

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MINUTES

MARCH 11, 2019

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 Sandison
Seconded by Councillor McCaw

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-2019-10 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. DCS-2019-11 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. DCS-2019-14 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. MHR-2019-09 regarding labour relations or employee negotiations (Pursuant to Section 239(2)(d) of the Municipal Act)
- In Camera Report No. MHR-2019-10 regarding labour relations or employee negotiations (Pursuant to Section 239(2)(d) of the Municipal Act)
- In Camera Report No. MRS-2019-01 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 February 11, 2019.”

- CARRIED -

1. **CALL TO ORDER**

1.1. **ATTENDANCE**

PRESENT His Worship Mayor Panciuk

Councillor Carr	Councillor McCaw
Councillor Culhane	Councillor Sandison
Councillor Kelly	Councillor Williams
Councillor Malette	

ABSENT Councillor Thompson

2. **MOMENT OF REFLECTION**

2.1 City Clerk, Matt MacDonald, opened this session of Council with a Moment of Reflection

3. **DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF**

It is noted that Councillor Malette and Councillor Williams declared a pecuniary interest with respect to In Camera Report MRS-2019-01 regarding the potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act).

Councillor Williams declared a pecuniary interest in Reports Item 8.a.10 (Municipal Accommodation Tax [MAT] Implementation) due to Williams Hotels' involvement in the Quinte Accommodations and Attractions Association. He will therefore be refraining from discussion and voting on this matter in view of the possibility that a Pecuniary Interest may be involved.

His Worship Mayor Panciuk declared a pecuniary interest in Item 4.2 (Public Meeting regarding Development Charges in the Stanley Park area as he owns a home in this area. He will therefore be refraining from discussion and voting on this matter in view of the possibility that a Pecuniary Interest may be involved.

4. PUBLIC MEETINGS

4.1 The Council of the Corporation of the City of Belleville held a public meeting, pursuant to Section 12 of the Development Charges Act, 1997, as amended, to present and obtain public input on the Municipality's proposed development charges by-law and to amend the CBD Boundary in City-wide Development Charges By-law No. 2016-16. His Worship Mayor Panciuk made opening comments for the public meeting. Andrew Grunda of Watson & Associates made a brief presentation. Mayor Panciuk called for public comment. No one came forward for comment and Mayor Panciuk made closing comments at 4:14 p.m.

Councillor Kelly assumed the Chair due to His Worship Mayor Panciuk's previously declared pecuniary interest. Councillor Kelly made opening comments and called the public meeting to order at 4:15 p.m.

4.2 The Council of the Corporation of the City of Belleville held a public meeting, pursuant to Section 12 of the Development Charges Act, 1997, as amended, to present and obtain public input on the Municipality's proposed development charges by-law and underlying background study for the Stanley Park area. Andrew Grunda of Watson & Associates made a brief presentation. Councillor Kelly called for public comment. Arnold Vandermeer of Van Meer Limited came forward for comment. He referred to Table 3.4 of the consultant's report stating he believes this reserve balance should be larger. He also addressed the non-residential component of the development as well as the servicing extension (storm sewer). Councillor Kelly made closing comments at 4:36 p.m.

Mayor Panciuk returned to the Chair.

5. READING AND CONFIRMATION OF MINUTES

Moved by Councillor Culhane
Seconded by Councillor Kelly

THAT the Minutes of the Regular Council Meeting of February 11, 2019, and Regular In Camera Minutes of February 11, 2019, be approved.

- CARRIED -

6. DEPUTATIONS

- 6.1 Captain Neil Burrell, Ms. Robyn May and Lt. Colonel Chris Comeau, representing the Hastings & Prince Edward Regiment Military Museum made a deputation to Council

The following motion was **approved as amended**:

Moved by Councillor Kelly
Seconded by Councillor McCaw

THAT the deputation by Captain Neil Burrell, Ms. Robyn May and Lt. Colonel Chris Comeau, representing the Hastings & Prince Edward Regiment Military Museum, requesting Council permission for the addition of three names to the WW1 tablet at the City Cenotaph, be received;
and,

THAT Council approves, at no financial cost to the City, for the Hastings & Prince Edward Regiment Military Museum to add the names of Nursing Sister Agnes Florien Forneri, Lieutenant David Alwyn Forneri and Flight Sub Lieutenant Ellis Vair Reid to the WW1 Tablet at the Belleville City Cenoptaph, with a dedication service at a date to be determined in 2019, the City hereby authorizes the Hastings & Prince Edward Regiment Military Museum to proceed with the project and a dedication service.

- CARRIED -

- 6.2 Kathryn Brown, representing The Belleville Downtown Improvement Area (BDIA) made a deputation to Council
Correspondence Item 7.1 refers

Moved by Councillor Williams
Seconded by Councillor Culhane

THAT the deputation by Kathryn Brown, representing The Belleville Downtown Improvement Area (BDIA) providing an update on their progress and formally requesting approval of the new Belleville Downtown

Improvement Area (BDIA) Procedural By-law, be received and referred to Correspondence Item 7.1.

- CARRIED -

7. CORRESPONDENCE

- 7.1 Procedural By-law of The Belleville Downtown Improvement Area
Deputation 6.2 refers

Moved by Councillor Sandison
Seconded by Councillor Williams

THAT the Procedural By-law of The Belleville Downtown Improvement Area dated the 28th day of February, 2019 be approved.

