHAMBER

It is noted that there will be a City Council In Camera (closed session) Meeting at 3:30 p.m. At 3:30 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. DCS-2019-55 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 October 28, 2019.”

1. CALL TO ORDER

1.1. ATTENDANCE

His Worship Mayor Panciuk

Councillor Carr

Councillor Culhane

Councillor Kelly

Councillor Malette

Councillor McCaw

Councillor Sandison

Councillor Thompson

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**

Minutes of the Regular Council Meeting of October 28, 2019, and Regular In Camera Meeting of October 28, 2019

6. **DEPUTATIONS**

6.1 Police Chief Ron Gignac and Mayor Mitch Panciuk will recognize and congratulate Deputy Police Chief Mike Callaghan for being awarded the “Officer, Order of Merit of the Police Services” and Inspector Sherri Meeks for being awarded , “Member, Order of the Police Forces” for Canada on October 31st, 2019 at Rideau Hall, Ottawa

6.2 David Allen, President and CEO of YMCA Central East Ontario will make a deputation to Council

RESOLUTION

“THAT the deputation by David Allen, President and CEO of YMCA Central East Ontario, be received.

7. CORRESPONDENCE

- 7.1 Letter from Gleaners Food Bank 7-1
Consent Item 8.b.8 refers

RESOLUTION

“THAT the October 11, 2019 letter from the Gleaners Food Bank requesting a partial closure of Keegan Parkway for the CPR Holiday Train on November 28, 2019, be received and referred to Consent Item 8.b.8.”

- 7.2 Letter from Belleville Downtown District 7-2
Consent Item 8.b.9 refers

RESOLUTION

“THAT the September 24, 2019 letter from the Belleville Downtown District requesting assistance with Holiday Events in the Downtown District be received and referred to Consent Item 8.b.9.”

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 KELLY IN THE CHAIR

8. a. REPORTS

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

8.a.1 UNACCEPTABLE CUSTOMER BEHAVIOUR POLICY

Director Corporate Services/Clerk’s Report No. DCS-2019-53

8.a.-1

RESOLUTION

“THAT pursuant to the Director of Corporate Services/Clerk’s Report No. DCS-2019-53 Council approves the “Unacceptable Customer Behaviour Policy.”

8.a.2 **CITY OF BELLEVILLE – TRANSPORTATION COMMITTEE**

Deputy City Clerk’s Report No. DCC-2019-11

8.a.-10RESOLUTION

“THAT Council approve the recommendations of the Transportation Committee for those items outlined in the Deputy City Clerk Report No. DCC-2019-11, City of Belleville – Transportation Committee.”

8.a.3 **DELEGATION OF TAX APPEALS UNDER SECTION 357 (1)(d.1) TO THE ASSESSMENT REVIEW BOARD**

Director of Finance/Treasurer’s Report No. DF-2019-29

8.a.-23RESOLUTION

“THAT pursuant to Director of Finance/Treasurer’s Report No. DF-2019-29 a by-law be prepared being ‘a by-law to delegate tax appeal applications under subsection 357(1)(d.1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, to the Assessment Review Board in accordance with subsection 357(11) of the Municipal Act, 2001, S.O. 2001, c.25, as amended’.”

8.a.4 **APPOINTMENTS TO BOARDS, COMMITTEES & SPECIAL COMMITTEES**

Director Corporate Services/Clerk’s Report No. DCS-2019-56

8.a.-30

Applications are provided for Members of Council and are available on the City’s website

RESOLUTION

“THAT pursuant to the Director of Corporate Services/Clerk’s Report No. DCS-2019-56, Appointment of Members to Various City Committees and Boards, that Patrick Curran be appointed as a Citizen appointee to the **Green Task Force**; and

THAT Sophie Piché and Jennifer Lynch be appointed as Citizen members to the **Youth Advisory Committee**; and

THAT Councillors Sandison (Chair), and McCaw be appointed to the **Protective Services Advisory Committee**; and

THAT Robert Jakes, Belleville Urban Ward, Bruce MacKay, Thurlow Ward (Belleville) Rural, and Meana Randle, Thurlow Ward (Belleville) Suburban be appointed as the Citizen members; and

THAT John Baltutis be appointed as the Citizen appointee to the **Quinte Health Care Advisory Council**; and

THAT a Bylaw to amend By-law 2019-02 (the Appointments By-law) be prepared for Council’s consideration.”

8.a.5 **RADIO COMMUNICATIONS UPGRADES FOR COVERAGE AND INTEROPERABILITY**

Fire Chief’s Report No. FES-2019-07

8.a.-32

RESOLUTION

“THAT the 2019 Capital Budget be amended in the amount of \$60,000 adding the Radio Communications Upgrades for Coverage and Interoperability; and

THAT the funding source for this project be allocated as \$60,000 from the Capital Levy Reserve Fund (100%).”

