

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MINUTES

OCTOBER 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.

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

2.2 "O Canada" was sung in recognition of Remembrance Day

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Miller declared an interest in Reports Item 8.a.1 (Vacant Unit Rebate Program Update #4) as his spouse is an employee of 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.

His Worship Mayor Christopher declared an interest in Reports Item 8.a.1 (Vacant Unit Rebate Program Update #4) as he is a commercial property owner. 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 Miller later declared an interest under New Business in discussions regarding the Yardmen Arena as his employer has a close business relationship with Belleville Senators. He therefore refrained 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 Thompson
Seconded by Councillor Boyce

THAT the Minutes of the Regular Council Meeting of October 10, 2017 be approved.

- CARRIED -

6. DEPUTATIONS

6.1 Mayor Christopher made a presentation to the participants of the Mayor of the Week Program:

- Troy Moxey, Albert College
- Quintin Litchy, Centennial Secondary
- Struthi Amalan, Moira Secondary School
- Tessa Lyng, Quinte Secondary School
- Kyle Ellis, St. Theresa Catholic Secondary School
- Annissa Bray, Nicholson Catholic College

This program is offered in conjunction with the Rotary Club of Belleville and provides one student from each of the City's secondary schools, the opportunity to meet with Senior Managers of the City and tour the various departmental operations.

6.2 Dug Stevenson of the Bay of Quinte Regional Marketing Board made a deputation to Council
Reports 8.a.4 refers

Moved by Councillor Miller
Seconded by Councillor Thompson

THAT the deputation of Dug Stevenson of the Bay of Quinte Regional Marketing Board updating Council on the Board's activities, be received and referred to Reports 8.a.4.

- CARRIED -

6.3 Chris Carrier of Fire Marque made a deputation to Council

Moved by Councillor Panciuk
Seconded by Councillor Carr

THAT the deputation to Council by Chris Carrier of Fire Marque providing information on the program be received and referred to staff.

- CARRIED -

7. CORRESPONDENCE

7.1 Correspondence regarding proposed ATV (All-Terrain Vehicle) By-law No. 2017-156
Second Reading of By-laws refers
Copies of Correspondence have been provided under separate cover for Members of Council

Moved by Councillor Carr
Seconded by Councillor Miller

THAT correspondence regarding the proposed ATV (All-Terrain Vehicle) By-law received from City residents Rene Aubertin, Pierre Lamothe and Stephen McRae, be received and referred to Second Reading of By-law No. 2017-156.

- CARRIED -

Councillor Panciuk rose on a point of personal privilege and was recognized by the Chair. Councillor Panciuk was addressing comments from the previous Council meeting dealing with a Lobbyist registry made by His Worship Mayor Christopher that seemed to imply that Councillor Panciuk and Councillor McCaw suggested Councillor Carr had been illegally lobbied and/or that they had been illegally lobbied. Councillor Panciuk sought a ruling that this was a point of personal privilege and asked for an apology from His Worship Mayor Christopher. The Chair recognised the point of personal privilege but stated there would be no apology as an apology was not warranted. Councillor Panciuk challenged the ruling of the Chair. A brief discussion on procedure ensued. The Chair retracted his earlier comments and a 60 minute recess was called. Upon returning from the recess, His Worship Mayor Christopher issued an apology to Councillor McCaw, Councillor Carr and Councillor Panciuk.

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 Thompson

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

- CARRIED -

8. a. REPORTS

His Worship Mayor Christopher and Councillor Miller left the Council Chamber due to previously declared disclosures of pecuniary interest.