- CARRIED -

- 7.2 Email from Empire Theatre requesting waiver of provision in By-law 2006-140 regarding food trucks for three events

Moved by Councillor Carr
Seconded by Councillor Sandison

THAT the provision contained in Schedule "J" of By-law Number 2006-140 (a by-law to licence, regulate and govern certain businesses) that prohibits refreshment vehicles from operating within the Downtown Business Improvement Area be waived for Rockfest 2019 being held July 25 to 27, 2019 and Empire September Anniversary being held September 12 to 14, 2019 and event day of October 5, 2019, at the Empire Square in downtown Belleville.

Councillor Williams left the Council Chamber due to his previously declared pecuniary interest.

- 7.3 Letter from O’Flynn Weese regarding the Quinte Accommodations and Attractions Association (QAAA)

Moved by Councillor Carr
Seconded by Councillor Culhane

THAT the letter from O’Flynn Weese regarding the Quinte Accommodations and Attractions Association (QAAA) be received and referred to Reorts Item 8.a.10.

- CARRIED -

- 7.4 Letter from Belleville Travelodge Hotel regarding a proposed Municipal Accommodations Tax (M.A.T.)

Moved by Councillor Kelly
Seconded by Councillor Malette

THAT the letter from Belleville Travelodge Hotel regarding a proposed Municipal Accommodations Tax (M.A.T.) be received and referred to Reports Item 8.a.10.

- CARRIED -

Councillor Williams returned to the Council Chamber.

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 McCaw
Seconded by Councillor Sandison

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

- CARRIED -

8. a. **REPORTS**

8.a.1 **REQUEST FOR PROPOSALS RFP-CORP-2018-02 – INTEGRITY COMMISSIONER**

Moved by Councillor Culhane
Seconded by Councillor Williams

REC. NO. 179/19 THAT 2019 pre-budget approval (Operating) in the amount of \$25,000 be authorized for the Provision of Integrity Commissioner Services; and

THAT the Request for Proposals RFP-CORP-2018-02 submission from Cunningham, Swan, Carty, Little and Bonham LLP be accepted for Integrity Commissioner Services, this being the most qualified 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.

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

YEAS: Councillor Carr
Councillor Culhane
Councillor Kelly
Councillor Malette
Councillor McCaw
Councillor Sandison
Councillor Williams
His Worship Mayor Panciuk

NAYS:

YEAS: In total number of (8) eight.

NAYS: In total number of (0) zero.

The resolution was - CARRIED -

8.a.2 **COUNCIL – STAFF RELATIONS POLICY**

Moved by Councillor Carr
Seconded by Councillor Sandison

REC. NO. 180/19 THAT pursuant to the Director of Corporate Services/Clerk’s Report No. DCS-2019-13, Council approve the “Council – Staff Relations Policy”.

- CARRIED -

8.a.3 **REQUEST FOR PROPOSALS RFP-ENG2018-32, CONSULTING SERVICES FOR MUNICIPAL CLASS ENVIRONMENTAL ASSESSMENT – SIDNEY STREET WIDENING AND BRIDGE STREET WEST INTERSECTION IMPROVEMENTS**

Moved by Councillor Carr
Seconded by Councillor Culhane

181/19 THAT the proposal submission from Ainley Graham and Associates Limited be accepted for RFP-ENG2018-32 Consulting Services for Municipal Class Environmental Assessment – Sidney Street Widening and Bridge Street West Intersection Improvements in the amount of \$161,790.00 plus \$21,032.70 HST for a total dollar amount of \$182,822.70, this being the most qualified proposal received; and that the Mayor and the 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.a.4 **REQUEST FOR PROPOSALS RFP-ENG2018-30,
CONSULTING SERVICES FOR MUNICIPAL CLASS
ENVIRONMENTAL ASSESSMENT – AVONLOUGH SEWAGE
PUMPING STATION**

Moved by Councillor McCaw
Seconded by Councillor Williams

REC. NO. 182/19 THAT the Request for Proposals RFP-ENG2018-30 submission from Aecom Canada Ltd. be accepted for Consulting Services for Municipal Class Environmental Assessment – Avonlough Sewage Pumping Station in the amount of \$811,160.00 plus \$105,450.80 HST for a total dollar amount of \$916,610.80, this being the only qualified bid received, and that the Mayor and the 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.a.5 **PRELIMINARY FEASIBILITY STUDY AND GRANT
AGREEMENT FOR BELLEVILLE WPCP CO-DIGESTION &
RENEWABLE NATURAL GAS**

Moved by Councillor McCaw
Seconded by Councillor Malette

183/19 THAT pursuant to the General Manager of Environmental Services Report No. GMES-2019-02 re Preliminary Feasibility Study for the Belleville WPCP Co-Digestion and Renewable Natural Gas Cost Shared Project, that Council approve and authorize a full cost shared project with OCWA, SUEZ and Anaergia; and

THAT a by-law to approve and authorize a funding agreement with the Federation of Canadian Municipalities (FCM), for a 50/50 cost sharing feasibility study between prequalified Technical service providers and the City, be prepared for Council’s consideration.”

- CARRIED -

8.a.6 **CONTRACT NO. ES-18-03 – DIRECT EXTENSION RE BELLEVILLE WATER TREATMENT PLANT VARIABLE FREQUENCY DRIVE(S) (VFD) REPLACEMENT**

Moved by Councillor Culhane
Seconded by Councillor Sandison

REC. NO. 184/19 THAT Section 8 of the City's Purchasing By-law Number 2017-234, be waived; and

THAT the quote from Ferguson Electric Company Ltd. be accepted for the Belleville Water Treatment Plant Variable Frequency Drive(s) (VFD) Replacement in the amount of \$59,621.19 plus \$7,750.75 HST, for a total amount of \$67,371.94, 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 the City Clerk be authorized to affix the Corporate seal.

