

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MINUTES

MAY 23, 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.

It is noted that there was a City Council In Camera (closed session) Meeting at 2:00 p.m. to 4:00 p.m. In view of this, City Council met very briefly in open session at 2:00 p.m. to consider approval of the following resolution.

Moved by Councillor Denyes
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-2017-03 regarding labour relations or employee negotiations (Pursuant to Section 239(2)(d) of the Municipal Act)
- In Camera Report No. DCS-2017-26 regarding potential acquisition/disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. DCS-2017-28 regarding potential acquisition/disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. SPM-2017-01 regarding labour relations or employee negotiations (Pursuant to Section 239(2)(d) of the Municipal Act)
- Review of the Regular In Camera Minutes of May 8, 2017.

- 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 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

His Worship Mayor Christopher declared a Pecuniary Interest in the readings of By-law Number 2017-106 dealing with the execution of a Lease Surrender Agreement between the Corporation of the City of Belleville and Belleville Sports and Entertainment Corp., a subsidiary of BSE Ventures Inc., doing business as Belleville Bulls Hockey Club, as he is a part owner of a business that sells sporting goods.

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 Meeting of May 8, 2017 and Regular In Camera Meeting of May 8, 2017 be approved.

- CARRIED -

6. DEPUTATIONS

- 6.1 Tanya Baldwin, Kevin Bazkur and Kristie Meiklejohn of the Green Trust made a deputation to Council

Moved by Councillor Miller
Seconded by Councillor Thompson

THAT the deputation to Council by Tanya Baldwin, Kevin Bazkur, and Kristie Meiklejohn of the Green Trust providing information on a Public Art Installation/Downtown Belleville be **received and referred to staff.**

- CARRIED -

- 6.2 Jennifer McTavish and representatives of Park Dale Public School made a deputation to Council

Moved by Councillor Boyce
Seconded by Councillor McCaw

THAT the deputation to Council by Jennifer McTavish and representatives of Park Dale Public School informing Council of the Mayor's Ride in Partnership with Park Dale School on June 5, 2017 for Bike Month, be received.

- CARRIED -

- 6.3 Tanya Hill, Health Promoter, Hastings Prince Edward Public Health made a deputation to Council

Moved by Councillor Miller
Seconded by Councillor Denyes

THAT the deputation to Council by Tanya Hill, Health Promoter, Hastings Prince Edward Public Health on the community's plans for the Bay of Quinte Bike Month as well as results of a recent study HPE Public Health conducted on the issue of pedestrian and cycling on Bridge Street East and North Park Street be received.

- CARRIED -

- 6.4 Julia Gosson, Victorian Order of Nurses was scheduled to make a deputation to Council but was unable to attend today's Council Meeting.
- 6.5 Jodie Jenkins and representatives from Grace Inn Homeless Shelter made a deputation to Council

Moved by Councillor McCaw
Seconded by Councillor Denyes

THAT the deputation by Jodie Jenkins and representatives from Grace Inn Homeless Shelter updating Council on the status of the shelter and timelines for moving forward be received.

- CARRIED -

Moved by Councillor Panciuk
Seconded by Councillor Miller

THAT Eric Baragar representing Bridge Street East residents be permitted to make a deputation to Council.

- CARRIED -

- 6.6 Eric Baragar representing Bridge Street East residents made a deputation to Council.

Moved by Councillor Graham
Seconded by Councillor Boyce

THAT the deputation of Eric Baragar representing Bridge Street East residents regarding proposed bicycle lanes on Bridge Street East from Church Street to Haig Road be received and referred to Reports Item 8.a.5 (Amendment to Traffic By-Law Number 12967, Proposed Bicycle Lanes on Bridge Street East from Church Street to Haig Road).

- CARRIED -

- 6.7 Belleville resident Rob Jakes, speaking about bicycle lane infrastructure, made a deputation to Council.

Moved by Councillor Denyes
Seconded by Councillor Panciuk

THAT the deputation of Rob Jakes regarding his support of bicycle lane infrastructure in the City of Belleville be received and referred to Reports Item 8.a.5 (Amendment to Traffic By-Law Number 12967, Proposed Bicycle Lanes on Bridge Street East from Church Street to Haig Road).

