

# THE CORPORATION OF THE CITY OF BELLEVILLE

## COUNCIL MINUTES

APRIL 24, 2017

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.

### 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 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

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 Miller  
Seconded by Councillor Graham

THAT the Minutes of the Regular Council Meetings of March 27, 2017 and April 10, 2017 be approved.

- CARRIED -

**6. DEPUTATIONS**

- 6.1 OLG formally marked the City of Belleville's first MCA (Municipality Contribution Agreement) payment from OLG for Shorelines Casino Belleville with a ceremonial cheque presentation by Greg McKenzie, Executive Vice-President and COO of OLG

Moved by Councillor Denyes  
Seconded by Councillor Miller

THAT the presentation of a ceremonial cheque by Greg McKenzie, Executive Vice-President and COO of OLG to the City marking the first MCA (Municipality Contribution Agreement) payment from OLG for Shorelines Casino Belleville, be received.

- CARRIED -

His Worship Mayor Christopher and representatives from the Belleville Chamber of Commerce presented a hand-crafted wooden bowl with dice, made by Peter Sporing of the Quinte Woodturners Guild, to Andy LaCroix and Ron Urquhart of the Belleville Shoreline's Casino.

- 6.2 Dwane Barratt, Chair and Marilyn Lawrie, Executive Director, of the Belleville Downtown Improvement Area (BDIA) made a presentation to Council

Moved by Councillor Graham  
Seconded by Councillor Panciuk

THAT the presentation to the City of a cheque in the amount of \$200,000 from the Belleville Downtown Improvement Area (BDIA) for street-side LED lights with banner brackets and electricity outlets installed during Phases 1 and 2 of the City Centre Revitalization Project, be received.

- CARRIED -

- 6.3 Carmela Ruberto, Chair of Community Resource Centre Quinte made a deputation to Council

Moved by Councillor Miller  
Seconded by Councillor Denyes

THAT the deputation to Council by Carmela Ruberto, Chair of Community Resource Centre Quinte outlining fundraising activities to improve the space in the building at 41 Octavia Street, be received.

- CARRIED -

- 6.4 CN Police Constable Phil Cyr & CP Police Constable Paulo Silvester, in cooperation with Belleville Fire, made a deputation to Council

Moved by Councillor Panciuk  
Seconded by Councillor Denyes

THAT the deputation to Council by CN Police Constable Phil Cyr & CP Police Constable Paulo Silvester, in cooperation with Belleville Fire, to promote Rail Safety Week April 24 to 30, 2017 and Operation Life Saver, be received.

- CARRIED -

**7. CORRESPONDENCE**

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

**8. COMMITTEE OF THE WHOLE****MOTION TO GO INTO COMMITTEE OF THE WHOLE TO HEAR AND CONSIDER REPORTS, PASSING OF RECOMMENDATIONS AND RESOLUTIONS WITH COUNCILLOR BOYCE IN THE CHAIR**

Moved by Councillor Miller  
Seconded by Councillor Thompson

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.

- CARRIED -

**8. a. REPORTS**

*The agenda shall include under Reports items that warrant individual attention from Council*

**8.a.1 2018 MUNICIPAL ELECTION – ALTERNATIVE VOTING METHOD AND VOTE COUNTING EQUIPMENT**

Moved by Councillor Denyes  
Seconded by Councillor Panciuk

REC. NO. 260/17 THAT pursuant to the Acting Director of Corporate Services/Clerk's Report No. DCS-2017-19, Council approves the use of an alternative voting method (internet voting) and that a by-law to that effect be prepared for Council's consideration; and

THAT Council approve the use of vote counting equipment (tabulators) and that a by-law to that effect be prepared for Council's consideration."

- CARRIED -

8.a.2 **CONTRACT NO. EOS-2017-07 RE: ASPHALT RESURFACING  
- VARIOUS ROADS**

Moved by Councillor Graham  
Seconded by Councillor Thompson

REC. NO. 261/17 THAT the tender submission from Fitzgibbon Construction Ltd. be accepted for Contract No. EOS-2017-07 re Asphalt Resurfacing – Various Roads in the amount of \$1,034,711.92, plus \$134,512.55 HST, for a total of \$1,169,224.47, 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.

- CARRIED -

8.a.3 **MARSHALL ROAD – PROPOSED SURFACE TREATMENT**

Moved by Councillor Miller  
Seconded by Councillor McCaw

262/17 THAT pursuant to the Manager of Transportation & Fleet Services' Report No. MT&FS-2017-17, Contract No. EOS-2017-06 re Road Resurfacing Contract – Various Locations, be amended to include Marshall Road.

