

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MINUTES

OCTOBER 24, 2016

The Regular Meeting of the Council of the Corporation of the City of Belleville was held on the above date in the Main Floor Meeting Room at 116 Pinnacle Street 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 Graham

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-2016-26 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. DCS-2016-27 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. DCS-2016-28 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. DCS-2016-29 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act)
- In Camera Report No. EPM-2016-01) regarding litigation or potential litigation (Pursuant to Section 239(2)(e) of the Municipal Act)

- Review of the Regular In Camera Minutes of October 11, 2016
- In Camera Report No. MRT-2016-11 regarding advice that is subject to Solicitor Client Privilege (Pursuant to Section 239(2)(f) of the Municipal Act)

- 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**

City Clerk Matt MacDonald opened this session of Council with a moment of reflection

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. EPM-2016-01) 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 Boyce
Seconded by Councillor Thompson

THAT the Minutes of the Regular Council Meeting of October 11, 2016, and Regular In Camera Meeting of October 11, 2016 be approved.

- CARRIED -

6. DEPUTATIONS

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

- Madeline Buxton, Albert College
- Morgan Beatty, Centennial Secondary
- Liam Gonyea, Moira Secondary School
- Timothy (Tim) Turriff, Nicholson Catholic College
- Matthew Brinkman, Quinte Christian High School
- Delanie Austin, Quinte Secondary School
- Cameron Bardell, St. Theresa Catholic Secondary School

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 Mayor Christopher and Fire Chief Mark MacDonald administered the Firefighter Oath to Brock Reynolds, 4th Class Firefighter, Belleville Fire Department

6.3 Bill Saunders of the Belleville Chamber of Commerce made a deputation to Council

Moved by Councillor Boyce
Seconded by Councillor Miller

THAT the deputation of Bill Saunders from the Belleville Chamber of Commerce providing information and an update on the route for the Santa Claus Parade, be received **and referred to Correspondence Item 7.2.**

- CARRIED -

7. CORRESPONDENCE

7.1 Letter from County of Hastings Warden, Rick Phillips

Moved by Councillor Denyes
Seconded by Councillor Thompson

THAT the October 4, 2016 letter from County of Hastings Warden, Rick Phillips congratulating the City of Belleville on the recent announcement of being the new home of AHL team Belleville Senators, be received.

- CARRIED -

7.2 Letter from Belleville Chamber of Commerce

Moved by Councillor Boyce
Seconded by Councillor Miller

THAT the requests for assistance with the Santa Claus Parade from various City departments as outlined in correspondence from the Belleville Chamber of Commerce be received.

- CARRIED -

Moved by Councillor Graham
Seconded by Councillor Denyes

THAT the requests for assistance with the Santa Claus Parade from various City departments as outlined in correspondence from the Belleville Chamber of Commerce be referred to New Business.

- CARRIED -

8. COMMITTEE OF THE WHOLE

MOTION TO GO INTO COMMITTEE OF THE WHOLE TO HEAR AND CONSIDER REPORTS, PASSING OF RECOMMENDATIONS AND RESOLUTIONS WITH COUNCILLOR DENYES IN THE CHAIR

Moved by Councillor Boyce
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 Denyes in the Chair.

- CARRIED -

8. a. REPORTS

8.a.1 POLICY FOR ALLOCATION OF OLG MUNICIPALITY CONTRIBUTION AGREEMENT ANNUAL/CONTRIBUTION/PROCEEDS

Moved by Councillor Miller
Seconded by His Worship Mayor Christopher

REC. NO. 515/16 THAT the Director of Finance/Treasurer's Report No. DF-2016-19, Policy for Allocation of OLG Municipality Contribution Agreement Annual/Contribution/Proceeds, be approved.

- CARRIED -

8. b. CONSENT ITEMS

Moved by Councillor Miller
Seconded by Councillor Carr

516/16 THAT the following Agenda items be approved.

- CARRIED -

8.b.1 **PART LOT CONTROL EXEMPTION, POTTERS CREEK
SUBDIVISION – PHASE 3, BLOCK 15, PLAN 21M-270 (35
TO 45 RIDGEWAY PLACE)
OWNER: DUVANCO HOME INC.**

REC. NO. 517/16 THAT a by-law to exempt Block 15, Registered Plan 21M-270, City of Belleville, County of Hastings, from the provisions of Section 50(5) of the Planning Act, for a period of 12 months, be prepared for Council's consideration.