- CARRIED -

8.a.7 **CONSAT CAD/AVL FOR TRANSIT**

Moved by His Worship Mayor Panciuk
Seconded by Councillor Culhane

185/19 THAT Section 8, Request for Tender, of the City's Purchasing By-law Number 2017-234, be waived; and

THAT Council approve the transfer of the 2016 Budget Item 1.032 Farebox Upgrades account balance of \$193,000.00 to Capital Budget Item 1.045 CAD/AVL; and

THAT the 2019 Capital Budget Item 19.045 be increased by \$24,000.00 funded by Provincial Gas Tax; and

THAT the quote from Consat Canada be accepted for Transit Bus CAD/AVL installation in the amount of \$462,768.53 plus \$60,159.91 HST, for a total amount of \$522,928.44, 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 the City Clerk be authorized to affix the Corporate seal.”

- CARRIED -

8.a.8 **REVISED TERMS OF REFERENCE FOR THE BELLEVILLE INCLUSION COMMITTEE (BIC)**

Moved by Councillor McCaw
Seconded by Councillor Culhane

REC. NO. 186/19 THAT pursuant to the Manager of Economic & Strategic Initiatives' Report No. ECDEV-2019-06 regarding proposed revisions to the Terms of Reference for the Belleville Inclusion Committee (BIC) be received; and

THAT the Terms of Reference be amended to add an additional Councillor position and a representative from the Community Development Council (CDC) to the voting member list and to have the RCCS department provide staff support to this Committee.

- CARRIED -

8.a.9 **REVISED TERMS OF REFERENCE FOR THE BUSINESS RETENTION AND EXPANSION (BRE) COMMITTEE**

Moved by Councillor McCaw
Seconded by Councillor Culhane

187/19 THAT pursuant to the Manager of Economic & Strategic Initiatives' Report No. ECDEV-2019-04 regarding proposed revisions to the Terms of Reference for the Business Retention and Expansion (BRE) Committee be received; and

THAT the Terms of Reference be amended to add a representative from Loyalist College to the voting member list.

- CARRIED -

Councillor Williams left the Council Chamber due to his previously declared pecuniary interest.

8.a.10 **MUNICIPAL ACCOMMODATION TAX (MAT)**
IMPLEMENTATION

The following resolution was before Council:

Moved by Councillor Sandison
Seconded by His Worship Mayor Panciuk

REC. NO. 188/19 THAT pursuant to the Manager of Economic & Strategic Initiatives' Report No. ECDEV-2019-05 Council proceed with the implementation of a 4% Municipal Accommodation Tax for the City of Belleville to begin July 1, 2019, and that a Tourism Reserve Fund be established for the purposes of receiving and distributing the City of Belleville's share of revenue from the Municipal Accommodation Tax, and that the pre-budget request as outlined in the report be approved.

Members of Council spoke on this resolution and the following amending motion was put forward:

Moved by Councillor Culhane
Seconded by Councillor McCaw

189/19 THAT the Quinte Accommodations and Attractions Association (Destination Marketing Program) accept Board representation (1) from amongst the four (4) other accommodators not currently represented on the Board.

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

YEAS: Councillor Culhane
Councillor McCaw
Councillor Sandison

NAYS: Councillor Carr
Councillor Kelly
Councillor Malette
His Worship Mayor Panciuk

YEAS: In total number of (3) three.

NAYS: In total number of (4) four.

The resolution **- FAILED -**

Council further discussed the matter and the following amending motion was before Council:

Moved by His Worship Mayor Panciuk
Seconded by Councillor Carr

REC. NO. 190/19 **THAT Management be directed to bring back to Council a proposed by-law and agreement which details the distribution of the funding with the Destination Marketing Program (D.M.P.) or Regional Marketing Board including information on how all accommodation stakeholders are represented and details regarding how the Municipal Accommodation Tax (MAT) funds will be used.**

- CARRIED -

The main motion was **approved as amended:**

Moved by Councillor Sandison
Seconded by Councillor Panciuk

191/19 THAT pursuant to the Manager of Economic & Strategic Initiatives' Report No. ECDEV-2019-05 Council proceed with the implementation of a 4% Municipal Accommodation Tax for the City of Belleville to begin July 1, 2019, and that a Tourism Reserve Fund be established for the purposes of receiving and distributing the City of Belleville's share of revenue from the Municipal Accommodation Tax, and that the pre-budget request as outlined in the report be approved; **and,**

THAT Management be directed to bring back to Council a proposed by-law and agreement which details the distribution of the funding with the Destination Marketing Program (D.M.P.) or Regional Marketing Board including information on how all accommodation stakeholders are represented and details regarding how the Municipal Accommodation Tax (MAT) funds will be used.

- CARRIED -

Councillor Williams returned to the Council Chamber.

8.a.11 **BELLEVILLE COMMUNITY ARTS & CULTURE FUND INCREASE FOR 2019**

The following resolution was **approved as amended**:

Moved by Councillor Carr
Seconded by Councillor McCaw

REC. NO. 192/19 THAT pursuant to the Director of Recreation, Culture & Community Services Report No. DRCCS-2019-02 Council approve an additional \$25,000 of Veridian proceeds to the Belleville Community Arts & Culture Fund for a Total Annual Allocation from Veridian proceeds of \$50,000; and

THAT the revised Terms of Reference and Guidelines for the Belleville Community Arts & Culture Fund, be approved by Council; and

THAT the \$50,000 allocation of Veridian proceeds be given pre-budget approval.

