

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MINUTES

JANUARY 28, 2013

The Regular Meeting of the Council of the Corporation of the City of Belleville was held on the above date in the City Hall Council Chamber at the hour of 4:00 p.m.

It is noted that there was a City Council In Camera (closed session) Meeting at 1:00 p.m. to 4:00 p.m. In view of this, City Council met very briefly in open session at 1:00 p.m. to consider approval of the following resolution.

Moved by Councillor Lafferty
Seconded by Councillor Miller

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. ADCS-2013-01 regarding personal information about an identifiable individual (Pursuant to Section 239(2)(b) of the Municipal Act)
- In Camera Report No. ADCS-2013-02 regarding personal information about an identifiable individual (Pursuant to Section 239(2)(b) of the Municipal Act)
- In Camera Report No. ENG-2013-01 regarding the potential or pending acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- Review of the Regular In Camera Minutes of January 14, 2012.

- CARRIED -

1. CALL TO ORDER

1.1. ATTENDANCE

PRESENT His Worship Mayor Ellis

Councillor Boyce	Councillor Jenkins
Councillor Christopher	Councillor Lafferty
Councillor Culhane	Councillor Miller
Councillor Denyes	Councillor Thompson

(Matt MacDonald, Acting City Clerk)

2. MOMENT OF PRAYER/MEDITATION

2.1 Mr. Matt MacDonald, Acting Director of Corporate Services/Clerk,
 opened this session of Council with a moment of prayer

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

There were no disclosures of pecuniary interest brought forward at this time.

4. PUBLIC MEETINGS

None.

5. READING AND CONFIRMATION OF MINUTES

Moved by Councillor Lafferty
Seconded by Councillor Boyce

THAT the Minutes of the Special Council Meeting of October 30, 2012, Regular Council Meeting of January 14, 2013 and Regular In Camera Meeting of January 14, 2013 be approved.

- CARRIED -

6. DEPUTATIONS

- 6.1 Tony Elenis, President & CEO of the Ontario Restaurant Hotel & Motel Association and Murray Chown, Planning Consultant provided input to Council regarding the current use and future development of drive thru operations in the City
Reports Item 8.a.1 refers
Motion 11.1 refers

Moved by Councillor Culhane
Seconded by Councillor Boyce

THAT the deputation of Tony Elenis, President & CEO of the Ontario Restaurant Hotel & Motel Association and Murray Chown, Planning Consultant providing input to Council regarding the current use and future development of drive thru operations in the City, be received and referred to Reports Item 8.a.1 and Motions 11.1.

- CARRIED -

- 6.2 Ruth Ingersoll, Executive Director of Community Development Council of Quinte informed Council about their Good Food Box program and requested assistance

Moved by Councillor Lafferty
Seconded by Councillor Thompson

THAT the deputation of Ruth Ingersoll, Executive Director of Community Development Council of Quinte informing Council about their Good Food Box program and requesting assistance, be received; **and,**

THAT rental fees for the Hillcrest Community Centre be waived until the Grant Committee is able to review and respond to this request.

- CARRIED -

- 6.3 Eric Lindenburg made a deputation to Council regarding the Kinsmen Pool Rehabilitation
Reports Item 8.a.5 refers

Moved by Councillor Boyce
Seconded by Councillor Lafferty

THAT the deputation to Council by Eric Lindenburg regarding the Kinsmen Pool Rehabilitation, be received and referred to Reports Item 8.a.5.

- CARRIED -

- 6.4 Representatives on behalf of three Bay of Quinte regional organizations: The Bay of Quinte Tourist Council, Quinte Economic Development and the Bay of Quinte Living Council made a presentation on regional branding

Moved by Councillor Miller
Seconded by Councillor Lafferty

THAT the presentation by representatives on behalf of three Bay of Quinte regional organizations: The Bay of Quinte Tourist Council, Quinte Economic Development and the Bay of Quinte Living Council on regional branding, be received **and referred to the 2013 Operating Budget deliberations.**

- CARRIED -

7. CORRESPONDENCE

- 7.1 January 16, 2013 letter from the International Women's Day Committee regarding their 9th Annual Walk on March 8, 2013

Moved by Councillor Denyes
Seconded by Councillor Thompson

THAT the January 16, 2013 letter from the International Women's Day Committee regarding their 9th Annual Walk on March 8, 2013 be received and referred to staff and that Council approve the use of City streets for this event in consultation with staff.

