

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MINUTES

OCTOBER 15, 2013

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 Christopher

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-2013 regarding personal matters about an identifiable individual (Pursuant to Section 239(2)(b) of the Municipal Act)
- In Camera Report No. DCS-2013-26 regarding personal matters about an identifiable individuals (Pursuant to Section 239(2)(b) of the Municipal Act)
- In Camera Report No. EOS-2013-30 regarding litigation or potential litigation (Pursuant to Section 239(2)(e) of the Municipal Act)
- In Camera Report No. FES-2013 regarding labour relations or employee negotiations (Pursuant to Section 239(2)(d) of the Municipal Act)
- In Camera Report No. DHR-2013-10 regarding personal matters about an identifiable individual (Pursuant to Section 239(2)(b) of the Municipal Act)

- In Camera Report No. ECDEV-2013-17 regarding litigation or potential litigation (Pursuant to Section 239(2)(e) of the Municipal Act)
- In Camera Report regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- Review of the Regular In Camera Minutes of September 23, 2013.

- 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, Acting City Clerk)

2. **MOMENT OF PRAYER/MEDITATION**

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

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

It is noted that Councillor Miller declared a Pecuniary Interest with respect to In Camera Report No. EOS-2013-30 regarding litigation or potential litigation (Pursuant to Section 239(2)(e) of the Municipal Act)

4. PUBLIC MEETINGS

None.

5. READING AND CONFIRMATION OF MINUTES

Moved by Councillor Culhane
Seconded by Councillor Thompson

THAT the Minutes of the Regular Council Meeting of September 23, 2013 and Regular In Camera Meeting of September 23, 2013 be approved.

- CARRIED -

6. DEPUTATIONS

6.1 Paul VandeGraaf, President of the Rotary Club of Belleville made a deputation to Council on Rotary's End Polio Now campaign

Moved by Councillor Boyce
Seconded by Councillor Thompson

THAT the deputation of Paul VandeGraaf, President of the Rotary Club of Belleville regarding Rotary's End Polio Now campaign, be received.

- CARRIED -

Moved by Councillor Miller
Seconded by Councillor Lafferty

THAT His Worship Mayor Ellis declare October 24, 2013 "World Polio Day" in the City of Belleville.

- CARRIED -

- 6.2 Ike Christopher, Chairman, Quinte Sports Field Association was to appear as a deputation to Council regarding the Dick Ellis Arena RFP process. The deputation was re-scheduled to the next regular Council Meeting.

7. CORRESPONDENCE

- 7.1 September 10, 2013 letter from Police Services Board requesting a fortification by-law

Moved by Councillor Boyce
Seconded by Councillor Culhane

THAT the issue regarding the Police Services Board request for a fortification by-law be reconsidered at the next regular Council Meeting.

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

YEAS: Councillor Boyce	NAYS: Councillor Denyes
Councillor Christopher	Councillor Thompson
Councillor Culhane	
Councillor Jenkins	
Councillor Lafferty	
Councillor Miller	
His Worship Mayor Ellis	

YEAS: In total number of (7) seven.

NAYS: In total number of (2) two.

The resolution was - 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 Miller
Seconded by Councillor Lafferty

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

- CARRIED -

8. a. REPORTS

8.a.1 AMENDMENT TO TRAFFIC BY-LAW NUMBER 12967 SCHEDULE "Q" STOP SIGNS AT INTERSECTIONS

Moved by Councillor Miller
Seconded by Councillor Christopher

REC. NO. 520/13 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, Schedule "S" Yield Right-Of-Way Signs and Schedule "Q" Stop Signs At Intersections be prepared for Council's consideration.

- CARRIED -

8.a.2 AMENDMENT TO TRAFFIC BY-LAW NUMBER 12967 SCHEDULE "H" RESERVED PARKING SPACES FOR POLICE VEHICLES

Moved by Councillor Christopher
Seconded by Councillor Lafferty

521/13 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, Schedule "H" Reserved Parking Spaces for Police Vehicles be prepared for Council's consideration.

