

# THE CORPORATION OF THE CITY OF BELLEVILLE

## COUNCIL MINUTES

APRIL 13, 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 3:00 p.m. to 5:00 p.m. In view of this, City Council met very briefly in open session at 3:00 p.m. to consider approval of the following resolution.

Moved by Councillor Miller  
Seconded by Councillor Carr

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-2015-13 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. HR-2015-04 regarding personal matters about an identifiable individual (Pursuant to Section 239(2)(b) of the Municipal Act)
- In Camera Report No. DRCCS-2015-13 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 March 23, 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**

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

**4. PUBLIC MEETINGS**

None.

**5. READING AND CONFIRMATION OF MINUTES**

Moved by Councillor Boyce  
Seconded by Councillor Denyes

THAT the Minutes of the Special Council Meeting of February 9, 2015, the Regular Council Meeting of March 23, 2015 and the Regular In Camera Meeting of March 23, 2015 be approved.

- CARRIED -

**6. DEPUTATIONS**

- 6.1 Rick McKee made a deputation to Council regarding the 200<sup>th</sup> Anniversary of Bridge Street United Church.

Moved by Councillor Miller  
Seconded by Councillor Thompson

THAT the deputation of Rick McKee to Council regarding the 200th Anniversary of Bridge Street United Church, be received.

- CARRIED -

- 6.2 Arlene Coculuzzi, Executive Director of Big Brothers Big Sisters of Hastings and Prince Edward Counties made a deputation to Council regarding Ribfest.

Moved by Councillor Thompson  
Seconded by Councillor Carr

THAT the deputation of Arlene Coculuzzi, Executive Director of Big Brothers Big Sisters of Hastings and Prince Edward Counties to Council regarding Ribfest be received.

- CARRIED -

- 6.3 Connie Carson made a presentation to Council regarding the Walk a Mile in Her Shoes Event.

Moved by Councillor Miller  
Seconded by Councillor McCaw

THAT the deputation to Council by Connie Carson regarding the 5th Annual "Walk A Mile In Her Shoes Event" being held May 9th, 2015 to raise funds and awareness against violence towards women, be received.

- CARRIED -

## 7. CORRESPONDENCE

- 7.1 March 13, 2015 letter from the Rotary Club of Belleville advising of their annual Rotary Loves Kids Golf Tournament and Party in the Square post event on July 17, 2015 and requesting street closures, a temporary noise permit and other assistance  
Consent Item 8.b.9 refers

Moved by Councillor Denyes  
Seconded by Councillor Panciuk

THAT the March 13, 2015 letter from the Rotary Club of Belleville advising of their annual Rotary Loves Kids Golf Tournament and Party in the Square post event on July 17, 2015 and requesting street closures, a temporary noise permit and other assistance be received and referred to Consent Item 8.b.9.

- CARRIED -

- 7.2 March 20, 2015 letter from the Hastings & Prince Edward Counties Health Unit in connection with the carrying out of mosquito larviciding activities

Moved by Councillor Carr  
Seconded by Councillor Panciuk

THAT the March 20, 2015 letter from the Hastings & Prince Edward Counties Health Unit in connection with the carrying out of mosquito larviciding activities be supported and approved.

- CARRIED -

- 7.3 Letters/emails were received from A. Mauro, O. Papaleo and M. Codispoti regarding Zoning Amendment Application B-77-978, 37 Wilkie Street  
Consent Item 8.b.3 refers

Moved by Councillor Carr  
Seconded by Councillor Graham

THAT the letters/emails received from A. Mauro, O. Papaleo and M. Codispoti regarding Zoning Amendment Application B-77-978, 37

Wilkie Street, be received and referred to  
Consent Item 8.b.3.

- CARRIED -

- 7.4 Letters/emails were received from D. Lima and Quinte Healthcare Corporation regarding the Temporary Use By-law Extension Request B-77-865 for 111 Bay Drive  
Consent Item 8.b.4 refers

Moved by Councillor Denyes  
Seconded by Councillor Miller

THAT the letters/emails received from D. Lima and Quinte Healthcare Corporation regarding the Temporary Use By-law Extension Request B77-865 for 111 Bay Drive be received and referred to Consent Item 8.b.4.

