

# THE CORPORATION OF THE CITY OF BELLEVILLE

## AGENDA

MAY 26, 2014

4:00 P.M.

### COUNCIL CHAMBER

It is noted that there will be a City Council In Camera (closed session) Meeting at 3:00 p.m. At 3:00 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. ECDEV-2014-05 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 12, 2014.”

## 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**

- 2.1 Mr. Matt MacDonald, Acting Director of Corporate Services/City 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 12, 2014 and Regular In Camera Meeting of May 12, 2014 and Special Council Meeting of May 12, 2014

**6. DEPUTATIONS**

- 6.1 Ted Ryczko will present a song and presentation to Council in recognition of the 70<sup>th</sup> anniversary of the invasion of Juno Beach (June 6) during the Second World War

**RESOLUTION**

“THAT the presentation by Ted Ryczko to Council in recognition of the 70<sup>th</sup> anniversary of the invasion of Juno Beach (June 6) during the Second World War, be received.”

- 6.2 Representatives of the Christian Labour Association of Canada - The Eastern Ontario Volunteer Firefighters Association - Local 920 will make a deputation to Council regarding Elimination of Coincidental Response Area and Establishment of Urban and Rural Response Zones  
Reports Item 8.a.10 refers

RESOLUTION

“THAT the deputation by Representatives of the Christian Labour Association of Canada - The Eastern Ontario Volunteer Firefighters Association - Local 920 regarding Elimination of Coincidental Response Area and Establishment of Urban and Rural Response Zones, be received and referred to Reports Item 8.a10.”

- 6.3 Representatives of the Belleville Professional Fire Fighters Association will make a deputation to Council regarding Elimination of Coincidental Response Area and Establishment of Urban and Rural Response Zones  
Reports Item 8.a.10 refers

RESOLUTION

“THAT the deputation by Representatives of the Belleville Professional Fire Fighters Association regarding Elimination of Coincidental Response Area and Establishment of Urban and Rural Response Zones, be received and referred to Reports Item 8.a.10.”

**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 CHRISTOPHER IN THE CHAIR**

**8. a. REPORTS**

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

8.a.1 **NOTICE OF APPLICATION FOR ENVIRONMENTAL COMPLIANCE APPROVAL, MINISTRY OF ENVIRONMENT & ENERGY - PROPOSED RECYCLING, COMPOSTING, AND WASTE TRANSFER FACILITY - 704 PHILLIPSTON ROAD**

Director, Engineering & Development Services' Report No. DEV-2014-04

**8.a.-1**

**RESOLUTION**

“THAT City Staff be directed to forward the City’s concerns to the Ministry of Environment & Energy with respect to the Application for Environmental Compliance Approval of the Recycling, Composting & Waste Transfer facility proposed to be developed at 704 Phillipston Road.”

8.a.2 **SOURCE WATER PROTECTION – RISK MANAGEMENT AGREEMENT & MEMORANDUM OF UNDERSTANDING**

Director, Engineering & Development Services' Report No. DEV-2014-02

**8.a.-6**

**RESOLUTION**

“THAT a by-law be prepared for Council’s consideration to approve and authorize the execution of a Source Water Protection – Risk Management Agreement and Memorandum of Understanding with Quinte Conservation.”

8.a.3 **TRANSPORTATION MASTER PLAN**

Director, Engineering & Development Services' Report No. DEV-2014-03

**8.a.-8**

**RESOLUTION**

“THAT the Council of The Corporation of the City of Belleville endorses the Transportation Master Plan, dated April 2014, prepared for the City by Morrison Hershfield.”

8.a.4 **CLEANING OF YARDS BY-LAW**

Chief Building Official's Report No. CBO-2014-07

**8.a.-10**

**RESOLUTION**

“THAT a by-law to regulate the Cleaning and Clearing of Yards be prepared for Council's consideration as identified in the Chief Building Official's Report CBO-2014-07.”

8.a.5 **RFQ-ENG2014-26 REQUEST FOR QUOTATIONS FOR SUBSURFACE UTILITY ENGINEERING SURVEY FOR THE DOWNTOWN REVITALIZATION PROJECT**

Manager of Engineering/Deputy Director's Report No. ENG-2014-07

**8.a.-17**

**RESOLUTION**

“THAT Section 8, Requests for Tender, of the City's Purchasing By-law Number 2011-101 be waived; and further

THAT the Request for Quotation submission from Planview Utility Services Ltd. be accepted for the RFQ-ENG2014-26 Subsurface Utility Engineering Survey for the Downtown Revitalization Project in the amount of \$68,145.00 plus \$8,858.85 HST for a total dollar amount of \$77,003.85, this being the lowest cost Quotation received.”

