

THE CORPORATION OF THE CITY OF BELLEVILLE

AGENDA

JANUARY 11, 2016
5:00 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

2.2 Singing of "O Canada" in recognition of the first Regular Council Meeting of 2016

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

4. PUBLIC MEETINGS**5. READING AND CONFIRMATION OF MINUTES**

Minutes of the Special Council Meeting of December 7, 2015 and Regular Council Meeting of December 14, 2015

6. DEPUTATIONS**7. CORRESPONDENCE**

7.1 Letter from International Women's Day Committee

7-1

RESOLUTION

"THAT the December 17, 2015 letter from the International Women's Day Committee regarding their 12th Annual Walk on March 8, 2016 at 4:30 p.m., be received and referred to staff and that Council approve the use of City streets for this event in consultation with staff."

7.2 Email from Susan Sampson regarding the naming of the park on Essex Drive

7-2

RESOLUTION

"THAT the email from Susan Sampson requesting that the park being built on Essex Drive be named Canniff Park be received; and

THAT the Planning Advisory Committee recommends to the Council of the Corporation of the City of Belleville that the park being built on Essex Drive, be named Canniff Park."

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 CARR IN THE CHAIR

8. a. REPORTS

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

8.a.1 FIRE MASTER PLAN

Director, Fire & Emergency Services' Report No. FES-2016-01

8.a.-1

RESOLUTION

“THAT pursuant to the Director of Fire & Emergency Services' Report No. FES-2016-01 re Fire Master Plan, that any further implementation of the current Fire Master Plan be suspended pending the outcome of the Operational Review authorized by Council on April 16, 2013.”

8.a.2 CITY OF BELLEVILLE HEALTH AND SAFETY POLICY

Safety, Wellness, Labour Relations Administrator's Report No. SWLR-2016-01

8.a.-4

RESOLUTION

“THAT pursuant to the Safety, Wellness, Labour Relations Administrator's Report No. SWLR-2016-01, the City of Belleville's Health and Safety Policy dated January 11, 2016 be approved by Council.”

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 **AMENDMENT TO TRAFFIC BY-LAW NUMBER 12967, SCHEDULE “J-3” MUNICIPAL PARKING LOT RATES, RIVERSIDE NORTH PARKING LOT**

Deputy City Clerk’s Report No. DCC-2016-01

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 ‘J-3’ Municipal Parking Lot Rates (Riverside North Parking Lot), as outlined in Report No. DCC-2016-01 be prepared for Council’s consideration.”

8.b.2 **DISPOSAL OF SURPLUS LAND – UNOPENED LANEWAY (BETWEEN UNIVERSITY AVENUE AND GREENHILL LANE)**

Acting Director of Corporate Services/Clerk’s Report No. DCS-2016-01

8.b.-3

RESOLUTION

“THAT Council declare surplus an unopened laneway on Plan 168, City of Belleville, County of Hastings (unopened Lane between University Avenue and Greenhill Lane); and

THAT a by-law to stop up, close and convey to the abutting property owners, the laneway on Plan 168, City of Belleville, County of Hastings (unopened Lane between University Avenue and Greenhill Lane) be prepared for Council’s consideration.”

8.b.3 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBERS 10245, 3014 AND 2076-80 AS AMENDED – DEFINING MEDICAL MARIHUANA & CANNABIS-RELATED USES, NOW IN THE CITY OF BELLEVILLE, COUNTY OF HASTINGS**
FILE NUMBER: B-77-991
APPLICANT/OWNER: CITY OF BELLEVILLE

Special Projects Planner's Report No. PP-2016-01

B-3RESOLUTION

1. "THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend the City's Zoning By-Law Numbers 10245, 3014, and 2076-80, as amended, be APPROVED, as follows:

That Zoning By-Law Numbers 10245, 3014, and 2076-80, as amended, be amended by incorporating the following definitions:

- 'Medical Marihuana Production Facility' shall mean premises used for growing, producing, testing, destroying, storing, or distribution of medical marihuana or cannabis authorized by a license issued by Health Canada;
- 'Marihuana Dispensary' shall mean a business selling or dispensing marihuana or cannabis products as the primary activity of the business;

That Zoning By-Law Numbers 10245, 3014, and 2076-80, as amended, be amended to clarify that any existing definitions of agriculture; farm; manufacturing; manufacturing, assembling, fabricating or processing plant; retail commercial establishment; and retail store shall not include uses otherwise defined in the By-Laws."