- CARRIED -

## **8. COMMITTEE OF THE WHOLE**

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

Moved by Councillor Denyes  
Seconded by Councillor Boyce

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

- CARRIED -

8. a. REPORTS

8.a.1 **CONTRACT ENG2015-06 – CITY CENTRE, REVITALIZATION AND REDEVELOPMENT PROJECT, CONSTRUCTION CONTRACT PHASE 1**

Moved by Councillor Miller  
Seconded by Councillor Thompson

REC. NO. 293/15 THAT the tender submission from Len Corcoran Excavating Limited be accepted for CONTRACT ENG2015-06 City Centre Revitalization and Redevelopment Project Construction Contract Phase 1 in the amount of \$8,359,756.00 plus \$1,086,768.28 HST for a total amount of \$9,446,524.28 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.

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  
His Worship Mayor Christopher

NAYS:

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

The resolution was - CARRIED -

8.a.2 **REQUEST FOR PROPOSAL ENG2015-07 – CONTRACT ADMINISTRATION AND CONSTRUCTION INSPECTION SERVICES FOR THE CITY CENTRE REVITALIZATION PROJECT - PHASE 1**

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Moved by Councillor Panciuk  
Seconded by Councillor Boyce

REC. NO. 294/15 THAT the Request for Proposal submission from LEA Consulting Ltd. be accepted for RFP-ENG2015-07, Contract Administration and Construction Inspection Services for the City Centre Revitalization Project - Phase 1 in the amount of \$299,500.00 plus \$38,935.00 HST for a total amount of \$338,435.00, 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.3 **BAY BRIDGE ROAD CP RAIL OVERPASS AND DUNDAS STREET WEST RECONSTRUCTION – 2015 REDESIGN AND RETENDERING**

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Moved by Councillor Panciuk  
Seconded by His Worship Mayor Christopher

295/15 THAT Section 8 of By-law Number 2011-101, a By-law to regulate Purchasing Procedures for the Corporation of the City of Belleville be waived to accept the quotation from Bytown Engineering-Sanchez Engineering Joint Venture in the amount of \$108,750.00 plus \$14,137.50 HST for a total amount of \$122,887.50 to complete the redesign and retendering for the Build Belleville Project for Bay Bridge CP Rail Overpass and Dundas Street West Reconstruction; 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.4 **CITY OF BELLEVILLE GRANT COMMITTEE**

Moved by Councillor Denyes  
Seconded by Councillor Boyce

REC. NO. 296/15 THAT Council approve the submitted requests as outlined in the Director of Finance/Treasurer's Report No. DF-2015-08.

- CARRIED -

8.a.5 **BUSINESS RETENTION AND EXPANSION (BRE) COMMITTEE TERMS OF REFERENCE**

Moved by Councillor Miller  
Seconded by Councillor Denyes

297/15 THAT the Terms of Reference for the Business Retention and Expansion (BRE) Committee be approved.

- CARRIED -

8.a.6 **ARCHIVES RELOCATION TO THE LIBRARY BUILDING – TENDER AWARD**

Moved by Councillor Thompson  
Seconded by Councillor Panciuk

298/15 THAT the tender submission from Tom Belch and Sons Building Contractors Ltd. be accepted for the renovations and construction to locate the Community Archives within the Belleville Public Library Building in the amount of \$754,400 plus \$98,072 HST for a total of \$852,472, this being the lowest cost 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.

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  
His Worship Mayor Christopher

NAYS:

YEAS: In total number of (9) nine

NAYS: In total number of (0) zero

The resolution was - CARRIED -

8.a.7 **PATIO BAR AND RELATED FOOD SERVICES - MEYERS  
PIER**

Moved by Councillor Panciuk  
Seconded by Councillor Thompson

REC. NO. 299/15 THAT the Request for Proposal submission from Meyers Pier Patio & BBQ Inc. be accepted to provide food services at Meyers Pier in the amount of \$6,000 rent per year plus \$780 HST for a total amount of \$6,780, 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 formal agreement and by-law be prepared for Council's consideration.

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  
His Worship Mayor Christopher

NAYS:

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 Denyes

REC. NO. 300/15 THAT Item 8.b.4 be referred back to the  
Planning Advisory Committee.