8.a.6 **PROFESSIONAL CONSULTANT SERVICES – TRANSIT OPERATIONAL REVIEW**

Manager/Planner Transit Division's Report No. Transit-2014-03

**8.a.-20**

**RESOLUTION**

“THAT the Proposal submission from WSP Canada Inc. (formerly Genivar) be accepted for professional consultant services to conduct a Transit Operational Review, in the amount of \$73,960 plus \$9,615 HST for a total amount of \$83,575, 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.7 FEDERAL GAS TAX FUNDING AGREEMENT**

Manager of Finance/Deputy Treasurer's Report No. DDF-2014-03

**8.a.-23****RESOLUTION**

“THAT a by-law to approve and authorize the execution of an amended Municipal (Federal Gas Tax) Funding Agreement with the Association of Municipalities of Ontario (AMO) for the transfer of Federal Gas Tax revenues, be prepared for Council's consideration.”

**8.a.8 BDIA RURAL ECONOMIC DEVELOPMENT FUNDING APPLICATION**

Manager, Economic & Strategic Initiatives' Report No. ECDEV-2014-07

**8.a.-26****RESOLUTION**

“THAT a by-law to approve and authorize an agreement with the Belleville Downtown Improvement Area and the Province of Ontario (Ministry of Rural Affairs) to support a Rural Economic Development funding application to support various downtown revitalization projects, be prepared for Council's consideration.”

8.a.9 **REQUEST FOR PROPOSALS – SUPPLY OF HARBOUR SECURITY SERVICES AT MEYERS PIER AND VICTORIA PARK**

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Facilities Manager's Report No. FM-2014-01

**8.a.-28**

**RESOLUTION**

“THAT the Request for Proposal submission from Valguard Security Inc. be accepted for the supply of harbour security at Meyers Pier and Victoria Park in the amount of \$13.96 per hour and \$20.94 per hour for statutory holidays plus HST, this being the most qualified proposal received that meets all requirements and that the Mayor and Clerk be authorized to sign the acceptance agreement on behalf of the Corporation of the City of Belleville and the Clerk be authorized to affix the corporate seal.”

8.a.10 **ELIMINATION OF COINCIDENTAL RESPONSE AREA AND ESTABLISHMENT OF URBAN AND RURAL RESPONSE ZONES**

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Director of Fire & Emergency Services' Report No. FES-2014-04

Deputations 6.2 and 6.3 refer

**8.a.-30**

**RESOLUTION**

“THAT in accordance with the Director of Fire and Emergency Services' Report No. FES 2014-04 'Elimination of Coincidental Response Area and Establishment of Urban and Rural Response Zones', that the Coincidental Response Area be eliminated and that Council establish Urban and Rural Response Zones.”

**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 **AMENDMENT TO TRAFFIC BY-LAW NUMBER 12967 SCHEDULE “B” PARKING RESTRICTIONS DUFFERIN AVENUE BETWEEN BRIDGE STREET EAST AND VICTORIA AVENUE**

Deputy City Clerk’s Report No. DCC-2014-04

**8.b.-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 Dufferin, as outlined in Report No. DCC-2014-04 be prepared for Council’s consideration.”

- 8.b.2 **PRE-SERVICING AGREEMENT – SIENNA AVENUE & STORM WATER MANAGEMENT, POTTER’S CREEK SUBDIVISION – PHASE 3, OWNER: POTTERS CREEK DEVELOPMENTS INC.**

Manager, Approvals Section’s Report No. APS-2014-19

**8.b.-5**

**RESOLUTION**

“THAT a by-law to approve and authorize the execution of a Pre-servicing Agreement between Potters Creek Developments Inc. and The Corporation of the City of Belleville for Phase 3 of the Potter’s Creek subdivision, 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.”



8.b.3 **TEMPORARY NOISE PERMIT REVISED APPLICATION UNDER BY-LAW 2011-180, THE EMPIRE SQUARE, 321 FRONT STREET**

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Revised application from The Empire Theatre

**8.b.-10**

RESOLUTION

“THAT The Empire Theatre revised application for the issuance of a Temporary Noise Permit under By-law Number 2011-180 to have live entertainment for their outdoor events:

- Rockfest – July 24, 25, and 26, 2014
- Country Rocks the Square – July 27, 2014

from 4:30 p.m. to no later than 12:00 a.m. (midnight), be approved.”

