

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MINUTES

MARCH 23, 2015

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 5:00 p.m.

It is noted that there was a City Council In Camera (closed session) Meeting at 2:30 p.m. to 5:00 p.m. In view of this, City Council met very briefly in open session at 2:30 p.m. to consider approval of the following resolution.

Moved by Councillor Carr
Seconded by Councillor Boyce

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. CAO-2015-03 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. HR-2015-02 regarding labour relations or employee negotiations (Pursuant to Section 239(2)(d) of the Municipal Act)
- In Camera Report No. DRCCS-2015-09 regarding advice that is subject to solicitor-client privilege (Pursuant to Section 239(2)(f) of the Municipal Act)
- Review of the Regular In Camera Minutes of February 9, 2015.

- CARRIED -

1. CALL TO ORDER**1.1. ATTENDANCE**

PRESENT His Worship Mayor Christopher

Councillor Boyce	Councillor McCaw
Councillor Carr	Councillor Miller
Councillor Denyes	Councillor Panciuk
Councillor Graham	Councillor Thompson

(Matt MacDonald, City Clerk)

2. MOMENT OF PRAYER/MEDITATION

2.1 Mr. Matt MacDonald, City Clerk, opened this session of Council with a moment of prayer

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

It is noted that Councillor Miller declared a Pecuniary Interest with respect to In Camera Report No. DRCCS-2015-09 regarding advice that is subject to solicitor-client privilege (Pursuant to Section 239(2)(f) of the Municipal Act)

Councillor Miller declared an interest in Reports Item 8.a.11 as he has a close business relationship with Belleville Sports and Entertainment Corporation. 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 BUILDING CODE ACT, 1992**

Council will receive deputations in connection with the proposed by-law amendments:

A Public Meeting has been advertised pursuant to Section 7.(6) of the Building Code Act, 1992, Chapter 23 to consider an amendment to City By-law Number 2010-88 (The Building By-law).

The purpose of the amendment is to remove the fee for a swimming pool enclosure permit from Schedule A to the Building By-law and add the fee for a swimming pool enclosure permit to City By-law Number 2006-65 the Swimming Pool Fence By-law

There are no fee increases or decreases proposed with this administrative amendment.

Any person attending this meeting may make representations relating to the proposed by-law amendments.

Council determination is final.

There were no deputations brought forward at this time.

Moved by Councillor Miller
Seconded by Councillor Denyes

THAT the Public Meeting be adjourned.

- CARRIED -

4.2 **THE DEVELOPMENT CHARGES ACT, 1997**

Council will receive deputations in connection with the proposed by-law:

A Public Meeting has been advertised pursuant to Sections 12 and 19 of the Development Charges Act 1997, to present and obtain public input on a proposed amendment to the City of Belleville Development Charge By-law No. 2014-140.

By-law No. 2014-140 is proposed to be amended to institute a development charge credit for an industrial use that will be converted to another principal use.

Any person attending this meeting may make representations relating to the proposed by-law amendments.

Council determination is final.

There were no deputations brought forward at this time.

Moved by Councillor Carr
Seconded by Councillor Thompson

THAT the Public Meeting be adjourned.

- CARRIED -

5. **READING AND CONFIRMATION OF MINUTES**

Moved by Councillor Carr
Seconded by Councillor Thompson

THAT the Minutes of the Regular Council Meeting of February 9, 2015 and the Regular In Camera Meeting of February 9, 2015 be approved as amended (Regular Minutes Recommendation No. 125/15 - correction made to Mover/Seconder for that motion).

- CARRIED -

6. **DEPUTATIONS**

- 6.1 Tamara Kleinschmidt and Devon Taylor representing Trenton Military Family Resource Centre made a deputation to Council

Moved by Councillor Panciuk
Seconded by Councillor Graham

THAT the deputation of Tamara Kleinschmidt and Devon Taylor representing Trenton Military Family Resource Centre providing information to Council about the mission, programs and services provided by the Resource Centre, be received.

- CARRIED -

- 6.2 Jennifer Allen, Community Coordinator of Kerry's Place Autism Services made a deputation to Council

Moved by Councillor Denyes
Seconded by Councillor Miller

THAT the deputation of Jennifer Allen, Community Coordinator of Kerry's Place Autism Services providing information to Council recognizing the strengths and needs of people with Autism Spectrum Disorders in our community, be received.

- CARRIED -

- 6.3 Belleville Downtown Improvement Area (BDIA) Chair, Edie Haslauer and fellow directors made a presentation to Council

Moved by Councillor Panciuk
Seconded by Councillor Miller

THAT the deputation of Belleville Downtown Improvement Area (BDIA) Chair, Edie Haslauer and fellow directors making a presentation regarding street lighting, be received.

- CARRIED -

The Belleville Downtown Improvement Area presented the City with a cheque for \$250,000 towards the street lighting portion of Build Belleville.

- 6.4 Colin Leaver, Executive Director of Quinte YFC/Youth Unlimited made a deputation to Council

Moved by Councillor Boyce
Seconded by Councillor Thompson

THAT the deputation of Colin Leaver, Executive Director of Quinte YFC/Youth Unlimited presenting a proposal to develop a Belleville Youth Centre be received.

- CARRIED -

Moved by Councillor Miller
Seconded by Councillor Boyce

THAT a staff liaison be established regarding a proposed Belleville Youth Centre.