- CARRIED -

8. b. **CONSENT ITEMS**

Moved by Councillor Graham  
Seconded by Councillor Carr

263/17 THAT the following Agenda items be approved with the exception of Items 8.b.2 and 8.b.3.

- CARRIED -

8.b.1 **FRONT STREET PARKING LOT (158-168 FRONT STREET)  
PARKING LICENCE EXTENSION AND AMENDING  
AGREEMENT**

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REC. NO. 264/17 THAT pursuant to the Acting Director of Corporate Services/Clerk's Report No. DCS-2017-18, a by-law be prepared to authorize the Mayor and City Clerk to sign the Licence Extension and Amending Agreement between the Corporation of the City of Belleville and Her Majesty the Queen in Right of Ontario as represented by the Minister of Infrastructure for 20 reserved parking spaces in the parking lot located at 158-168 Front Street.

- CARRIED -

8.b.2 **CONTRACT NO. EOS-2017-10 RE: RIGGS PARKING LOT  
REPAVING PROJECT**

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Moved by His Worship Mayor Christopher  
Seconded by Councillor Miller

265/17 THAT the Tender submission from Fitzgibbon Construction Limited be accepted for Contract No. EOS-2017-10 re: Riggs Parking Lot Repaving Project in the amount of \$44,224.00 plus \$5,749.12 HST for a total amount of \$49,973.12, this being the lowest cost 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.3 **REQUEST FOR EXTENSION TO DRAFT PLAN OF  
SUBDIVISION APPROVAL, HANLEY PARK SUBDIVISION,  
PART OF LOT 14, CONCESSION 1, FORMERLY TOWNSHIP  
OF THURLOW  
OWNER: HANLEY PARK DEVELOPMENTS INC.**

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Moved by Councillor Miller  
Seconded by His Worship Mayor Christopher

REC. NO 266/17 THAT pursuant to Section 51(33) of the Planning Act, the Council of The Corporation of the City of Belleville hereby approves the extension of draft plan approval for Subdivision 12T-02506 until June 30, 2018.

- CARRIED -

8.b.4 **REQUEST FOR EXTENSION TO DRAFT PLAN OF CONDOMINIUM APPROVAL, BLACK BEAR RIDGE, PART OF LOT 11, CONCESSION 5**  
**OWNER: FOXCROFT STATION LIMITED C/O BRIAN MAGEE**  
**AGENT: G.D. JEWELL ENGINEERING INC.**

267/17 THAT pursuant to Section 51(33) of the Planning Act, the Council of The Corporation of the City of Belleville hereby approves the extension of draft plan approval for Condominium 12CD-10501 until May 1, 2019.

- CARRIED -

8.b.5 **ENCROACHMENT AGREEMENT 85/87 MOIRA STREET WEST**

268/17 THAT a by-law to approve and authorize an Encroachment Agreement (pertaining to 85/87 Moira Street West) between The Corporation of the City of Belleville and Malcolm Brothers Incorporated pursuant to Parts II and III of The Municipal Act, 2001, be prepared for Council's consideration.

- CARRIED -

8.b.6 **ENCROACHMENT AGREEMENT FOR 207A FRONT STREET**

269/17 THAT a by-law to approve and authorize an Encroachment Agreement (pertaining to 207A Front Street) between The Corporation of the City of Belleville, Paul Dinkel and Noytal Enterprises Limited pursuant to Parts II and III of The Municipal Act, 2001, be prepared for Council's consideration.

- CARRIED -

8.b.7 **CULTURAL HERITAGE DESIGNATION UNDER THE ONTARIO HERITAGE ACT, EDGEHILL, 338 CHARLES STREET, BELLEVILLE, ONTARIO**

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REC. NO. 270/17 THAT Council approves the designation of the property at 338 Charles Street to be of cultural heritage value or interest to the City of Belleville; and

THAT the City Clerk be directed to give notice of the City's intention to designate under the provisions of Part IV of the Ontario Heritage Act."