2. "THAT by-laws amending Zoning By-law Numbers 3014, 2076-80 and 10245 being by-laws 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 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 2076-80, AS AMENDED – 486 AND 488 DUNDAS STREET WEST, FORMER TOWNSHIP OF SIDNEY, NOW IN THE CITY OF BELLEVILLE, COUNTY OF HASTINGS**
FILE NUMBER: B-77-990
APPLICANT: THAMER YOUNES
OWNER: 1609416 ONTARIO INC.
AGENT: TASKFORCE ENGINEERING INC.

Manager of Policy Planning's Report No. PP-2016-02

B-6

RESOLUTION

1. "THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend the City's Zoning By-law Number 2076-80, as amended, for 486 and 488 Dundas Street, Former Township of Sidney, Now in the City of Belleville, County of Hastings, be APPROVED as follows:

THAT Zoning By-law Number 2076-80, as amended, be amended by rezoning the subject lands from 'CH-9 – Highway Commercial' to a modified CH zone by adding a medical clinic as a permitted use and permitting a rear yard depth of 2.5 metres. In addition it is recommended that an 'H' Holding symbol be attached to the zone requiring that stormwater management has been addressed as part of site plan review; and

THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that no further notice is required pursuant to Subsection 34(17) of the Planning Act."

2. "THAT a by-law amending Zoning By-law Number 2076-80, 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.5 **EXTENSION OF PART LOT CONTROL EXEMPTION, HARBOUR LANDING SUBDIVISION – PHASE 2, BLOCKS 1 AND 6, REGISTERED PLAN 21M-243, OWNER: VICTORIA HILLS PROPERTIES INC.**

Manager, Approvals Section's Report No. APS-2016-01

8.b.-6

RESOLUTION

“THAT a by-law to exempt Blocks 1 and 6, Registered Plan 21M-243, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act, be prepared for Council’s consideration.”

8.b.6 **2016 BORROWING BY-LAW**

Director of Finance/Treasurer’s Report No. DF-2016-01

8.b.-10

RESOLUTION

“THAT a by-law to approve the borrowing of funds for the City be prepared for Council’s consideration.”

8.b.7 **2016 INTERIM TAX LEVY**

Manager of Revenue and Taxation’s Report No. MRT-2016-01

8.b.-12

RESOLUTION

“THAT a by-law to provide for the implementation and collection of a 2016 Interim Tax Levy, be prepared for Council’s consideration.”

8.b.8 **2015 TAX ADJUSTMENTS – SECTIONS 357(1), 358(1), 359(1) OF THE MUNICIPAL ACT**

Manager of Revenue and Taxation’s Report No. MRT-2016-02

8.b.-14

RESOLUTION

“THAT the adjustment of realty taxes under Sections 357(1), 358(1), 359(1) of the Municipal Act for the 2015 taxation year be authorized in accordance with the list supplied by the Manager of Revenue and Taxation on January 11, 2016, in the total amount of \$111,008.42 be approved.”

8.b.9 **2016 ASSESSMENT ANALYSIS**

Manager of Revenue and Taxation's Report No. MRT-2016-03

8.b.-17

RESOLUTION

"THAT the Manager of Revenue and Taxation's Report No. MRT-2016-03, 2016 Assessment Analysis, be received."

8.b.10 **PURCHASE OF A REAR LOADING GARBAGE PACKER**

Manager of Transportation & Fleet Services' Report No. MT&FS-2016-01

8.b.-19

RESOLUTION

"THAT the request for proposal from Joe Johnson Equipment Inc. for supply and delivery of a 2016 Newway Diamond Back Rear Garbage Packer be accepted in the amount of \$110,521.80 plus \$14,367.83 HST, for a total of \$124,889.63, this being the lowest 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.11 **2016 EMPLOYEE BENEFITS RENEWAL**

Safety, Wellness, Labour Relations Administrator's Report No. SWLR-2016-02

8.b.-22

RESOLUTION

"THAT pursuant to the Safety, Wellness, Labour Relations Administrator's Report No. SWLR-2016-02, the 2016 Employee Benefits Renewal, be received by Council."