- CARRIED -

7. **CORRESPONDENCE**

- 7.1 February 21, 2015 letter from Susanne Quinlan of The Gleaners Food Bank requesting the closure of Market Street and McAnnany Street on Sunday, May 24, 2015 for the Annual Ride 4 Hunger

Moved by Councillor Graham
Seconded by Councillor Boyce

THAT the closure of Market Street and McAnnany Street on Sunday, May 24, 2015 from 9:00 a.m. to 5:00 p.m. for the Annual Ride 4 Hunger requested in the February 21, 2015 letter from Susanne Quinlan of The Gleaners Food Bank be approved.

- CARRIED -

- 7.2 March 9, 2015 letter from CNIB requesting Council's endorsement of the concept of a "Toll Bridge" at Pinnacle Street in front of the Belleville Public Library on May 9, 2015

Moved by Councillor Miller
Seconded by Councillor Thompson

THAT Council endorse the concept of a CNIB "Toll Bridge" at Pinnacle Street in front of the Belleville Public Library, on Saturday, May 9, 2015 from 9:00 a.m. to 1:00 p.m. in consultation with staff.

- CARRIED -

- 7.3 Letter from the Big Bike Program Coordinator of the Heart & Stroke Foundation of Ontario, Hastings, Prince Edward and Brighton Chapter

Moved by Councillor Carr
Seconded by Councillor Boyce

THAT the December 23, 2014 letter from the Heart & Stroke Foundation of Ontario, Hastings, Prince Edward and Brighton Chapter informing of "The Heart & Stroke Big Bike" event to be held May 7, 8 and 11, 2015, be received and referred to staff and that Council approve the use of City streets for this event in consultation with staff.

- CARRIED -

- 7.4 Letters regarding Amendment to Traffic By-law Number 12967 Schedule "B" Parking Restrictions, Gavey Street
Second Reading of By-laws Refers

Moved by Councillor Carr
Seconded by Councillor Thompson

THAT letters received from (i) Dirk deBoer (ii) Patrick Ryan and (iii) Christine Ryan in response to a circulation to residents/businesses regarding an amendment to Traffic By-law Number 12967 Schedule "B" Parking Restrictions on Gavey Street, be received and referred to Second Reading of By-laws.

- CARRIED -

- 7.5 Letters regarding Amendment to Traffic By-law Number 12967 Schedule "Z" Heavy Truck Restrictions
Second Reading of By-laws Refers

Moved by Councillor Miller
Seconded by Councillor Denyes

THAT letters received from (i) Mike McDermott and (ii) Adam Holgate of Holgate Tire and Battery in response to a circulation to residents/businesses regarding an amendment to Traffic By-law Number 12967 Schedule "Z"

Heavy Truck Restrictions on Cannifton Road, be received and referred to Second Reading of By-laws.

- 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 Graham
Seconded by Councillor Carr

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

- CARRIED -

8. a. REPORTS

8.a.1 FAIRGROUNDS PROPERTY USE COMMITTEE – TERMS OF REFERENCE AND COUNCIL MEMBER APPOINTMENTS

Moved by Councillor Panciuk
Seconded by Councillor Carr

REC. NO. 244/15 THAT Councillors Boyce, McCaw and Miller be appointed to the Fairgrounds Property Use Committee.

- CARRIED -

Moved by Councillor Graham
Seconded by Councillor Miller

245/15 THAT pursuant to the Acting Director of Corporate Services' Report No. DCS 2015-11 that the Fairgrounds Property Use – Committee Terms of Reference be approved, **as amended**; and

THAT a by-law to amend By-law 2015-02 (the Appointment By-law) be prepared for Council's consideration.

- CARRIED -

8.a.2 **SWIMMING POOL PERMIT FEE AMENDMENTS**

Moved by Councillor Carr
Seconded by Councillor Thompson

REC. NO. 246/15 THAT by-laws to amend By-law 2010-88, the Building By-law and By-law 2006-65, the Swimming Pool By-law be prepared for Council's consideration.

- CARRIED -

8.a.3 **AMENDMENT TO DEVELOPMENT CHARGES BY-LAW CONVERSION FROM AN INDUSTRIAL USE**

Moved by His Worship Mayor Christopher
Seconded by Councillor Miller

247/15 THAT a by-law to amend By-law Number 2014-140 (Development Charges), to establish a development charge credit for the conversion of an existing industrial building to a non-industrial use, be prepared for Council's consideration.

- CARRIED -

8.a.4 **FILING OF ASSESSMENT APPEAL ON BEHALF OF THE CORPORATION**

Moved by Councillor Thompson
Seconded by Councillor Panciuk

248/15 THAT a by-law(s) to delegate authority to the Manager of Revenue & Taxation to file Notices of Complaint under authority of Section 40 of the Assessment Act, be prepared for Council's consideration.

- CARRIED -

8.a.5 **SECTION 359(1) APPLICATIONS TO INCREASE TAXES FOR 2014 TAXATION YEAR**

Moved by Councillor Thompson
Seconded by Councillor Carr

REC. NO. 249/15 THAT Council approve Applications to Increase Taxes for the 2014 Taxation Year for the following Roll Numbers: 1208-100-025-02612, 1208-100-025-02610 and 1208-100-025-02606 under provisions of Section 359(1) of the Municipal Act as identified in the Manager of Revenue & Taxation's Report No. MRT-2015-08.

