

# THE CORPORATION OF THE CITY OF BELLEVILLE

## COUNCIL MINUTES

SEPTEMBER 11, 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 3:15 p.m. to 4:00 p.m. In view of this, City Council met very briefly in open session at 3:15 p.m. to consider approval of the following resolution.

Move by Councillor Miller  
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. DF-2017-30 regarding advice that is subject to solicitor-client privilege (Pursuant to Section 239(2)(f) of the Municipal Act)
- Review of the Regular In Camera Minutes of August 28, 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**

Councillor Miller declared an interest in Deputations Item 6. 3 and Reports Item 8.a.2 (Vacant Unit Rebate Program) as his spouse is employed by an affected company (Pan Properties). He will therefore be refraining from discussion and voting on this matter in view of the possibility that a Pecuniary Interest may be involved.

Councillor Panciuk declared an interest in Deputations Item 6.2 and 8.b.3 (City of Belleville Grant Committee recommendation) as he owns a business in direct competition. He will therefore be refraining from discussion and voting on this matter in view of the possibility that a Pecuniary Interest may be involved.

Councillor McCaw also declared an interest in Deputations Item 6.2 and 8.b.3 (City of Belleville Grant Committee recommendation) as she also owns a business in direct competition. She 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 Boyce

THAT the Minutes of the Regular Council Meeting of August 28, 2017 and Regular In Camera Meeting Minutes of August 28, 2017 be approved.

- CARRIED -

**6. DEPUTATIONS**

- 6.1 Staff Members of Highland Shores Children’s Aid and The Children’s Foundation made a deputation to Council

Moved by Councillor Thompson  
Seconded by Councillor Boyce

THAT the deputation by Staff Members of Highland Shores Children’s Aid and The Children’s Foundation regarding Child Abuse Prevention Month be received.

- CARRIED -

The Purple Ribbon Campaign will take place in the downtown.

Councillor McCaw and Councillor Panciuk left the Council Chamber due to a previously declared pecuniary interest.

- 6.2 April Meeks of Shoeless Joe’s in partnership with the Belleville Senators made a deputation to Council

Moved by Councillor Boyce  
Seconded by Councillor Denyes

THAT the deputation of April Meeks of Shoeless Joe’s in partnership with the Belleville Senators regarding a charity event on September 24, be received.

- CARRIED -

Councillor McCaw and Councillor Panciuk returned to the Council Chamber.

- 6.3 Jill Raycroft, CEO, Belleville Chamber of Commerce made a deputation to Council  
Reports Item 8.a.2 refers

Councillor Miller left the Council Chamber during the first portion of the deputation due to a previously declared pecuniary interest. He returned for the portion on Doors Open 2017.

Moved by Councillor Panciuk  
Seconded by Councillor Graham

THAT the deputation of Jill Raycroft, CEO, Belleville Chamber of Commerce regarding Vacant Unit Rebate program be received and referred to Reports Item 8.a.2; and

THAT the deputation regarding Doors Open 2017, be received.

- CARRIED -

## **7. CORRESPONDENCE**

- 7.1 Letter from Gleaners Food Bank requesting assistance with their Annual City Wide Food Drive

Moved by Councillor Miller  
Seconded by Councillor Denyes

THAT the letter from Susanne Quinlan, Director of Operations, Gleaners Food Bank, seeking support for Gleaners Annual City Wide Food Drive on Sunday, October 15, 2017 from 12:00 noon to 5:00 p.m. be received; and,

THAT Council approves the requests for assistance as outlined in the letter received from the Gleaners Food Bank.