- CARRIED -

Moved by Councillor Williams
Seconded by Councillor Culhane

REC. NO. 193/19 **THAT Council increase the maximum individual grant amount from \$3,500 to \$5,000.**

- CARRIED -

8. b. CONSENT ITEMS

Moved by Councillor Culhane
Seconded by Councillor McCaw

194/19 THAT the following Agenda items be approved with the exception of Items 8.b.1, 8.b.11, 8.b.12, 8.b.13, 8.b.16 and 8.b.17.

- CARRIED -

8.b.1 CLOSED MEETING INVESTIGATION – UPDATE

The following resolution was **approved as amended**:

Moved by Councillor Malette
Seconded by His Worship Mayor Panciuk

195/19 THAT the Director of Corporate Services/Clerk's Report No. DCS-2019-15, Closed Meeting Investigation-Update, **be tabled to the March 25, 2019 Regular Council Meeting.**

- CARRIED -

8.b.2 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 3014, AS AMENDED – 5 SCENIC DRIVE, CITY OF BELLEVILLE, COUNTY OF HASTINGS** **FILE NUMBER: B-77-1070** **OWNER/APPLICANT: MARTIN J. GEERTSMA**

196/19 That the Planning Advisory Committee recommends the following to City Council:

THAT Application B-77-1070 to amend Zoning By-law Number 3014, as amended, for land described as 5 Scenic Drive, City of Belleville, County of Hastings, be APPROVED as follows:

That Zoning By-law Number 3014, as amended, be amended by rezoning the subject lands from the current Low Density Residential Type 1 (R1) Zone to Low Density residential Type 1 (R1-22) Zone with special provisions to be consistent with the zoning along Scenic Drive by permitting an increase in lot coverage and a reduction in front yard and interior side yard depths.”

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.

- CARRIED -

- 8.b.3 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 3014, AS AMENDED – 473 WILLET ROAD, FORMER TOWNSHIP OF THURLOW, NOW CITY OF BELLEVILLE, COUNTY OF HASTINGS**
FILE NUMBER: B-77-1071
APPLICANT: JAIME CASEY
OWNER: BLAINE M. CASEY
AGENT: RFA PLANNING CONSULTANT INC.

REC. NO. 197/19 That the Planning Advisory Committee recommends the following to City Council:

THAT Application B-77-1071 to amend Zoning By-law Number 3014, as amended, for land described as 473 Willet Road, Belleville, County of Hastings be APPROVED as follows:

THAT Zoning By-law Number 3014, as amended, be amended by rezoning the subject lands from the current ‘PA – Prime Agricultural’ Zone to ‘RR- Rural Residential’ Zone to fulfill a condition of consent for applications B32/18 and B33/18.

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.

- CARRIED -

8.b.4 **REGISTRATION OF INTENT TO UTILIZE PROGRAMS – 135 STATION STREET AND 50 ALBION STREET, CITY OF BELLEVILLE, COUNTY OF HASTINGS**
FILE NUMBER: B-85-10-9
APPLICANT: 1993388 ONTARIO INC. O/A KGF CAPITAL REALTY

REC. NO. 198/19 THAT the Belleville Planning Advisory Committee recommends to the Council of the Corporation of the City of Belleville that Application B-85-10-9 for Registration of Intent to Utilize Programs under the City's Brownfields Community Improvement Plan by 1993388 Ontario Inc. O/A KGF Capital Realty for the subject lands located at 135 Station Street and 50 Albion Street, City of Belleville, County of Hastings, be **APPROVED** as follows:

1. That Program 3 – The City of Belleville Environmental Site Assessment Grant Program be considered for the above application subject to:
 - a. Submission of the cost to conduct a Phase I and II Environmental Site Assessment for the subject lands;
 - b. Submission of paid invoices to conduct the Phase I and II Environmental Site Assessment for the subject lands, prior to the distribution of any funds for the Phase I and II Environmental Site Assessments, and
2. Approval in principle of the Building Permit Grant Program, Development Charge Grant Program, Tax Increment Equivalent Grant Program and Tax Cancellation Assistance Program subject to the strict eligibility requirement of each of these programs being

adhered to and implemented by City Staff once the results of the Environmental Site Assessment demonstrate the degree and seriousness of contamination and remediation needs for the subject lands.

- CARRIED -

8.b.5 **REGISTRATION OF INTENT TO UTILIZE PROGRAMS – 170 COLEMAN STREET, 180 COLEMAN STREET AND 2 DUNDAS STREET WEST, CITY OF BELLEVILLE, COUNTY OF HASTINGS**
FILE NUMBER: B-85-10-10
APPLICANT: INTEGRATED REAL ESTATE INVESTMENT PLATFORM INC. AND INTERCONTINENTAL HOLDINGS CORPORATION

REC. NO. 199/19 THAT the Belleville Planning Advisory Committee recommends to the Council of the Corporation of the City of Belleville that Application B-85-10-10 for Registration of Intent to Utilize Programs under the City's Brownfields Community Improvement Plan by Integrated Real Estate Investment Platform Inc. and Inter-Continental Holdings Corporation for each of the three properties located at 170 Coleman Street, 180 Coleman Street and 2 Dundas Street West, City of Belleville, County of Hastings, be **APPROVED** as follows:

1. That Program 3 – The City of Belleville Environmental Site Assessment Grant Program be considered for the above application subject to:
 - a. Submission of the cost to conduct a Phase I and II Environmental Site Assessment for each of the three properties;
 - b. Submission of paid invoices to conduct the Phase I and II Environmental Site Assessment for each of the three properties, prior to the distribution of any funds for the Phase I and II Environmental Site Assessments, and

2. Approval in principle of the Building Permit Grant Program, Development Charge Grant Program, Tax Increment Equivalent Grant Program and Tax Cancellation Assistance Program subject to the strict eligibility requirement of each of these programs being adhered to and implemented by City Staff once the results of the Environmental Site Assessment demonstrate the degree and seriousness of contamination and remediation needs for each of the three properties.