- CARRIED -

8.a.6 **TRANSIT TERMINAL CONCESSION CONTRACT**

Moved by His Worship Mayor Christopher
Seconded by Councillor Boyce

250/15 THAT the proposal submission from 1566963 Ont. Ltd. (Hasan Berber) be accepted for the operation of the Transit Terminal Concession at 165 Pinnacle Street, 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; and

THAT a by-law to approve and authorize an agreement with 1566963 Ont. Ltd. (Hasan Berber) for the operation of the Transit Terminal Concession at 165 Pinnacle Street, be prepared for Council's consideration.

- CARRIED -

8.a.7 **SELECTION OF A SNOW DISPOSAL FACILITY**

Moved by His Worship Mayor Christopher
Seconded by Councillor Carr

REC. NO. 251/15 THAT pursuant to Manager of Transportation and Fleet Services' Report No. MT&FS-2015-04, Council approve the selection of Site # 7 as the most suitable site for the City's Snow Disposal Facility.

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

YEAS: Councillor Boyce
Councillor Carr
Councillor Denyes
Councillor Graham
Councillor McCaw
Councillor Miller
Councillor Panciuk
Councillor Thompson

NAYS:

His Worship Mayor Christopher

YEAS: In total number of (9) nine
NAYS: In total number of (0) zero

The resolution was - CARRIED

8.a.8 **LEAF AND YARD WASTE COLLECTION AND DISPOSAL CONTRACT NUMBER EOS-2015-01**

Moved by Councillor Carr
Seconded by Councillor Graham

252/15 THAT the Request for Proposal submission from 809592 Ontario Inc. o/a Parkside Landscaping & Contracting for the collection and disposal of leaf and yard waste be accepted in the amount of \$47.00 per tonne for the collection of materials and supply of bins, and \$105.00 per tonne for curbside collection in Ward 1, plus Item B, being curbside collection in Ward 2, at \$105.00 per tonne (Option B), this being the only 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.a.9 **COMMUNITY IMPROVEMENT PLAN (CIP) INCENTIVES FOR DOWNTOWN BELLEVILLE**

Moved by Councillor Thompson
Seconded by His Worship Mayor Christopher

REC. NO. 253/15 THAT the Manager of Economic and Strategic Initiatives' Report No. ECDEV-2015-06 regarding proposed changes to the Community Improvement Plan (CIP) Incentives, be received and further that the recommended incentives be referred to the 2015 Operating Budget for further consideration.

- CARRIED -

8.a.10 **FUNDING AGREEMENT – MINISTRY OF CITIZENSHIP, IMMIGRATION AND INTERNATIONAL TRADE RE IMMIGRATION PORTAL**

Moved by Councillor Carr
Seconded by Councillor Panciuk

254/15 THAT a by-law to approve and authorize a funding agreement with the Ministry of Citizenship, Immigration and International Trade to develop an immigration portal for Belleville and the Quinte region, be prepared for Council's consideration.

- CARRIED -

8.a.11 **BELLEVILLE BULLS UPDATE TO COUNCIL**

Councillor Miller left the Council Chamber due to his previously disclosed pecuniary interest.

Moved by His Worship Mayor Christopher
Seconded by Councillor Panciuk

REC. NO. 255/15 THAT the Director of Recreation, Culture & Community Services' Report No. DRCCS-2015-10 re: Belleville Bulls Update to Council be received.

- CARRIED -

Councillor Miller returned to the Council Chamber.

Moved by Councillor Graham
Seconded by Councillor Thompson

256/15 THAT the present OHL Negotiating Team be given a change of mandate to address the process of transition of the OHL Team leaving Belleville; and further,

THAT the OHL Negotiating Team report back to Council in April a series of recommendations related to both transition and strategic next steps; and further,

THAT the Committee and City staff prepare the Terms of Reference for this committee for Council's approval.

Members of Council discussed the matter and the following TABLING motion was put forward:

Moved by Councillor Panciuk
Seconded by Councillor McCaw

257/15 THAT the motion regarding the OHL Negotiation Team be **TABLED** until the April 27, 2015 Belleville City Council Meeting.

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

YEAS: Councillor McCaw
Councillor Panciuk

NAYS: Councillor Boyce
Councillor Carr
Councillor Denyes
Councillor Graham
Councillor Miller
Councillor Thompson

His Worship Mayor Christopher

YEAS: In total number of (2) two
NAYS: In total number of (7) seven

The resolution - **FAILED** -

Council returned discussion to the **main motion** and a Recorded Vote was requested.

YEAS: Councillor Boyce
Councillor Carr
Councillor Denyes
Councillor Graham
Councillor McCaw
Councillor Miller
Councillor Panciuk
Councillor Thompson

NAYS:

His Worship Mayor Christopher

YEAS: In total number of (9) nine
NAYS: In total number of (0) zero

The resolution was - **CARRIED**

8. b. CONSENT ITEMS

Moved by Councillor Boyce
Seconded by Councillor Carr

258/15 THAT the following Agenda items be approved with the exception of Items 8.b.1, 8.b.2, 8.b.6, 8.b.13 – 8.b.15, 8.b.17 – 8.b.21, 8.b.23 and 8.b.24.