- CARRIED -

Moved by Councillor Denyes  
Seconded by Councillor Boyce

301/15 THAT the following Agenda items be approved  
with the exception of Items 8.b.5, 8.b.8 and 8.b.9

- CARRIED -

**8.b.1 DISPOSAL OF SURPLUS LAND – WALTER STREET**

302/15 THAT Council declare surplus to the City's  
needs the unopened portion of property known  
as Walter Street, City of Belleville; and

THAT a by-law to stop up, close and convey the  
unopened portion of property known as Walter  
Street be prepared for Council's consideration.

- CARRIED -

**8.b.2 MAYOR'S IMPLEMENTATION TEAM – BUILD BELLEVILLE  
STATUS REPORT BB-ENG-2015-03**

303/15 THAT the Mayor's Implementation Team – Build  
Belleville Status Report BB-ENG-2015-03 be  
received.

- CARRIED -

8.b.3 **PROPOSED AMENDMENT TO ZONING BY-LAW  
NUMBER 10245, AS AMENDED – 37 WILKIE STREET AND  
381 AND 387 DUNDAS STREET WEST, CITY OF BELLEVILLE,  
COUNTY OF HASTINGS  
FILE NUMBER: B-77-978  
APPLICANT/AGENT: OCA ARCHITECTS  
OWNER: CROWN RIDGE HEALTH CARE SERVICES INC.**

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REC. NO. 304/15 1. THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend the City's Zoning By-law Number 10245, as amended, 37 Wilkie Street and 381 and 387 Dundas Street West, 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 "NH-3 – Nursing Home", "NH-6 – Nursing Home" and "R1 – Residential First Density" to "NH – Nursing Home" to permit an expansion to the existing building."

2. 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.4 **QUINTE HEALTH CARE – EXTENSION OF TEMPORARY USE  
– 111 BAY DRIVE, CITY OF BELLEVILLE**  
This item was pulled and referred back to the Planning Advisory Committee by Council directive.

8.b.5 **AMENDMENTS TO TRAFFIC BY-LAW NUMBER 12967  
SCHEDULE "Q" – STOP SIGNS AT INTERSECTIONS AND  
SCHEDULE "Y" – YIELD RIGHT-OF-WAY SIGNS**

Moved by Councillor Miller  
Seconded by Councillor Boyce

REC. NO. 305/15 THAT a by-law to amend Traffic By-law Number 12967, being a By-law to regulate traffic within the corporate limits of The Corporation of the City of Belleville, be prepared for Council's consideration.

- CARRIED -

8.b.6 **HIGHWAY 401 EMERGENCY DETOUR ROUTING (EDR)**

306/15 WHEREAS the Ministry of Transportation (MTO), Ontario Provincial Police (OPP), and representatives from various municipalities comprised a task force to develop Guidelines and Best Practises that will allow a safe and orderly control of traffic on Emergency Detour Routes (EDR);

And Whereas MTO, OPP and municipal staff have reviewed designated Emergency Detour Routes in the municipality in case of a closure of Highway 401;

And Whereas MTO will assist municipalities regarding location of signs and trailblazers on EDR;

And Whereas MTO will supply EDR signs to municipalities;

And Whereas the municipality will erect and maintain EDR signs on roads under their jurisdiction;

Now Therefore be it resolved that the City of Belleville agrees to erect EDR signing on the designated Emergency Detour Routes as set out in the attached documentation; and

THAT a by-law to amend By-law Number 98-23 being a by-law to regulate load restrictions within

the corporate limits of The Corporation of the City of Belleville, be prepared for Council's consideration.

- CARRIED -

8.b.7 **PURCHASE OF A USED 4X6 GRADER**

REC. NO. 307/15 THAT the Request for Proposal submission from Nortrax Canada Inc. be accepted for the supply and delivery of one (1) used 2013 4x6 grader, in the amount of \$238,220.00, plus \$30,968.60 HST for a total amount of \$269,188.60, 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.8 **OPERATIONAL REVIEW UPDATE**

Moved by Councillor Miller  
Seconded by Councillor Denyes

308/15 THAT pursuant to Manager/Planner of Transit Services Report No. MT/P-2015-06 re: Operational Review Update, Council receive the draft Belleville Transit Operational Review – Conventional Transit.

- CARRIED -

8.b.9 **“ROTARY LOVES KIDS GOLF TOURNAMENT” AND “PARTY IN THE SQUARE” POST EVENT**

Moved by Councillor Denyes  
Seconded by Councillor Thompson

309/15 THAT the request from Rotary Loves Kids concerning the annual “Rotary Loves Kids Golf Tournament” and “Party in the Square” post event on Friday, July 17, 2015 be received and referred to staff for a report to Council for the April 27, 2015 Council Meeting.