- CARRIED -

8.a.3 **AMENDMENT TO TRAFFIC BY-LAW NUMBER 12967
SCHEDULE "B" PARKING RESTRICTIONS – BRIDGE
STREET WEST**

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

Moved by Councillor Thompson
Seconded by Councillor Lafferty

REC. NO. 522/13 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, Schedule 'B' Parking Restrictions on Bridge Street West be prepared for Council's consideration; and,

FURTHER THAT two (2) spaces be designated for accessible parking.

- CARRIED -

8.a.4 **REQUEST TO DEFER PAYMENT OF DEVELOPMENT
CHARGES THREE OAKS – 9 EVANS STREET**

Moved by Councillor Jenkins
Seconded by Councillor Miller

523/13 THAT pursuant to the Director of Engineering & Development Services' Report DEV-2013-11, the Council of The Corporation of the City of Belleville supports, in principle, the request from Three Oaks to defer the payment of development charges for the proposed housing project at 9 Evans St.; and

THAT the necessary agreement and by-law be prepared for Council's consideration.

- CARRIED -

Moved by Councillor Boyce
Seconded by Councillor Christopher

REC. NO. 524/13 **THAT equal payments be made over the three (3) year term of the deferral of the development charges for the Three Oaks proposed housing project at 9 Evans St.**

- CARRIED -

8.a.5 **RECREATION PROGRAM SUBSIDY/FEE ASSISTANCE POLICY**

Moved by Councillor Denyes
Seconded by Councillor Miller

525/13 THAT Council approve and authorize the Recreation Program Subsidy/Fee Assistance Policy (Revised), attached as Schedule A to the Program Supervisor's Report PS-2013-03.

- CARRIED -

8.a.6 **MID-YEAR TOURISM AND SPECIAL EVENTS REPORT FROM THE CHAMBER OF COMMERCE**

Moved by Councillor Boyce
Seconded by Councillor Lafferty

526/13 THAT pursuant to the Manager of Economic and Strategic Initiatives' Report No. ECDEV-2013-16 regarding the tourism and special event contract that a one year extension agreement with the Chamber of Commerce and by-law be prepared for Council's consideration;

AND THAT a tourism and special events strategic planning session with Council be scheduled prior to December 15th, 2013.

- CARRIED -

8.a.7 **PARKDALE SPLASH PAD**

Moved by Councillor Boyce
Seconded by Councillor Miller

REC. NO. 527/13 THAT the Request for Proposal submission from Acapulco Pools Ltd. be accepted for the supply and install of a splash pad and associated equipment in the amount of \$200,000 plus \$26,000 HST for a total of \$226,000, 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; and

THAT the overage in the amount of \$13,520 be accommodated out of the Kinsmen Splash Pad Capital Account which was approved at the January 28, 2013 Council Meeting through Report No. DRCCS-2013-04.

- CARRIED -

8. b. **CONSENT ITEMS**

Moved by His Worship Mayor Ellis
Seconded by Councillor Lafferty

528/13 THAT the following Agenda items be approved with the exception of Items 8.b.2 and 8.b.3.

- CARRIED -

8.b.1 **HYDRO ONE NETWORKS - RECREATIONAL LICENCE RENEWAL**

529/13 THAT a by-law to approve and authorize the execution of a lease agreement for the purpose of a bicycle path, between The Corporation of the City of Belleville and Her Majesty the Queen in Right of Ontario as represented by the Minister of Infrastructure be prepared for Council's consideration.

- CARRIED -

8.b.2 **REQUEST FOR PROPOSAL – SALE OF LIMERICK LANE PROPERTY**

Moved by Councillor Miller
Seconded by Councillor Boyce

REC. NO. 530/13 THAT the Request for Proposal submission from Potters Creek Development be accepted for the property known as Part 2 of 21R-10453 (Limerick Lane) in the amount of \$45,000.00, this being the most 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; and

THAT the property described as Part 2 of 21R-10453 (Limerick Lane) be declared surplus to the City's requirements and a by-law to approve and authorize the sale of Part 2 of 21R-10453 (Limerick Lane) to Potters Creek Development be prepared for Council's consideration.