- CARRIED -

8.b.6 **EXECUTION OF SUBDIVISION AGREEMENT, FINAL APPROVAL OF PLAN OF SUBDIVISION, HAWLEY LANDING SUBDIVISION, PART OF LOTS 17 AND 18 REGISTERED PLAN NO. 22, CITY OF BELLEVILLE, COUNTY OF HASTINGS, OWNER: 2579024 ONTARIO INC., FILES: ER-101/12T-18002**

REC. NO. 200/19 THAT a by-law to approve and authorize the execution of a Subdivision Agreement between 2579024 Ontario Inc. and The Corporation of the City of Belleville, 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 Owners have satisfied all City requirements; and,

THAT the Hawley Landing Plan of Subdivision (File No. 12T-18002) for the lands identified as Part of Lots 17 and 18 Registered Plan No. 22, City of Belleville, County of Hastings, be granted final approval; and

THAT the Manager of Approvals be authorized to stamp and sign the final plans provided that the Owners have satisfied all City requirements and the surveyor's subdivision plans are satisfactory to Approvals staff.

- CARRIED -

8.b.7 **EXECUTION OF SUBDIVISION AGREEMENT, FINAL APPROVAL OF PLAN OF SUBDIVISION, CANNIFF MILL ESTATES SUBDIVISION – PHASE 10, PART OF PARK LOTS 7 AND 8 REGISTERED PLAN NO. 124, FORMERLY TOWNSHIP OF THURLOW, NOW CITY OF BELLEVILLE, COUNTY OF HASTINGS, OWNER: STAIKOS HOMES (2014) LTD., FILES: ER-98/12T-095001**

REC. NO. 201/819 THAT a by-law to approve and authorize the execution of a Phase 10 Subdivision Agreement between **Staikos Homes (2014) Ltd.** and The Corporation of the City of Belleville, 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 Owners have satisfied all City requirements; and,

THAT the Canniff Mill Estates – Phase 10 Plan of Subdivision (File No. 12T-095001) for the lands identified as Part of Park Lots 7 and 8 Registered Plan No. 124, formerly Township of Thurlow, City of Belleville, County of Hastings, be granted final approval; and

THAT the Manager of Approvals be authorized to stamp and sign the final plans provided that the Owners have satisfied all City requirements and the surveyor's subdivision plans are satisfactory to Approvals staff.

- CARRIED -

8.b.8 **PART LOT CONTROL EXEMPTION, POTTERS CREEK SUDDIVISION – PHASE 6, BLOCK 53, PLAN 21M-288 (61 TO 67 DEACON PLACE), OWNER: DUVANCO HOMES INC., FILE: ER-85**

202/19 THAT a by-law to exempt Block 53, Registered Plan 21M-288, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act, for a period of 12 months, be prepared for Council's consideration.

- CARRIED -

8.b.9 **PART LOT CONTROL EXEMPTION, SETTLERS RIDGE SUBDIVISION – PHASE 4, BLOCK 34, PLAN 21M-293 (28 TO 36 VIRGINIA CRESCENT), OWNER: DUVANCO HOMES INC., FILE: ER-90**

REC. NO. 203/19 THAT a by-law to exempt Block 34, Registered Plan 21M-293, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act, for a period of 12 months, be prepared for Council's consideration.

- CARRIED -

8.b.10 **DRINKING WATER QUALITY MANAGEMENT STANDARD (DWQMS) OPERATIONAL PLANS**

204/19 THAT a by-law be prepared for Council's consideration authorizing the execution of the Quality Management System Commitment and Endorsement, Element 3, contained in the Operational Plans for both the Belleville and Point Anne water systems.

- CARRIED -

Mayor Panciuk left the Council Chamber.

8.b.11 **2018 SUMMARY AND ANNUAL REPORTS FOR THE BELLEVILLE AND POINT ANNE HAMLET DRINKING WATER SYSTEMS**

Moved by Councillor Malette
Seconded by Councillor Sandison

205/19 THAT the 2018 Summary and Annual Reports for the Belleville and Point Anne Hamlet Drinking Water Systems be received in accordance with The Safe Drinking Water Act and Ontario Regulation 170/03.

- CARRIED -

His Worship Mayor Panciuk returned to the Council Chamber.

8.b.12 **CITY OF BELLEVILLE STORMWATER MANAGEMENT FACILITY AND MAINTENANCE PLAN**

Moved by Councillor McCaw
Seconded by Councillor Culhane

REC. NO. 206/19 THAT pursuant to the General Manager of Environmental Services Report No. GMES-2019-06 re City of Belleville Stormwater Management Facility and Maintenance Plan that Council receive the report completed by Jewell Engineering for Information and future planning.

- CARRIED -

8.b.13 **LEAF AND YARD WASTE COLLECTION AND DISPOSAL, REQUESTS FOR PROPOSALS FOR CONTRACT NUMBER TOS-2019-01**

Moved by Councillor Carr
Seconded by Councillor Williams

207/19 THAT the Request for Proposal submission from 809592 Ontario Inc. O/A Parkside Landscaping & Contracting be accepted for the years 2019, 2020, 2021 collection and disposal of leaf and yard waste in the amount of \$55.00 per tonne for the collection of materials and supply of bins at the depot, \$98.00 per tonne for curbside collection in Ward 1, and \$98.00 per tonne for curbside collection in Ward 2, 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.

