

# THE CORPORATION OF THE CITY OF BELLEVILLE

## COUNCIL MINUTES

JUNE 22, 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 4:00 p.m. to 5:00 p.m. In view of this, City Council met very briefly in open session at 4:00 p.m. to consider approval of the following resolution.

Moved by Councillor Boyce  
Seconded by Councillor McCaw

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-2015-20 regarding the potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. MHR-2015-06 regarding personal matters about an identifiable individual (Pursuant to Section 239(2)(b) of the Municipal Act)
- In Camera Report regarding the potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- Review of the Regular In Camera Minutes of June 8, 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        This session of Council opened with the singing of "O Canada" in recognition of Canada Day on July 1st.

**3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF**

Councillor Denyes declared an interest in Reports Item 8.a.1 (Installation of Mid-Block Pedestrian Crossing on College Street West), as she has family members who are residents of Quinte Gardens. She will therefore be refraining from discussion and voting on this matter in view of the possibility that a Pecuniary Interest may be involved.

Councillor Thompson declared an interest in Reports Item 8.a.1 (Installation of Mid-Block Pedestrian Crossing on College Street West), as he is a casual employee of Quinte Gardens. 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 Denyes  
Seconded by Councillor Panciuk

THAT the Minutes of the Regular Council Meeting of June 8, 2015 and the Regular In Camera Meeting of June 8, 2015 be approved.

- CARRIED -

**6. DEPUTATIONS**

- 6.1 Mayor Christopher made a presentation to Yasmina Jamal in recognition of her retirement from the City of Belleville. Yasmina began her employment with the City on May 27, 1980.

Moved by Councillor Graham  
Seconded by Councillor Denyes

That the presentation of Mayor Christopher to Yasmina Jamal in recognition of her retirement from the City of Belleville be received.

- CARRIED -

- 6.2 Patricia DeSilva representing the residents of Quinte Gardens made a deputation to Council.  
Reports Item 8.a.1 refers

Moved by Councillor Boyce  
Seconded by Councillor Graham

THAT the deputation of Patricia DeSilva representing the residents of Quinte Gardens regarding the installation of a traffic light, be received and referred to Reports Item 8.a.1.

- CARRIED -

- 6.3 Mark Turney, Vice President, Operations of Veridian Connections made a deputation to Council.

Moved by Councillor Miller  
Seconded by Councillor Thompson

THAT the deputation of Mark Turney, Vice President, Operations of Veridian Connections reviewing the Quinte Hydraulic Generation and Quinte Solar Generation projects with Council, updating Council on the intention to bid these projects to the anticipated Feed-in-Tariff window opening, and seeking municipal consent for the projects, be received.

- CARRIED -

Moved by Councillor Denyes  
Seconded by Councillor Thompson

THAT the deputation of Mark Turney, Vice President, Operations of Veridian Connections reviewing the Quinte Hydraulic Generation and Quinte Solar Generation projects with Council, updating Council on the intention to bid these projects to the anticipated Feed-in-Tariff window opening, and seeking municipal consent for the projects, be referred to New Business.

- CARRIED -

- 6.4 Edie Haslauer, Board Chair of the Belleville Downtown Improvement Area (BDIA), Karen Parker, Executive Director and Erica Holgate, made a presentation to Council.

Moved by Councillor Miller  
Seconded by Councillor Panciuk

THAT the deputation of Edie Haslauer, Board Chair of the Belleville Downtown Improvement Area (BDIA), Karen Parker, Executive Director and Erica Holgate, outlining the communications that have been done thus far for the Downtown Revitalization Build Belleville Project and providing information on the BDIA's Annual Street Dance on August 14, 2015 be received.

- CARRIED -

## 7. CORRESPONDENCE

- 7.1 May 26, 2015 letter from the Belleville Downtown Improvement Area (BDIA).

