

THE CORPORATION OF THE CITY OF BELLEVILLE

COUNCIL MINUTES

NOVEMBER 9, 2015

The Regular Meeting of the Council of the Corporation of the City of Belleville was held on the above date in the City Hall Council Chamber at the hour of 5:00 p.m.

It is noted that there was a City Council In Camera (closed session) Meeting at 3:30 p.m. In view of this, City Council met very briefly in open session at 3:30 p.m. to consider approval of the following resolution.

Moved by Councillor Miller
Seconded by Councillor Thompson

THAT City Council enter into In Camera session to consider the following items, pursuant to Section 239 of the Municipal Act.

- In Camera Report No. DCS-2015-32 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act
- In Camera Report No. DCS-2015-33 regarding potential acquisition or disposition of land (Pursuant to Section 239(2)(c) of the Municipal Act
- In Camera Report No. MHR-2015-10 regarding personal matter about an identifiable individual (Pursuant to Section 239(2)(b) of the Municipal Act
- Review of the Regular In Camera Minutes of October 26, 2015.

- CARRIED -

1. CALL TO ORDER

1.1. ATTENDANCE

PRESENT	His Worship Mayor Christopher
Councillor Boyce	Councillor McCaw
Councillor Carr	Councillor Miller
Councillor Denyes	Councillor Panciuk
Councillor Graham	Councillor Thompson

(City Clerk, Matt MacDonald)

2. MOMENT OF REFLECTION

2.1 Mr. Matt MacDonald, City Clerk, 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

There were no disclosures of pecuniary interest brought forward at this time.

4. PUBLIC MEETINGS

None.

5. READING AND CONFIRMATION OF MINUTES

Moved by Councillor Miller
Seconded by Councillor Denyes

THAT the Minutes of the Special Council Meeting of October 26, 2015, Regular Council Meeting of October 26, 2015, and the Regular In Camera Meeting of October 26, 2015 be approved.

- CARRIED -

6. DEPUTATIONS

- 6.1 Executive Director Chris King and Ross Rae, Chair, from the Quinte Economic Development Commission made a deputation to Council

Moved by Councillor Denyes
Seconded by Councillor Panciuk

THAT the deputation of Executive Director Chris King and Ross Rae, Chair, from the Quinte Economic Development Commission providing Council with an update of the QEDC activities be received.

- CARRIED -

- 6.2 Richard Hughes, Chairman of the Dr. James B. Collip Recognition Committee made a deputation to Council

Moved by Councillor Miller
Seconded by Councillor Thompson

THAT the deputation of Richard Hughes, Chairman of the Dr. James B. Collip Recognition Committee advising Council of the upcoming events and introduce their booklet, be received.

- CARRIED -

7. CORRESPONDENCE

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

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 Carr

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 **BELLEVILLE COMMUNITY ARTS & CULTURE FUND**

Moved by His Worship Mayor Christopher
Seconded by Councillor Miller

REC. NO. 680/15 THAT the Terms of Reference for the Belleville Community Arts & Culture Fund and corresponding Administrative Protocols be approved; and

THAT the Grant Committee be directed to make recommendation of the names of the appointed persons for The Belleville Arts & Culture Fund Review Team; and

THAT the Grant Committee be directed to report back to Council with the recommended grant recipients in the second quarter of 2016 for review and approval by Council.”

- CARRIED -

8. b. CONSENT ITEMS

Moved by His Worship Mayor Christopher
Seconded by Councillor Graham

REC. NO. 681/15 THAT the following Agenda items be approved with the exception of Items 8.b.1, 8.b.2, 8.b.3, 8.b.4, 8.b.6, 8.b.8 and 8.b.10.

- CARRIED -

8.b.1 **REQUEST FOR PROPOSAL CAO 2015-01 – PROFESSIONAL CONSULTING SERVICES FOR THE CONCEPT DESIGN AND SITE SELECTION OF BELLEVILLE POLICE SERVICE HEADQUARTERS**

Moved by Councillor Panciuk
Seconded by Councillor Boyce

- 682/15 THAT the Request for Proposal submission from Shoalts and Zabeck be accepted for RFP CAO 2015-01, Professional Consulting Services for the Concept Design and Site Selection of Belleville Police Service Headquarters, in the amount of \$59,500 plus \$7,735 HST for a total amount of \$67,235, this being the lowest cost and most qualified proposal received and that the Mayor and the City Clerk be authorized to sign the Acceptance Agreement on behalf of the Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8.b.2 **FAÇADE IMPROVEMENT PROGRAM – PROPOSED GRANT ALLOCATION FOR 210 PINNACLE STREET, BELLEVILLE, ONTARIO**

Moved by Councillor Miller
Seconded by Councillor Graham

- 683/15 THAT the Grant allocation for 210 Pinnacle Street recommended by the Façade Improvement Committee as set out in Special Projects Planner's Report PP-2015-39, Façade Improvement Program – Proposed Grant Allocation for 210 Pinnacle 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.3 **CITY CENTRE REVITALIZATION & REDEVELOPMENT
PROJECT FINANCIAL SUMMARY**

Moved by Councillor Carr
Seconded by His Worship Mayor Christopher

REC. NO. 684/15 THAT the Director of Engineering and Development Services' Report No. ENG-2015-32 City Centre Revitalization & Redevelopment Project Financial Summary, be received.