- CARRIED -

8. COMMITTEE OF THE WHOLE**MOTION TO GO INTO COMMITTEE OF THE WHOLE TO HEAR AND CONSIDER REPORTS, PASSING OF RECOMMENDATIONS AND RESOLUTIONS**

Moved by Councillor Denyes
Seconded by Councillor Boyce

THAT Council rise and go into Committee of the Whole to hear and consider reports, passing of recommendations and resolutions with Councillor Christopher in the Chair.

- CARRIED -

8. a. REPORTS**8.a.1 MUNICIPAL APPROACHES TO DRIVE-THROUGH FACILITIES**

Moved by Councillor Miller
Seconded by Councillor Boyce

REC. NO. 36/13 THAT Special Projects Planner's Report PP-2013-09 – Municipal Approaches to Drive-Through Facilities be received for information.

- CARRIED -

8.a.2 AMENDMENT OF SCHEDULE "B", SCHEDULE "D" AND SCHEDULE "F" TO BY-LAW NO. 2010-10 FEES & CHARGES

Moved by Councillor Lafferty
Seconded by Councillor Thompson

37/13 THAT a by-law to amend Schedule "B", Schedule "D" and Schedule "F" to By-law No. 2010-10 being a by-law to establish Fees and Charges, be prepared for Council's consideration.

- CARRIED -

8.a.3 CITY OF BELLEVILLE HEALTH AND SAFETY POLICY

Moved by Councillor Thompson
Seconded by Councillor Boyce

REC. NO. 38/13 THAT the City of Belleville Health and Safety Policy dated January 28, 2013, be approved.

- CARRIED -

8.a.4 STABILIZATION OF PLASTER CEILING IN BREAKFAST ROOM AT GLANMORE NATIONAL HISTORIC SITE/HISTORIC PLASTER CONSERVATION SERVICES

Moved by Councillor Boyce
Seconded by Councillor Thompson

39/13 THAT Section 8, Requests for Tender, of the City's Purchasing By-law Number 2011-101 be waived; and

THAT the sole source purchase from Historic Plaster Conservation Services be accepted for the protection, consolidation, and restoration of the plaster ceiling in the breakfast room of Glanmore National Historic Site in the amount of \$44,000 plus \$5,720 HST for a total of \$49,720, 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 City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8.a.5 KINSMEN COMMUNITY CENTRE POOL, WADING POOL AND PARK REHABILITATION PROJECT – GRANT FUNDING OPPORTUNITY

Moved by Councillor Thompson
Seconded by Councillor Lafferty

40/13 THAT Council direct staff to prepare and submit a funding application through the Eastern Ontario Development Program (EODP) for Rehabilitation of the Existing Pool at the Kinsmen Community Park; Rehabilitation of the Wading Pool into a Splash Pad at the Kinsmen Community Park;

AND THAT Council hereby approves that the City's share of the project be funded from the Recreation Facilities Reserve Fund as set out in the Director of Recreation, Culture & Community Services Report No. DRCCS-2013- 04.

Members of Council spoke on this resolution and a Recorded Vote was requested.

YEAS: Councillor Boyce
Councillor Culhane
His Worship Mayor Ellis
Councillor Lafferty
Councillor Miller
Councillor Thompson

NAYS: Councillor Christopher
Councillor Denyes
Councillor Jenkins

YEAS: In total number of (6) six
NAYS: In total number of (3) three

The resolution was – CARRIED –

8.a.6 **BELLEVILLE MUNICIPAL MARINA OPERATIONS –
OPERATIONS & MANAGEMENT PLAN REVISIONS 2013-2015**

Moved by Councillor Miller
Seconded by Councillor Culhane

REC. NO. 41/13 THAT Council direct staff to implement the first phase of the 2013-2015 Business Plan financial schedules and harbour operation considerations as outlined in Report No. DRCCS-2013-03; and

THAT Council direct staff to prepare an amendment to the 2013 Fees and Charges By-law for Council's consideration at their Council meeting in February 2013.