- CARRIED -

7. **CORRESPONDENCE**

- 7.1 Letter from Rotary Club of Quinte Sunrise requesting Council approval/assistance with Bay of Quinte Art & Wine Festival

Moved by Councillor Panciuk
Seconded by Councillor Denyes

THAT, as requested in the May 10, 2017 letter from Rotary Club of Quinte Sunrise, in order to assist Rotary Quinte Sunrise in its application for a Special Occasion Permit for the sale and/or service of alcoholic beverages in connection with the Bay of Quinte Art & Wine Festival on June 10, 2017, City Council declares this event a Public Event of municipal significance for the City of Belleville and approves the sale/serving of alcohol on City property; and

THAT the provision contained in Schedule J of By-law Number 2006-140 (a by-law to licence, regulate and govern certain businesses) that prohibits refreshment vehicles from operating within the Downtown Business Improvement Area be waived for Bay of Quinte Art & Wine Festival being held June 10, 2017 at the Front Street Municipal Parking Lot, 164 Front Street and the McDougall Lot in downtown Belleville.

- 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 Graham

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

- CARRIED -

8. a. REPORTS**8.a.1 DOWNTOWN PARKING COMMITTEE – TERMS OF REFERENCE AND COUNCIL MEMBER APPOINTMENTS**

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

Moved by Councillor Miller
Seconded by Councillor Denyes

REC. NO. 316/17 THAT pursuant to the Acting Director of Corporate Services Report No. DCS-2017-25 that the Downtown Parking Committee – Terms of Reference be approved; and

THAT Councillors Boyce, Graham, Miller and Panciuk be appointed to the Downtown Parking Committee; and

THAT a by-law to amend By-law 2017-31 (the Appointment By-law) be prepared for Council's consideration; and,

THAT the recommendations be provided to Council by October 2017."

- CARRIED -

Moved by Councillor Boyce
Seconded by Councillor Miller

REC. NO. 317/17 THAT Councillor Graham be appointed Chair of the Downtown Parking Committee.

- CARRIED -

8.a.2 **VACANT UNIT REBATE PROGRAM UPDATE #1**

Moved by Councillor Boyce
Seconded by Councillor Denyes

318/17 THAT pursuant to the Director of Finance/Treasurer's Report No. DF-2017-15, Council authorize staff to undertake a business consultation process with the local business community to discuss the vacancy rebate program; and

THAT staff report back to Council on the final recommendations and comments.

- CARRIED -

8.a.3 **CONTRACT ENG2017-14, UNIVERSITY AVENUE WATERMAIN REPLACEMENT AND WEST STREET WATERMAIN RELINING (MCFARLAND DRIVE TO TICE CRESCENT)**

Moved by His Worship Mayor Christopher
Seconded by Councillor Miller

319/17 THAT the tender submission from Cobourg Development Services Ltd. be accepted for CONTRACT ENG2017-14 University Avenue Watermain Replacement – McFarland Drive to Tice Crescent and West Street and Tice Crescent Watermain Relining – McFarland Drive to University Avenue in the amount of \$1,585,769.29 plus \$206,150.01 HST for a total dollar amount of \$1,791,919.30 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.a.4 **AMENDMENT TO TRAFFIC BY-LAW NUMBER 12967,
SCHEDULE "B" PARKING RESTRICTIONS, PROPOSED
BICYCLE LANES ON ADAM STREET AND COLLEGE STREET
EAST**

Moved by Councillor Boyce
Seconded by His Worship Mayor Christopher

REC. NO. 320/17 THAT a by-law to approve and authorize an amendment to By-law Number 12967 being a by-law to regulate traffic within the corporate limits of The Corporation of the City of Belleville for the elimination of on-street parking on Adam Street and implementation of dedicated on-street bicycle lanes on Adam Street and College Street East as outlined in Report Number ENG-2017-12, be prepared for Council's consideration.