8.a.1 VACANT UNIT REBATE PROGRAM UPDATE #4

Moved by Councillor Carr
Seconded by Councillor Thompson

REC. NO. 472/17 THAT pursuant to the Director of Finance/Treasurer's Report No. DF-2017-36, Council approves the following resolution:

“WHEREAS Section 364 of the Municipal Act, 2001 (‘the Act’) states that every local municipality shall have a program to provide tax rebates in respect of vacant portions of commercial and industrial properties;

AND WHEREAS recent amendments to that section of the Act have provided the Ontario Minister of Finance (‘the Minister’), with expanded authority to set locally specific program rules via regulation;

AND WHEREAS the Minister has invited upper and single tier municipalities to engage in local policy consideration and planning efforts and to make submissions to the Ministry of Finance detailing locally indicated reforms to this program;

AND WHEREAS the City of Belleville has engaged with its constituents to seek feedback in this regard;

AND WHEREAS the Council of the City of Belleville deems it appropriate to pursue the reform, and ultimately the elimination of the rebate program set out under Section 364 of the Act in order to better meet the broad objectives of the City and local property tax programs;

NOW THEREFORE be it resolved that the Council of the City of Belleville formally requests that the Minister of Finance enact the following reforms via special regulation;

1. THAT in accordance with subsection 364(12) of the Act, the following shall apply to 2018 and subsequent taxation years;
2. AND THAT no property classes, other than the commercial and industrial property classes, are prescribed for the purpose of Section 364 of the Act;
3. AND THAT the rebate percentages for the purposes of paragraphs 364(2) 2, 3 of the Act, are as follows:

- (a) For the 2018 taxation year; 30.0 percent of the commercial property class and 30.0 percent for the industrial property class;
 - (b) For the 2019 taxation year; 15.0 percent for the commercial property class and 15.0 percent for the industrial property class;
 - (c) For the 2020 taxation year; 0.0 percent for the commercial property class and 0.0 percent for the industrial property class;
4. AND THAT the City of Belleville asks the Minister of Finance for the Province of Ontario to pass the required regulation for the eventual elimination of the Vacant Unit Tax Rebate Program for the City of Belleville.”

- CARRIED -

His Worship Mayor Christopher and Councillor Miller returned to the Council Chamber.

8.a.2 **CONNECTING LINKS PROJECT – SAGONASKA BRIDGE REHABILITATION DESIGN**

Moved by Councillor Miller
Seconded by Councillor Denyes

- REC. NO. 473/17 THAT staff be directed to submit a Connecting Links Program funding application for the Sagonaska Bridge Rehabilitation – Design in the amount of \$175,000; and
- THAT pre-budget approval for the 2018 Capital budget year be authorized for the Sagonaska Bridge rehabilitation – Design project in the total amount of \$175,000.

- CARRIED -

8.a.3 **REVIEW AND RECOMMENDATIONS OF THE MAYOR'S IMPLEMENTATION TEAM COMMITTEE, TERMS OF REFERENCE AND MANDATE**

Moved by Councillor Carr
Seconded by Councillor Graham

REC. NO. 474/17 THAT the Mayor's Implementation Team Committee be dissolved and that future status reports on Build Belleville projects be presented directly to Council as described in Option 1 of Report DE&DS-2017-06 **with future reporting on a monthly basis.**

- CARRIED -

8.a.4 **BAY OF QUINTE REGIONAL MARKETING BOARD MEMORANDUM OF UNDERSTANDING**

Moved by Councillor Thompson
Seconded by Councillor McCaw

475/17 THAT a by-law to approve and authorize a Memorandum of Understanding with the Bay of Quinte Regional Marketing Board regarding the ongoing operation of the Board, be prepared for Council's consideration.

- CARRIED -

8.a.5 **REQUEST FOR EXEMPTION TO BY-LAW NO. 2009-218 (BEING A BY-LAW TO IMPOSE RATES TO RECOVER THE CAPITAL COST OF INSTALLING WATER AND SANITARY SEWER SERVICES NECESSARY TO PROVIDE SERVICE TO NEW USERS OF THE WATER AND SANITARY SEWER SYSTEM ON CLOVERLEAF DRIVE)**

Moved by Councillor Denyes
Seconded by Councillor McCaw

476/17 THAT an infrastructure charge in accordance with By-law No. 2009-218 shall apply to each severance of properties 129, 137, 143 and 145 Cloverleaf Drive with appropriate conditions to be included in approval granted for each consent application.