Council discussed the matter and the following resolution was before Council:

Moved by His Worship Mayor Ellis
Seconded by Councillor Denyes

REC. NO. 42/13 THAT the matter be referred back to staff for a report to Council with information related to costs for capital work at the site over the last five years and including the proposed increase to fees for 2013 that would achieve full cost recovery for the operations.

Members of Council spoke on this resolution and a Recorded Vote was requested.

YEAS: Councillor Boyce
Councillor Culhane
Councillor Miller

NAYS: Councillor Christopher
Councillor Denyes
His Worship Mayor Ellis
Councillor Jenkins
Councillor Lafferty
Councillor Thompson

YEAS: In total number of (3) three

NAYS: In total number of (6) six

The resolution was –LOST –

Moved by Councillor Boyce
Seconded by Councillor Jenkins

43/13 THAT the resolution regarding the Belleville Municipal Marina Operations – Operations & Management Plan Revisions 2013-2015 be **TABLED.**

- CARRIED -

8.a.7 **AWARD OF REQUEST FOR PROPOSAL FOR THE SUPPLY AND DELIVERY OF ONE (1) 2012 MODEL ALL WHEEL DRIVE, RUBBER TIRE INTEGRAL BACKHOE LOADER WITH EXTENDABLE BACKHOE**

Moved by Councillor Lafferty
Seconded by Councillor Culhane

44/13 THAT the Request for Proposal submission from Strongco Case Division for the Supply and Delivery of One (1) 2012 Model All Wheel Drive, Rubber Tire Integral Backhoe Loader with Extendable Backhoe be accepted in the amount

of \$81,000.00 plus HST of \$10,530.00 for a total amount of \$91,530.00 this being the lowest cost Request for Proposal received that met all specifications 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; and

THAT the additional funding required to complete the purchase be transferred from the Water Rates Reserve Fund.

- CARRIED -

8.a.8 **WASTE MANAGEMENT CURBSIDE COLLECTION/
DISPOSAL/PROCESSING TENDER**

Moved by His Worship Mayor Ellis
Seconded by Councillor Lafferty

REC. NO. 45/13 THAT as detailed in the Director, Environmental & Operational Services' Report No. EOS-2013-04, the tender submission from Matrec Inc. be accepted for the provision of waste management services including curbside collection and disposal/processing of the collected material for the City of Belleville including garbage, organics, small/large bulky items and downtown cardboard pickup, at their applicable submitted unit prices, 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; and

THAT the City of Belleville provide a curbside organics collection and processing program for all residents in both urban and rural areas and that Council provide pre-budget approval for a 2013 Operating Budget issue in the amount of \$550,000 for the purchase of green bins, kitchen catchers and the provision of an educational program for organics.

- CARRIED -

8. b. CONSENT ITEMS

Moved by Councillor Boyce
Seconded by Councillor Denyes

REC. NO. 46/13 THAT the following Agenda items be approved with the exception of Items 8.b.2 and 8.b.5.

- CARRIED -

8.b.1 WATERFRONT PROPERTY LEASE – RICHARD LANGE

47/13 THAT a by-law to approve and authorize the execution of a lease agreement dated the 1st day of October 2012, between The Corporation of the City of Belleville and Richard Vagn Lange for use of waterfront property for the property known as parts 3, 4, 5 and 9 of 21R-5424, located at 46 South Front Street in the City of Belleville, be prepared for Council's consideration.

- CARRIED -

8.b.2 ELEVATOR UPGRADE TENDER – CITY HALL

Moved by Councillor Jenkins
Seconded by Councillor Boyce

48/13 THAT Council not accept any tender price resulting from the call to tender – Elevator Upgrade, City Hall - as all bids were over the allotted budget; and,

THAT Council direct staff to re-tender with an amended project scope that will meet accessibility and modernization requirements.

- CARRIED -

8.b.3 CONSTRUCTION ACTIVITY HIGHLIGHTS 2012

49/13 THAT the Chief Building Official's report CBO-2013-01 Re: Construction Activity Highlights 2012, be received.

- CARRIED -

8.b.4 **AGREEMENT WITH CN AND VIA FOR MAINTENANCE COSTS RELATED TO THE THIRD TRACK/RAIL PROJECT AND AIRPORT PARKWAY**

REC. NO. 50/13 THAT pursuant to the Director of Environmental & Operational Services' Report No. Director Environmental & Operational Services-2013-03, a by-law to approve and authorize an agreement with CN and VIA for Maintenance Costs related to the Third Track/Rail Project and Airport Parkway be prepared for Council's consideration.

