

THE CORPORATION OF THE CITY OF BELLEVILLE

AGENDA

APRIL 24, 2017
4:00 P.M.
COUNCIL CHAMBER

1. CALL TO ORDER

1.1. ATTENDANCE

His Worship Mayor Christopher
Councillor Boyce
Councillor Carr
Councillor Denyes
Councillor Graham
Councillor McCaw
Councillor Miller
Councillor Panciuk
Councillor Thompson

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 Meetings of March 27, 2017 and April 10, 2017

6. DEPUTATIONS

- 6.1 OLG will formally mark the City of Belleville's first MCA (Municipality Contribution Agreement) payment from OLG for Shorelines Casino Belleville with a ceremonial cheque presentation by Greg McKenzie, Executive Vice-President and COO of OLG

RESOLUTION

"THAT the presentation of a ceremonial cheque by Greg McKenzie, Executive Vice-President and COO of OLG to the City marking the first MCA (Municipality Contribution Agreement) payment from OLG for Shorelines Casino Belleville, be received."

- 6.2 Dwane Barratt, Chair and Marilyn Lawrie, Executive Director, of the Belleville Downtown Improvement Area (BDIA) will make a presentation to Council

RESOLUTION

"THAT the presentation to the City of a cheque in the amount of \$200,000 from the Belleville Downtown Improvement Area (BDIA) for street-side LED lights with banner brackets and electricity outlets installed during Phases 1 and 2 of the City Centre Revitalization Project, be received."

- 6.3 Carmela Ruberto, Chair of Community Resource Centre Quinte will make a deputation to Council

RESOLUTION

"THAT the deputation to Council by Carmela Ruberto, Chair of Community Resource Centre Quinte outlining fundraising activities to improve the space in the building at 41 Octavia Street, be received."

- 6.4 CN Police Constable Phil Cyr in cooperation with Belleville Fire will make a deputation to Council

RESOLUTION

“THAT the deputation to Council by CN Police Constable Phil Cyr in cooperation with Belleville Fire to promote Rail Safety Week April 24 to 30, 2017 and Operation Life Saver, be received.”

7. CORRESPONDENCE

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 2018 MUNICIPAL ELECTION – ALTERNATIVE VOTING METHOD AND VOTE COUNTING EQUIPMENT

Acting Director of Corporate Services/Clerk’s Report No. DCS-2017-19

8.a-1

RESOLUTION

“THAT pursuant to the Acting Director of Corporate Services/Clerk’s Report No. DCS-2017-19, Council approves the use of an alternative voting method (internet voting) and that a by-law to that effect be prepared for Council’s consideration; and

THAT Council approve the use of vote counting equipment (tabulators) and that a by-law to that effect be prepared for Council's consideration."

8.a.2 **CONTRACT NO. EOS-2017-07 RE: ASPHALT RESURFACING – VARIOUS ROADS**

Manager of Transportation & Fleet Services' Report No. MT&FS-2017-16

8.a-5

RESOLUTION

"THAT the tender submission from Fitzgibbon Construction Ltd. be accepted for Contract No. EOS-2017-07 re Asphalt Resurfacing – Various Roads in the amount of \$1,034,711.92, plus \$134,512.55 HST, for a total of \$1,169,224.47, this being the lowest cost 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.a.3 **MARSHALL ROAD – PROPOSED SURFACE TREATMENT**

Manager of Transportation & Fleet Services' Report No. MT&FS-2017-17

8.a-8

RESOLUTION

"THAT pursuant to the Manager of Transportation & Fleet Services' Report No. MT&FS-2017-17, Contract No. EOS-2017-06 re Road Resurfacing Contract – Various Locations, be amended to include Marshall Road."

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 **FRONT STREET PARKING LOT (158-168 FRONT STREET)
PARKING LICENCE EXTENSION AND AMENDING
AGREEMENT**

Acting Director of Corporate Services/Clerk's Report No.
DCS-2017-18

8.b.-1

RESOLUTION

"THAT pursuant to the Acting Director of Corporate Services/Clerk's Report No. DCS-2017-18, a by-law be prepared to authorize the Mayor and City Clerk to sign the Licence Extension and Amending 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 for 20 reserved parking spaces in the parking lot located at 158-168 Front Street."