- CARRIED -

8.b.4 **CITY CENTRE REVITALIZATION & REDEVELOPMENT
PROJECT – PHASE 3 IMPLEMENTATION STRATEGY**

Moved by Councillor Carr
Seconded by Councillor Graham

685/15 THAT the Director of Engineering and Development Services' Report No. ENG-2015-33 City Centre Revitalization & Redevelopment Project – Phase 3 Implementation Strategy, be received.

- CARRIED -

8.b.5 **PROPOSED AMENDMENTS TO ZONING BY-LAW
NUMBER 3014, AS AMENDED – 56 SILLS ROAD, TOWNSHIP
OF THURLOW, NOW IN THE CITY OF BELLEVILLE, COUNTY
OF HASTINGS
FILE NUMBER: B-77-988
APPLICANT/OWNER: LLOYD PRINS
AGENT: WATSON LAND SURVEYORS LTD. c/o KEITH
WATSON**

686/15 THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the application to amend Zoning By-law Number 3014, as amended, for the property described as 56 Sills Road, former Township of Thurlow, now in the City of Belleville, County of Hastings, be APPROVED as follows:

THAT Zoning By-law Number 3014, as amended, be amended by rezoning the subject land from "PA – Prime Agriculture" to "PA-47 – Agriculture" and "RR – Rural Residential"

THAT a by-law amending Zoning By-law Number 3014, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings, be prepared for Council's consideration.

- CARRIED -

8.b.6 **DIRECTION REGARDING MEDICAL CANNABIS
PRODUCTION AND DISTRIBUTION**

Moved by Councillor Thompson
Seconded by Councillor Miller

REC. NO. 687/15 THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that a Zoning By-law Amendment Application to define medical marihuana and cannabis-related uses within City of Belleville Zoning By-laws be prepared for Planning Advisory Committee and Council's consideration.

- CARRIED -

8.b.7 **ONTARIO MUNICIPAL BOARD APPROVAL OF APPEAL OF
COUNCIL'S REFUSAL TO AMEND ZONING BY-LAW NUMBER
10245, AS AMENDED – 250 BRIDGE STREET WEST, CITY OF
BELLEVILLE, COUNTY OF HASTINGS, FILE NO: B-77-972
APPLICANT/OWNER: BELMONT LONG-TERM CARE
FACILITY
AGENT: RFA PLANNING CONSULTANT INC.**

688/15 THAT the Belleville Planning Advisory Committee recommends to the Council of The Corporation of the City of Belleville that the permitted hours of operation for the Personal Fitness Training Facility and Massage Therapy Clinic located at 250 Bridge Street West shall be Monday to Friday, 6 AM to 8 PM and Saturdays, 8 AM to 1 PM.

- CARRIED -

8.b.8 **NEW STREET NAME, REQUEST FOR DONATION – CHARITY FUNDRAISER, QUINTE CHILDREN'S FOUNDATION**

Moved by Councillor Thompson
Seconded by Councillor Panciuk

REC. NO. 689/15 THAT the Belleville Planning Advisory Committee recommends the following to Belleville City Council:

THAT Belleville City Council accept the fundraising request from the Quinte Children's Foundation to auction off the naming rights to a new City street .

- CARRIED -

8.b.9 **CONTRACT NO. PRKS-2015-06 RE: LANDSCAPING AT MEMORIAL PARK TRIBUTE GARDEN**

690/15 THAT the Tender submissions for Contract No. PRKS-2015-06 re: Landscaping at Memorial Park Tribute Garden be rejected and Contract No. PRKS-2015-06 be cancelled as the tender submissions received exceeds the approved project budget.

- CARRIED -

8.b.10 **CONTRACT NO. RFP-EOS-2015-13 RE: CONSULTING SERVICES FOR DETAILED DESIGN FOR THE REHABILITATION OF A 1500MM SANITARY FORCEMAIN INCLUDING CONTRACT ADMINISTRATION AND INSPECTION**

Moved by Councillor Miller
Seconded by Councillor Thompson

691/15 THAT the Request for Proposal submission from Asterisk Engineering Corp. for Contract No. RFP-EOS-2015-13 re Consulting Services for Detailed Design for the Rehabilitation of a 1500mm Sanitary Forcemain including Contract Administration and Inspection be accepted in the amount of \$90,090.00, plus \$11,711.70 HST for a total of \$101,801.70, this being the lowest proposal received, and that the Mayor and the City Clerk be authorized to sign the Acceptance Agreement on behalf of The Corporation of the City of Belleville and that the City Clerk be authorized to affix the Corporate Seal.