- CARRIED -

8.b.5 **AWARD OF REQUEST FOR PROPOSAL FOR THE SUPPLY AND DELIVERY OF ONE (1) CURRENT MODEL YEAR ONE (1) TON HEAVY DUTY REGULAR CAB TRUCK WITH ALUMINUM SERVICE BODY**

Moved by Councillor Jenkins
Seconded by Councillor Lafferty

51/13 THAT the Request for Proposal from Forbes Ford Sales Ltd. for the Supply and Delivery of One (1) Current Model Year 1 Ton Heavy Duty Regular Cab Truck with Aluminum Body be accepted in the amount of \$38,818.00 plus HST of \$5,046.34 for a total amount of \$43,864.34 this being the lowest cost Request for Proposal received that met all specifications 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.

- CARRIED -

8.b.6 **CITY-WIDE DEVELOPMENT CHARGES**

52/13 THAT the Director of Finance/Treasurer's Report No. DF-2013-07, City-Wide Development Charges, be received.

- CARRIED -

8.b.7 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

REC. NO. 53/13 THAT by-laws appointing Municipal By-law Enforcement Officers for Securitas Canada for the purpose of enforcing By-laws Numbered 12967 and 9457 at several locations in the City of Belleville, be prepared for Council's consideration.

- CARRIED -

8.b.8 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

54/13 THAT a by-law appointing Municipal By-law Enforcement Officers for Frontier Security Services for the purpose of enforcing By-laws Numbered 12967 and 9457 at 173 Dundas Street East, in the City of Belleville, be prepared for Council's consideration.

- CARRIED -

8. c. **COUNCIL INFORMATION MATTERS**

Moved by Councillor Miller
Seconded by Councillor Culhane

55/13 THAT the following Agenda items be received.

8.c.1 **ITEMS RECEIVED IN THE CORPORATE SERVICES DEPARTMENT THAT MAY BE OF INTEREST TO CITY COUNCIL/STAFF**

- Quinte Waste Solutions December 10, 2012 Board Meeting Minutes

- CARRIED -

8. d. RISE AND REPORT

Moved by Councillor Denyes
Seconded by Councillor Culhane

THAT Council rise and report.

- CARRIED -

9. BY-LAWS**9. a. FIRST READING OF BY-LAWS**

Moved by Councillor Lafferty
Seconded by Councillor Miller

REC. NO. 56/13

THAT the following by-laws be read a first time:

2013-14, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing By-law Number 9457 and Part III, Section 3 (Parking of Vehicles on Private Property) of By-law Number 12967 and Section 6 (Handicapped Parking Zones) of By-law Number 12967, as they affect the area of land and premises owned and/or operated by the Hastings County Housing Programs Branch (Securitas Canada)

2013-15, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing By-law Number 9457 and Part III, Section 3 (Parking of Vehicles on Private Property) and Section 6 (Handicapped Parking Zones) of By-law Number 12967, as they affect the area of land and premises known as West Park Townhomes (12-24 Tracey Park Drive) (Securitas Canada)

2013-16, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing By-law Number 9457 and Part III, Section 3 (Parking of Vehicles on Private Property) of By-law Number 12967, as they affect the area of land and premises owned and/or operated by Canlight Property Management and Royal Property Management (Securitas Canada)

2013-17, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing By-law Number 9457 and Part III, Section 3 (Parking of Vehicles on Private Property) and Section 6 (Handicapped Parking Zones) of By-law Number 12967, as they affect the area of land and premises owned and/or operated by Royal Property Management – Hastings Condominium Corporation #7 (201-215 North Park Street, North Park Villa Townhouses) (Securitas Canada)

2013-18, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing Part III, Section 3 (parking of vehicles on private property) of By-law Number 12967, as they affect the area of land and premises known as 173 Dundas Street East (Frontier Security)

2013-19, a by-law to approve and authorize the execution of a Lease Agreement between The Corporation of the City of Belleville and Richard Vagn Lange

2013-20, a by-law to amend By-law Number 2010-10 being a by-law to provide for Fees and Charges and to consolidate certain by-laws related to Fees and Charges under The Municipal Act