- **CARRIED** -

8.b.1 **GRANT FUNDING AGREEMENT - ONTARIO DISASTER RELIEF ASSISTANCE PROGRAM (ODRAP)**

Moved by His Worship Mayor Christopher
Seconded by Councillor Thompson

REC. NO. 259/15 THAT a by-law to approve and authorize the execution of an Agreement between The Corporation of the City of Belleville and Her Majesty the Queen in Right of Ontario as represented by the Minister of Municipal Affairs and Housing be prepared for Council's consideration.

- CARRIED -

8.b.2 **DISPOSAL OF SURPLUS LAND - LINTON PARK ROAD ROLLINS DRIVE**

Moved by Councillor Miller
Seconded by Councillor Boyce

260/15 THAT the Property(s) at Linton Park Road, Lots 60 to 65, Plan 1114 and Rollins Drive/Chelford Crescent, Lots 34, 35, 41, 42, Plan 1312 be declared surplus to the City's needs; and

THAT pursuant to the Acting Director of Corporate Services/Clerk's Report No. DCS-2015-10 Council authorizes Management to initiate the Request for Proposal process.

- CARRIED -

8.b.3 **REQUEST FOR PROPOSAL - SUPPLY OF PARKING ENFORCEMENT SERVICES**

261/15 THAT the Request for Proposal submitted by Neptune Security Services Inc. be accepted for the supply of Parking Enforcement Services in the amount of \$14.40 per hour, this being the lowest proposal received that meets the requirements and that the Mayor and Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and that the Clerk be authorized to affix the Corporate Seal.

- CARRIED -

- 8.b.4 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 2076-80, AS AMENDED – PARTS 1 & 2, PLAN 21R-23868, PART OF LOT 36, CONCESSION 2 – BELL BOULEVARD, CITY OF BELLEVILLE, COUNTY OF HASTINGS
FILE NUMBER: B-77-962
APPLICANT/OWNER: TULIP DEVELOPMENT CORPORATION
AGENT: MCINTOSH PERRY CONSULTING ENGINEERS LTD.**
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**Item pulled from Agenda prior to start of the Council Meeting.
(By-law Number 2015-54)**

- 8.b.5 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 10245, AS AMENDED – 25 - 27 ST. PAUL STREET, CITY OF BELLEVILLE, COUNTY OF HASTINGS
FILE NUMBER: B-77-977
APPLICANT/OWNER: BRAD DEVOLIN
AGENT: JOHN ROYLE**
-

REC. NO. 262/15 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 10245, as amended, for 25 and 27 St. Paul Street, City of Belleville, County of Hastings, be APPROVED as follows:

THAT Zoning By-law Number 10245, as amended, be amended by rezoning the subject parcels from ‘R2-1 – Residential Second Density’ to ‘R4 – Residential Fourth Density’ to permit the subject land to be developed with a semi-detached dwelling.

THAT 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, be prepared for Council’s consideration.

- CARRIED -

8.b.6 **GROVE STREET – CONTRACT ENG2015-01, SANITARY AND STORM SEWER SEPARATION PROJECT, PINNACLE STREET TO SOUTH PARK STREET**

Moved by Councillor Miller
Seconded by Councillor Carr

REC. NO. 263/15 THAT the tender submission from H & H Construction Inc. be accepted for CONTRACT ENG2015-01 Grove Street Sanitary and Storm Sewer Separation Project from Pinnacle Street to South Park Street in the amount of \$1,049,332.05 plus \$136,413.17 HST for a total amount of \$1,185,745.22, this being the lowest cost tender 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.b.7 **DEDICATION OF ROAD WIDENING, PART 7 ON PLAN 21R-24279, BELL BOULEVARD**

264/15 THAT a by-law to designate and dedicate Part 7 on Plan 21R-24279, City of Belleville, as part of a public highway and to name same Bell Boulevard, be prepared for Council's consideration.

- CARRIED -

8.b.8 **DEDICATION OF ROAD WIDENING, PART 2 ON PLAN 21R-24148, NORTH FRONT STREET**

265/15 THAT a by-law to designate and dedicate Part 2 on Plan 21R-24148, City of Belleville, as part of a public highway and to name same North Front Street, be prepared for Council's consideration.

- CARRIED -

8.b.9 **EXECUTION OF JOINT SERVICE AGREEMENT, 1557022 ONTARIO INC., SONGEE HAN AND THE CORPORATION OF THE CITY OF BELLEVILLE**

REC. NO. 266/15 THAT a by-law to approve and authorize the execution of a Joint Service Agreement, dated January 15, 2015, between 1557022 Ontario Inc., Songee Han and The Corporation of the City of Belleville, be prepared for Council's consideration.

- CARRIED -

8.b.10 **EXECUTION OF SUBDIVISION AGREEMENT, FINAL APPROVAL OF PLAN OF SUBDIVISION, HERITAGE PARK SUBDIVISION – PHASE 2, PART OF PARK LOT 1, PART OF LOTS 2 AND 3, NORTH WEST OF ROAD LEADING TO THIRD CONCESSION, PART OF LOT 7, REGISTERED PLAN NO. 124, FORMERLY TOWNSHIP OF THURLOW, NOW CITY OF BELLEVILLE (FARNHAM ROAD), OWNER: GCL DEVELOPMENTS LTD./HASTINGS ENTERPRISES INC., FILES: ER-78/12T-06503**