8.a.6 **OVERNIGHT WARMING CENTRE 2019/2020 WINTER OPERATION**

Fire Chief’s Report No. FES-2019-08

8.a.-34

RESOLUTION

“THAT pursuant to the Fire Chief’s Report No. FES-2019-08, Overnight Warming Centre 2019/2020 Winter Operation, Council approve the operation of an Overnight Warming Centre and an operating budget of \$25,000 funded through the Casino Social Infrastructure Reserve Fund.”

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 **RECOMMENDATION REPORT FOR APPLICATION FOR PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 3014, AS AMENDED – 41 CASEY ROAD, FORMER TOWNSHIP OF THURLOW, NOW CITY OF BELLEVILLE, COUNTY OF HASTINGS
FILE NUMBER: B-77-1089
APPLICANT/OWNER: DAVID PUTMAN & BETH PUTMAN
AGENT: KEITH WATSON, WATSON LAND SURVEYORS LTD.**

Director of Engineering & Development Services’ Report No. PP-2019-81

B-152

RESOLUTION

1. “THAT the Planning Advisory Committee recommends the following to City Council:

THAT Zoning By-law Number 3014, as amended, be amended by rezoning 41 Casey Road from Prime Agriculture (PA) Zone to Prime Agricultural (PA) Zone with

special provision to recognize the reduced lot area for the retained parcel and from Prime Agricultural (PA) Zone to Rural Residential (RR) Zone for the severed parcels; and

THAT all future applications in the area referred to as the Cannifton Industrial Planning Area for the purpose of creating Rural Residential Lot(s) through the severance and rezoning process be deferred until the new updated Official Plan is approved by the Ministry of Municipal Affairs which will provide policies for the Industrial Lands in the Cannifton Area that meet the requirements of the Provincial Policy Statement.”

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.2 **RECOMMENDATION REPORT FOR PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 3014, AS AMENDED – 5027 OLD HIGHWAY 2, FORMER TOWNSHIP OF THURLOW, NOW CITY OF BELLEVILLE, COUNTY OF HASTINGS**
FILE NUMBER: B-77-1090
APPLICANT/OWNER: JANE ANN BOUMA

Principal Planner’s Report No. PP-2019-75

B-161

RESOLUTION

1. “THAT the Planning Advisory Committee recommends the following to City Council:

THAT Application B-77-1090 to amend Zoning By-law Number 3014, as amended, for land described as 5027 Old Highway 2, Belleville, County of Hastings, be APPROVED as follows:

THAT Zoning By-law Number 3014, as amended, be amended by rezoning the severed parcels from Rural (RU) Zone and Hazard (H) Zone to Rural Residential (RR) Zone to fulfil a condition of consent for applications B19/19 and B20/19.”

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.3 **RECOMMENDATION REPORT FOR PROPOSED AMENDMENT TO THE OFFICIAL PLAN AND ZONING BY-LAW NUMBER 10245: 656, 660, 664, & 670 SIDNEY STREET, CITY OF BELLEVILLE, COUNTY OF HASTINGS**
FILE NUMBER: B-77-1092
OWNER: BELLEVILLE COMMUNITY DEVELOPMENTS LTD.
APPLICANT: GCL DEVELOPMENTS LTD.
AGENT: RFA PLANNING CONSULTANT INC.

Director of Engineering & Development Services' Report No. PP-2019-78

B-177

RESOLUTION

1. "THAT the Planning Advisory Committee recommends the following to City Council:

THAT Application B-77-1092 to amend the City of Belleville Official Plan and Zoning By-law Number 10245, as amended, for 656, 660, 664, and 670 Sidney Street, City of Belleville, County of Hastings, be APPROVED as follows:

THAT Schedule 'B' Land Use Plan of the Official Plan be amended by redesignating the subject lands from 'Commercial Land Use' to 'Residential Land Use'; and

THAT Zoning By-law Number 10245, as amended, be amended by rezoning the subject lands from Restricted Industrial (M1) Zone and Highway Commercial (C3-h) Zone to Residential Seventh Density (R7) Zone with special provisions to permit four (4) apartment buildings with a total of 96 dwelling units."

2. "THAT a by-law amending the City's Official Plan, be prepared for Council's consideration."

3. "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 **BACKYARD CHICKENS**

Principal Planner's Report No. PP-2019-80

B-188

RESOLUTION

"THAT the Planning Advisory Committee recommends the following to City Council:

THAT Report Number PP-2019-80 dated November 4, 2019 be received as information and that the matter of Backyard Chickens be referred to the City's Consultants who are currently undertaking the development of a new zoning by-law for the City."