- CARRIED -

8.b.3 **CEMETERIES**

Moved by Councillor Denyes
Seconded by Councillor Thompson

531/13 THAT the Acting Director of Corporate Services/Clerk's report DCS-2013-13, Cemeteries, be received and referred to 2014 Operating Budget deliberations.

THAT the financial request from the Plainfield Cemetery Board be approved once financial statements have been provided to the City; and

THAT the \$1,000.00 requested be approved from the cemeteries account.

- CARRIED -

8.b.4 **DEDICATION OF ROAD WIDENING, PARTS 1 & 3 ON PLAN 21R-24073, LESLIE ROAD**

REC. NO. 532/13 THAT a by-law to designate and dedicate Parts 1 & 3 on Plan 21R-24073, City of Belleville, as part of a public highway and to name same Leslie Road, be prepared for Council's consideration.

- CARRIED -

8.b.5 **DEDICATION OF ROAD WIDENING, PART 5 ON PLAN 21R-24063, ST. PAUL STREET**

533/13 THAT a by-law to designate and dedicate Part 5 on Plan 21R-24063, City of Belleville, as part of a public highway and to name same St. Paul Street, be prepared for Council's consideration.

- CARRIED -

8.b.6 **AMENDMENT TO TRAFFIC BY-LAW NUMBER 12967 TO CHANGE THE SPEED LIMIT ON BELL BOULEVARD**

534/13 THAT pursuant to the Project Manager's Report No. ENG-2013-22, 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 be prepared for Council's consideration; and

THAT the requirement for a left turn lane on Bell Boulevard be deleted from the 400 Bell Boulevard site plan agreement.

- CARRIED -

8.b.7 **ENCROACHMENT AGREEMENT FOR 101 BELL BOULEVARD**

535/13 THAT a by-law to approve and authorize an Encroachment Agreement (pertaining to 101 Bell Boulevard) between The Corporation of the City of Belleville and Canadian Tire Corporation, Limited pursuant to Parts II and III of The Municipal Act, 2001, be prepared for Council's consideration.

- CARRIED -

8.b.8 **APPOINTMENT OF RISK MANAGEMENT OFFICIAL –
SOURCE WATER PROTECTION**

REC. NO. 536/13 THAT pursuant to the Director of Engineering & Development Services' Report DEV-2013-10, the Corporation of the City of Belleville agrees to appoint Quinte Conservation as the City's Risk Management Official under the requirements of the Quinte Source Water Protection Plan.

- CARRIED -

8.b.9 **MINISTRY OF THE ENVIRONMENT 2012-13 DRINKING
WATER SYSTEM INSPECTION REPORT FOR THE POINT
ANNE HAMLET DRINKING WATER SYSTEM**

537/13 THAT the Director of Environmental & Operational Services' Report No. EOS-2013-31 regarding the Ministry of Environment 2012-13 Drinking Water System Inspection Report for the Point Anne Hamlet Drinking Water System be received as information.

- CARRIED -

8.b.10 **KINSMEN CENTRE SPLASH PAD**

538/13 THAT the Request for Proposal submission from Acapulco Pools Ltd. be accepted for the supply and install of a splash pad and associated equipment in the amount of \$158,000 plus \$20,540 HST for a total of \$178,540, 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. c. COUNCIL INFORMATION MATTERS

Moved by Councillor Lafferty
Seconded by Councillor Denyes

REC. NO. 539/13 THAT the following Agenda items be received
save and except Item 8.c.1.

- CARRIED -

With respect to Council Information Matters Item 8.c.1, the following
resolution was approved.

540/13 THAT Council Information Matters Item 8.c.1
Building Services Month End Report – Report
Period September, 2013, be received.

- CARRIED -

8. d. RISE AND REPORT

Moved by Councillor Miller
Seconded by Councillor Denyes

THAT Council rise and report.