Moved by Councillor Miller  
Seconded by Councillor McCaw

THAT the May 26, 2015 letter from the Belleville Downtown Improvement Area (BDIA) regarding their Annual Street Dance on August 14, 2015 be received and referred to Reports Item 8.a.5.

- CARRIED -

- 7.2 June 2, 2015 letter from Habitat for Humanity Prince Edward Hastings regarding their projects at 125 and 131 Golfdale Avenue.

Moved by Councillor Graham  
Seconded by Councillor Denyes

THAT the June 2, 2015 letter from Habitat for Humanity Prince Edward Hastings requesting delay of payment of development charges for 125 and 131 Golfdale Avenue until date of closing, be received **and referred to New Business.**

- CARRIED -

Councillor McCaw rose on a Point of Personal Privilege and was recognized by the Chair. Councillor McCaw spoke in regards to a comment by Councillor Denyes regarding “real estate signs” and questioning Councillor McCaw’s integrity and those in the gallery. Referencing Section 8.8 of the City’s Procedural By-law 2007-194, the Chair called a recess. Upon rising from recess, the Chair ruled there was no breach of privilege. Councillor Panciuk then challenged the ruling of the Chair and requested a Recorded Vote. Members of Council were asked to vote on **sustaining the ruling of the Chair by Recorded Vote.**

YEAS: Councillor Denyes  
Councillor Graham  
Councillor Miller  
Councillor Thompson

NAYS: Councillor Boyce  
Councillor Carr  
Councillor McCaw  
Councillor Panciuk

His Worship Mayor Christopher

YEAS: In total number of (5) five  
NAYS: In total number of (4) four

The **motion appealing the ruling of the Chair**, being that there was no breach of privilege, **failed** and the **ruling of the Chair was sustained**.

## 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 Carr

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

- CARRIED -

### 8. a. **REPORTS**

#### 8.a.1 **INSTALLATION OF MID-BLOCK PEDESTRIAN CROSSING ON COLLEGE STREET WEST**

Councillor Denyes and Councillor Thompson left the Council Chamber due to their previously declared Pecuniary Interest.

Following resolution was before Council:

Moved by Councillor Graham  
Seconded by Councillor Panciuk

REC. NO. 495/15 THAT the Traffic Advisory Committee recommends to the Council of the Corporation of the City of Belleville that a mid-block pedestrian crossing be installed on College Street West in

the vicinity of Quinte Gardens Retirement Facility; and,

THAT Staff recommends that the issue be referred to the 2016 Capital Budget for consideration.

Council discussed the motion and the following Amending Motion was put forward:

Moved by Councillor Panciuk  
Seconded by Councillor McCaw

REC. NO. 496/15      **THAT Council amend the 2015 Capital Budget and that the project be funded through the Capital Levy Reserve Fund.**

- CARRIED -

A Recorded vote was requested on the **main motion as amended:**

YEAS: Councillor Boyce	NAYS: Councillor Graham
Councillor Carr	Councillor Miller
Councillor McCaw	His Worship Mayor Christopher
Councillor Panciuk	

YEAS: In total number of (4) four  
NAYS: In total number of (3) three

The resolution was      **- CARRIED**

Councillor Denyes and Councillor Thompson returned to the Council Chamber at the conclusion of the vote.

8.a.2      **REQUEST FOR PROPOSAL ENG2015-16 – SUPPLY OF STREET LIGHT AND TRAFFIC SIGNAL POLES AND LUMINAIRES FOR THE CITY OF BELLEVILLE**

Moved by His Worship Mayor Christopher  
Seconded by Councillor Denyes

497/15      THAT the Request for Proposal submission from King Luminaire Company Inc. be accepted for RFP-ENG2015-16 for the Supply of Street Light and Traffic Signal Poles and Luminaires for the City of Belleville in the amount of \$924,475.00 plus \$120,181.75 HST for a total amount of