- CARRIED -

8.b.2 **CONTRACT NO. EOS-2016-30 RE AERIAL LIFT VEHICLE**

518/16 THAT the request for proposal submission from Allan Fye Equipment Ltd. Proposal #1 be accepted for Contract No. EOS-2016-30 re Aerial Lift Vehicle in the amount of \$98,000 plus \$12,740 HST, for a total amount of \$110,740.00 this being the lowest cost proposal received, and that the Mayor and City Clerk be authorized to sign the Acceptance Agreement on behalf of the Corporation of the City of Belleville and the City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8.b.3 **APPOINTMENT OF CITY AUDITORS**

519/16 THAT the request for proposal submission from Welch LLP for RFP No. FN-2016-01 re Financial Audit Services be accepted in the amount of \$65,000 plus \$8,450 HST, for a total amount of \$73,450.00 for 2016, this being the lowest cost proposal received, and that the Mayor and City Clerk be authorized to sign the Acceptance Agreement on behalf of the Corporation of the City of Belleville and the City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8.b.4 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

REC. NO. 520/16 THAT a by-law to appoint Municipal By-law Enforcement Officers for property at 400 Dundas Street East, be prepared for Council's consideration.

- CARRIED -

8.b.5 **MUNICIPAL BY-LAW ENFORCEMENT OFFICERS**

521/16 THAT a by-law to appoint Municipal By-law Enforcement Officers for 11 to 25 Tracey Park Drive, be prepared for Council's consideration.

- CARRIED -

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

522/16 THAT a by-law to appoint Municipal By-law Enforcement Officers for Neptune Security be prepared for Council's consideration.

- CARRIED -

8. c. COUNCIL INFORMATION MATTERS

Moved by Councillor Carr
Seconded by Councillor Panciuk

523/16 THAT the following Agenda items be received save and except Items 8.c.3, 8.c.4(a), 8.c.4(b) and 8.c.4(c)

8.c.1 **ONTARIO GOOD ROADS ASSOCIATION NOMINATION**

Letter from OGRA and Board of Directors
2017/18 Nomination and Consent Form

8.c.2 **MUNICIPAL INFORMATION-LIQUOR LICENCE**

Shorelines Casino Belleville, 380 Bell Blvd.

8.c.3 **DROUGHT PLANNING**

October 6, 2016 letter from Quinte Conservation encouraging municipalities to prepare a drought management plan

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

(a) **Request Minister of Education for a Moratorium on Current Accommodation Review Process for Rural Schools**

October 3, 2016 resolution from the Municipality of Grey Highlands

(b) **AMO Request for Council Resolution re: What's Next Ontario? Project**

October 6, 2016 resolution from the Association of Municipalities Ontario

(c) **Request Province to Re-evaluate the Structure of Hydro in Terms of Access and Delivery and Implement Structural Changes to Address Charging More for Delivery to Rural Residents**

October 4, 2016 resolution from Grey County

- CARRIED -

With respect to Council Information Matters Item 8.c.3 (Drought Planning) the following resolution was approved.

Moved by Councillor Carr
Seconded by Councillor Miller

REC. NO 524/16 THAT Council Information Matters Item 8.c.3. -
October 6, 2016 letter from Quinte Conservation
encouraging municipalities to prepare a drought
management plan, be received and referred to
staff for a report to Council

- CARRIED -

With respect to Council Information Matters Item 8.c.4(a) (Request Minister of Education for a Moratorium on Current Accommodation Review Process for Rural Schools) the following resolution was approved.

Moved by His Worship Mayor Christopher
Seconded by Councillor Carr

REC. NO 525/16

THAT Belleville City Council supports the following resolution of The Municipality of Grey Highlands:

WHEREAS the current Accommodation Review Process is not reflective of the reality of rural school and community life; and,

WHEREAS school closures impact single-school small rural communities in all educational, social and economic aspects to a far greater degree than those impacts in multi-school urban communities;

BE IT RESOLVED, that the Municipality of Grey Highlands requests the Minister of Education initiate an immediate moratorium on the Accommodation Review Process until such time as a review of the above mentioned impacts on small rural communities be studied, completed and the results and recommendations be considered; and,

THAT this resolution be circulated to Premier Kathleen Wynne, MPP Bill Walker, Minister of Infrastructure, Bluewater District School Board, Bruce-Grey Catholic District School Board, Community School Alliance, County of Grey, County of Bruce, People for Education and all municipalities in Ontario

- CARRIED -

With respect to Council Information Matters Item 8.c.4 (b) (AMO Request for Council Resolution re: What's Next Ontario? Project) the following resolution was approved.