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
His Worship Mayor Christopher

NAYS: Councillor McCaw

YEAS: In total number of (8) eight

NAYS: In total number of (1) one

The resolution was - CARRIED -

8.a.6 **MEMORANDUM OF UNDERSTANDING – SOUTH FOSTER AVENUE STORMWATER MANAGEMENT FACILITY**

Moved by Councillor Denyes
Seconded by Councillor Carr

REC. NO. 477/17 THAT staff be authorized to execute a Memorandum of Understanding with Quinte Conservation for completion of the design of a Stormwater Management Facility on South Foster Avenue.

- CARRIED -

8.a.7 **EXTENDED EVENING HOUR TRANSIT SERVICE**

Moved by Councillor Miller
Seconded by Councillor Boyce

478/17 THAT pursuant to the Manager of Economic and Strategic Initiatives' Report No. ECDEV-2017-11 that Council endorse the extension of limited municipal transit service until 12:30 a.m., seven days per week on a trial basis starting January 2, 2018; and

THAT pre-budget approval in the amount of \$200,000 be authorized for the extended evening hour transit service.

- CARRIED -

8. b. CONSENT ITEMS

Moved by Councillor Thompson
Seconded by Councillor Graham

REC. NO. 479/17 THAT the following Agenda items be approved
with the exception of Item 8.b.8.

- CARRIED -

8.b.1 **ACCEPTANCE OF ABOVEGROUND SERVICES, MERCEDES
MEADOWS SUBDIVISION – PHASE 2, OWNER: HILDEN
HOMES LTD.**

480/17 THAT a by-law to approve and authorize the
acceptance of certain aboveground City services
in Phase 2 of the Mercedes Meadows
Subdivision be prepared for Council's
consideration.

- CARRIED -

8.b.2 **DEDICATION OF ROAD WIDENING, PART 1 ON PLAN 21R-
24644, PART OF LOT 1 WEST SIDE JAMES ST. PLAN 103
THURLOW, 68-76 COLLEGE STREET EAST**

481/17 THAT a by-law to designate and dedicate Part 1
on Plan 21R-24644, City of Belleville, as part of
a public highway and to name same College
Street East, be prepared for Council's
consideration.

- CARRIED -

8.b.3 **DEDICATION OF ROAD WIDENING, PART 2 ON PLAN 21R-
24973, PART OF LOT 32, CONCESSION 1, SIDNEY, 39
GARNET CRESCENT**

482/17 THAT a by-law to designate and dedicate Part 2 on
Plan 21R-24973, City of Belleville, as part of a
public highway and to name same Garnet Crescent,
be prepared for Council's consideration.

- CARRIED -

8.b.4 **ACCEPTANCE OF UNDERGROUND AND WATER SERVICES,
HERITAGE PARK SUBDIVISION – PHASE 3, OWNER: GCL
DEVELOPMENTS LTD. AND HASTINGS ENTERPRISES INC.**

REC. NO. 483/17 THAT a by-law to approve and authorize the acceptance of certain underground and water City services in Phase 3 of the Heritage Park Subdivision be prepared for Council's consideration.

- CARRIED -

8.b.5 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED REVISION
TO GRANT ALLOCATION FOR 320-324 FRONT STREET,
BELLEVILLE, ONTARIO**

484/17 THAT the Grant allocation for 320-324 Front Street recommended by the Façade Improvement Committee as set out in Special Projects Planner's Report No. PP-2017-50, Façade Improvement Program – Proposed Grant Allocation for 320-324 Front Street, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee: and

THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient on behalf of The Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8.b.6 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED
GRANT ALLOCATION FOR 227 FRONT STREET,
BELLEVILLE, ONTARIO**

485/17 THAT the Grant allocation for 227 Front Street recommended by the Façade Improvement Committee as set out in Special Projects Planner's Report No. PP-2017-51, Façade Improvement Program – Proposed Grant Allocation for 227 Front Street, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee: and

THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient on behalf of The Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8.b.7 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED GRANT ALLOCATION FOR 314 FRONT STREET, BELLEVILLE, ONTARIO**

REC. NO. 486/17 THAT the Grant allocation for 314 Front Street recommended by the Façade Improvement Committee as set out in Special Projects Planner's Report No. PP-2017-52, Façade Improvement Program – Proposed Grant Allocation for 314 Front Street, Belleville, Ontario be approved, subject to the requirements of the Façade Improvement Committee: and

THAT the Mayor and City Clerk be authorized to sign the Commitment Agreement with the Grant recipient on behalf of The Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8.b.8 **CITY OF BELLEVILLE'S 2017 ASSESSMENT AT RISK**

Moved by Councillor Thompson
Seconded by Councillor Miller

487/17 THAT the Director of Finance/Treasurer's Report No. DF-2017-38, City of Belleville's 2017 Assessment at Risk, be received; **and,**

THAT staff propose a motion for Council consideration at the next Council meeting asking that the Association of Municipalities of Ontario (AMO) address the issue of successful recent and continuing assessment appeals in the commercial class (big box stores) and the resulting loss of municipal tax revenue and the negative impacts of this on municipalities and further

that it be communicated to the Municipal Property Assessment Corporation (MPAC) that municipalities want MPAC to more accurately assess the properties or defend these assessments before the Assessment Review Board (ARB).

- CARRIED -

8.b.9 **FUNDING AGREEMENT BETWEEN THE CITY OF BELLEVILLE AND MINISTRY OF CITIZENSHIP AND IMMIGRATION RELATED TO THE ENHANCEMENT OF THE CURRENT IMMIGRATION PORTAL FOR BELLEVILLE AND THE QUINTE REGION**

REC. NO. 488/17 THAT a by-law to approve and authorize an agreement with the Ministry of Citizenship and Immigration for funding to enhance the existing immigration portal for Belleville and the Quinte region, be prepared for Council's consideration.

- CARRIED -

8. c. COUNCIL INFORMATION MATTERS

Moved by Councillor Boyce
Seconded by Councillor Carr

489/17 THAT the following Agenda items be received:

8.c.1 **ONTARIO GOOD ROADS ASSOCIATION NOMINATION**
Letter from OGRA and Board of Directors
2017/18 Nomination and Consent Form

- CARRIED -

8. d. RISE AND REPORT

Moved by Councillor Denyes
Seconded by Councillor Carr

THAT Council rise and report.

- CARRIED -

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

Moved by Councillor Boyce
Seconded by Councillor Thompson

REC. NO. 490/17 THAT the following by-laws be read a first time:

2017-188, a by-law to approve and authorize the acceptance of certain aboveground City services in Phase 2 of the Mercedes Meadows Subdivision

2017-189, a by-law to designate and dedicate Part 1 on Plan 21R-24644, City of Belleville, as part of a public highway and to name same College Street East

2017-190, a by-law to designate and dedicate Part 2 on Plan 21R-24973, City of Belleville, as part of a public highway and to name same Garnet Crescent

2017-191, a by-law to approve and authorize the acceptance of certain underground and water City services in Phase 3 of the Heritage Park Subdivision

2017-192, a by-law to approve and authorize the execution of a Memorandum of Understanding between The Corporation of the City of Belleville and the Bay of Quinte Regional Marketing Board

2017-193, a by-law to approve and authorize the execution of an Ontario Transfer Payment Agreement between The Corporation of the City of Belleville and Her Majesty the Queen in right of Ontario as represented by the Minister of Citizenship and Immigration

2017-194, a by-law to approve and authorize the execution of a Memorandum of Understanding between The Corporation of the City of Belleville and Quinte Conservation

- CARRIED -

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

Moved by Councillor Carr
Seconded by Councillor Graham

REC. NO. 491/17 THAT the following by-laws be read a second time:

2017-156, a by-law to regulate the operation of All-Terrain Vehicles on municipal highways within the City of Belleville

2017-188 2017-192
2017-189 2017-193
2017-190 2017-194
2017-191

- CARRIED -

9. c. THIRD READING OF BY-LAWS

Moved by Councillor Boyce
Seconded by Councillor Graham

492/17 THAT the following by-laws be read a third time:

2017-156, a by-law to regulate the operation of All-Terrain Vehicles on municipal highways within the City of Belleville

2017-188, a by-law to approve and authorize the acceptance of certain aboveground City services in Phase 2 of the Mercedes Meadows Subdivision

2017-189, a by-law to designate and dedicate Part 1 on Plan 21R-24644, City of Belleville, as part of a public highway and to name same College Street East

2017-190, a by-law to designate and dedicate Part 2 on Plan 21R-24973, City of Belleville, as part of a public highway and to name same Garnet Crescent

2017-191, a by-law to approve and authorize the acceptance of certain underground and water City services in Phase 3 of the Heritage Park Subdivision

2017-192, a by-law to approve and authorize the execution of a Memorandum of Understanding between The Corporation of the City of Belleville and the Bay of Quinte Regional Marketing Board

2017-193, a by-law to approve and authorize the execution of an Ontario Transfer Payment Agreement between The Corporation of the City of Belleville and Her Majesty the Queen in right of Ontario as represented by the Minister of Citizenship and Immigration

2017-194, a by-law to approve and authorize the execution of a Memorandum of Understanding between The Corporation of the City of Belleville and Quinte Conservation

- CARRIED -

10. **NEW BUSINESS**

Councillor Carr presented a petition from residents of Pine Hill Crescent requesting a lowering of the speed limit. He requested the petition be referred to the Traffic Advisory Committee.

Councillor Denyes mentioned a letter she had from the office of Jeff Leal, Minister of Agriculture, Food and Rural Affairs (OMAFRA) containing information about complimentary commemorative outdoor signs being offered to Ontario farming families in celebration of the over 150 years of farming families and communities related to agriculture in Ontario.

11. **MOTIONS**

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

12. NOTICE OF MOTIONS

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

13. ANNOUNCEMENTS

His Worship Mayor Christopher made the following proclamations:

- 17th Annual Child Care Worker & Early Childhood Educator Appreciation Day
- United Way -sign at QSWC Proclamation
- English as a Second Language Week
- Adoption Awareness Month for November

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

- Meeting with Minister Del Duca in Kingston
- EOMC Meeting in Kingston
- Meeting with Rachel Foster from Albert College with students to discuss work, initiative and leadership skills
- Business Achievement Week – Mayor's Breakfast
- 8 Wing/Canadian Forces Mess Dinner with Col. Goulden
- Business Achievement Awards – Belleville Chamber of Commerce Formal Dinner at the Quinte Sports and Wellness Centre
- Glanmore National Historic Site - Learn to Preserve Family Heirlooms event
- Girl Guides of Canada - Chief Commissioners Gold Award to recipient - Lilian Lafferty
- Rotary Luncheon with Student Mayors

Councillor Miller left the Council Chamber due to his previously declared pecuniary interest.

The Director of Recreation, Culture and Community Services, Mark Fluhrer, gave an update on the status of the Yardmen Arena noting that the clock is being installed, the ice is in and the logo has been painted. The facility will be ready for the Belleville Senators first game scheduled for November 1st.

Councillor Miller returned to the Council Chamber.

14. CONFIRMATORY BY-LAW

Moved by Councillor Denyes
Seconded by Councillor Boyce

REC. NO. 493/17 THAT By-law Number 2017-195, a by-law to confirm the proceedings of Council at its meeting held on October 23, 2017, be read a first, second and third time and finally passed this 23rd day of October, 2017.

- CARRIED -

15. ADJOURNMENT

Moved by Councillor Boyce
Seconded by Councillor Thompson

THAT this session of Council be adjourned.

- CARRIED -

MAYOR

CLERK