- CARRIED -

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

Moved by Councillor Christopher
Seconded by Councillor Jenkins

541/13 THAT the following by-laws be read a first time:

2013-173, a by-law to amend By-law Number
2013-22, being a by-law to appoint members to
Boards, Committees and Special Committees
(Age Friendly Communities Committee)

2013-174, 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 (Schedule "P" Through Highways and Schedule "Q" Stop Signs at Intersections) (McDavitt Subdivision)

2013-175, a by-law to approve and authorize the execution of a Lease Agreement between The Corporation of the City of Belleville and Victoria View Poultry Farm Ltd.

2013-176, 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, Schedule "S" Yield Right-Of-Way Signs and Schedule "Q" Stop Signs At Intersections (area of Maple Drive)

2013-177, 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, Schedule "H" Reserved Parking Spaces for Police Vehicles

2013-178, 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, Schedule "B" Parking Restrictions on Bridge Street West

2013-179, a by-law to approve and authorize the execution of a lease agreement for the purpose of a bicycle path, between The Corporation of the City of Belleville and Her Majesty the Queen in Right of Ontario as represented by the Minister of Infrastructure

2013-180, a by-law to approve and authorize the sale of Part 2 of 21R-10453 (Limerick Lane)

2013-181, a by-law to designate and dedicate Parts 1 & 3 on Plan 21R-24073, City of Belleville, as part of a public highway and to name same Leslie Road

2013-182, a by-law to designate and dedicate Part 5 on Plan 21R-24063, City of Belleville, as part of a public highway and to name same St. Paul Street

2013-183, 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, Schedule "Y" Speed Restrictions on Bell Boulevard

2013-184, a by-law to approve and authorize an Encroachment Agreement (pertaining to 101 Bell Boulevard) between The Corporation of the City of Belleville and Canadian Tire Corporation, Limited pursuant to Parts II and III of The Municipal Act, 2001

2013-185, a by-law to appoint Municipal By-law Enforcement Officers with respect to certain by-laws of the City of Belleville (Neptune Security)

- CARRIED -

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

Moved by Councillor Miller
Seconded by Councillor Culhane

REC. NO. 542/13 THAT the following by-laws be read a second time:

- | | |
|----------|----------|
| 2013-173 | 2013-180 |
| 2013-174 | 2013-181 |
| 2013-175 | 2013-182 |
| 2013-176 | 2013-183 |
| 2013-177 | 2013-184 |
| 2013-178 | 2013-185 |
| 2013-179 | |

- CARRIED -

9. c. THIRD READING OF BY-LAWS

Moved by Councillor Boyce
Seconded by Councillor Lafferty

REC. NO. 543/13 THAT the following by-laws be read a third time:

2013-173, a by-law to amend By-law Number 2013-22, being a by-law to appoint members to Boards, Committees and Special Committees (Age Friendly Communities Committee)

2013-174, 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 (Schedule "P" Through Highways and Schedule "Q" Stop Signs at Intersections) (McDavitt Subdivision)

2013-175, a by-law to approve and authorize the execution of a Lease Agreement between The Corporation of the City of Belleville and Victoria View Poultry Farm Ltd.

2013-176, 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, Schedule "S" Yield Right-Of-Way Signs and Schedule "Q" Stop Signs At Intersections (area of Maple Drive)

2013-177, 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, Schedule "H" Reserved Parking Spaces for Police Vehicles

2013-178, 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, Schedule "B" Parking Restrictions on Bridge Street West

2013-179, a by-law to approve and authorize the execution of a lease agreement for the purpose of a bicycle path, between The Corporation of the City of Belleville and Her Majesty the Queen in Right of Ontario as represented by the Minister of Infrastructure

2013-180, a by-law to approve and authorize the sale of Part 2 of 21R-10453 (Limerick Lane)

2013-181, a by-law to designate and dedicate Parts 1 & 3 on Plan 21R-24073, City of Belleville, as part of a public highway and to name same Leslie Road

