

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MINUTES

APRIL 14, 2014

MULTI-PURPOSE ROOM – QUINTE SPORTS & WELLNESS CENTRE

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

It is noted that there was a City Council In Camera (closed session) Meeting at 1:30 p.m. to 4:00 p.m. In view of this, City Council met very briefly in open session at 1:30 p.m. to consider approval of the following resolution.

Moved by Councillor Denyes
Seconded by Councillor Miller

THAT City Council enter into In Camera session to consider the following items, pursuant to Section 239 of the Municipal Act.

- In Camera Report regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. DEV-2014-01 regarding advice that is subject to solicitor-client privilege (Pursuant to Section 239(2)(f) of the Municipal Act)
- In Camera Report No. FES-2014-02 regarding labour relations or employee negotiations (Pursuant to Section 239(2)(d) of the Municipal Act)
- Review of the Regular In Camera Minutes of March 24, 2014 and Special In Camera Minutes of March 25, 2014.

- CARRIED -

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

PRESENT His Worship Mayor Ellis

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

(Matt MacDonald, City Clerk)

2. MOMENT OF PRAYER/MEDITATION

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

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Lafferty declared an interest in Councillor Jenkins' motion to delay the Build Belleville Plan regarding downtown Belleville as he is a downtown property owner. 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

None.

5. READING AND CONFIRMATION OF MINUTES

Moved by Councillor Lafferty
Seconded by Councillor Boyce

THAT the Minutes of the Regular Council Meeting of March 24, 2014 and Special Council Meeting of March 25, 2014 and Regular In Camera Meeting of March 24, 2014 and Special In Camera Meeting of March 25, 2014, be approved.

- CARRIED -

His Worship Mayor Ellis showed a video produced by the City's Communications Coordinator, Aaron Bell, of the on-going flooding event in Foxboro. Mayor Ellis thanked the many volunteers, staff, Hastings County staff, Health Unit staff, senior management, local businesses and all those involved in response to the flooding situation.

6. DEPUTATIONS

6. 1 Adam Gosney made a deputation to Council regarding speeding and unsafe driving in the Deerfield Park neighbourhood

Moved by Councillor Denyes
Seconded by Councillor Boyce

THAT the deputation of Adam Gosney to Council regarding speeding and unsafe driving in the Deerfield Park neighbourhood, be received **and referred to the Traffic Advisory Committee.**

- 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 Lafferty
Seconded by Councillor Denyes

THAT the deputation of Arlene Coculuzzi, Executive Director of Big Brothers Big Sisters of Hastings and Prince Edward Counties to Council regarding Ribfest **be approved (with the exception of consideration to waive Socan fees) and referred to staff.**

- CARRIED -

- 6.3 Edie Haslauer, Chair of the BDIA made a deputation to Council supporting the upcoming revitalization of the downtown

Moved by Councillor Boyce
Seconded by Councillor Denyes

THAT the deputation of Edie Haslauer, Chair of the BDIA to Council supporting the upcoming revitalization of the downtown be received.

- CARRIED -

- 6.4 Lise Rouleau made a deputation to Council opposing a motion to delay the Build Belleville Downtown Revitalization Project

Moved by Councillor Miller
Seconded by Councillor Thompson

THAT the deputation of Lise Rouleau to Council opposing a motion to delay the Build Belleville Downtown Revitalization Project be received.

- CARRIED -

- 6.5 Clara Quinn representing Loyalist College made a deputation to Council opposing a motion to delay the Build Belleville Downtown Revitalization Project

Moved by Councillor Denyes
Seconded by Councillor Lafferty

THAT the deputation of Clara Quinn representing Loyalist College to Council opposing a motion to delay the Build Belleville Downtown Revitalization Project be received.

- CARRIED -

- 6.6 Bob Millard representing Build Belleville Downtown revitalization made a presentation to Council opposing a motion to delay the funding of the Build Belleville Downtown revitalization project.

Moved by Councillor Christopher
Seconded by Councillor Denyes

THAT the presentation by Bob Millard representing Build Belleville Downtown revitalization to Council opposing a motion to delay the funding of the Build Belleville Downtown revitalization project, be received.