- CARRIED -

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

Moved by Councillor Christopher
Seconded by Councillor Lafferty

REC. NO. 57/13 THAT the following by-laws be read a second time:

2013-14	2013-18
2013-15	2013-19
2013-16	2013-20
2013-17	

- CARRIED -

9. c. THIRD READING OF BY-LAWS

Moved by Councillor Denyes
Seconded by Councillor Boyce

REC. NO. 58/13 THAT the following by-laws be read a third time:

2013-14, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing By-law Number 9457 and part III, Section 3 (Parking of Vehicles on Private Property) of By-law Number 12967 and Section 6 (Handicapped Parking Zones) of By-law Number 12967, as they affect the area of land and premises owned and/or operated by the Hastings County Housing Programs Branch (Securitas Canada)

2013-15, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing By-law Number 9457 and part III, Section 3 (Parking of Vehicles on Private Property) and Section 6 (Handicapped Parking Zones) of By-law Number 12967, as they affect the area of land and premises known as West Park Townhomes (12-24 Tracey Park Drive) (Securitas Canada)

2013-16, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing By-law Number 9457 and part III, Section 3 (Parking of Vehicles on Private Property) of By-law Number 12967, as they affect the area of land and premises owned and/or operated by Canlight Property Management and Royal Property Management (Securitas Canada)

2013-17, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing By-law Number 9457 and Part III, Section 3 (Parking of Vehicles on Private Property) and Section 6 (Handicapped Parking Zones) of By-law Number 12967, as they affect the area of land and premises owned and/or operated by Royal Property Management – Hastings Condominium Corporation #7 (201-215 North Park Street, North Park Villa Townhouses) (Securitas Canada)

2013-18, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing Part III, Section 3 (parking of vehicles on private property) of By-law Number 12967, as they affect the area of land and premises known as 173 Dundas Street East (Frontier Security)

2013-19, a by-law to approve and authorize the execution of a Lease Agreement between The Corporation of the City of Belleville and Richard Vagn Lange

2013-20, a by-law to amend By-law Number 2010-10 being a by-law to provide for Fees and Charges and to consolidate certain by-laws related to fees and charges under The Municipal Act

- CARRIED -

10. **NEW BUSINESS**

Councillor Miller asked for an update on the Quinte Hotel regarding excavation, clean up and the next steps. The Acting Fire Chief replied that the owner and their insurance company are now responsible for the clean up at the direction of the Chief Building Official but had no other new information.

11. **MOTIONS**

Deputations Item 6.1 refers
Reports Item 8.a.1 refers

Moved by Councillor Culhane
Seconded by Councillor Boyce

REC. NO. 59/13

THAT all proposals for new or additional drive-through facilities require final approval through the Planning Advisory Committee and the Traffic Advisory Committee, prior to installation.

- FAILED -

12. NOTICE OF MOTIONS

There were no items brought forward under this section on today's Agenda.

13. ANNOUNCEMENTS

Councillor Lafferty brought forward the Building Report for 2012 and read out the highlights for everyone's information. He noted that the new residential permit review time has decreased to 4 days from a 10 day provincially mandated time.

His Worship Mayor Ellis mentioned recent fundraisers "Sleep Out So Others Can Sleep In" and the Gleaners Food Bank food drive. Mayor Ellis also mentioned a Public Information Session regarding "Build Belleville" being held at the Quinte Sports and Wellness Centre on Thursday, January 31st at 7:30 p.m.

Moved by Councillor Christopher
Seconded by Councillor Culhane

REC. NO. 60/13 THAT His Worship Mayor Ellis proclaim the month of February 2013 as "Heart Month" in the City of Belleville.

- CARRIED -

Councillor Thompson spoke about the recent "Walk for Memories" which raised \$50,000 for the Alzheimers Society.

14. CONFIRMATORY BY-LAW

Moved by Councillor Jenkins
Seconded by Councillor Culhane

61/13 THAT By-law Number 2013-21, a by-law to confirm the proceedings of Council at its meeting held on January 28th, 2013, be read a first, second and third time and finally passed this 28th day of January, 2013.

- CARRIED -

15. ADJOURNMENT

Moved by Councillor Lafferty
Seconded by Councillor Miller

THAT this session of Council be adjourned.

- CARRIED -

MAYOR

CLERK