8.b.5 **WATER AND SANITARY SERVICING AGREEMENTS FOR 104 MINERAL ROAD, 286 MAITLAND DRIVE, AND 325 MAITLAND DRIVE**

Senior Project Manager's Report No. ENG-2019-26

8.b.-1

RESOLUTION

"THAT pursuant to Senior Project Manager's Report No. ENG-2019-26, by-laws to approve and authorize Water and Sanitary Servicing Agreements between The Corporation of the City of Belleville and the property owners of 104 Mineral Road, 286 Maitland Drive, and 325 Maitland Drive be prepared for Council's consideration."

8.b.6 **WATER AND SANITARY SERVICING AGREEMENTS FOR
930 SIDNEY STREET**

Senior Project Manager's Report No. ENG-2019-27

8.b.-3

RESOLUTION

"THAT pursuant to Senior Project Manager's Report No. ENG-2019-27, a by-law to approve and authorize a Water Servicing Agreement between The Corporation of the City of Belleville and the property owners of 930 Sidney Street be prepared for Council's consideration."

8.b.7 **CITY OF BELLEVILLE GRANT COMMITTEE**

Director of Finance/Treasurer's Report No. DF-2019-30

8.b.-5

RESOLUTION

"THAT Council approve the recommendations of the Grant Committee for those applications outlined in the Director of Finance/Treasurer's Report No. DF-2019-30, City of Belleville Grant Committee."

8.b.8 **CP HOLIDAY TRAIN NOVEMBER 28, 2019 AND THE
GLEANERS FOOD BANK**

Correspondence Item 7.1 refers

RESOLUTION

"THAT the assistance requested by the Gleaners Food Bank contained in their letter of October 11, 2019 be approved and that Keegan Parkway be closed between Herchimer Avenue and Foster Avenue from 8:00 a.m. to 10:00 a.m. on November 28, 2019 for the CP Holiday Train."

8.b.9 **BELLEVILLE DOWNTOWN DISTRICT “ENCHANTED” NIGHT MARKET**

Correspondence Item 7.2 refers

RESOLUTION

“THAT Front Street be closed between Victoria Avenue and Bridge Street from 4:00 p.m. to 11:00 p.m. on Saturday, December 7, 2019 for the Belleville Downtown District ‘Enchanted’ Night Market; and

THAT the provisions of By-law No. 9275 be waived to allow for food trucks in the Belleville Downtown Improvement Area for the ‘Enchanted’ Night Market.”

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 November 5, 2019 report in connection with the Public Meeting Minutes dated October 7, 2019

8.c.-1

8.c.2 **ECONOMIC AND DESTINATION DEVELOPMENT COMMITTEE MINUTES**

Minutes of the September 5, 2019 meeting

8.c.-2

8.c.3 **BUILDING SECTION MONTH END REPORT**

Report Period: October 2019

8.c.-6

8.c.4 **REQUEST SUPPORT OF THE FOLLOWING LETTERS/RESOLUTIONS**

- a) **Request the Province Work with Current Building Sector Groups and Provide Evidence Based Justification that the New Delegated Administrative Authority is Necessary Prior to any Legislative Changes to the Building Code Act**

October 28, 2019 Resolution from the Town of Prescott

8.c.-10

- b) **Request the Province Not Implement Any Additional Cuts to the Legal Aid Ontario Budget and That They Reinvest in the Legal Aid and Clinic Systems**

October 17, 2019 Resolution from Niagara Region

8.c.-12

8.c.5 **ITEMS RECEIVED IN THE CORPORATE SERVICES DEPARTMENT THAT MAY BE OF INTEREST TO CITY COUNCIL/STAFF**

- City Council Planning Committee Minutes dated October 7, 2019
- Planning Advisory Committee Minutes dated October 7, 2019

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**

2019-198, a by-law to amend By-law Number 12967 being a by-law to regulate traffic within the corporate limits of the Corporation of the City of Belleville (Schedule "R" – Four-way Stop Intersections)(Hampton Ridge Drive/Cavendish Drive)