8.b.12 **CITIZENS AGAINST RACISM AND DISCRIMINATION
COMMITTEE NAME CHANGE TO “BELLEVILLE
INCLUSION COMMITTEE”**

Manager, Economic & Strategic Initiatives' Report No.
ECDEV-2016-01

8.b.-24

RESOLUTION

“THAT pursuant to the Manager of Economic and Strategic Initiatives Report ECDEV 2016-01, the Terms of Reference for the Coalition Against Racism and Discrimination be revised to change the name of the Committee to ‘Belleville Inclusion Committee’.”

8.b.13 **SMALL BUSINESS CENTRE SUMMER COMPANY
FUNDING AGREEMENT**

Manager, Economic & Strategic Initiatives' Report No.
ECDEV-2016-02

8.b.-27

RESOLUTION

“THAT a by-law to approve and authorize an agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Employment and Infrastructure for a Summer Company Program Funding Agreement, be prepared for Council’s consideration.”

8.b.14 **SMALL BUSINESS CENTRE STARTER COMPANY
FUNDING AGREEMENT**

Manager, Economic & Strategic Initiatives' Report No.
ECDEV-2016-03

8.b.-29

RESOLUTION

“THAT a by-law to approve and authorize an amending agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Employment and Infrastructure to extend the term and funding for the Starter Company Program, 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 January 5, 2016 report in connection with the Public Meeting Minutes dated December 7, 2015

8.c.-1

8.c.2 OGRA BOARD OF DIRECTORS

Notice of Poll – OGRA Board of Directors

8.c.-2

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

a) Request that Municipalities Include Proposing a Basic Income Guarantee in their Respective Engagements with the Provincial and Federal Governments

December 15, 2015 resolution from the City of Kingston

8.c.-4

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

- City Council Planning Committee Minutes dated December 7, 2015
- Planning Advisory Committee Minutes dated December 7, 2015

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

- 2016-01, a by-law to amend By-law Number 2007-194, being a by-law to provide rules governing the calling, place and proceedings of meetings of the City of Belleville Council and the conduct of its members (internet streaming of meetings in Chambers) **9.a.-1**
- 2016-02, 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 (Marihuana) **9.a.-2**
- 2016-03, a by-law amending Zoning By-law Number 2076-80, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (Marihuana) **9.a.-4**
- 2016-04, 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 (Marihuana) **9.a.-6**
- 2016-05, a by-law amending Zoning By-law Number 2076-80, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (486-488 Dundas St. West) **9.a.-8**
- 2016-06, a by-law to exempt Blocks 1 and 6, Registered Plan 21M-243, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act **9.a.-11**
- 2016-07, a by-law to approve the borrowing of funds for the City **9.a.-12**
- 2016-08, a by-law to provide for the implementation and collection of a 2016 Interim Tax Levy **9.a.-14**
- 2016-09, a by-law to approve and authorize the purchase of land from 1860307 Ontario Inc. (Parts 2, 3 and 4 of 21R-24558; City of Belleville, County of Hastings, being part of the PIN 40610-0360) **9.a.-17**
- 2016-10, a by-law to approve and authorize the purchase of land from The First Pentacostal Church of Greater Belleville (Parts 5, 6, 7 and 9 of 21R-24558; City of Belleville, County of Hastings, being part of the PINs 40610-0651, 40610-0333; 40610-0031) **9.a.-19**

2016-11, a by-law to approve and authorize the purchase of land from Belleville East End Developments (Part 1 of 21R-24558; City of Belleville, County of Hastings, being part of the PIN 40610-0709)

9.a.-21

2016-12, a by-law to rescind By-law Number 2013-132, a by-law to approve and authorize the execution of an Agreement dated the 11th day of July 2013 between the Quinte Ballet School of Canada and The Corporation of the City of Belleville and to rescind By-law Number 2013-133, a by-law to approve and authorize the execution of a Guarantee and Postponement of Claim and Acknowledgement dated the 11th day of July 2013 between the Royal Bank of Canada and The Corporation of the City of Belleville