- CARRIED -

- 6.7 Paula Finkle, business owner and member of the Mayor's Task Force and Ryan Williams of Williams Hotels made a deputation to Council regarding the downtown revitalization and the importance of a revitalized downtown as it pertains to Tourism in the region

Moved by Councillor Miller
Seconded by Councillor Thompson

THAT the deputation by Paula Finkle, business owner and member of the Mayor's Task Force and Ryan Williams of Williams Hotels to Council regarding the downtown revitalization and the importance of a revitalized downtown as it pertains to Tourism in the region, be received.

- CARRIED -

7. CORRESPONDENCE

- 7.1 Letter from Hastings & Prince Edward Counties Health Unit regarding a food handler by-law and subsidized food handler course

Moved by Councillor Miller
Seconded by Councillor Thompson

THAT the March 26, 2014 letter from the Hastings & Prince Edward Counties Health Unit regarding a food handler by-law and subsidized food handler course, be received **and referred to the Acting Director of Corporate Services/City Clerk for a report to Council.**

- CARRIED -

- 7.2 April 9, 2014 letter from the Belleville & District Chamber of Commerce outlining Special Events for the 2014 festival year and requesting assistance

Moved by Councillor Lafferty
Seconded by Councillor Denyes

THAT the April 9, 2014 letter from the Belleville & District Chamber of Commerce outlining Special Events for the 2014 festival year and requesting assistance be received and referred to staff.

- CARRIED -

8. COMMITTEE OF THE WHOLE

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

Moved by Councillor Denyes
Seconded by Councillor Culhane

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

8. a. REPORTS

8.a.1 DOG TAG SALES & ANIMAL CONTROL BY-LAW AMENDMENT

Moved by Councillor Lafferty
Seconded by Councillor Denyes

- REC. NO. 290/14 THAT Council authorizes staff to enter into agreements with retailers and veterinarians for the sale of dog tags as identified in the Chief Building Official's Report CBO-2014-05; and

THAT a by-law to amend By-law Number 2005-206 (the Animal Control By-law) be prepared for Council's consideration as identified in the Chief Building Official's Report CBO-2014-05.

- CARRIED -

8.a.2 **CLEANING OF YARDS BY-LAW**

Moved by Councillor Lafferty
Seconded by His Worship Mayor Ellis

REC. NO. 291/14 THAT a by-law to regulate the Cleaning and Clearing of Yards be **TABLED** until the April 28th, 2014 City Council Meeting.

- CARRIED -

8.a.3 **BAY OF QUINTE LOGO IMPLEMENTATION**

Moved by Councillor Lafferty
Seconded by His Worship Mayor Ellis

292/14 THAT pursuant to the Manager of Economic and Strategic Initiatives Report ECDEV-2014-04 regarding the addition of the Bay of Quinte Regional logo to City stationary and the web site be received and further that staff be authorized to revise the current logo policy to incorporate the Bay of Quinte logo.

- CARRIED -

8. b. **CONSENT ITEMS**

Moved by Councillor Christopher
Seconded by Councillor Thompson

293/14 THAT the following Agenda items be approved with the exception of Items 8.b.6, 8.b.7 and 8.b.8.

- CARRIED -

8.b.1 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 3014, AS AMENDED – 58 DENYES ROAD, TOWNSHIP OF THURLOW, NOW IN THE CITY OF BELLEVILLE, COUNTY OF HASTINGS**
FILE NUMBER: B-77-955
APPLICANT/OWNERS: BONNIE & BRUCE SULLIVAN
AGENT: WATSON LAND SURVEYORS LTD.

REC. NO. 294/14 THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend Zoning By-Law Number 3014, as amended, for the property described as 58 Denyes Road, former Township of Thurlow, now in the City of Belleville, County of Hastings, be APPROVED as follows:

THAT Zoning By-law Number 3014, as amended, be amended by rezoning a portion of the subject lands from “PA – Prime Agriculture” to “RR – Rural Residential” and to a special “PA” zone, respectively.

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.2 **PROPOSED AMENDMENT TO ZONING BY-LAW NUMBER 3014, AS AMENDED – 224 ZION ROAD, TOWNSHIP OF THURLOW, NOW IN THE CITY OF BELLEVILLE, COUNTY OF HASTINGS**
FILE NUMBER: B-77-956
APPLICANT/OWNERS: DEVIN HUFFMAN & LESLIE ROSEBRUGH

295/14 THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend Zoning By-Law Number 3014, as amended, for a portion of the property described as 224 Zion Road, former Township of Thurlow, now in the City of Belleville, County of Hastings, be APPROVED as follows:

THAT Zoning By-law Number 3014, as amended, be amended by rezoning a portion of the subject lands from "PA – Prime Agriculture" to a special "PA" zone to permit a malt house.