\$1,044,656.75, this being the lowest cost and 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 **FAÇADE IMPROVEMENT PROGRAM – REVISED GRANT ALLOCATION, 228 FRONT STREET, BELLEVILLE, ONTARIO**

Moved by His Worship Mayor Christopher  
Seconded by Councillor Panciuk

REC. NO. 498/15 THAT the Grant allocation recommended by the Façade Improvement Committee as set out in Special Projects Planner's Report PP-2015-17, Façade Improvement Program – Revised Grant Allocation 228 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.a.4 **REQUEST FOR PROPOSALS – NEW FIRE STATION, OLD HIGHWAY #2**

Moved by Councillor Denyes  
Seconded by Councillor Carr

499/15 THAT the Request for Proposals submission from Jeffrey G. Wallans Inc. be accepted for the construction of a new Fire Station on Old Highway #2, in the amount of \$807,800.00 (Base Bid \$776,000 plus Options \$31,800), plus \$105,014.00 HST for a total amount of \$912,814.00 this being the lowest cost and 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.

- CARRIED -

8.a.5 **BELLEVILLE DOWNTOWN IMPROVEMENT AREA ANNUAL STREET DANCE**

Moved by Councillor Thompson  
Seconded by Councillor Boyce

REC. NO. 500/15 THAT the requests from Belleville Downtown Improvement Area (BDIA) contained in their letter of May 26, 2015 concerning the Annual Street Dance, Friday, August 14, 2015, be approved; and,

THAT Council approve the use of City sidewalks and parking spaces within the requested area for the Annual Street Dance; and,

THAT the section of Bridge Street between Front Street and Coleman Street be closed to traffic from 3:30 pm to 12:00 midnight on Friday, August 14, 2015 for the Belleville Downtown Improvement Area Annual Street Dance.

- CARRIED -

8. b. **CONSENT ITEMS**

Moved by Councillor Thompson  
Seconded by Councillor Denyes

501/15 THAT the following Agenda items be approved with the exception of Items 8.b.1 and 8.b.4.

- CARRIED -

8.b.1 **REQUEST FOR PROPOSALS RFP-ENG2015-19 CONSULTING SERVICES FOR THE DESIGN AND CONTRACT ADMINISTRATION OF THE BELL CREEK BRIDGE REHABILITATION**

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REC. NO. 502/15 Moved by His Worship Mayor Christopher  
Seconded by Councillor Graham

THAT the Request for Proposals RFP-ENG2015-19 submission from HP Engineering Inc. be accepted for the Design and Contract Administration of the Bell Creek Bridge Rehabilitation in the amount of \$81,895.00 plus \$10,646.35 HST for a total dollar amount of \$92,541.35, this being the lowest and 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.b.2 **AMENDED RESOLUTION – 180 HAIG ROAD, CITY OF BELLEVILLE, MUNICIPAL SUPPORT FOR ROOFTOP SOLAR SYSTEMS IN THE CITY OF BELLEVILLE**

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503/15 WHEREAS SPN LP 14 (the “Applicant”) proposes to construct and operate a rooftop solar project (the “Project”) on 180 Haig Road, Belleville, Ontario (the “Lands”) in the City of Belleville under the Provinces FIT Program;

AND WHEREAS the Applicant has requested that the Council of The Corporation of the City of Belleville indicate by resolution Council’s support for the construction and operation of the Project on the Property;

AND WHEREAS, pursuant to the FIT Rules, Version 4.0, Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Point, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts;

NOW THEREFORE BE IT RESOLVED THAT:

The Council of The Corporation of the City of Belleville supports the construction and operation of the Project on the Lands. This resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be used for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

- CARRIED -

8.b.3 **PURCHASE OF A 2015 COMMERCIAL HOIST, TWO POSTS, 20,000 LBS CAPACITY**

REC. NO. 504/15 THAT the request for proposal submission from Novaquip Lifting Systems Inc. be accepted for the supply and installation of a 2015 Commercial Hoist, in the amount of \$39,890.00 plus \$5,185.70 HST for a total of \$45,075.70, 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.4 **TRIAL BUS ROUTE – ROUTE # 10**

Moved by Councillor Denyes  
Seconded by Councillor Graham

505/15 THAT pursuant to Manager/Planner Transit Services Report No. M/PTS-2015-07, Council endorse the implementation of the trial bus route identified as Trial Route #10 for the period of one (1) year.