8.b.2 **CONTRACT NO. EOS-2017-10 RE: RIGGS PARKING LOT
REPAVING PROJECT**

Deputy City Clerk's Report No. DCC-2017-05

8.b.-4

RESOLUTION

"THAT the Tender submission from Fitzgibbon Construction Limited be accepted for Contract No. EOS-2017-10 re: Riggs Parking Lot Repaving Project in the amount of \$44,224.00 plus \$5,749.12 HST for a total amount of \$49,973.12, this being the lowest cost 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.3 **REQUEST FOR EXTENSION TO DRAFT PLAN OF SUBDIVISION APPROVAL, HANLEY PARK SUBDIVISION, PART OF LOT 14, CONCESSION 1, FORMERLY TOWNSHIP OF THURLOW
OWNER: HANLEY PARK DEVELOPMENTS INC.**
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Manager, Approvals Section's Report No. APS-2017-25

8.b.-8

RESOLUTION

"THAT pursuant to Section 51(33) of the Planning Act, the Council of The Corporation of the City of Belleville hereby approves the extension of draft plan approval for Subdivision 12T-02506 until June 30, 2018."

- 8.b.4 **REQUEST FOR EXTENSION TO DRAFT PLAN OF CONDOMINIUM APPROVAL, BLACK BEAR RIDGE, PART OF LOT 11, CONCESSION 5
OWNER: FOXCROFT STATION LIMITED C/O BRIAN MAGEE
AGENT: G.D. JEWELL ENGINEERING INC.**
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Manager, Approvals Section's Report No. APS-2017-26

8.b.-12

RESOLUTION

"THAT pursuant to Section 51(33) of the Planning Act, the Council of The Corporation of the City of Belleville hereby approves the extension of draft plan approval for Condominium 12CD-10501 until May 1, 2019."

- 8.b.5 **ENCROACHMENT AGREEMENT 85/87 MOIRA STREET WEST**
-

Senior Project Manager's Report No. ENG-2017-04

8.b.-16

RESOLUTION

"THAT a by-law to approve and authorize an Encroachment Agreement (pertaining to 85/87 Moira Street West) between The Corporation of the City of Belleville and Malcolm Brothers Incorporated pursuant to Parts II and III of The Municipal Act, 2001, be prepared for Council's consideration."

8.b.6 **ENCROACHMENT AGREEMENT FOR 207A FRONT STREET**

Senior Project Manager's Report No. ENG-2017-05

8.b.-19

RESOLUTION

"THAT a by-law to approve and authorize an Encroachment Agreement (pertaining to 207A Front Street) between The Corporation of the City of Belleville, Paul Dinkel and Noytal Enterprises Limited pursuant to Parts II and III of The Municipal Act, 2001, be prepared for Council's consideration."

8.b.7 **CULTURAL HERITAGE DESIGNATION UNDER THE ONTARIO HERITAGE ACT, EDGEHILL, 338 CHARLES STREET, BELLEVILLE, ONTARIO**

Special Projects Planner's Report No. PP-2017-21

8.b.-24

RESOLUTION

"THAT Council approves the designation of the property at 338 Charles Street to be of cultural heritage value or interest to the City of Belleville; and

THAT the City Clerk be directed to give notice of the City's intention to designate under the provisions of Part IV of the Ontario Heritage Act."

8.b.8 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED GRANT ALLOCATION FOR 199 FRONT STREET, BELLEVILLE, ONTARIO**

Special Projects Planner's Report No. PP-2017-22

8.b.-29

RESOLUTION

"THAT the Grant allocation for 199 Front Street recommended by the Façade Improvement Committee as set out in Special Projects Planner's Report PP-2017-22, Façade Improvement Program – Proposed Grant Allocation for 199 Front Street, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee; and

THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient 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 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED GRANT ALLOCATION FOR 101 FRONT STREET, BELLEVILLE, ONTARIO**

Special Projects Planner’s Report No. PP-2017-23

8.b.-34

RESOLUTION

“THAT the Grant allocation for 101 Front Street recommended by the Façade Improvement Committee as set out in Special Projects Planner’s Report PP-2017-23, Façade Improvement Program – Proposed Grant Allocation for 101 Front Street, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee; and

THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient on behalf of The Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal.”