- CARRIED -

8.b.10 **TEMPORARY NOISE PERMIT APPLICATION UNDER BY-LAW 2011-180, GREEK "OPA!" FESTIVAL, 70 HARDER DRIVE**

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REC. NO. 310/15 THAT the Holy Trinity Greek Orthodox Church application for the issuance of a Temporary Noise Permit under By-law Number 2011-180 for their outdoor event, the 2<sup>nd</sup> Annual Greek "Opa!" Festival on June 6, 2015 from 10:00 a.m. to 11:00 p.m., be approved.

- CARRIED -

**8. c. COUNCIL INFORMATION MATTERS**

Moved by Councillor Denyes  
Seconded by Councillor Carr

311/15 THAT the following Agenda items be received.

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

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Planning Advisory Committee  
Secretary's April 8, 2015 report in  
connection with the Public Meeting  
Minutes dated March 2, 2015

8.c.2 **LIQUOR LICENCE APPLICATIONS -  
MUNICIPAL INFORMATION FORM**

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The Hot Dog Factory, 394-B Front  
Street, Belleville  
Dugout Grill Inc., 514 Dundas Street  
East, Belleville

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

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- City Council Planning Committee  
Minutes dated March 2, 2015
- Planning Advisory Committee Minutes  
dated March 2, 2015
- Quinte Waste Solutions Board Meeting  
Minutes dated February 4, 2015

- CARRIED -

**8. d. RISE AND REPORT**

Moved by Councillor Boyce  
Seconded by Councillor Denyes

THAT Council rise and report.

- CARRIED -

**9. BY-LAWS**

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

Moved by Councillor Miller  
Seconded by Councillor Carr

REC. NO. 312/15 THAT the following by-laws be read a first time:

2015-72, a by-law to amend By-law Number 2015-02 being a by-law to appoint members to Boards, Committees and Special Committees (MIT and Fairgrounds Committee)

2015-73, 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 (37 Wilkie St.)

2015-74, a by-law to amend Streets and Driveway Controls By-law Number 2001-129

- CARRIED -

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

Moved by Councillor McCaw  
Seconded by Councillor Boyce

313/15 THAT the following by-laws be read a second time:

2015-72  
2015-73  
2015-74

- CARRIED -

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

Moved by Councillor Miller  
Seconded by Councillor Carr

REC. NO. 314/15 THAT the following by-laws be read a third time:

2015-72, a by-law to amend By-law Number 2015-02 being a by-law to appoint members to Boards, Committees and Special Committees (MIT and Fairgrounds Committee)

2015-73, 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 (37 Wilkie St.)

2015-74, a by-law to amend Streets and Driveway Controls By-law Number 2001-129

- CARRIED -

**10. NEW BUSINESS**

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

**11. MOTIONS****11.1 Encroachment Agreement, 3 Applewood Drive**

Moved by Councillor Panciuk  
Seconded by Councillor McCaw

315/15 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.

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



YEAS: Councillor Boyce  
Councillor Carr  
Councillor McCaw  
Councillor Miller  
Councillor Panciuk

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

YEAS: In total number of (5) five

NAYS: In total number of (4) four

The resolution - FAILED -

## 12. NOTICE OF MOTIONS

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

## 13. ANNOUNCEMENTS

Councillor Panciuk thanked residents for their cooperation in regards to winter parking restrictions. He advised that as of April 14 the City's non-winter parking restrictions are in effect, and further, that on-street parking is not permitted on curbed streets between 1a.m. and 6 a.m.

His Worship Mayor Christopher made the following proclamations:

- May 9th as "Walk a Mile in Her Shoes Day" in Belleville
- The week of April 27 – May 3 as "Rail Safety Week"

## 14. CONFIRMATORY BY-LAW

Moved by Councillor Boyce  
Seconded by Councillor Thompson

REC. NO. 316/15 THAT By-law Number 2015-75, a by-law to confirm the proceedings of Council at its meeting held on April 13, 2015, be read a first, second and third time and finally passed this 13th day of April, 2015.

- CARRIED -

15. **ADJOURNMENT**

Moved by Councillor Carr  
Seconded by Councillor McCaw

THAT this session of Council be adjourned.

- CARRIED -

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MAYOR

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CLERK