- CARRIED -

8.b.14 **DEDICATED PROVINCIAL GAS TAX FUNDS FOR PUBLIC TRANSPORTATION PROGRAM**

REC. NO. 208/19 THAT a by-law to approve and authorize a Letter of Agreement, dated January 22, 2019, between Her Majesty the Queen in right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario (the "Ministry") and the City of Belleville (the "Municipality") related to Funding Provided by the Province of Ontario (the "Province") to the Municipality under the Dedication Gas Tax Funds for Public Transportation Program (this "Letter of Agreement") as referenced in the Manager of Finance/Deputy Treasurer's Report No. DDF-2019-02, Dedicated Provincial Gas Tax Funds for Public Transportation Program, be prepared for Council's consideration.

- CARRIED -

8.b.15 **COURT SECURITY PRISONER TRANSPORTATION (CSPT) PROGRAM, HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTER OF COMMUNITY SAFETY AND CORRECTIONAL SERVICES AGREEMENT**

209/19 THAT a by-law to approve and authorize an Agreement, dated the 1st day of January, 2019, with Her Majesty the Queen in right of Ontario, as represented by the Minister of Community Safety and Correctional Services for the Court Security Prisoner Transportation (CSPT), be prepared for Council's consideration.

- CARRIED -

8.b.16 **CITY OF BELLEVILLE GRANT COMMITTEE**

Moved by Councillor Williams
Seconded by Councillor Carr

210/19 THAT Council approve the recommendations of the Grant Committee for those applications outlined in the Manager of Finance/Deputy Treasurer's Report No. DDF-2019-05, City of Belleville Grant Committee **with the exception of Item 5.3 (Quinte Bass Anglers – Bass Tournament)**.

- CARRIED -

Councillor Williams left the Council Chamber due to his previously declared pecuniary interest.

Moved by Councillor Carr
Seconded by His Worship Mayor Panciuk

REC. NO. 211/19 THAT Council approve the recommendation of the Grant Committee for applications **Item 5.3 (Quinte Bass Anglers – Bass Tournament)** as outlined in the Manager of Finance/Deputy Treasurer's Report No. DDF-2019-05, City of Belleville Grant Committee.

- CARRIED -

Councillor Williams returned to the Council Chamber.

8.b.17 **PUBLIC SECTOR SALARY DISCLOSURE ACT**

Moved by Councillor Malette
Seconded by Councillor Carr

212/19 THAT the Manager of Finance/Deputy Treasurer's Report No. DDF-2019-03, Public Sector Salary Disclosure Act, be received.

- CARRIED -

8.b.18 **TEMPORARY NOISE PERMIT APPLICATION UNDER BY-LAW 2011-180, THE EMPIRE SQUARE, 321 FRONT STREET**

213/19 THAT The Empire Theatre application for the issuance of a Temporary Noise Permit under By-law Number 2011-180 to have live entertainment for their outdoor event be approved as follows:

- Empire Rockfest 2019 on July 25, 26 and 27, 2019 from 6:00 p.m. to no later than 1:00 a.m.; and

THAT Council approve the use of the City sidewalk within the requested area of 321 to 357 Front Street for the Empire Rockfest from Tuesday, July 23 to Sunday, July 28, 2019.

- CARRIED -

8.b.19 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

REC. NO. 214/19 THAT a by-law appointing Municipal By-law Enforcement Officers for Neptune Security, be prepared for Council's consideration.

- CARRIED -

8.b.20 **MUNICIPAL BY-LAW ENFORCEMENT OFFICER**

215/19 THAT a by-law appointing a Municipal By-law Enforcement Officer for property known as 31-45 Station Street, be prepared for Council's consideration.

- CARRIED -

8. c. COUNCIL INFORMATION MATTERS

Moved by Councillor Culhane
Seconded by Councillor Malette

216/19 THAT the following Agenda items be received save and except Item 8.c.2.

**8.c.1 CITY COUNCIL PLANNING
ADVISORY COMMITTEE PUBLIC
MEETING MINUTES**

Planning Advisory Committee
Secretary's March 5, 2019 report in
connection with the Public Meeting
Minutes dated February 4, 2019

**8.c.2 BUILDING SECTION MONTH-END
REPORT**

Report Period: January 2019
Report Period: February 2019

**8.c.3 ITEMS RECEIVED IN THE
CORPORATE SERVICES
DEPARTMENT THAT MAY BE OF
INTEREST TO CITY_COUNCIL/STAFF**

- City Council Planning Committee Minutes dated March 4, 2019
- Planning Advisory Committee Minutes dated March 4, 2019

- CARRIED -

With respect to Council Information Matters Item 8.c.2, the following resolution was approved.

Moved by Councillor Sandison
Seconded by Councillor Malette

REC. NO. 217/19 THAT Council Information Matters Item 8.c. 2 -
BUILDING SECTION MONTH-END REPORT
Report Period: January 2019
Report Period: February 2019, be received.

- CARRIED -

8. d. RISE AND REPORT

Moved by Councillor Williams
Seconded by Councillor McCaw

THAT Council rise and report.