- CARRIED -

8.a.5 **AMENDMENT TO TRAFFIC BY-LAW NUMBER 12967,
PROPOSED BICYCLE LANES ON BRIDGE STREET EAST
FROM CHURCH STREET TO HAIG ROAD**

Moved by Councillor Boyce
Seconded by His Worship Mayor Christopher

321/17 THAT a by-law to approve and authorize an amendment to By-law Number 12967 being a by-law to regulate traffic within the corporate limits of The Corporation of the City of Belleville for the elimination of on-street parking and designation of bicycle lanes on Bridge Street East as outlined in Report Number ENG-2017-10, 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.a.6 **GRINDING AND RESURFACING OF EASTWOOD PARK DRIVE**

Moved by Councillor Panciuk
 Seconded by Councillor Graham

REC. NO. 322/17 THAT the Manager of Transportation & Fleet Services' Report No. MT&FS-2017-22 regarding the proposed Grinding and Resurfacing of Eastwood Park Drive be received as information.

- CARRIED -

8. b. **CONSENT ITEMS**

Moved by Councillor Boyce
 Seconded by Councillor Denyes

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

- CARRIED -

8.b.1 **PART LOT CONTROL EXEMPTION, POTTERS CREEK SUBDIVISION – PHASE 3, BLOCK 14, PLAN 21M-270 (47 TO 57 RIDGEWAY PLACE) FILE ER-72 OWNER: DUVANCO HOMES INC.**

REC. NO. 323/17 THAT a by-law to exempt Block 14, Registered Plan 21M-270, City of Belleville, County of Hastings from the provisions of Section 50(5) of the Planning Act for a period of 12 months, be prepared for Council's consideration.

- CARRIED -

8.b.2 **DEDICATION OF ROAD WIDENING, 245 NORTH FRONT STREET, PART 1 ON PLAN 21R-24855 PART OF LOT 6, WEST SIDE, NORTH PARK STREET, PLAN GOVERNMENT**

324/17 THAT a by-law to designate and dedicate Part 1 on Plan 21R-24855, 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.3 **DEDICATION OF 0.3 METRE RESERVE, BLOCK 35 ON 21M-273, 18 TO 22 BEVAN DRIVE, CANNIFF MILLS SUBDIVISION – PHASE 7**

325/17 THAT a by-law to designate and dedicate Block 35 on Plan 21M-273, City of Belleville, as part of a public highway and to name same Bevan Drive, be prepared for Council's consideration.

- CARRIED -

8.b.4 **CONTRACT NO. RFT-PRKS-2017-03 RE PARK PAVILION STRUCTURE AT MEMORIAL TRIBUTE GARDEN**

326/17 THAT the tender submission from A.G.C. and Associates Ltd., o/a Absolute General Contractors for Contract No. PRKS-2017-03 re Park Pavilion Structure at Memorial Tribute Garden be accepted in the amount of \$73,000.00 plus \$9,490.00 HST, for a total amount of \$82,490.00, 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 the City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8.b.5 **PURCHASE OF A TRAILER MOUNTED VACUUM LEAF COLLECTOR**

REC. NO. 327/17 THAT the request for proposal submission from FST Canada Inc. o/a Joe Johnson Equipment for the supply and delivery of a Trailer Mounted Vacuum Leaf Collector be accepted in the amount of \$39,551.00 plus \$5,141.63 HST, for a total amount of \$44,692.63, 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 the City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8.b.6 **THE MACDONALD HERITAGE TRAIL PROJECT**

Moved by Councillor Panciuk
Seconded by Councillor Miller

328/17 THAT Recreation, Culture & Community Services Department Curator's Report RCCSC-2017-01, the Macdonald Heritage Trail Project be received.

- CARRIED -

8.b.7 **PROPOSED ASPHALT REMEDIATION FOR ASHLEY STREET**

Moved by Councillor Denyes
Seconded by His Worship Mayor Christopher

329/17 THAT pursuant to Manager of Transportation & Fleet Services' Report No. MT&FS-2017-23, the proposed Asphalt Remediation for Ashley Street be approved.

- CARRIED -

8.b.8 **CURRENT PRACTICES TO CONTROL WILD PARSNIP IN THE CITY OF BELLEVILLE**

REC. NO. 330/17 THAT the Manager of Parks & Open Spaces Report No. MP&OS-2017-02 re Current practices to control Wild Parsnip in the City of Belleville be received as information.”