9.a.-23

2016-13, a by-law to approve and authorize the execution of an Amending Agreement No. 1 between Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Employment and Infrastructure and The Corporation of the City of Belleville (Small Business Centre Starter Company Funding)

9.a.-25

2016-14, a by-law to approve and authorize the execution of an Agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Employment and Infrastructure and The Corporation of the City of Belleville (Summer Company Funding)

9.a.-40

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

2016-01	2016-08
2016-02	2016-09
2016-03	2016-10
2016-04	2016-11
2016-05	2016-12
2016-06	2016-13
2016-07	2016-14

9. c. THIRD READING OF BY-LAWS

2016-01, a by-law to amend By-law Number 2007-194, being a by-law to provide rules governing the calling, place and proceedings of meetings of the City of Belleville Council and the conduct of its members (internet streaming of meetings in Chambers)

2016-02, 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 (Marihuana)

2016-03, a by-law amending Zoning By-law Number 2076-80, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (Marihuana)

2016-04, 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 (Marihuana)

2016-05, a by-law amending Zoning By-law Number 2076-80, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (486-488 Dundas St. West)

2016-06, a by-law to exempt Blocks 1 and 6, Registered Plan 21M-243, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act

2016-07, a by-law to approve the borrowing of funds for the City

2016-08, a by-law to provide for the implementation and collection of a 2016 Interim Tax Levy

2016-09, a by-law to approve and authorize the purchase of land from 1860307 Ontario Inc. (Parts 2, 3 and 4 of 21R-24558; City of Belleville, County of Hastings, being part of the PIN 40610-0360)

2016-10, a by-law to approve and authorize the purchase of land from The First Pentacostal Church of Greater Belleville (Parts 5, 6, 7 and 9 of 21R-24558; City of Belleville, County of Hastings, being part of the PINs 40610-0651, 40610-0333; 40610-0031)

2016-11, a by-law to approve and authorize the purchase of land from Belleville East End Developments (Part 1 of 21R-24558; City of Belleville, County of Hastings, being part of the PIN 40610-0709)

2016-12, a by-law to rescind By-law Number 2013-132, a by-law to approve and authorize the execution of an Agreement dated the 11th day of July 2013 between the Quinte Ballet School of Canada and The Corporation of the City of Belleville and to rescind By-law Number 2013-133, a by-law to approve and authorize the execution of a Guarantee and Postponement of Claim and Acknowledgement dated the 11th day of July 2013 between the Royal Bank of Canada and The Corporation of the City of Belleville

2016-13, a by-law to approve and authorize the execution of an Amending Agreement No. 1 between Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Employment and Infrastructure and The Corporation of the City of Belleville (Small Business Centre Starter Company Funding)

2016-14, a by-law to approve and authorize the execution of an Agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Employment and Infrastructure and The Corporation of the City of Belleville (Summer Company Funding)

10. NEW BUSINESS

11. MOTIONS

11.1 MOVED BY COUNCILLOR PANCIUK

“WHEREAS, the Council Committee entitled the Mayor’s Implementation Team oversees the implementation of Build Belleville projects including the City Centre Revitalization and Redevelopment project and provides guidance and makes recommendations to Council;

AND WHEREAS, the City Centre Revitalization and Redevelopment project has experienced actual and projected costs exceeding the original budget estimate of \$21.05 million;

THAT Council directs the Mayor’s Implementation Team to investigate funding alternatives for the projected shortfall in the City Centre Revitalization and Redevelopment project and report back to Council. The report will include a range of options including a Local Area Improvement Charge as permitted by provincial statute.

These funding alternatives to general taxpayer support (debt or otherwise) to cover the portion of the actual cost overage of the original \$21.05 million budget shall be more than one in number.

This report should be presented to Council at the February 8, 2016 meeting as that is the only scheduled Council meeting of that month.”

12. NOTICE OF MOTIONS**13. ANNOUNCEMENTS**

14. CONFIRMATORY BY-LAW

“THAT By-law Number 2016-15, a by-law to confirm the proceedings of Council at its meeting held on January 11, 2016, be read a first, second and third time and finally passed this 11th day of January, 2016.”

14-1**15. ADJOURNMENT**