- CARRIED -

8. c. COUNCIL INFORMATION MATTERS

Moved by Councillor Miller
Seconded by Councillor Graham

REC. NO. 692/15 THAT the following Agenda items be received
save and except Item 8.c.1

8.c.1 **2016 COUNCIL & PAC MEETING
DATES**

Schedule of 2016 Council and Planning
Advisory Committee Meeting Dates

8.c.2 **CITY COUNCIL PLANNING
ADVISORY COMMITTEE PUBLIC
MEETING MINUTES**

Planning Advisory Committee
Secretary's November 3, 2015 report in
connection with the Public Meeting
Minutes dated September 8, 2015

8.c.3 **ITEMS RECEIVED IN THE
CORPORATE SERVICES
DEPARTMENT THAT MAY BE OF
INTEREST TO CITY COUNCIL/STAFF**

- City Council Planning Committee
Minutes dated September 8, 2015
- Planning Advisory Committee
Minutes dated September 8, 2015

- CARRIED -

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

Moved by His Worship Mayor Christopher
Seconded by Councillor Thompson

693/15 THAT the Schedule of 2016 Council and
Planning Advisory Committee Meeting Dates be
approved.

- CARRIED -

8. d. RISE AND REPORT

Moved by Councillor Boyce
Seconded by Councillor Carr

THAT Council rise and report.

- CARRIED -

9. BY-LAWS

9. a. FIRST READING OF BY-LAWS

Moved by Councillor Thompson
Seconded by Councillor Boyce

694/15 THAT the following by-laws be read a first time:

2015-191, a by-law to approve and authorize the execution of an Addendum Agreement Between Her Majesty the Queen in Right of Ontario as Represented by the Minister of Economic Development, Employment and Infrastructure and the Minister of Agriculture, Food and Rural Affairs and The Corporation of the City of Belleville

2015-192, a by-law to amend By-law Number 3014, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (56 Sills Road)

2015-193, a by-law to amend By-law Number 12967, being a by-law to control traffic within the corporate limits of The Corporation of the City of Belleville (Schedule T - Traffic Control Signal Lights [Mid Block Crossings])

- CARRIED -

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

There was discussion regarding the mid-block pedestrian crossing on College Street contained in By-law 2015-193. At previous Council meetings, Councillors Denyes and Thompson had declared a pecuniary interest in the matter. Both Councillors left the Council Chamber while the remaining members discussed the matter. Councillors Denyes and Thompson then returned for approval of second readings of By-law Number 2015-191 and By-law Number 2015-192.

Moved by Councillor Denyes
Seconded by Councillor Thompson

REC. NO. 695/15 THAT the following by-laws be read a second time:

2015-191
2015-192

- CARRIED -

Councillor Denyes and Councillor Thompson left the Council Chamber.

Moved by Councillor Panciuk
Seconded by Councillor McCaw

696/15 THAT the following by-law be read a second time:

2015-193

Members of Council spoke on this resolution and a Recorded Vote was requested. Councillor Boyce then put forth a tabling motion.

Moved by Councillor Boyce
Seconded by His Worship Mayor Christopher

697/15 THAT second reading of By-law Number 2015-193 be TABLED for referral back to the Traffic Advisory Committee.

- FAILED -

A recorded vote took place on the original motion:

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

YEAS: In total number of (4) four

NAYS: In total number of (3) three

The resolution was - CARRIED -

Councillor Denyes and Councillor Thompson returned to the Council Chamber.

9. c. THIRD READING OF BY-LAWS

Moved by Councillor Miller
Seconded by Councillor Graham

REC. NO. 698/15 THAT the following by-laws be read a third time:

2015-191, a by-law to approve and authorize the execution of an Addendum Agreement Between Her Majesty the Queen in Right of Ontario as Represented by the Minister of Economic Development, Employment and Infrastructure and the Minister of Agriculture, Food and Rural Affairs and The Corporation of the City of Belleville

2015-192, a by-law to amend By-law Number 3014, being a by-law to regulate the use of land and the height, bulk, location, size, floor area, spacing, character and use of buildings (56 Sills Road)

2015-193, a by-law to amend By-law Number 12967, being a by-law to control traffic within the corporate limits of The Corporation of the City of Belleville (Schedule T - Traffic Control Signal Lights [Mid Block Crossings])

- CARRIED -

10. NEW BUSINESS

Council resumed discussion on the issue of the College Street mid-block pedestrian crossing contained within By-law Number 2015-193. Councillor Denyes and Councillor Thompson left the Council Chamber.