Moved by Councillor Miller
Seconded by Councillor Boyce

526/16 THAT Belleville City Council supports the following resolution from the Association of Municipalities of Ontario:

WHEREAS recent polling, conducted on behalf of the Association of Municipalities of Ontario indicates 76% of Ontarians are concerned or somewhat concerned property taxes will not cover the cost of infrastructure while maintaining municipal services, and 90% agree maintaining safe infrastructure is an important priority for their communities; and,

WHEREAS infrastructure and transit are identified by Ontarians as the biggest problems facing their municipal government; and,

WHEREAS a ten-year projection (2016-2025) of municipal expenditures against inflationary property tax and user fee increases, shows there to be an unfunded average annual need of 3.6 billion to fix local infrastructure and provide for municipal operating needs; and,

WHEREAS the 3.6 billion average annual need would equate to annual increases of 4.6% (including inflation) to province-wide property tax revenue for the next ten years; and,

WHEREAS this gap calculation also presumes all existing and multi-year planned federal and provincial transfers to municipal governments are fulfilled; and,

WHEREAS if future federal and provincial transfers are unfulfilled beyond 2015 levels, it would require annual province-wide property tax revenue increases of up to 8.35% for ten years; and,

WHEREAS Ontarians already pay the highest property taxes in the country; and,

WHEREAS each municipal government in Ontario faces unique issues, the fiscal health and needs are a challenge which unites all municipal governments, regardless of size;

BE IT RESOLVED, that this Council supports the Association of Municipalities of Ontario in its work to close the fiscal gap; so that all municipalities can benefit from predictable and sustainable revenue, to finance the pressing infrastructure and municipal service needs faced by all municipal governments.

- CARRIED -

With respect to Council Information Matters Item 8.c.4 (c) (Request Province to Re-evaluate the Structure of Hydro in Terms of Access and Delivery and Implement Structural Changes to Address Charging More for Delivery to Rural Residents) the following resolution was approved.

Moved by Councillor Carr
Seconded by Councillor McCaw

REC. NO 527/16 THAT Belleville City Council supports the following resolution from Grey County:

WHEREAS there is inequity between the cost of hydro for rural residents as compared to urban residents due to higher distribution charges; and,

WHEREAS this practice targets and negatively affects rural residents, especially those who are already unable to pay for the high cost of hydro;

NOW THEREFORE BE IT RESOLVED, that the County of Grey request the Province to re-evaluate the structure of hydro in terms of access and delivery and implement structural changes to address the unfair practice of charging more for delivery for rural residents; and,

THAT this resolution be circulated to all municipalities in the Province of Ontario as well as Ontario Small Urban Municipalities (OSUM) and Association of Municipalities of Ontario (AMO).

- CARRIED -

8. d. RISE AND REPORT

Moved by Councillor Graham
Seconded by Councillor Miller

THAT Council rise and report.

- CARRIED -

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

Moved by Councillor Denyes
Seconded by Councillor Boyce

REC. NO. 528/16

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

2016-183, a by-law to authorize the purchase of certain lands by The Corporation of the City of Belleville from GCL Developments Ltd. (406 Maitland Drive)

2016-184, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 15, Registered Plan 21M-270, City of Belleville, County of Hastings

2016-185, 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 400 Dundas Street East (Dewes Independent Grocery)

2016-186, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing Part iii, Section 3 (Parking of Vehicles on Private Property) of By-law Number 12967 for the area of land and premises known as Hastings Condominium Corporation #4 (Tracey Park Drive)

2016-187, a by-law to appoint Municipal By-law Enforcement Officers with respect to enforcing certain by-laws of the City of Belleville (Neptune Security)

2016-188, a by-law to authorize the Administrative Employee Salary and Operating Procedures/Benefit Schedules for employees of the City of Belleville

-CARRIED-

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

Moved by Councillor Miller
Seconded by Councillor Graham

REC. NO. 529/16 THAT the following by-laws be read a second time:

- | | |
|----------|----------|
| 2016-183 | 2016-186 |
| 2016-184 | 2016-187 |
| 2016-185 | 2016-188 |

- CARRIED -

9. c. THIRD READING OF BY-LAWS

Moved by Councillor Denyes
Seconded by Councillor Carr

530/16 THAT the following by-laws be read a third time:

2016-183, a by-law to authorize the purchase of certain lands by The Corporation of the City of Belleville from GCL Developments Ltd. (406 Maitland Drive)

2016-184, a by-law to provide that Subsection 50 (5) of the Planning Act, R.S.O. 1990, does not apply to the lands identified as Block 15, Registered Plan 21M-270, City of Belleville, County of Hastings

2016-185, 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 400 Dundas Street East

2016-186, a by-law to appoint Municipal By-law Enforcement Officers for the purpose of enforcing Part iii, Section 3 (Parking of Vehicles on Private Property) of By-law Number 12967 for the area of land and premises known as 11 to 25 Tracey Park Drive

2016-187, a by-law to appoint Municipal By-law Enforcement Officers with respect to enforcing certain by-laws of the City of Belleville (Neptune Security)

2016-188, a by-law to authorize the Administrative Employee Salary and Operating Procedures/Benefit Schedules for employees of the City of Belleville

-CARRIED-

10. NEW BUSINESS

Deputations Item 6.3, Correspondence Item 7.2, regarding requests for assistance with the Santa Claus Parade from various City departments as outlined in correspondence from the Belleville Chamber of Commerce, was referred to New Business.