267/15 THAT a by-law to approve and authorize the execution of a Phase 2 Subdivision Agreement between GCL Developments Ltd./Hastings Enterprises 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 Heritage Park – Phase 2 Plan of Subdivision (File No. 12T-06503) for the lands identified as Part of Park Lot 1, Part of Lots 2 and 3, North West of road leading to Third Concession, Part of Lot 7, Registered Plan No. 124, formerly Township of Thurlow, now the 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.11 **PART LOT CONTROL EXEMPTION, HERITAGE PARK SUBDIVISION – PHASE 1, BLOCKS 31 AND 32, PLAN 21M-267, (MOUNTAIN ASH DRIVE), OWNER: GCL DEVELOPMENTS LTD./HASTINGS ENTERPRISES INC. FILES: ER-50**

REC. NO. 268/15 THAT a by-law to exempt Block 31 and 32, Registered Plan 21M-267, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act, be prepared for Council's consideration, but that the By-law and related documentation not be signed until such time as the Manager of Approvals advises that the Owners have satisfied all City requirements.

- CARRIED -

8.b.12 **EXECUTION OF SUBDIVISION AGREEMENT, FINAL APPROVAL OF PLAN OF SUBDIVISION, SETTLER'S RIDGE SUBDIVISION – PHASE 2, PARTS 5 & 6, PLAN 21R-17881, PARTS OF LOT 1 & 2, CONCESSION 2, FORMERLY TOWNSHIP OF THURLOW, NOW CITY OF BELLEVILLE (HAMPTON RIDGE DRIVE), OWNER: SETTLERS RIDGE DEVELOPMENTS INC., FILES: ER-77/12T-12503**

269/15 THAT a by-law to approve and authorize the execution of a Phase 2 Subdivision Agreement between Settlers Ridge Developments 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 Settler's Ridge – Phase 2 Plan of Subdivision (File No. 12T-12503) for the lands identified as Parts 5 & 6, Plan 21R-17881, Part of Lots 1 and 2, Concession 2, formerly Township of Thurlow, now the 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.13 **MAYOR'S IMPLEMENTATION TEAM – BUILD BELLEVILLE STATUS REPORT BB-ENG-2015-02**

Moved by Councillor Boyce
Seconded by Councillor Graham

REC. NO. 270/15 THAT the Mayor's Implementation Team – Build Belleville Status Report BB-ENG-2015-02 be received.

- CARRIED -

8.b.14 **PUBLIC SECTOR SALARY DISCLOSURE ACT**

Moved by Councillor Miller
Seconded by Councillor Panciuk

271/15 THAT the Director of Finance/Treasurer's Report Number DF-2015-05, Public Sector Salary Disclosure Act, be received.

- CARRIED -

8.b.15 INVESTMENT POLICY – QUARTERLY REPORT

Moved by Councillor Carr
Seconded by Councillor Boyce

REC. NO. 272/15 THAT the Tangible Capital Asset Accounting Coordinator's Report No. TAC-2015-01 (Investment Policy – Quarterly Report), be received.

- CARRIED -

8.b.16 BELLEVILLE DOWNTOWN IMPROVEMENT AREA 2015 TAX RATES

273/15 THAT a by-law to establish the 2015 Belleville Downtown Improvement Area tax rates for the various property classes be prepared for Council's consideration.

- CARRIED -

8.b.17 ANNUAL DIRECTOR OF FINANCE/TREASURER'S REPORT PURSUANT TO SECTION 284 OF THE MUNICIPAL ACT R.S.O. 2001

Moved by His Worship Mayor Christopher
Seconded by Councillor Graham

274/15 THAT the Director of Finance/Treasurer's Report Number DF-2015-06, Annual Director of Finance/Treasurer's Report Pursuant to Section 284 of the Municipal Act R.S.O. 2001, be received.

- CARRIED -

8.b.18 COUNCIL/EMPLOYEE EXPENSE REPORT APPROVALS INTERNAL CONTROL REVIEW STUDY

Moved by His Worship Mayor Christopher
Seconded by Councillor Carr

275/15 THAT the Director of Finance/Treasurer's Report No. DF-2015-07, Council/Employee Expense Report Approvals Internal Control Review Study, be received."

- CARRIED -

8.b.19 **MINISTRY OF THE ENVIRONMENT 2013-14 DRINKING WATER SYSTEM INSPECTION REPORT FOR THE BELLEVILLE DRINKING WATER SYSTEM**

Moved by Councillor Panciuk
Seconded by Councillor Boyce

REC. NO. 276/15 THAT the Manager of Environmental Services' Report No. MES-2015-01 regarding the Ministry of Environment 2013-14 Drinking Water System Inspection Report for the Belleville Drinking Water System be received as information.

- CARRIED -

8.b.20 **MINISTRY OF THE ENVIRONMENT 2013-14 DRINKING WATER SYSTEM INSPECTION REPORT FOR THE POINT ANNE HAMLET DRINKING WATER SYSTEM**

Moved by Councillor Panciuk
Seconded by Councillor Miller

277/15 THAT the Manager of Environmental Services' Report No. MES-2015-02 regarding the Ministry of Environment 2013-14 Drinking Water System Inspection Report for the Point Anne Hamlet Drinking Water System be received as information.

- CARRIED -

8.b.21 **2014 SUMMARY AND ANNUAL REPORTS FOR THE BELLEVILLE AND POINT ANNE HAMLET DRINKING WATER SYSTEMS**

Moved by Councillor Panciuk
Seconded by Councillor Graham

278/15 THAT, the 2014 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 -

8.b.22 **DWQMS MANAGEMENT REVIEW**

REC. NO. 279/15 THAT the Manager of Environmental Services' Report No. MES-2015-04 regarding the DWQMS Management Review be received as information.