- CARRIED -

9. BY-LAWS

9. a. FIRST READING OF BY-LAWS

Moved by Councillor Carr
Seconded by Councillor McCaw

218/19 THAT the following by-laws be read a first time:

2019-35, 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 (5 Scenic Drive)

2019-36, 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 (473 Willet Road)

2019-37, a by-law to approve and authorize the execution of a Subdivision Agreement between 2579024 Ontario Inc. and The Corporation of the City of Belleville (Hawley Landing Subdivision)

2019-38, a by-law to approve and authorize the execution of a Phase 10 Subdivision Agreement between **Staikos Homes (2014) Ltd.** and The Corporation of the City of Belleville (Canniff Mill Estates Subdivision)

2019-39, a by-law to exempt Block 53, Registered Plan 21M-288, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act (Potters Creek Subdivision)

2019-40, a by-law to exempt Block 34, Registered Plan 21M-293, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act (Settlers Ridge Subdivision)

2019-41, a by-law authorizing the execution of the Quality Management System Commitment and Endorsement, Element 3, contained in the Operational Plans for both the Belleville and Point Anne water systems

2019-42, a by-law to appoint the Chief Building Official, Deputy Chief Building Official and certain Inspectors of the Corporation of the City of Belleville as Inspectors and Municipal Law Enforcement Officers for the purpose of enforcing the Ontario Building Code and certain by-laws of the City of Belleville and appointment of Property Standards Officers

2019-43, a by-law to approve and authorize the execution of an Agreement dated the 1st day of January 2019 between Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services and the Corporation of the City of Belleville for the Court Security Prisoner Transportation 13(CSPT) Program (Ontario Transfer Payment Agreement)

2019-44, a by-law to approve and authorize the execution of an Amending Agreement No. 1 for the Transfer Payment Agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Transportation for the Province of Ontario and the Corporation of the City of Belleville (Public Transit Infrastructure Fund [PTIF] Phase One [Ontario])

2019-45, a by-law to approve and authorize a Letter of Agreement dated the 22nd day of Jan 2019 between Her Majesty the Queen in Right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario and the City of Belleville related to funding provided by the Province of Ontario to the Municipality under the Dedicated Gas Tax Funds for Public Transportation Program

2019-46, a by-law to appoint Municipal By-law Enforcement Officers with respect to certain by-laws of the City of Belleville (Neptune Security)

2019-47, a by-law to appoint a Municipal By-law Enforcement Officer 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 31-45 Station Street

2019-48, 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

- CARRIED -

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

Moved by Councillor Sandison
Seconded by Councillor Kelly

REC. NO. 219/19 THAT the following by-laws be read a second time:

2019-35	2019-42
2019-36	2019-43
2019-37	2019-44
2019-38	2019-45
2019-39	2019-46
2019-40	2019-47
2019-41	2019-48

- CARRIED -

9. c. THIRD READING OF BY-LAWS

Moved by Councillor Carr
Seconded by Councillor Sandison

REC. NO. 220/19 THAT the following by-laws be read a third time:

2019-35, 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 (5 Scenic Drive)

2019-36, 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 (473 Willet Road)

2019-37, a by-law to approve and authorize the execution of a Subdivision Agreement between 2579024 Ontario Inc. and The Corporation of the City of Belleville (Hawley Landing Subdivision)

2019-38, a by-law to approve and authorize the execution of a Phase 10 Subdivision Agreement between **Staikos Homes (2014) Ltd.** and The Corporation of the City of Belleville (Canniff Mill Estates Subdivision)

2019-39, a by-law to exempt Block 53, Registered Plan 21M-288, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act (Potters Creek Subdivision)

2019-40, a by-law to exempt Block 34, Registered Plan 21M-293, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act (Settlers Ridge Subdivision)

2019-41, a by-law authorizing the execution of the Quality Management System Commitment and Endorsement, Element 3, contained in the Operational Plans for both the Belleville and Point Anne water systems

2019-42, a by-law to appoint the Chief Building Official, Deputy Chief Building Official and certain Inspectors of the Corporation of the City of Belleville as Inspectors and Municipal Law Enforcement Officers for the purpose of enforcing the Ontario Building Code and certain by-laws of the City of Belleville and appointment of Property Standards Officers

2019-43, a by-law to approve and authorize the execution of an Agreement dated the 1st day of January 2019 between Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services and the Corporation of the City of Belleville for the Court Security Prisoner Transportation (CSPT) Program (Ontario Transfer Payment Agreement)

2019-44, a by-law to approve and authorize the execution of an Amending Agreement No. 1 for the Transfer Payment Agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Transportation for the Province of Ontario and the Corporation of the City of Belleville (Public Transit Infrastructure Fund [PTIF] Phase One [Ontario])

2019-45, a by-law to approve and authorize a Letter of Agreement dated the 22nd day of Jan 2019 between Her Majesty the Queen in Right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario and the City of Belleville related to funding provided by the Province of Ontario to

the Municipality under the Dedicated Gas Tax Funds for Public Transportation Program

2019-46, a by-law to appoint Municipal By-law Enforcement Officers with respect to certain by-laws of the City of Belleville (Neptune Security)

2019-47, a by-law to appoint a Municipal By-law Enforcement Officer 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 31-45 Station Street

2019-48, 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

- CARRIED -

10. NEW BUSINESS

Moved by Councillor Carr
Seconded by Councillor Malette

221/19

THAT a by-law to authorize the removal of the “h” – holding symbol for 500 College Street, City of Belleville, County of Hastings, be prepared for Council’s consideration; and,

THAT By-law Number 2019-50, a by-law to amend 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 read a first, second and third time, and finally passed this 11th day of March, 2019.

- CARRIED -

Councillor Williams requested that a staff report be completed by the Treasurer on the merits of lobbying the Provincial Government and municipal associations on moving the fiscal year end date to March 31, from December 31.

Councillor Carr brought forward the issue of line painting on rural roads that he has discussed with General Manager of Transportation and Operations, Joe Reid. A formal report has been requested as this item will be an Operating Issue for consideration during the upcoming 2019 Operating Budget deliberations.