Moved by Councillor Boyce
Seconded by Councillor McCaw

REC. NO. 699/15 THAT the Traffic Control Signal Lights (Mid Block Crossing) at College Street be coordinated with the intersection of College Street and North Front Street.

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

YEAS: Councillor Boyce
Councillor Carr
Councillor Graham
Councillor McCaw
Councillor Miller
Councillor Panciuk

NAYS: His Worship Mayor Christopher

YEAS: In total number of (6) six
NAYS: In total number of (1) one

The resolution was - CARRIED -

11. MOTIONS

11.1 Moved by Councillor Boyce
Seconded by Councillor Carr

700/15 THAT the Procedural By-law Number 2007-197 be amended under Part 7 - Order of Procedure for In-Camera Council Meetings by adding subsection 7.1(3) which would read as follows:

“All items for consideration on the agenda shall include a staff report or written summary of a Member of Council depending on the circumstances of the item for consideration and it includes

enough background material that Members of Council are familiar with the issue for discussion.”;

AND THAT subsection 7.1 (4) be added and which would read as follows:

“Verbal reports related to any item for consideration on the agenda are only to be provided when there is a time sensitive or emergency situation where time would not permit the completion of a staff report or written summary of a Member of Council.”

- CARRIED -

11.2 Moved by Councillor McCaw
Seconded by Councillor Panciuk

REC. NO. 701/15 THAT all property acquisitions outside of expropriation undergo a process of two appraisals and that the purchase price be not more than 10% above the lowest appraised value without consent of 2/3 of all council members.

Members of Council spoke on this resolution and a Recorded Vote was requested. Procedurally, reconsideration requires a minimum of six votes in favour to be approved.

YEAS: Councillor Boyce
Councillor Carr
Councillor McCaw
Councillor Miller
Councillor Panciuk

NAYS: Councillor Denyes
Councillor Graham
Councillor Thompson
His Worship Mayor Christopher

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

The resolution - **FAILED** -

12. NOTICE OF MOTIONS

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

13. ANNOUNCEMENTS

Councillor Boyce requested a staff report on Ontario Bill 8 (changes to mandate of Ontario's Ombudsman) and its potential impacts on the municipality.

Councillor Denyes spoke about the upcoming Foxboro Santa Claus Parade on November 28. Council members wishing to participate are asked to assemble at Foxboro Public school at 11:30 a.m. The parade will go from Foxboro Public School to Parliament's Foxboro Foodland.

Councillor Panciuk attended the Belleville Downtown Improvement Area's Annual General Meeting where various awards were handed out including the BDIA Partnership Award presented to the City Clerk, Matt MacDonald, for his assistance with the Peer Support Centre. Councillor Panciuk also noted he recently donated his Council earnings to Hospice Quinte while on a leave of absence.

Councillor Thompson reminded everyone of the official lighting ceremony for the Christmas Lighting display at Jane Forrester Park at 6:00 p.m. on November 13th.

The Director of Fire and Emergency Services, Mark MacDonald, spoke of the Grand Opening of the new Fire Station on Bettes Street this Tuesday, November 10th from 3:00 p.m. to 6:00 p.m. He also mentioned results from this year's FireFit/Combat Challenge. Ed Keuning received the highest achievement of "Lion's Den" and is now world-rated.

His Worship Mayor Christopher made the following announcements:

- November 8th – 14th, 2015 as "English as a Second Language Week" in the City of Belleville
- November 30th at 10:00 a.m., the CP Holiday Train will be coming through Belleville
- November 11th is Remembrance Day and all citizens of Belleville are encouraged to observe a moment of silence at 11:00 a.m.

Mayor Christopher also mentioned the following events he recently attended:

- City of Belleville Capital Budget sessions
- Mess Dinner at 8 Wing Trenton
- Tri-Association Manufacturers conference hosted by Belleville, Quinte West & Northumberland
- Veterans Family Program Launch – Military Family Resource Centre
- Local Food Conference – Hosted by Belleville & Quinte West
- Volunteer Appreciation Event
- Provincial Launch of Red Nose
- Highway of Hero's Tree Planting Ceremony
- Shriners Pee-Wee Hockey Tournament – QSWC
- "Bond of Strangers" Remembrance Week Movie-Empire Theatre

14. CONFIRMATORY BY-LAW

Moved by Councillor Carr
Seconded by Councillor Miller

REC. NO. 702/15 THAT By-law Number 2015-194, a by-law to confirm the proceedings of Council at its meeting held on November 9, 2015, be read a first, second and third time and finally passed this 9th day of November, 2015.

- CARRIED -

15. ADJOURNMENT

Moved by Councillor Miller
Seconded by Councillor Carr

THAT this session of Council be adjourned.

- CARRIED -

MAYOR

CLERK