- CARRIED -

8.b.23 **REHABILITATION OF LOW FLOOR NOVA BUS UNIT #04-57**

Moved by Councillor Thompson
Seconded by Councillor Boyce

280/15 THAT the request for proposal submission from 1555314 Ontario Inc. c/o Eastway Collision be accepted for the rehabilitation of Low Floor Nova bus Unit #04-57, in the amount of \$69,315.04, plus \$9,010.96 HST for a total amount of \$78,326.00, 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.24 **GERRY MASTERSON THURLOW COMMUNITY CENTRE ACCESSIBLE WALKWAY**

Moved by Councillor Denyes
Seconded by Councillor Carr

281/15 THAT the tender submission from K. Knudsen Construction Ltd. be accepted for the supply and construction of an accessible walkway and entrance modification to the Gerry Masterson Thurlow Community Centre, in the amount of \$114,900.00 plus \$14,937.00 HST for a total of \$129,837.00, this being the lowest tender received, and that the Mayor and City Clerk be authorized to sign the Acceptance Agreement on behalf of the Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8.b.25 **TEMPORARY NOISE PERMIT APPLICATION UNDER BY-LAW
2011-180, THE EMPIRE SQUARE, 321 FRONT STREET**

REC. NO. 282/15 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 Rockfest on July 23, 24, and 25, 2015 from 4:30 p.m. to no later than 12:00 a.m. (midnight), be approved.

- CARRIED -

8.b.26 **MUNICIPAL BY-LAW ENFORCEMENT OFFICER**

283/15 THAT a by-law to appoint a Municipal By-law Enforcement Officer for Hastings Condominium Corporation #6 Singleton Drive (Bayview Heights), be prepared for Council's consideration.

- CARRIED -

8.b.27 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

284/15 THAT a by-law to appoint Municipal By-law Enforcement Officers for Kelly's Drug Store, 411 Bridge Street East, be prepared for Council's consideration.

- CARRIED -

8. c. COUNCIL INFORMATION MATTERS

Moved by Councillor Boyce
Seconded by Councillor Carr

285/15 THAT the following Agenda items be approved.

8.c.1 **CITY COUNCIL PLANNING
ADVISORY COMMITTEE PUBLIC
MEETING MINUTES**
Planning Advisory Committee
Secretary's March 3, 2015 report in
connection with the Public Meeting
Minutes dated February 2, 2014

8.c.2 **BUILDING SECTION MONTH END REPORTS**

Report Period: January 2015

Report Period: February 2015

8.c.3 **QUINTE CONSERVATION MUNICIPAL UPDATE**

Update Period: February 2015

8.c.4 **REQUEST SUPPORT OF THE FOLLOWING LETTERS/RESOLUTIONS**

a) **Request Municipalities to Support Bill 52, Protection of Public Participation Act, 2014**

February 10, 2015 resolution from the Town of Aurora

b) **Encourage the Province to Amend Legislation Allowing for an Increase in Units to a Maximum of 10 for New Multi-Residential**

March 3, 2015 resolution from the City of Kingston

8.c.5 **ITEMS RECEIVED IN THE CORPORATE SERVICES DEPARTMENT THAT MAY BE OF INTEREST TO CITY COUNCIL/STAFF**

- City Council Planning Committee Minutes dated February 2, 2015
- Planning Advisory Committee Minutes dated February 2, 2015
- Quinte Waste Solutions Board Meeting Minutes dated January 26, 2015

- CARRIED -

8. d. RISE AND REPORT

Moved by Councillor Boyce
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 Thompson

REC. NO. 286/15 THAT the following by-laws be read a first time:

2015-45, a by-law to amend By-law Number 2015-02 being a by-law to appoint members to Boards, Committees and Special Committees (Bay of Quinte Tourist Council and Traffic Advisory Committee)

2015-46, a by-law to amend By-law Number 2010-88 as amended (the Building By-law)

2015-47, a by-law to amend By-law Number 2006-65 as amended, being a By-law to prescribe the height and description of, and the manner of erecting and maintaining fences and gates surrounding privately owned outdoor swimming pools, within the City of Belleville

2015-48, a by-law to delegate authority to the Manager of Revenue & Taxation or designate to file an Assessment Appeal on behalf of The Corporation of the City of Belleville for the property owned by Walmsields Ltd., Plan 21M217 PT BLK 1 RP 21R22386 Part 1 (Assessment Roll Number 1208-070-220-14010)

2015-49, a by-law to delegate authority to the Manager of Revenue & Taxation or designate to file an Assessment Appeal on behalf of The Corporation of the City of Belleville for the property owned by Alan Brown Sprague, BF Con PT Lots 17 and 18 RP 21R10576 Part 1 (Assessment Roll Number 1208-100-015-01200)

2015-50, a by-law to delegate authority to the Manager of Revenue & Taxation or designate to file an Assessment Appeal on behalf of The Corporation of the City of Belleville for the property owned by Proweld Co. Ltd., Con 4 PT

Lot 6 Plan 2163 Part 1 (Assessment Roll Number 1208-100-045-06206)

2015-51, a by-law to delegate authority to the Manager of Revenue & Taxation or designate to file an Assessment Appeal on behalf of The Corporation of the City of Belleville for the property owned by Lillian & Wallace Sills, Thurlow Con 8 PT Lot 20 RP 21R16987 Part 2 (Assessment Roll Number 1208-100-050-07501)

2015-52, a by-law to approve and authorize the execution of an Agreement between The Corporation of the City of Belleville and Her Majesty the Queen in Right of Ontario as represented by the Minister of Citizenship, Immigration and International Trade (Ontario Funding Agreement)

2015-53, a by-law to approve and authorize the execution of an Agreement between The Corporation of the City of Belleville and Her Majesty the Queen in Right of Ontario as represented by the Minister of Municipal Affairs and Housing (ODRAP Funding)

2015-55, 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 (25-27 St. Paul St.)