- CARRIED -

8.b.5 **2013 MUNICIPAL PERFORMANCE MEASUREMENT PROGRAM**

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REC.NO 506/15 THAT the Director of Finance/Treasurer's Report No. DF-2015-12 (2013 Municipal Performance Measurement Program), be received.

- CARRIED -

8.b.6 **MUNICIPAL BY-LAW ENFORCEMENT OFFICER**

507/15 THAT a by-law to appoint a Municipal By-law Enforcement Officer for Royal LePage ProAlliance Realty for Empire Square – 353, 357 and 321 Front Street be prepared for Council's consideration.

- CARRIED -

**8. c. COUNCIL INFORMATION MATTERS**

Moved by Councillor Carr  
Seconded by Councillor McCaw

508/15 THAT the following Agenda item be received.

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

Report Period May 2015

- CARRIED -

**8. d. RISE AND REPORT**

Moved by Councillor Carr  
Seconded by Councillor Panciuk

THAT Council rise and report.

- CARRIED -

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

Moved by Councillor Carr  
Seconded by Councillor Miller

REC. NO. 509/15 THAT the following by-laws be read a first time:

2015-126, a by-law to approve and authorize the sale of property by The Corporation of the City of Belleville to Stan Klemencic Builder Ltd. (Linton Park & Rollins/Chelford Drive)

2015-127, a by-law to amend By-law 2015-77 being a by-law to stop up, close, approve and authorize the conveyance of land in the City of Belleville (revised Schedule A)

2015-128, a by-law to amend By-law Number 2012-200, being a by-law to prohibit and regulate the being at large or trespassing of cats and other animals (other than dogs) within the City of Belleville

2015-129, 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 353, 357, 321 et al, Front Street (Empire Square)

2015-130, 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 (Parking - Foster Avenue) (FIRST READING ONLY)

- CARRIED -

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

Moved by Councillor Graham  
Seconded by Councillor Carr

REC. NO. 510/15 THAT the following by-laws be read a second time:

2015-126  
2015-127  
2015-128  
2015-129

- CARRIED -

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

Moved by Councillor Carr  
Seconded by Councillor Boyce

511/15 THAT the following by-laws be read a third time:

2015-126, a by-law to approve and authorize the sale of property by The Corporation of the City of Belleville to Stan Klemencic Builder Ltd. (Linton Park & Rollins/Chelford Drive)

2015-127, a by-law to amend By-law 2015-77 being a by-law to stop up, close, approve and authorize the conveyance of land in the City of Belleville (revised Schedule A)

2015-128, a by-law to amend By-law Number 2012-200, being a by-law to prohibit and regulate the being at large or trespassing of cats and other animals (other than dogs) within the City of Belleville

2015-129, 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 353, 357, 321 et al, Front Street (Empire Square)

- CARRIED -

**10. NEW BUSINESS**

Moved by Councillor Denyes  
Seconded by Councillor Miller

REC. NO. 512/15 WHEREAS capitalized terms not defined herein have the meanings ascribed to them in the FIT Rules, Version 4.0.

AND WHEREAS Quinte Hydraulic Generation Inc. (the "Applicant") proposes to construct and operate three (3) hydraulic generation stations (the "Project") on Quinte Conservation Dams Holgate, Wishart and Lott (the "Lands") in the Moira River in the City of Belleville under the province's FIT Program;

AND WHEREAS the Applicant has requested that Council of the City of Belleville indicate by resolution Council's support for the construction and operation of the Project on the Property;

AND WHEREAS pursuant to the FIT Rules, Version 4.0, Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other Persons applying for FIT Contracts;

NOW THEREFORE BE IT RESOLVED THAT Council of the City of Belleville supports the construction and operation of the Project on the Lands;

This resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be used for the purpose of any other form of municipal approval in relation to the Application or Project, or for any other purpose.