- CARRIED -

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

331/17 THAT a by-law to appoint a Municipal By-law Enforcement Officer for 135-137 Cannifton Road, be prepared for Council's consideration.

- CARRIED -

8. c. **COUNCIL INFORMATION MATTERS**

Moved by Councillor Miller
Seconded by Councillor Panciuk

332/17 THAT the following Agenda items be received.

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

Report Period April 2017

8.c.2 **ANNUAL REMINDER: REPORTING SUSPECTED RABIES EXPOSURES**

Information from Hastings Prince Edward Public Health

8.c.3 **MUNICIPAL INFORMATION-LIQUOR LICENCE**

62 Saloon, 327 North Front Street

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

(a) Support of Resolution Re:
Request the Province of Ontario to Ease Restrictions of Surplus Dwelling Severances in Areas Zoned Agriculture

April 25, 2017 Resolution from the Town of Lakeshore

- CARRIED -

8. d. RISE AND REPORT

Moved by Councillor Boyce
Seconded by Councillor Panciuk

THAT Council rise and report.

- CARRIED -

9. BY-LAWS

His Worship Mayor Christopher left the Council Chamber due to his previously declared pecuniary interest.

Moved by Councillor Graham
Seconded by Councillor Denyes

REC. NO. 333/17 THAT By-law Number 2017-106, a by-law to approve and authorize the execution of a Lease Surrender Agreement between The Corporation of the City of Belleville and Belleville Sports and Entertainment Corp., A Subsidiary of BSE Ventures Inc., Doing Business as Belleville Bulls Hockey Club, be read a first time.

- CARRIED -

Moved by Councillor Graham
Seconded by Councillor Denyes

334/17 THAT By-law Number 2017-106, a by-law to approve and authorize the execution of a Lease Surrender Agreement between The Corporation of the City of Belleville and Belleville Sports and Entertainment Corp., A Subsidiary of BSE Ventures Inc., Doing Business as Belleville Bulls Hockey Club, be read a second time.

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

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

NAYS: Councillor McCaw

YEAS: In total number of (7) seven

NAYS: In total number of (1) one

The resolution was - CARRIED -

Moved by Councillor Boyce
Seconded by Councillor Graham

REC. NO. 335/17 THAT By-law Number 2017-106, a by-law to approve and authorize the execution of a Lease Surrender Agreement between The Corporation of the City of Belleville and Belleville Sports and Entertainment Corp., A Subsidiary of BSE Ventures Inc., Doing Business as Belleville Bulls Hockey Club, be read a third time.

- CARRIED -

His Worship Mayor Christopher returned to the Council Chamber and assumed the Chair.

9. a. FIRST READING OF BY-LAWS

Moved by Councillor Miller
Seconded by Councillor Denyes

336/17 THAT the following by-laws be read a first time:

2017-103, a by-law to approve and authorize the purchase of certain lands by The Corporation of the City of Belleville from David Anthony Franks and David John Franks

2017-104, a by-law to approve and authorize the purchase of certain lands by The Corporation of the City of Belleville from Hans Jonk and Sheila Jonk

2017-105, a by-law to exempt Block 14, Registered Plan 21M-270, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act for a period of 12 months

2017-107, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O.. 1990, does not apply to the lands identified as Lot 39 west of East Street, Registered Plan 168, City of Belleville, County of Hastings

2017-108, a by-law to designate and dedicate Part 1 on Plan 21R-24855, City of Belleville, as part of a public highway and to name same North Front Street

2017-109, a by-law to designate and dedicate Block 35 on Plan 21M-273, City of Belleville, as part of a public highway and to name same Bevan Drive

2017-110, a by-law to appoint a Municipal By-law Enforcement Officer for the purpose of enforcing By-law Number 9457 and Part III, Section 3 (Parking of Vehicles on Private Property) and Section 6 (Handicapped Parking Zones) of By-law Number 12967, as they affect the area of land and premises known as 135-137 Cannifton Road

- CARRIED -

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

Moved by Councillor Denyes
Seconded by Councillor Graham

REC. NO. 337/17 THAT the following by-laws be read a second time:

2017-103
2017-104
2017-105
2017-107
2017-108
2017-109
2017-110

- CARRIED -

9. c. THIRD READING OF BY-LAWS

Moved by Councillor Boyce
Seconded by Councillor Graham

338/17 THAT the following by-laws be read a third time:

2017-103, a by-law to approve and authorize the purchase of certain lands by The Corporation of the City of Belleville from David Anthony Franks and David John Franks

2017-104, a by-law to approve and authorize the purchase of certain lands by The Corporation of the City of Belleville from Hans Jonk and Sheila Jonk

2017-105, a by-law to exempt Block 14, Registered Plan 21M-270, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act for a period of 12 months

2017-107, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O.. 1990, does not apply to the lands identified as Lot 39 west of East Street, Registered Plan 168, City of Belleville, County of Hastings

2017-108, a by-law to designate and dedicate Part 1 on Plan 21R-24855, City of Belleville, as part of a public highway and to name same North Front Street

2017-109, a by-law to designate and dedicate Block 35 on Plan 21M-273, City of Belleville, as part of a public highway and to name same Bevan Drive

2017-110, a by-law to appoint a Municipal By-law Enforcement Officer for the purpose of enforcing By-law Number 9457 and Part III, Section 3 (Parking of Vehicles on Private Property) and Section 6 (Handicapped Parking Zones) of By-law Number 12967, as they affect the area of land and premises known as 135-137 Cannifton Road

- CARRIED -

10. **NEW BUSINESS**

Councillor Panciuk provided clarification to his request at the April 24th Council Meeting to have an item added to the Strategic Planning Meeting Agenda. He would like the following wording added to his previous request:

“...and that a financial estimate be made available to City Council outlining expected costs to the City to make suitable infrastructure services available for residential development based on the City’s three and ten year development plans. This financial estimate should include expected revenue, cost-recoverable expenses as well as the shortfall and expected method of paying for this work.”

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

Councillor Thompson reminded Council and citizens of the Alzheimer Society Annual "Walk for Memories" taking place on Sunday, May 28 in Zwicks Park. He also spoke about a wood carving made by Jerry Saleh for the Belleville Inclusion Committee on May 10th. A small presentation of the wood carving took place in the gallery with His Worship Mayor Christopher, Councillor Thompson and Councillor Boyce.

His Worship Mayor Christopher made the following proclamations:

- The week of June 4 - 10 as "Pride Week" in the City of Belleville
- The week of June 5 -11 as " Parachute Safe Kids Week" in the City of Belleville

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

- Belleville Inclusion Committee Official Logo Unveiling
- City of Belleville Sport's Hall of Fame Honours & Awards Ceremony
- University Avenue/West Street Public Information Centre
- Association of Ontario Roads & Supervisors (A.O.R.S.) Conference – Belleville will host next year's event
- Quinte Secondary School – Meet/Greet Grade 10 Civics class
- Media release stating MP Neil Ellis will host an announcement in Council Chambers on May 24 at 10:30 a.m. regarding financial assistance for local clean water and waste water projects
- Classic Hits 95.5 / Cool 100 FM radio segment with Fire Chief Mark MacDonald speaking about recent flood situation

Fire Chief Mark MacDonald provided a brief update on the current flood situation noting many municipalities have been affected by the high water level of Lake Ontario. Belleville residents have been very cooperative regarding measures taken by the City. He complimented Recreation, Culture & Community Services staff and Environmental & Operational Services staff especially with vessel relocation as well as sandbagging. He thanked all staff and also local media for providing information to residents.

The Director of Recreation, Culture & Community Services, Mark Fluhrer, also spoke about the recent flood situation and the state of local marinas. While Meyers Pier is still open and operational, Victoria Park and Harbour are shut down until further notice.

14. CONFIRMATORY BY-LAW

Moved by Councillor Miller
Seconded by Councillor Boyce

REC. NO. 339/17 THAT By-law Number 2017-111, a by-law to confirm the proceedings of Council at its meeting held on May 23, 2017, be read a first, second and third time and finally passed this 23rd day of May, 2017.

- CARRIED -

15. ADJOURNMENT

Moved Councillor Boyce
Seconded by Councillor Carr

THAT this session of Council be adjourned.

- CARRIED -

MAYOR

CLERK