2013-182, a by-law to designate and dedicate Part 5 on Plan 21R-24063, City of Belleville, as part of a public highway and to name same St. Paul Street

2013-183, 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, Schedule "Y" Speed Restrictions on Bell Boulevard

2013-184, a by-law to approve and authorize an Encroachment Agreement (pertaining to 101 Bell Boulevard) between The Corporation of the City of Belleville and Canadian Tire Corporation, Limited pursuant to Parts II and III of The Municipal Act, 2001

2013-185, a by-law to appoint Municipal By-law Enforcement Officers with respect to certain by-laws of the City of Belleville (Neptune Security)

- CARRIED -

10. NEW BUSINESS

Moved by Councillor Thompson
Seconded by Councillor Lafferty

REC. NO. 544/13 THAT By-law Number 2013-187, being a by-law to approve and authorize the execution of Minutes of Settlement dated October 2, 2013, between The Corporation of the City of Belleville and the Estate of Andrew Michael Whalen be read a first time this 15th day of October, 2013.

- CARRIED -

Moved by Councillor Boyce
Seconded by Councillor Miller

545/13 THAT By-law Number 2013-187, being a by-law to approve and authorize the execution of Minutes of Settlement dated October 2, 2013, between The Corporation of the City of Belleville and the Estate of Andrew Michael Whalen be read a second time this 15th day of October, 2013.

- CARRIED -

Moved by Councillor Miller
Seconded by Councillor Boyce

546/13 THAT By-law Number 2013-187, being a by-law to approve and authorize the execution of Minutes of Settlement dated October 2, 2013, between The Corporation of the City of Belleville and the Estate of Andrew Michael Whalen be read a third time and finally passed this 15th day of October, 2013.

- 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 Thompson spoke about the recent fundraiser "One for All" celebrating the John M. Parrott Art Gallery turning 40. Artwork was donated by over 50 regional artists and everyone who purchased a ticket had a chance at winning one of the donated art pieces. \$2,800 was raised and will go towards specialized lighting for the gallery. He also spoke about the new accessible computer at the Belleville Public Library. The cost of the new computer was covered by The Medigas Celebrity Classic Golf Tournament Committee and features large white keys on the keyboard and larger screen text. Councillor Thompson also mentioned the Accessibility Advisory Committee's recent workshop regarding mental health in the workplace. The workshop was attended by 80 participants.

His Worship Mayor Ellis mentioned the Salvation Army's "Coats for Kids & Folks". People may drop-off new and used winter coats and jackets at Parsons Cleaners or Woodland Cleaners. Donated winter coats and jackets will be distributed every Friday in November.

Moved by Councillor Boyce
Seconded by Councillor Culhane

REC. NO. 547/13 THAT His Worship Mayor Ellis proclaim the week of October 20th to 26th, 2013 as "English as a Second Language Week" in the City of Belleville.

- CARRIED -

Moved by Councillor Lafferty
Seconded by Councillor Denyes

REC. NO. 548/13 THAT His Worship Mayor Ellis proclaim the week of October 21st to 27th, 2013 as “Waste Reduction Week” in the City of Belleville.

- CARRIED -

Moved by Councillor Boyce
Seconded by Councillor Miller

549/13 THAT His Worship Mayor Ellis proclaim October 30th, 2013 as “The 13th Annual Child Care Worker & Early Childhood Educator Appreciation Day” in the City of Belleville.

- CARRIED -

Mayor Ellis also spoke about the recent “Point Anne Day” event and thanked Fire Chief Mark MacDonald and members of Fire Station No. 3.

14. CONFIRMATORY BY-LAW

Moved by Councillor Denyes
Seconded by Councillor Boyce

550/13 THAT By-law Number 2013-186, a by-law to confirm the proceedings of Council at its meeting held on October 15th, 2013, be read a first, second and third time and finally passed this 15th day of October, 2013.

- CARRIED -

15. **ADJOURNMENT**

Moved by Councillor Boyce
Seconded by Councillor Culhane

THAT this session of Council be adjourned.

- CARRIED -

MAYOR

CLERK