- CARRIED -

8.b.8 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED GRANT ALLOCATION FOR 199 FRONT STREET, BELLEVILLE, ONTARIO**

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271/07 THAT the Grant allocation for 199 Front Street recommended by the Façade Improvement Committee as set out in Special Projects Planner's Report PP-2017-22, Façade Improvement Program – Proposed Grant Allocation for 199 Front Street, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee; and

THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient 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.9 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED GRANT ALLOCATION FOR 101 FRONT STREET, BELLEVILLE, ONTARIO**

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272/17 THAT the Grant allocation for 101 Front Street recommended by the Façade Improvement Committee as set out in Special Projects Planner's Report PP-2017-23, Façade Improvement Program – Proposed Grant Allocation for 101 Front Street, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee; and



THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient 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.10 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED GRANT ALLOCATION FOR 11 VICTORIA AVENUE, BELLEVILLE, ONTARIO**

REC. NO. 273/17 THAT the Grant allocation for 11 Victoria Avenue recommended by the Façade Improvement Committee as set out in Special Projects Planner's Report PP-2017-24, Façade Improvement Program – Proposed Grant Allocation for 11 Victoria Avenue, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee; and

THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient 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.11 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED GRANT ALLOCATION FOR 293 FRONT STREET, BELLEVILLE, ONTARIO**

274/17 THAT the Grant allocation for 293 Front Street recommended by the Façade Improvement Committee as set out in Special Projects Planner's Report PP-2017-25, Façade Improvement Program – Proposed Grant Allocation for 293 Front Street, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee; and

THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient 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.12 **EXCLUDED EXPENSES AS REQUIRED BY ONTARIO  
REGULATION 284/09**

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REC. NO. 275/17 THAT Report No. DDF-2017-02 dated April 24, 2017 regarding Excluded Expenses as Required by the Municipal Act, 2001, Ontario Regulation 284/09 be received.

- CARRIED -

**8. c. COUNCIL INFORMATION MATTERS**

Moved by Councillor Denyes  
Seconded by Councillor McCaw

276/17 THAT the following Agenda items be received save and except Items 8.c.1 and 8.c.2.(a).

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

Report Period March 2017

8.c.2 **REQUEST SUPPORT OF THE  
FOLLOWING LETTERS/RESOLUTIONS**

(a) **Request Minister of Municipal Affairs to Rescind Proposed Building Code Change B-08-09-03 Regarding Mandatory Septic Tank Pump Outs, Records Retention, Municipal Administration and Enforcement**

April 4, 2017 resolution from Township of Perth East

(b) **Request Support for Private Member's Bill that Government Halt all Wind Power Approvals in Unwilling Host Communities**

April 12, 2017 resolution from the Municipality of Dutton Dunwich

(c) **Request that Ontario Minister of Environment and Climate Change Explicitly Ban Construction of Incinerators and Phase Out Use of Existing Incinerators in Ontario**

April 4, 2017 resolution from the Municipality of Port Hope

- CARRIED -

With respect to Council Information Matters Item 8.c.1 (Building Section Month End Report), the following resolution was approved.

Moved by Councillor Denyes  
Seconded by Councillor Thompson

REC. NO. 277/17 THAT Council Information Matters Item 8.c.1 (Building Section Month End Report) be received.

- CARRIED -

With respect to Council Information Matters Item 8.c.2 (a) (Request Minister of Municipal Affairs to Rescind Proposed Building Code Change B-08-09-03 Regarding Mandatory Septic Tank Pump Outs, Records Retention, Municipal Administration and Enforcement), the following resolution was approved.

Moved by His Worship Mayor Christopher  
Seconded by Councillor Thompson

278/17 THAT Council Information Matters Item 8.c.2 (a) (Request Minister of Municipal Affairs to Rescind Proposed Building Code Change B-08-09-03 Regarding Mandatory Septic Tank Pump Outs, Records Retention, Municipal Administration and Enforcement), be received.

- CARRIED -

**8. d. RISE AND REPORT**

Moved by Councillor Miller  
Seconded by Councillor McCaw

THAT Council rise and report.

- CARRIED -

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

Moved by Councillor Thompson  
Seconded by Councillor Graham

REC. NO. 279/17 THAT the following by-laws be read a first time:

2017-82, a by-law to authorize the use of Optical Scanning Vote Tabulators for the Municipal Elections to be held in 2018 and being a by-law to authorize the use of Internet Voting as an Alternative Voting Method for the Municipal Elections to be held in 2018

2017-83, a by-law to authorize the purchase of land from Thomas and Cairine Bongard

2017-84, a by-law to approve and authorize an Encroachment Agreement (pertaining to 85/87 Moira Street West) between The Corporation of the City of Belleville and Malcolm Brothers Limited pursuant to Parts II and III of The Municipal Act, 2001