2015-56, a by-law to designate and dedicate Part 7 on Plan 21R-24279, City of Belleville, as part of a public highway and to name same Bell Boulevard

2015-57, a by-law to designate and dedicate Part 2 on Plan 21R-24148, City of Belleville, as part of a public highway and to name same North Front Street

2015-58, a by-law to approve and authorize the execution of a Joint Service Agreement, dated January 15, 2015, between 1557022 Ontario Inc., Songee Han and The Corporation of the City of Belleville

2015-59, a by-law to approve and authorize the execution of a Phase 2 Subdivision Agreement between GCL Developments Ltd./Hastings Enterprises Inc. and The Corporation of the City of Belleville (Heritage Park Subdivision-Phase 2)

2015-60, a by-law to exempt Block 31 and 32, Registered Plan 21M-267, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act (Heritage Park Subdivision-Phase 1)

2015-61, a by-law to approve and authorize the execution of a Phase 2 Subdivision Agreement between Settlers Ridge Developments Inc. and The Corporation of the City of Belleville (Settler's Ridge Subdivision)

2015-62, a by-law to approve and authorize the execution of a Lease Agreement for Transit Concession between 1566943 Ontario Ltd., and The Corporation of the City of Belleville

2015-63, a by-law to establish the 2015 Belleville Downtown Improvement Area tax rates for the various property classes

2015-64, 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

2015-65, 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 Canlight Property Management and Royal Property Management

2015-66, 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 411 Bridge Street East

2015-67, a by-law to approve and authorize the execution of an Agreement between The Corporation of the City of Belleville and 1091071 Ontario Inc., Salvatore Colacitti and Inspec-Sol Inc.

2015-68, a by-law to approve and authorize the execution of an Amending Agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs and The Corporation of the City of Belleville (Funding for the Fire Station Headquarters and Emergency Operations Centre Project)

2015-69, a by-law to amend By-law Number 2015-02 being a by-law to appoint members to Boards, Committees and Special Committees (Hastings Quinte Emergency Services Committee)

- CARRIED -

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

Moved by Councillor Boyce
Seconded by Councillor Denyes

REC. NO. 287/15 THAT the following by-laws be read a second time:

2015-29, a by-law to amend By-law Number 12967, being a by-law to regulate traffic within the corporate limits of The Corporation of the City of Belleville, Schedule "B" Parking Restrictions – Gavey Street

2015-42, a by-law to amend By-law Number 12967, being a By-law to regulate traffic within the corporate limits of The Corporation of the City of Belleville, Schedule "Z" Heavy Truck Restrictions – Cannifton Road

2015-45	2015-58
2015-46	2015-59
2015-47	2015-60
2015-48	2015-61
2015-49	2015-62
2015-50	2015-63
2015-51	2015-64
2015-52	2015-65
2015-53	2015-66
2015-55	2015-67
2015-56	2015-68
2015-57	2015-69

- CARRIED -

9. c. THIRD READING OF BY-LAWS

Moved by Councillor Boyce
Seconded by Councillor Denyes

REC. NO. 288/15 THAT the following by-laws be read a third time:

2015-29, a by-law to amend By-law Number 12967, being a by-law to regulate traffic within the corporate limits of The Corporation of the City of Belleville, Schedule "B" Parking Restrictions – Gavey Street

2015-42, a by-law to amend By-law Number 12967, being a By-law to regulate traffic within the corporate limits of The Corporation of the City of Belleville, Schedule "Z" Heavy Truck Restrictions – Cannifton Road

2015-45, a by-law to amend By-law Number 2015-02 being a by-law to appoint members to Boards, Committees and Special Committees (Bay of Quinte Tourist Council and Traffic Advisory Committee)

2015-46, a by-law to amend By-law Number 2010-88 as amended (the Building By-law)

2015-47, a by-law to amend By-law Number 2006-65 as amended, being a By-law to prescribe the height and description of, and the manner of erecting and maintaining fences and gates surrounding privately owned outdoor swimming pools, within the City of Belleville

2015-48, a by-law to delegate authority to the Manager of Revenue & Taxation or designate to file an Assessment Appeal on behalf of The Corporation of the City of Belleville for the property owned by Walmsields Ltd., Plan 21M217 PT BLK 1 RP 21R22386 Part 1 (Assessment Roll Number 1208-070-220-14010)

2015-49, a by-law to delegate authority to the Manager of Revenue & Taxation or designate to file an Assessment Appeal on behalf of The Corporation of the City of Belleville for the property owned by Alan Brown Sprague, BF Con PT Lots 17 and 18 RP 21R10576 Part 1 (Assessment Roll Number 1208-100-015-01200)

2015-50, a by-law to delegate authority to the Manager of Revenue & Taxation or designate to file an Assessment Appeal on behalf of The Corporation of the City of Belleville for the property owned by Proweld Co. Ltd., Con 4 PT Lot 6 Plan 2163 Part 1 (Assessment Roll Number 1208-100-045-06206)

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Immigration and International Trade (Ontario Funding Agreement)

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2015-55, 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 (25-27 St. Paul St.)