Moved by Councillor Thompson
Seconded by Councillor Panciuk

REC. NO. 531/16

THAT the requests for assistance with the 2016 Night Time Santa Claus Parade as outlined in correspondence from the Belleville Chamber of Commerce be approved and directed to staff.

-CARRIED-

Councillor Panciuk asked for clarification of the breakdown of legal expenses stemming from recent capital projects provided to him after the last meeting of Council. Regarding the \$1.3 million in legal fees spent over the last three years to deal with legal issues arising from the construction of the Quinte Sports and Wellness Centre, he sought answers as to whether this included any settlements. Director of Finance, Brian Cousins, said that figure does not include any funds paid (placed in trust) to cover settlements with various parties. There is a non-disclosure agreement preventing the release of information related to the settlements.

Councillor Panciuk then asked the Treasurer whether an itemized breakdown of the total cost for the Quinte Sports & Wellness Centre Project would be made available to the public. Director Cousins answered that the City's portion of funds (\$40 M) was approved by the Audit Committee and by Council in the 2015 Financial Statement.

The CAO was asked how the BDIA can move forward with funding the upgrade and installation of new security cameras in the downtown core, and in particular, how to gain access to the light standards to carry out the work. The CAO indicated it is an issue of coordination with contractors, City Police and City Staff, and that a formal proposal from the BDIA would help move this process along.

Regarding the proposal for One-way Traffic on Victoria Avenue (entering Front Street), Councillor Panciuk asked where this idea originated, and why more people were not involved in the initial discussions. The Mayor advised that the idea stemmed from a meeting of the Mayors Implementation Team, who then met with a small group of shareholders most affected, with intent to report findings back to the Team (MIT). This initiative was to be seen as a first step only, and this is why little information was shared publicly.

Councillor Graham questioned why the report provided to Councillor Panciuk re: breakdown of legal expenses, as requested after the last meeting of Council, was not shared with all Members of Council, and whether this posed a Procedural issue. This report will now be circulated to all members.

Councillor Carr sought a Build Belleville update, since it is typically provided to Council at the second meeting of the month. Director of Engineering and Development Services, Rod Bovay, stated it was an oversight; the report is complete, and will be provided at the Meeting of November 14th.

Councillor Carr initiated discussion surrounding leaf and yard waste pickup in Ward 2, noting that the pickup dates for both parts of Ward 2 have come and gone, and a bulk of leaves remain on the trees. He questioned the possibility of concentrating the pickup dates in November, when most leaves are down, and also suggested that the Public Works Yard shift the drop off day to Saturday, rather than the current Wednesday. This would allow residents to drop off during daytime hours, rather than after work mid-week, when the dark creates a safety concern. A cost analysis and report on the feasibility of these changes is to follow.

11. MOTIONS

11.1 BELLEVILLE SENATORS RELOCATION DETAILS

Moved by Councillor McCaw
Seconded by Councillor Panciuk

REC. NO. 532/16 THAT Council direct any and all involved City staff to publicly release all the details, financial and otherwise that pertain to City's involvement in the re-location of the Belleville Senators from Binghamton on or before October 31, 2016.

Members of Council discussed the motion and a Recorded Vote was requested.

YEAS: Councillor McCaw
Councillor Panciuk

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

YEAS: In total number of (2) two
NAYS: In total number of (7) seven

The resolution

- FAILED -

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:

- The month of November as "Adoption Awareness Month" in the City of Belleville
- The month of November as "CPR Awareness Month" in the City of Belleville

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

- Launch of Small Business Week
- Mayor's Breakfast for Small Business Week
- Rotary Mayors of the Week
- Officers Mess Dinner at 8 Wing
- Quinte Business Achievement Awards

Director of Fire and Emergency Services, Mark MacDonald, reminded those in attendance of the upcoming Public Information sessions addressing Open Air Burn regulations. These sessions take place on October 26th at the QSWC, and October 27th at the Gerry Masterson Centre. Both sessions begin at 7pm.

14. CONFIRMATORY BY-LAW

Moved by Councillor Denyes
Seconded by Councillor Boyce

REC. NO. 533/16

THAT By-law Number 2016-189, a by-law to confirm the proceedings of Council at its meeting held on October 24, 2016, be read a first, second and third time and finally passed this 24th day of October, 2016.

-CARRIED-

15. **ADJOURNMENT**

Moved by Councillor Boyce
Seconded by Councillor Graham

THAT this session of Council be adjourned.

- CARRIED -

MAYOR

CLERK