- 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 Boyce  
Seconded by Councillor Denyes

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 CONTRACT ENG2017-09, STRACHAN STREET, SOUTH PARK STREET AND CAMERON STREET SEWER SEPARATION AND ROAD RECONSTRUCTION PROJECT**

Moved by Councillor McCaw  
Seconded by Councillor Panciuk

REC. NO. 451/17 THAT the tender submission from H&H Construction Inc. be accepted for CONTRACT ENG2017-09 Strachan Street, South Park Street and Cameron Street Sewer Separation and Road Reconstruction Project in the corrected amount of \$1,924,216.83 plus \$250,148.19 HST for a total amount of \$2,174,365.02, 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.2 VACANT UNIT REBATE PROGRAM UPDATE #2

Councillor Miller left the Council Chamber due to a previously declared pecuniary interest. His Worship Mayor Christopher assumed the Chair.

Moved by Councillor Carr  
Seconded by Councillor Denyes

- REC. NO. 452/17 THAT the Director of Finance/Treasurer prepare a Report for Council's consideration on the Vacant Unit Rebate Program containing the following provisions;
- vacancy rebate phased to zero over 2 years (30% year 1 - both classes, 15% year two – both classes),
  - properties must be in full compliance with property standards,
  - application must include the submission of a marketing plan,
  - properties must be capable of being leased for immediate occupation – application would be denied if deemed unfit for occupation due to the need for repair or renovation.

Council discussed the motion and the following **tabling** motion was put forward.

Moved by Councillor Panciuk  
Seconded by Councillor Boyce

- 453/17 THAT the motion regarding the Vacant Unit Rebate Program be **tabled** to the October 10, 2017 Council Meeting for a report by the Director of Finance/Treasurer.

**- FAILED -**

The main motion was **CARRIED**.

Councillor Miller returned to the Council Chamber and assumed the Chair.

8.a.3 DEMOLITION OF VARIOUS BUILDINGS

Moved by Councillor Panciuk  
Seconded by Councillor Graham

REC. NO. 454/17 THAT the Request for Quotation submission from Environmental Contracting Services Inc. be accepted for the demolition of buildings at 15 Atkins Road in the amount of \$46,100.00 plus \$5,993.00 HST for a total amount of **\$52,093.00**, 658 Point Anne Road in the amount of \$27,610.00 plus \$3,589.30 HST for a total amount of **\$31,199.30** and 18 Yeomans Street in the amount of \$148,980.00 plus \$19,367.40 HST for a total amount of **\$168,347.40** these being the lowest and most qualified quotations 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 the Request for Quotation submission from 809592 Ontario Inc. o/a Parkside Landscaping be accepted for the demolition of the following buildings; Craft Building, Barn 3, Show Pavilion, Cattle Barn in the amount of \$8,500.00 plus \$1,105.00 HST for each structure for a total amount of **\$38,420.00** and Don Spencer Building in the amount of \$3,200.00 plus \$416.00 HST for a total amount of **\$3,616.00** these being the most qualified quotations 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. CONSENT ITEMS**

Moved by Councillor Graham  
Seconded by Councillor Denyes

REC. NO. 455/17 THAT the following Agenda items be approved  
with the exception of Items 8.b.3 and 8.b.6.

- CARRIED -

8.b.1 **PART LOT CONTROL EXEMPTION, MERCEDES MEADOWS  
SUBDIVISION – PHASE 3, BLOCK 22, PLAN 21M-280 (92 TO  
98 SPRUCE GARDENS), OWNER: HILDEN HOMES**

456/17 THAT a by-law to exempt Block 22, Registered  
Plan 21M-280, 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 **ENCROACHMENT AGREEMENT FOR 155 NORTH FRONT  
STREET**

457/17 THAT a by-law to approve and authorize an  
Encroachment Agreement (pertaining to 155  
North Front Street) between The Corporation of  
the City of Belleville and Husky Oil Operations  
Ltd. pursuant to Parts II and III of The Municipal  
Act, 2001, be prepared for Council's  
consideration.

- CARRIED -



Councillor McCaw and Councillor Panciuk left the Council Chamber due to their previously declared pecuniary interest.