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 **ACCEPTANCE OF UNDERGROUND AND WATER SERVICES,
GREEN ACRES II SUBDIVISION
OWNER: E.D. MCDAVITT HOLDINGS LTD.**

REC. NO. 296/14 THAT a by-law to approve and authorize the acceptance of certain underground and water City services in the Green Acres II Subdivision be prepared for Council's consideration.

- CARRIED -

8.b.4 **ACCEPTANCE OF UNDERGROUND AND WATER SERVICES,
SETTLERS RIDGE SUBDIVISION – PHASE 1E
OWNER: SETTLERS RIDGE DEVELOPMENTS INC.**

297/14 THAT a by-law to approve and authorize the acceptance of certain underground and water City services in Phase 1E of the Settlers Ridge Subdivision be prepared for Council's consideration.

- CARRIED -

8.b.5 **LEAF AND YARD WASTE COLLECTION AND DISPOSAL
REQUESTS FOR PROPOSALS FOR CONTRACT NUMBER
EOS-2014-01**

298/14 THAT the Request for Proposal submission from David N. Moore & Son Environmental be accepted for Leaf and Yard Waste Collection and Disposal, in the amount of \$45.00 per tonne for the collection of materials and supply of bins, and \$120.00 per tonne for curbside collection, 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.6 **TREE TRIMMING AND TREE REMOVAL TENDER FORM FOR CONTRACT NUMBER EOS-2014-03**

Moved by Councillor Thompson
Seconded by Councillor Lafferty

REC. NO. 299/14 THAT the tender submission from 809592 Ontario Inc. o/a O'Brien Tree Service be accepted for the Tree Trimming and Tree Removal contract in the amount of \$31,815.00 plus \$4,135.95 HST for a total amount of \$35,950.95, 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.7 **WRITE OFF OF UNCOLLECTIBLE CITY ACCOUNTS RECEIVABLE**

Moved by Councillor Christopher
Seconded by Councillor Culhane

300/14 THAT the attached list of accounts submitted by the Manager of Finance/Deputy Treasurer for write off from the accounts receivable ledgers in the total amount of \$83,649.97 be approved.

- CARRIED -

8.b.8 **PETTY CASH FUNDS**

Moved by Councillor Christopher
Seconded by Councillor Miller

- REC. NO. 301/14 THAT the Manager of Revenue and Taxation's Report No. MRT-2014-05, Petty Cash Funds, be received; and
- THAT By-law Number 2013-104 be rescinded; and,
- THAT a By-law to establish and maintain Petty Cash Funds be prepared for Council's consideration.

- CARRIED -

8.b.9 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

- 302/14 THAT a by-law to appoint Municipal By-law Enforcement Officers for 173 Dundas Street East (TSC Store), be prepared for Council's consideration.

- CARRIED -

8.b.10 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

- 303/14 THAT a by-law to appoint Municipal By-law Enforcement Officers for 330, 334 Dundas Street East (Bay Terrace Towers), be prepared for Council's consideration.

- CARRIED -

8.b.11 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

- 304/14 THAT a by-law to appoint Municipal By-law Enforcement Officers for Neptune Security Services be prepared for Council's consideration.

- CARRIED -

8. c. COUNCIL INFORMATION MATTERS

Moved by Councillor Lafferty
Seconded by Councillor Denyes

REC. NO. 305/14 THAT the following Agenda items be received
save and except Item 8.c.3.a.

8.c.1 **BUILDING SECTION MONTH END REPORT**

Report Period March 2014

8.c.2 **CITY COUNCIL PLANNING ADVISORY COMMITTEE PUBLIC MEETING MINUTES**

Planning Advisory Committee Secretary's April 8, 2014 report in connection with the Public Meeting Minutes dated March 3, 2014

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

a) **Ontario's Long Term Energy Plan**
January 16, 2014 resolution from
The Regional Municipality of Niagara

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

- City Council Planning Committee Minutes dated March 3, 2014
- Planning Advisory Committee Minutes dated March 3, 2014

- CARRIED -

With respect to Council Information Matters Item 8.c.3.a, the following resolution was approved.