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2015-61, a by-law to approve and authorize the execution of a Phase 2 Subdivision Agreement between Settlers Ridge Developments Inc. and The Corporation of the City of Belleville (Settler's Ridge Subdivision)

2015-62, a by-law to approve and authorize the execution of a Lease Agreement for Transit Concession between 1566943 Ontario Ltd., and The Corporation of the City of Belleville

2015-63, a by-law to establish the 2015 Belleville Downtown Improvement Area tax rates for the various property classes

2015-64, 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

2015-65, 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 Canlight Property Management and Royal Property Management)

2015-66, 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 411 Bridge Street East

2015-67, a by-law to approve and authorize the execution of an Agreement between The Corporation of the City of Belleville and 1091071 Ontario Inc., Salvatore Colacitti and Inspec-Sol Inc.

2015-68, a by-law to approve and authorize the execution of an Amending Agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs and The Corporation of the City of Belleville (Funding for the Fire Station Headquarters and Emergency Operations Centre Project)

2015-69, a by-law to amend By-law Number 2015-02 being a by-law to appoint members to Boards, Committees and Special Committees (Hastings Quinte Emergency Services Committee)

- CARRIED -

10. NEW BUSINESS

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

11. MOTIONS

11.1 Mayor's Implementation Team:

Moved by Councillor McCaw
Seconded by Councillor Carr

REC. NO. 289/15 THAT a revision be made to the Mayor's Implementation Team Terms of Reference to include the addition of any or all interested Council members.

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

YEAS: Councillor Boyce
Councillor McCaw
Councillor Panciuk

NAYS: Councillor Carr
Councillor Denyes
Councillor Graham
Councillor Miller
Councillor Thompson
His Worship Mayor Christopher

YEAS: In total number of (3) three

NAYS: In total number of (6) six

The resolution - **FAILED** -

Moved by His Worship Mayor Christopher
Seconded by Councillor Miller

REC. NO. 290/15 THAT Councillor McCaw be appointed to the Mayor's Implementation Team.

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

YEAS: Councillor Boyce
Councillor Carr
Councillor McCaw
Councillor Miller
His Worship Mayor Christopher

NAYS: Councillor Denyes
Councillor Graham
Councillor Panciuk
Councillor Thompson

YEAS: In total number of (5) five

NAYS: In total number of (4) four

The resolution was - CARRIED

11.2 **Routine Road Maintenance Program:**

Moved by Councillor Carr
Seconded by Councillor Miller

291/15 THAT staff prepare a report outlining a Routine Road Maintenance Program for implementation and that the report be referred to the 2015 Operating Budget.

- CARRIED -

12. NOTICE OF MOTIONS

Moved by Councillor Panciuk

“THAT Item 8.a.4 from the December 8th Regular Meeting of Council – REQUEST FOR ENCROACHMENT AGREEMENT 3 APPLEWOOD DRIVE; OWNER: 2071770 ONTARIO LIMITED; AGENT: VANMEER LIMITED; be reconsidered.”

“THAT Belleville City Council agrees to the use of the City’s road allowance (Applewood Drive) for a private driveway and directs staff to prepare an encroachment agreement with 2071770 Ontario Limited with the following conditions:

- That all the work described in the plans be completed no later than July 31, 2015.
- That lane way traffic be restricted to one-way northbound with all necessary signage/enforcement.
- That prior to approval being granted security is posted in the sum of \$30,000 by certified cheque. This security will be released upon inspection of the completed work to the satisfaction of the City.”

13. ANNOUNCEMENTS

Councillor Panciuk congratulated Karen Parker, the Executive Director of the Belleville Downtown Improvement Association on her appointment to the Ontario Business Improvement Area Association’s board of directors (OBIAA) for the 2015-17 term of office. He also spoke about the BDIA’s recent recognition of Councillor Miller who has served on their Board for 8 years. Councillor Panciuk also mentioned that he recently hosted the 18th Belleville Cub Scouts and their Scout Leader, Karen Loche on a tour of City Hall.

His Worship Mayor Christopher made the following proclamations:

- April 2nd as “Raise the Flag” day in the City of Belleville in support of Autism Spectrum Disorder.
- April as “Daffodil Month” in the City of Belleville

Mayor Christopher also spoke of the Tyendinaga “Trash Bash Challenge” among local municipalities participating in this year’s “Quinte Trash Bash” on Saturday, April 25.

14. CONFIRMATORY BY-LAW

Moved by Councillor Carr
Seconded by Councillor Miller

REC. NO. 292/15 “THAT By-law Number 2015-70, a by-law to confirm the proceedings of Council at its meeting held on March 23, 2015, be read a first, second and third time and finally passed this 23rd day of March, 2015.”

- CARRIED -

15. ADJOURNMENT

Moved by Councillor Denyes
Seconded by Councillor Carr

THAT this session of Council be adjourned.

- CARRIED -

MAYOR

CLERK