8.b.3 **CITY OF BELLEVILLE GRANT COMMITTEE**

Moved by Councillor Carr  
Seconded by Councillor Denyes

REC. NO. 458/17 THAT Council approve the recommendation of the Grant Committee for the application outlined in the Director of Finance/Treasurer's Report No. DF-2017-28, City of Belleville Grant Committee.

Members of Council discussed the motion and the following resolution was before Council:

Moved by Councillor Boyce  
Seconded by Councillor Thompson

459/17 THAT the application to the Grant Committee from Shoeless Joes be approved without the provision of rink boards, generators, bleachers as well as Police/Fire/Paramedics being provided.

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

YEAS: Councillor Boyce  
Councillor Thompson

NAYS: Councillor Carr  
Councillor Denyes  
Councillor Graham  
Councillor Miller  
His Worship Mayor Christopher

YEAS: In total number of (2) two

NAYS: In total number of (5) five

The resolution **- FAILED -**

The original **main motion – CARRIED -**

Councillor McCaw and Councillor Panciuk returned to the Council Chamber.

8.b.4 **CONNECTING LINKS PROJECT – NORTH FRONT STREET  
– FUNDING AGREEMENT**

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REC. NO. 460/17 THAT a by-law to approve and authorize a Contribution agreement, dated September 11, 2017, between Her Majesty the Queen in right of the Province of Ontario, represented by the Minister of Transportation (the “Ministry”) and the City of Belleville (the “Municipality”) related to Funding Provided by the Province of Ontario (the “Province”) to the Municipality under the Connecting Links Program as referenced in the Director of Finance/Treasurer’s Report No. DF-2017-29, be prepared for Council’s consideration.

- CARRIED -

8.b.5 **GREAT LAKES SUSTAINABILITY FUND – WET WEATHER  
AND WASTEWATER SERVICING MASTER PLAN – MINISTRY  
OF ENVIRONMENT AND CLIMATE CHANGE FUNDING  
AGREEMENT**

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461/17 THAT a by-law to approve and authorize a Contribution agreement, dated September 11, 2017, between Her Majesty the Queen in right of Canada, represented by the Minister of Environment and Climate Change (the “Ministry”) and the City of Belleville (the “Municipality”) related to Funding Provided by Canada to the Municipality under the Great Lakes Sustainability Fund as referenced in the Director of Finance/Treasurer’s Report No. DF-2017-31, be prepared for Council’s consideration.

- CARRIED -

8.b.6 **SUPPLY & INSTALLATION OF NEW STAIRS AT GERRY  
MASTERSON THURLOW COMMUNITY CENTRE**

Moved by Councillor Denyes  
Seconded by Councillor Carr

REC. NO. 462/17 THAT the Tender submission from Jeffrey G. Wallans Construction Limited be accepted for the supply and installation of new stairs at Gerry Masterson Thurlow Community Centre in the amount of \$24,600 plus \$3,198 HST for a total amount of \$27,798 this being the lowest and most qualified 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.b.7 **SUPPLY AND INSTALLATION OF FOUR BI-PARTING DOORS**

463/17 THAT the Request for Quotation submission from Quinte Door Systems Ltd. be accepted for the supply and installation of four bi-parting doors for the Transit Terminal located at 165 Pinnacle Street in the amount of \$47,600.00 plus \$6,188.00 HST for a total amount of \$53,788.00 this being the only quotation 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 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

REC. NO. 464/17 THAT a by-law to appoint Municipal By-law Enforcement Officers for Loyalist College, be prepared for Council's consideration.

- CARRIED -

**8. c. COUNCIL INFORMATION MATTERS**

Moved by Councillor Denyes  
Seconded by Councillor Boyce

465/17 THAT the following Agenda items be received save and except Items 8.c.1.