- CARRIED -

Moved by Councillor Thompson  
Seconded by Councillor Graham

REC. NO. 513/15

WHEREAS capitalized terms not defined herein have the meanings ascribed to them in the FIT Rules, Version 4.0.

AND WHEREAS Quinte Solar Generation Inc. (the "Applicant") proposes to construct and operate Solar (Rooftop) generation projects (the "Projects") at the locations as noted (being; 75 Wallbridge Crescent and 29 Ritz Road)(the "Lands") in the City of Belleville under the province's FIT Program;

AND WHEREAS the Applicant has requested that Council of the City of Belleville indicate by resolution Council's support for the construction and operation of the Projects on the Properties ;

AND WHEREAS pursuant to the FIT Rules, Version 4.0, Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other Persons applying for FIT Contracts;

NOW, THEREFORE, BE IT RESOLVED THAT THE Council of the City of Belleville supports the construction and operation of the Projects on the Lands.

This resolution's sole purpose is to enable the participants in the FIT Program to receive Priority Points under the FIT Program and may not be used for the purpose of any other form of municipal approval in relation to the Application or Projects, or for any other purpose.

- CARRIED -



Moved by Councillor Miller  
Seconded by Councillor Thompson

REC. NO. 514/15 THAT Council support the request to delay payment of development charges for 125 and 131 Golfdale Avenue until date of closing as outlined in the June 2, 2015 letter from Habitat for Humanity Prince Edward Hastings.

- CARRIED -

## 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 Boyce thanked the Hastings and Prince Edward Counties Health Unit for their efforts in organizing this year's Commuter Challenge and Bike Month. He noted the many good trails and roads available for bike traffic in and around the city and thanked Doug's Bicycle for donating the use of a bike so he could participate in this event.

Councillor Panciuk announced that Quinte Conservation is running a Summer Education Program, four – one week sessions for children between 7 and 13 years of age.

On Friday, July 3<sup>rd</sup> the Pam Am Torch Run comes to Belleville. Councillor Panciuk announced that Belleville has been chosen to host a regional community event as part of the Torch Run, and the Chamber of Commerce is hosting this event at West Zwick's Park from 5 – 8 p.m. on July 3<sup>rd</sup>. Entertainment, the lighting of a giant cauldron and a sports festival will be featured. There will be free parking, free admission and free food samples.

His Worship Mayor Christopher proclaimed that June is Brain Injury Awareness Month in the City of Belleville, and on Saturday, June 27<sup>th</sup> Pathways to Independence is hosting the "Acquired Brain Injury Awareness Walk" at Zwick's Park.

His Worship Mayor Christopher reported several members of Council joined on the 1<sup>st</sup> Annual Mayor's Bike Ride on Saturday, June 20<sup>th</sup> which was a great success. Mayor Christopher attended Barber's Flowers celebration of their 125<sup>th</sup> anniversary where it was noted that five generations of the family have worked in the business; the opening of Elite Fashion in the downtown core; the Strong Kids event hosted by the YMCA; and Summerlicious sponsored by the BDIA which was a great success.

#### 14. CONFIRMATORY BY-LAW

Moved by Councillor Miller  
Seconded by Councillor Carr

REC. NO. 515/15 THAT By-law Number 2015-131, a by-law to confirm the proceedings of Council at its meeting held on June 22, 2015, be read a first, second and third time and finally passed this 22nd day of June, 2015.

- CARRIED -

#### 15. ADJOURNMENT

Moved by Councillor Miller  
Seconded by Councillor Carr

THAT this session of Council be adjourned.

- CARRIED -

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MAYOR

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CLERK