2017-85, a by-law to approve and authorize an Encroachment Agreement (pertaining to 207A Front Street) between The Corporation of the City of Belleville, Paul Dinkel and Noyal Enterprises Limited pursuant to Parts II and III of The Municipal Act, 2001

2017-86, a by-law to establish an OLG Municipality Contribution Agreement Reserve Fund

- CARRIED -

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

Moved by Councillor Denyes  
Seconded by Councillor Boyce

REC. NO. 280/17 THAT the following by-laws be read a second time:

2017-82  
2017-83  
2017-84  
2017-85  
2017-86

- CARRIED -

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

Moved by Councillor Miller  
Seconded by Councillor Graham

281/17 THAT the following by-laws be read a third time:

2017-82, a by-law to authorize the use of Optical Scanning Vote Tabulators for the Municipal Elections to be held in 2018 and being a by-law to authorize the use of Internet Voting as an Alternative Voting Method for the Municipal Elections to be held in 2018

2017-83, a by-law to authorize the purchase of land from Thomas and Cairine Bongard

2017-84, a by-law to approve and authorize an Encroachment Agreement (pertaining to 85/87 Moira Street West) between The Corporation of the City of Belleville and Malcolm Brothers Incorporated pursuant to Parts II and III of The Municipal Act, 2001

2017-85, a by-law to approve and authorize an Encroachment Agreement (pertaining to 207A Front Street) between The Corporation of the City of Belleville, Paul Dinkel and Noytal Enterprises Limited pursuant to Parts II and III of The Municipal Act, 2001

2017-86, a by-law to establish an OLG Municipality Contribution Agreement Reserve Fund

- CARRIED -

## 10. NEW BUSINESS

Moved by Councillor Panciuk  
Seconded by Councillor Boyce

REC. NO. 282/17 THAT the 2017 Council Meeting Schedule be amended to cancel the Monday, August 14, 2017 regular meeting as a result of Council members attending the AMO 2017 Conference in Ottawa from August 13 to 16, 2017.

- CARRIED -

Councillor Carr spoke about concerns raised to him by residents regarding rural internet access and the costs. He requested a staff report on programs available to increase coverage and speed as well as details on cost / affordability. Councillor Carr would like to invite Eastern Ontario Regional Network representatives to a Council Meeting after a staff report has been presented to Council to further discuss the matter.

Councillor Carr spoke about concerns raised to him by residents regarding resurfacing of Ashley Street in Foxboro. He requested a staff report on resurfacing to extend the life of this road to bridge to the reconstruction period. As well, he noted four (4) items that he would like to see included on the Agenda for the Strategic Planning Sessions on May 25 & 26, 2017 as follows: Residential Development Strategies – Housing Options/Demand – Real Estate Trends, Community Survey, Downtown Revitalization and Return on Investment Business Plan, Tourism and Private Sector Investment Business Plan.

Councillor Panciuk also requested to add an item regarding long term planning and extension of residential and commercial services in the west end of Ward 1 as well as Ward 2 (water/sewer).

**11. MOTIONS**

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

**12. NOTICE OF MOTIONS**

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

**13. ANNOUNCEMENTS**

His Worship Mayor Christopher made the following proclamations:

- The month of May as "Community Living Month" in the City of Belleville
- The week of May 7 to 13, 2017 as "National Hospice Palliative Care Week" in the City of Belleville
- The month of May as "International Building Safety Month"
- The week of April 24 to 30, 2017 as "Rail Safety Week"

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

- Eastern Ontario Mayors' Caucus Meeting
- Chamber of Commerce Mayor's Breakfast
- MPP Rinaldi's Funding Announcement Supporting Students in Quinte and Surrounding Area
- OAPSB Zone 2 Meeting
- Installation of Dr. Ann Marie Vaughan
- Trash Bash
- VIQ 50<sup>th</sup> Anniversary Celebration Gala

Councillor Boyce announced the Green Task Force is hosting a seedling give away on April 29, 2017 in the Market Square beginning at 7:30 a.m. (Limited to a maximum of ten [10] seedlings per household.)

**14. CONFIRMATORY BY-LAW**

Moved by Councillor Miller  
Seconded by Councillor Boyce

REC. NO. 283/17 THAT By-law Number 2017-87, a by-law to confirm the proceedings of Council at its meeting held on April 24, 2017, be read a first, second and third time and finally passed this 24<sup>th</sup> day of April, 2017.

- CARRIED -

**15. ADJOURNMENT**

Moved by Councillor Panciuk  
Seconded by Councillor Carr

THAT this session of Council be adjourned.

- CARRIED -

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MAYOR

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CLERK