9.a.-1

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- 2019-199, a by-law to delegate tax appeal applications under subsection 357(1)(d.1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, to the Assessment Review Board in accordance with subsection 357(11) of the Municipal Act, 2001, S.O. 2001, c.25, as amended **9.a.-2**
- 2019-200, 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 (41 Casey Road) **9.a.-4**
- 2019-201, 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 (5027 Old Highway 2) **9.a.-6**
- 2019-202, a by-law amending the City's Official Plan (656, 660, 664, 670 Sidney Street) **9.a.-8**
- 2019-203, 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 (656, 660, 664, 670 Sidney Street) **9.a.-13**
- 2019-204, a by-law to approve and authorize the execution of a water and sanitary sewer servicing agreement (pertaining to 104 Mineral Road) between the Corporation of the City of Belleville and Mineral Road Properties Inc. pursuant to Parts ii and iii of the Municipal Act, 2001 **9.a.-16**
- 2019-205, a by-law to approve and authorize the execution of a water and sanitary sewer servicing agreement (pertaining to 286 Maitland Drive) between the Corporation of the City of Belleville and Meyer's Creek Developments Inc. pursuant to Parts ii and iii of the Municipal Act, 2001 **9.a.-17**
- 2019-206, a by-law to approve and authorize the execution of a water and sanitary sewer servicing agreement (pertaining to 325 Maitland Drive) between the Corporation of the City of Belleville and 1198399 Ontario Limited & 1199401 Ontario Limited pursuant to Parts ii and iii of the Municipal Act, 2001 **9.a.-18**
- 2019-207, a by-law to approve and authorize the execution of a water and sanitary sewer servicing agreement (pertaining to 930 Sidney Street) between the Corporation of the City of Belleville and Jim Fleming & Kim Fleming pursuant to Parts ii and iii of the Municipal Act, 2001 **9.a.-19**

2019-208, a by-law to amend By-law Number 12967, being a by-law to regulate traffic within the corporate limits of The Corporation of the City of Belleville (Schedule T Traffic Control Systems)(Maitland Drive)

9.a.-20

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

2019-169, a by-law to amend By-law Number 2017-156, a by-law to regulate the operation of All-Terrain Vehicles on Municipal Highways within the City of Belleville

9.b.-1

2019-198	2019-204
2019-199	2019-205
2019-200	2019-206
2019-201	2019-207
2019-202	2019-208
2019-203	

9. c. THIRD READING OF BY-LAWS

2019-169, a by-law to amend By-law Number 2017-156, a by-law to regulate the operation of All-Terrain Vehicles on Municipal Highways within the City of Belleville

2019-198, a by-law to amend By-law Number 12967 being a by-law to regulate traffic within the corporate limits of the Corporation of the City of Belleville (Schedule “R” – Four-way Stop Intersections)(Hampton Ridge Drive/Cavendish Drive)

2019-199, a by-law be prepared being ‘a by-law to delegate tax appeal applications under subsection 357(1)(d.1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, to the Assessment Review Board in accordance with subsection 357(11) of the Municipal Act, 2001, S.O. 2001, c.25, as amended

2019-200, 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 (41 Casey Road)

2019-201, 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 (5027 Old Highway 2)

2019-202, a by-law amending the City’s Official Plan (656, 660, 664, 670 Sidney Street)

2019-203, 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 (656, 660, 664, 670 Sidney Street)

2019-204, a by-law to approve and authorize the execution of a water and sanitary sewer servicing agreement (pertaining to 104 Mineral Road) between the Corporation of the City of Belleville and Mineral Road Properties Inc. pursuant to Parts ii and iii of the Municipal Act, 2001

2019-205, a by-law to approve and authorize the execution of a water and sanitary sewer servicing agreement (pertaining to 286 Maitland Drive) between the Corporation of the City of Belleville and Meyer's Creek Developments Inc. pursuant to Parts ii and iii of the Municipal Act, 2001

2019-206, a by-law to approve and authorize the execution of a water and sanitary sewer servicing agreement (pertaining to 325 Maitland Drive) between the Corporation of the City of Belleville and 1198399 Ontario Limited & 1199401 Ontario Limited pursuant to Parts ii and iii of the Municipal Act, 2001

2019-207, a by-law to approve and authorize the execution of a water and sanitary sewer servicing agreement (pertaining to 930 Sidney Street) between the Corporation of the City of Belleville and Jim Fleming & Kim Fleming pursuant to Parts ii and iii of the Municipal Act, 2001

2019-208, a by-law to amend By-law Number 12967, being a by-law to regulate traffic within the corporate limits of The Corporation of the City of Belleville (Schedule T Traffic Control Systems)(Maitland Drive)

10. NEW BUSINESS

11. MOTIONS**12. NOTICE OF MOTIONS****13. ANNOUNCEMENTS****14. CONFIRMATORY BY-LAW**

“THAT By-law Number 2019-209, a by-law to confirm the proceedings of Council at its meeting held on November 12, 2019, be read a first, second and third time and finally passed this 12th day of November, 2019.”

14-1**15. ADJOURNMENT**