**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 **2014 PUBLIC AWARENESS PROGRAM**

Enbridge Information Circular

**8.c.-1**

8.c.2 **THANK YOU**

Letter of Thanks from Mayor, Ville de Lac-Megantic

**8.c.-4**

8.c.3 **REQUEST SUPPORT OF THE FOLLOWING LETTERS/RESOLUTIONS**

a) **Rail Safety**

May 6, 2014 resolution from the Municipality of Port Hope

**8.c.-5**

b) **Request for Federal Government to Implement a Moratorium on Installation of Cell Towers and Antennas until Safety Code 6 is Replaced**

May 5, 2014 Resolution from the Corporation of the Township of Madawaska Valley

**8.c.-7**

8.c.4 **ITEMS RECEIVED IN THE CORPORATE SERVICES DEPARTMENT THAT MAY BE OF INTEREST TO CITY COUNCIL/STAFF**

- Quinte Waste Solutions Board Meeting Minutes of April 14, 2014

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**

2014-80, a by-law to confirm the appointment of the Deputy City Clerk for The Corporation of the City of Belleville

**9.a.-1**

2014-81, a by-law to appoint Officers for the City of Belleville for the purposes of the Municipal Freedom of Information and Protection of Privacy Act

**9.a.-2**

2014-82, a by-law to authorize the purchase of certain lands by The Corporation of the City of Belleville from Raymond Peter O'Neill and Jean Mary O'Neill

**9.a.-3**

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2014-83, a by-law to provide for the maintenance of land in a clean and clear condition	<b><u>9.a.-5</u></b>
2014-84, a by-law to approve and authorize the execution of a Municipal Funding Agreement between the Association of Municipalities of Ontario and The Corporation of the City of Belleville	<b><u>9.a.-14</u></b>
2014-85, a by-law to approve and authorize the execution of a Memorandum of Understanding dated the 26 <sup>th</sup> day of May 2014 between The Corporation of the City of Belleville and Quinte Conservation Authority (Source Protection Plan Implementation)	<b><u>9.a.-41</u></b>
2014-86, a by-law to approve and authorize the execution of an Agreement dated the 26 <sup>th</sup> day of May 2014 between The Corporation of the City of Belleville and Quinte Conservation Authority (Source Protection Plan Part IV Enforcement Transfer Agreement)	<b><u>9.a.-49</u></b>
2014-87, 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 (Dufferin Avenue) <b>(1<sup>st</sup> reading only)</b>	<b><u>9.a.-61</u></b>

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

2014-80	2014-84
2014-81	2014-85
2014-82	2014-86
2014-83	

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

2014-80, a by-law to confirm the appointment of the Deputy City Clerk for The Corporation of the City of Belleville

2014-81, a by-law to appoint Officers for the City of Belleville for the purposes of the Municipal Freedom of Information and Protection of Privacy Act

2014-82, a by-law to authorize the purchase of certain lands by The Corporation of the City of Belleville from Raymond Peter O'Neill and Jean Mary O'Neill

2014-83, a by-law to provide for the maintenance of land in a clean and clear condition

2014-84, a by-law to approve and authorize the execution of a Municipal Funding Agreement between the Association of Municipalities of Ontario and The Corporation of the City of Belleville

2014-85, a by-law to approve and authorize the execution of a Memorandum of Understanding dated the 26<sup>th</sup> day of May 2014 between The Corporation of the City of Belleville and Quinte Conservation Authority (Source Protection Plan Implementation)

2014-86, a by-law to approve and authorize the execution of an Agreement dated the 26<sup>th</sup> day of May 2014 between The Corporation of the City of Belleville and Quinte Conservation Authority (Source Protection Plan Part IV Enforcement Transfer Agreement)

**10. NEW BUSINESS**

**11. MOTIONS**

**12. NOTICE OF MOTIONS**

**13. ANNOUNCEMENTS**

**14. CONFIRMATORY BY-LAW**

“THAT By-law Number 2014-88, a by-law to confirm the proceedings of Council at its meeting held on May 26<sup>th</sup> 2014, be read a first, second and third time and finally passed this 26<sup>th</sup> day of May, 2014.”

**14-1**

**15. ADJOURNMENT**