Moved by Councillor Jenkins
Seconded by Councillor Lafferty

306/14 THAT Belleville City Council supports the following resolution of The Regional Municipality of Niagara:

WHEREAS the province's recently released Long Term Energy Plan anticipates that consumers will face hydro rates that will rise by 42% over the next five (5) years;

WHEREAS the Minister of Energy recently announced that past FIT prices are driving electricity prices higher and that changes to domestic content requirements for construction of future renewable energy projects are necessary to lower future electricity rates;

WHEREAS the recent auditor-general's report advised of extreme amounts of waste in the energy sector, particularly at Ontario Power Generation and Hydro One, due to high labour costs and generous public sector pension plans;

WHEREAS decisions including but not limited to the cancellation of gas plants in Ontario could cost taxpayers close to \$1.1 billion;

WHEREAS it is essential for the residents and businesses of Niagara to have access to affordable hydro to thrive and prosper;

THEREFORE BE IT RESOLVED:

That the Regional Municipality of Niagara CALL ON Premier Wynne and the Province of Ontario to take immediate action to prevent these and any other rate increases from being implemented; and,

THAT this motion **BE CIRCULATED** to all Ontario municipalities for support.

- CARRIED -

8. d. RISE AND REPORT

Moved by Councillor Lafferty
Seconded by Councillor Culhane

THAT Council rise and report.

- CARRIED -

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

Moved by Councillor Lafferty
Seconded by Councillor Culhane

REC. NO. 307/14 THAT the following by-laws be read a first time:

2014-45, 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 (58 Denyes Road)

2014-46, 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 (224 Zion Road)

2014-47, a by-law to approve and authorize the acceptance of certain underground and water City services in the Green Acres II Subdivision

2014-48, a by-law to approve and authorize the acceptance of certain underground and water City services in Phase 1E of the Settlers Ridge Subdivision

2014-49, a by-law to amend By-law Number 2005-206, being a by-law to provide for the licensing, regulation and registration of dogs, within the City of Belleville

2014-51, a by-law to establish and maintain Petty Cash Funds

2014-52, a by-law to appoint Municipal By-law Enforcement Officers with respect to certain by-laws of the City of Belleville (Neptune Security)

2014-53, 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 330-334 Dundas Street East (Bay Terrace Apartments)

2014-54, 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

- CARRIED -

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

Moved by Councillor Lafferty
Seconded by Councillor Culhane

REC. NO. 308/14 THAT the following by-laws be read a second time:

2014-45	2014-51
2014-46	2014-52
2014-47	2014-53
2014-48	2014-54
2014-49	

- CARRIED -

9. c. THIRD READING OF BY-LAWS

Moved by Councillor Denyes
Seconded by Councillor Miller

REC. NO. 309/14 THAT the following by-laws be read a third time:

2014-45, 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 (58 Denyes Road)

2014-46, 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 (224 Zion Road)

2014-47, a by-law to approve and authorize the acceptance of certain underground and water City services in the Green Acres II Subdivision

2014-48, a by-law to approve and authorize the acceptance of certain underground and water City services in Phase 1E of the Settlers Ridge Subdivision

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2014-54, 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

- CARRIED -

10. **NEW BUSINESS**

Councillor Lafferty sought information from the Director of Fire and Emergency Services, Mark MacDonald, regarding the safety of dangerous goods cargo on trains and what options there are for safety when roads are obstructed at level crossings. The Director of Fire and Emergency Services advised that the issue has been raised with CN and CP rail. A letter to the Minister of Transportation advising of the municipalities concerns is to be prepared for Council's consideration.

Councillor Denyes sought clarification regarding train whistles at crossings.

11. **MOTIONS**

Councillor Lafferty left the meeting as he had previously declared a pecuniary interest.

MOVED by Councillor Jenkins

THAT the present Council delay making any commitment relative to the Downtown portion of Build Belleville which would bind the incoming Mayor and Council.

Motion did not receive a seconder and was not approved.

12. NOTICE OF MOTIONS

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

13. ANNOUNCEMENTS

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

14. CONFIRMATORY BY-LAW

Moved by Councillor Lafferty
Seconded by Councillor Christopher

REC. NO. 310/14 THAT By-law Number 2014-55, a by-law to confirm the proceedings of Council at its meeting held on April 14th, 2014, be read a first, second and third time and finally passed this 14th day of April, 2014.

- CARRIED -

15. ADJOURNMENT

Moved by Councillor Culhane
Seconded by Councillor Denyes

THAT this session of Council be adjourned.

- CARRIED -

MAYOR

CLERK