Councillor Sandison noted discussions during the Capital Budget meeting regarding a paved boulevard on the north side of Maitland Drive. He requested that staff bring forward a report for the March 25th Council Meeting that includes a drawing of where the paved boulevard will be located, the options considered and the costing for each, complete with the analysis supporting the recommendation as compared with the concrete sidewalks on both sides of Maitland Ave east of Mineral Road and the concrete sidewalk on the east side of Mineral Avenue.

Councillor Sandison also spoke about the recent Open House for discussions on a new “Downtown Commons” and interest in incorporating the Memorial Arena. He requested the Golder Report previously prepared regarding the Memorial Arena be available for the March 25th Council Meeting. Mayor Panciuk confirmed that a staff report as well as the Golder Report will be coming forward at that meeting. Councillor Sandison also asked for a progress report regarding the recent amendment to the Sign By-law eliminating portable off-premise signs. The Director of Engineering and Development Services, Rod Bovay, provided a verbal update stating one company has met with staff to discuss the issue with staff and has agreed to remove signs. Staff is in the process of reviewing permits and will meet with the City Solicitor to discuss moving forward with enforcing the by-law. Councillor Culhane then asked if signs will be removed due to freezing. Director Bovay replied that there will be a grace period granted until the spring thaw.

11. **MOTIONS**

11.1 Moved by Councillor Williams
Seconded By Councilor Carr

REC. NO. 222/19 WHEREAS Economic and Strategic Initiatives has identified multiple short-term initiatives that require support, does not currently have a strategy for growth and is severely underfunded; and,

WHEREAS there are issues that will require an Economic Development Committee to create a diversified economy besides manufacturing and manufacturing retention which is currently handled by Quinte Economic Development Commission (QEDC);

NOW THEREFORE, it is deemed necessary that a new Economic Development Committee be created immediately with the Mandate and Terms of Reference as provided in the Manager of Economic and Strategic Initiatives' Memorandum to His Worship Mayor Panciuk and Council.

- CARRIED -

12. NOTICE OF MOTIONS

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

13. ANNOUNCEMENTS

Councillor Malette spoke about the "Downtown Commons" Open House and how there was a good turnout as well as good input from the public. He thanked the organizers.

Councillor Sandison recently attended the Ontario Good Roads Association (OGRA) Conference and met the Parliamentary Assistant to the Minister of Infrastructure. He also mentioned that along with Councillor Carr, he met with Federal Conservative Candidate Derek Sloan regarding Ward 2 issues and also to discuss streamlining the process for municipalities to obtain Federal funding. Councillor Sandison also participated with his spouse and other councillors in the International Women's Day March.

Councillor Culhane noted she too attended the Ontario Good Roads Association conference. She also spoke about her involvement in the Belleville Inclusion Committee and that she has an additional resource in the participation of the CEO of the Hamilton Centre for Civic Inclusion who will electronically attend the Belleville committee's meetings. She also advised that she and Councillor McCaw are involved in discussions with railroad retirees regarding a suitable memorial for the Yardmen Arena site. In addition, she and Councillor McCaw attend a Saturday morning brunch group with members of the Consolidated Courthouse who meet to discuss

raising funds to provide a weekend hot meal program through the Salvation Army.

Councillor Carr reminded Council of upcoming Ward 2 Town Hall meetings he will be hosting along with Councillor Sandison on March 26 at the Gerry Masterson Community Center & on March 28 at Fire Station #3.

Councillor Kelly mentioned Councillor Carr as Chair of the Library Board – he thanked staff & board for their patience regarding the warming centre. He also thanked Joe Reid and his team at Transportation & Operational Services regarding a job well done with City roads over the winter. He also met long time employee Penny Wheeler who has worked for 30 years at City of Belleville – he thanked her for her long service. Councillor Kelly also wished his colleague Councillor McCaw a happy birthday.

His Worship Mayor Panciuk reported attending the following events since the last Council Meeting:

- Capital Budget Deliberations - thanked Finance staff for preparing a great budget - Council was able to get through the process in record time.
- United Way Campaign Achievement Event- congratulations to all involved
- Presentation of the Canadian Flag to Mrs. Shelba Cox in recognition of her husband, the late Councillor Joe Cox.
- Hexo Event- Pleased to host Hexo at the McFarlands Pub and introduce them to local food producers.
- Docfest event – Holly Dewar
- Visit from the Indonesian Consul General.
- Opening Ceremonies for VARAK week.

Announcements

Mayor Panciuk commented that although the Warming Centre at the Library has been a great place for those who require a warm place to stay during extreme weather, due to a series of incidents- the Warming Room has been moved to the Transit Terminal. He thanked all of the library staff & volunteers, the Library Board and Library CEO, Trevor Pross, Transit staff and the Belleville Police Service. Mayor Panciuk announced he will be hosting a “Housing Summit” at the Quinte Sports and Wellness Centre on March 18th & 19th and thanked staff as well as Co-Chairs, Ruth Estwick and Bob Cottrell who have worked on this event. The agenda will be online shortly.

14. CONFIRMATORY BY-LAW

Moved by Councillor Malette
Seconded by Councillor Carr

REC. NO. 223/19 THAT By-law Number 2019-49, a by-law to confirm the proceedings of Council at its meeting held on March 11, 2019, be read a first, second and third time and finally passed this 11th day of March, 2019.

- CARRIED -

15. ADJOURNMENT

Moved by Councillor Carr
Seconded by Councillor Malette

THAT this session of Council be adjourned.

- CARRIED -

MAYOR

CLERK