8.c.1 **MUNICIPAL INFORMATION-LIQUOR LICENCE**

Big J's Pub, 7276 Hwy. 62, Foxboro

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

a) **Request for Municipal Support and Endorsement for Ontario Power Generation Proposal to Develop a Deep Geologic Repository for Low and Intermediate Level Radioactive Waste in Kincardine**

July 6, 2017 request from Canadian association of Nuclear Host Communities

b) **Request Province to Expand the Ontario Wildlife Damage Compensation Program and to Rely More Heavily on Opinions of the Municipal Investigator**

August 9, 2017 Resolution from the Township of Oro-Medonte

- CARRIED -

**8. d. RISE AND REPORT**

Moved by His Worship Mayor Christopher  
Seconded by Councillor Graham

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. 466/17 THAT the following by-laws be read a first time:

2017-165, a by-law to exempt Blocks 22, Registered Plan 21M-280, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act, for a period of 12 months (Mercedes Meadows)

2017-166, a by-law to approve and authorize the execution of a Connecting Links Program Contribution Agreement between The Corporation of the City of Belleville and Her Majesty the Queen in Right of Ontario as Represented by the Minister of Transportation

2017-167, a by-law to approve and authorize the execution of a Contribution Agreement between The Corporation of the City of Belleville and Her Majesty the Queen in Right of Canada as Represented by the Minister of Environment and Climate Change who is Responsible for Environment and Climate Change Canada

2017-168, 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 Loyalist College

2017-169, a by-law to approve and authorize the execution of an Easement 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, as Represented by Ontario Infrastructure and Lands Corporation

2017-170, a by-law to approve and authorize the execution of an Encroachment Agreement dated the 11<sup>th</sup> day of September 2017, between The Corporation of the City of Belleville and Husky Oil Operations Ltd for 155 North Front Street, pursuant to Parts ii and iii of the Municipal Act, 2001

2017-171, a by-law to appoint Deputy Fire Chief(s) for The Corporation of the City of Belleville

- CARRIED -

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

Moved by Councillor Denyes  
Seconded by Councillor Thompson

REC. NO. 467/17 THAT the following by-laws be read a second time:

2017-165  
2017-166  
2017-167  
2017-168  
2017-169  
2017-170  
2017-171

- CARRIED -

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

Moved by Councillor Denyes  
Seconded by Councillor Graham

REC. NO. 468/17 THAT the following by-laws be read a third time:

2017-165, a by-law to exempt Blocks 22, Registered Plan 21M-280, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act, for a period of 12 months (Mercedes Meadows)

2017-166, a by-law to approve and authorize the execution of a Connecting Links Program Contribution Agreement between The Corporation of the City of Belleville and Her Majesty the Queen in Right of Ontario as Represented by the Minister of Transportation

2017-167, a by-law to approve and authorize the execution of a Contribution Agreement between The Corporation of the City of Belleville and Her Majesty the Queen in Right of Canada as Represented by the Minister of Environment and Climate Change who is Responsible for Environment and Climate Change Canada

2017-168, 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 Loyalist College

2017-169, a by-law to approve and authorize the execution of an Easement 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, as Represented by Ontario Infrastructure and Lands Corporation

2017-170, a by-law to approve and authorize the execution of an Encroachment Agreement dated the 11<sup>th</sup> day of September 2017, between The Corporation of the City of Belleville and Husky Oil Operations Ltd. for 155 North Front Street, pursuant to Parts II and III of the Municipal Act, 2001

2017-171, a by-law to appoint Deputy Fire Chief(s) for The Corporation of the City of Belleville

- CARRIED -

## 10. **NEW BUSINESS**

Councillor Carr sought clarification on budget deadlines as the original dates have been moved. The Chief Administrative Officer and Director of Finance/Treasurer will bring forward the amended dates for the submission of issues. Councillor Carr commented that he has had feedback from residents requesting a “natural type” playground in the Boyd Park Subdivision and requested this item be brought forward for consideration as a Capital Budget issue.