8.b.10 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED GRANT ALLOCATION FOR 11 VICTORIA AVENUE, BELLEVILLE, ONTARIO**

Special Projects Planner’s Report No. PP-2017-24

8.b.-39

RESOLUTION

“THAT the Grant allocation for 11 Victoria Avenue recommended by the Façade Improvement Committee as set out in Special Projects Planner’s Report PP-2017-24, Façade Improvement Program – Proposed Grant Allocation for 11 Victoria Avenue, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee; and

THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient on behalf of The Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal.”

8.b.11 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED GRANT ALLOCATION FOR 293 FRONT STREET, BELLEVILLE, ONTARIO**

Special Projects Planner’s Report No. PP-2017-25

8.b.-44

RESOLUTION

“THAT the Grant allocation for 293 Front Street recommended by the Façade Improvement Committee as set out in Special Projects Planner’s Report PP-2017-25, Façade Improvement Program – Proposed Grant Allocation for 293 Front Street, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee; and

THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient on behalf of The Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal.”

8.b.12 **EXCLUDED EXPENSES AS REQUIRED BY ONTARIO REGULATION 284/09**

Manager of Finance/Deputy Treasurer’s Report No. DDF-2017-02

8.b.-49

RESOLUTION

“THAT Report No. DDF-2017-02 dated April 24, 2017 regarding Excluded Expenses as Required by the Municipal Act, 2001, Ontario Regulation 284/09 be received.”

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 BUILDING SECTION MONTH END REPORT

Report Period March 2017

8.c.-1

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

(a) Request Minister of Municipal Affairs to Rescind Proposed Building Code Change B-08-09-03 Regarding Mandatory Septic Tank Pump Outs, Records Retention, Municipal Administration and Enforcement

April 4, 2017 resolution from Township of Perth East

8.c.-5

(b) Request Support for Private Member’s Bill that Government Halt all Wind Power Approvals in Unwilling Host Communities

April 12, 2017 resolution from the Municipality of Dutton Dunwich

8.c.-7

(c) Request that Ontario Minister of Environment and Climate Change Explicitly Ban Construction of Incinerators and Phase Out Use of Existing Incinerators in Ontario

April 4, 2017 resolution from the Municipality of Port Hope

8.c.-8

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

2017-82, a by-law to authorize the use of Optical Scanning Vote Tabulators for the Municipal Elections to be held in 2018 and being a by-law to authorize the use of Internet Voting as an Alternative Voting Method for the Municipal Elections to be held in 2018

9.a-1

2017-83, a by-law to authorize the purchase of land from Thomas and Cairine Bongard

9.a-3

2017-84, a by-law to approve and authorize an Encroachment Agreement (pertaining to 85/87 Moira Street West) between The Corporation of the City of Belleville and Malcolm Brothers Limited pursuant to Parts II and III of The Municipal Act, 2001

9.a-5

2017-85, a by-law to approve and authorize an Encroachment Agreement (pertaining to 207A Front Street) between The Corporation of the City of Belleville, Paul Dinkel and Noytal Enterprises Limited pursuant to Parts II and III of The Municipal Act, 2001

9.a-9

2017-86, a by-law to establish an OLG Municipality Contribution Agreement Reserve Fund

9.a-16**9. b. SECOND READING OF BY-LAWS AND DISCUSSION**

2017-82

2017-83

2017-84

2017-85

2017-86

9. c. THIRD READING OF BY-LAWS

2017-82, a by-law to authorize the use of Optical Scanning Vote Tabulators for the Municipal Elections to be held in 2018 and being a by-law to authorize the use of Internet Voting as an Alternative Voting Method for the Municipal Elections to be held in 2018

2017-83, a by-law to authorize the purchase of land from Thomas and Cairine Bongard

2017-84, a by-law to approve and authorize an Encroachment Agreement (pertaining to 85/87 Moira Street West) between The Corporation of the City of Belleville and Malcolm Brothers Incorporated pursuant to Parts II and III of The Municipal Act, 2001

2017-85, a by-law to approve and authorize an Encroachment Agreement (pertaining to 207A Front Street) between The Corporation of the City of Belleville, Paul Dinkel and Noytal Enterprises Limited pursuant to Parts II and III of The Municipal Act, 2001

2017-86, a by-law to establish an OLG Municipality Contribution Agreement Reserve Fund

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

14. CONFIRMATORY BY-LAW

“THAT By-law Number 2017-87, a by-law to confirm the proceedings of Council at its meeting held on April 24, 2017, be read a first, second and third time and finally passed this 24th day of April, 2017.”

14-1**15. ADJOURNMENT**