Councillor Miller mentioned the issue of changes to the sign by-law to include parameters on election signs as a result of the last Municipal Election and inquired as to how this will be controlled in the upcoming election. The City Clerk, Matt MacDonald, provided information regarding the proposed updates of the sign by-law including provisions for election signs. The by-law is currently being reviewed by the City Solicitor.

Councillor Panciuk has asked management to seek clarification from Shoalts and Zaback related to the difference between their bid price for the Professional Architectural Services - Police Headquarters RFP as issued and their earlier fixed price proposal to provide this service that was presented to Council as a sole sourced proposal.



## 11. MOTIONS

### 11.1 Establishment of Integrity Commissioner

Motion was approved as **amended**.

Moved by Councillor Panciuk  
Seconded by Councillor Carr

REC. NO. 469/17 Whereas, the Provincial Government has approved Bill 68 to modernize the Municipal Act, 2001 and the Ontario Municipal Conflict of Interest Act;

And whereas, among the objectives of this modernizing of Municipal Legislation is to “improve access to justice for the public and municipal councillors by permitting integrity commissioners to investigate complaints;”

And whereas, one of the new requirements of this act will be for each Ontario municipality to appoint an Integrity Commissioner to investigate complaints, provide advice and conduct investigations related to conflict of interest and the municipality’s code of conduct;

And whereas, the Council of the City of Belleville strongly supports the highest ethical behavior and adherence to all applicable legislation of our members of council and local boards of the municipality;

Therefore be it resolved, that the City of Belleville supports the adoption of the following bylaw to establish the appointment of an Integrity Commissioner with duties and powers consistent with the new legislation in advance of being required to by provincial regulation and gives a **first reading** on this 11<sup>th</sup> day of September 2017; and,

**THAT By-law Number 2017-173 be reviewed by the City Solicitor; and also circulated to all members of Committees of Council for review.**

- CARRIED -

## 12. NOTICE OF MOTIONS

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

## 13. ANNOUNCEMENTS

The Director of Fire and Emergency Services, Mark MacDonald, thanked the media, members of the public and Council for attending the 9-1-1 Ceremony at Fire Station #1.

His Worship Mayor Christopher proclaimed the Month of October as "Child Abuse Prevention Month" in the City of Belleville.

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

- Meet/Greet with Col. Comeau of the Hastings Prince Edward Regiment
- Challenger Baseball end of year challenge at Loyalist
- Strategic Planning at River Inn
- Meet/Greet with New Wing Commander Col. Goulden & CWO Zuorro
- Parrott Gallery for "Lorraine Franklin Casey Artwork"
- Arts En Pleins Air Festival Reception at Dinkels
- Truck Rodeo Training at the Environmental & Operational Services' Public Works Yard (Ward 2)
- Congratulate District 8 Members – Belleville is hosting the Road Supervisors Association Trade Show at the Quinte Sports and Wellness Centre in 2018
- Gleaners Food Bank Event with MPP Todd Smith
- Upcoming event Porchfest – September 30

Councillor Carr recently participated in a ride-along with the Belleville Police Service. He thanked Police Chief Gignac as well as Constable Martin.

Councillor Thompson spoke about the Historical Society Plaque unveiling he attended at the Belleville Club in honour of the Pinnacle Street Railway. He also thanked Fire Chief, Mark MacDonald for speaking at his church.

Councillor Miller spoke about the Challenger Baseball Program, a program that allows children with a variety of challenges the opportunity to play baseball.

**14. CONFIRMATORY BY-LAW**

Moved by Councillor Boyce  
Seconded by Councillor Graham

REC. NO. 470/17 THAT By-law Number 2017-172, a by-law to confirm the proceedings of Council at its meeting held on September 11, 2017, be read a first, second and third time and finally passed this 11<sup>th</sup> day of September, 2017.

- CARRIED -

**15. ADJOURNMENT**

Moved by Councillor Carr  
Seconded by Councillor Thompson

THAT this session of Council be adjourned.

- CARRIED -

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MAYOR

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CLERK