
Council Minutes

Council Members Present:

Mayor D. Henderson
Councillor J. Baker
Councillor T. Blanchard
Councillor L. Bursey
Councillor P. Deery
Councillor J. Earle
Councillor J. Fullarton
Councillor M. Kalivas
Councillor D. LeSueur

Staff:

Mr. B. Casselman, City Manager
Mr. C. Cosgrove, Director of Operations
Mr. D. Dick, Director of Corporate Services
Mr. C. Dwyre, Fire Chief
Ms. S. MacDonald, City Clerk (Recording Secretary)
Ms. M. Pascoe Merkley, Director of Planning
Mr. D. Paul, Director of Economic Development
Mr. P. Raabe, Director of Environmental Services

MOTION TO MOVE INTO CLOSED SESSION (5:00 pm)

Moved by: Councillor Baker
Seconded by: Councillor Blanchard

THAT pursuant to *Municipal Act*, 2001, Section 239 Sub. 2 (c,d,e and f), Council resolve itself into the Committee of the Whole, In Camera, closed to the public to consider:

1. a proposed or pending acquisition or disposition of land by the municipality or local board;
2. labour relations or employee negotiations;
3. litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
4. advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

CARRIED

MAYOR'S REMARKS

Mayor Henderson bestowed congratulations on Councillor Deery on receiving 3Ms Volunteer Recognition Award.

DISCLOSURE OF INTEREST

Nil.

ADOPTION OF COUNCIL MINUTES

Moved by: Councillor Fullarton

THAT the minutes of the Council Meeting of March 10, 2015 be adopted and circulated as read.

CARRIED

MOTION TO MOVE INTO COMMITTEE OF THE WHOLE COUNCIL

Moved by: Councillor LeSueur

Seconded by: Councillor Fullarton

THAT we adjourn and meet as Committee of the Whole Council, with the Mayor in the Chair.

CARRIED

CORRESPONDENCE, COMMUNICATIONS AND PETITIONS

1. Appointments to Boards and Committees (YAC and Library Board)

Moved by: Councillor Bursey

THAT Council authorize the appointment of C. Hannah to the Brockville Public Library Board (term to expire November 30, 2018); and

THAT Council authorize the appointment of J. McInnes and M. Boulton to the Youth Advisory Committee (term to expire November 30, 2016); and

THAT D. Fox be removed from the Downtown Brockville Board of Management; and

THAT the necessary by-law be enacted.

CARRIED

2. **MS Awareness Month
(Multiple Sclerosis Society of Canada, Leeds Grenville Chapter)**

Moved by: Councillor Bursey

THAT Council hereby proclaim May 2015 as MS Awareness Month in the City of Brockville; and

THAT the Multiple Sclerosis flag be flown at Tunnel Bay from May 4th to June 1st, 2015.

CARRIED

3. **Red Cross Month
(Canadian Red Cross)**

Moved by: Councillor Bursey

THAT Council hereby proclaim March as Red Cross Month in the City of Brockville; and

THAT the Red Cross flag be flown March 30th to April 7th, 2015.

CARRIED

4. **Multicultural Week
(Brockville & District Multicultural Council Inc.)**

Moved by: Councillor Bursey

THAT Council hereby proclaim April 27th to May 3rd, 2015 as Multicultural Week in the City of Brockville; and

THAT the Multicultural Festival to be held at the Brockville Memorial Centre May 1st and 2nd, 2015 is deemed to be of municipal significance.

CARRIED

5. **National Volunteer Week**

Moved by: Councillor Bursey

THAT Council hereby proclaim April 12th to 18th, 2015 as National Volunteer Week in the City of Brockville.

CARRIED

6. **National Poetry Month**

Moved by: Councillor Bursey

THAT City Council hereby recognize April 2015 as National Poetry Month in the City of Brockville.

CARRIED

7. **National Day to End Bullying**

Moved by: Councillor Bursey

THAT City Council recognize May 1st as the National Day to End Bullying in the City of Brockville

CARRIED

8. **Sexual Assault Awareness Month**

Moved by: Councillor Bursey

THAT City Council hereby recognize May as Sexual Assault Awareness Month in the City of Brockville.

CARRIED

9. **Public Rail Safety Week
(Operation Lifesaver)**

Moved by: Councillor Bursey

THAT Council hereby proclaim April 27th to May 3rd, 2015 as Public Rail Safety Week.

CARRIED

DELEGATIONS

Nil.

PRESENTATIONS

1. **Mr. Tony Weeks, President & CEO
Brockville General Hospital**

Mr. Weeks provided an update concerning BGH financial matters and the expansion of the hospital.

STAFF REPORTS

1. **2015-042-04
Employment Area Lands Review**

Moved by: Councillor Baker

THAT MMM Group Inc. be engaged to undertake an Employment Area Lands Review at a cost not to exceed \$55,000 plus HST, to be funded from Account 9101009-9131008-3190.

CARRIED

REPORTS BOARDS AND COMMITTEES

ECONOMIC DEVELOPMENT AND PLANNING COMMITTEE

Councillor J. Baker, Chair
Councillors L. Bursey, M. Kalivas, D. LeSueur
Meeting held April 7, 2015

EDP - CONSENT AGENDA

Moved by: Councillor Kalivas

THAT the following items, as listed on the Economic Development and Planning Committee agenda are recommended by the Economic Development and Planning Committee to be passed by Consent Agenda

CARRIED

1. **2015-027-04**

Proposed Plan of Subdivision and Proposed Amendment to City of Brockville Zoning By-Law 050-2014 Part of Lots 15, 19 and 22, Plan 206, Centre Street-Phase II, City of Brockville
Owner: Brockville Centre Development Corporation
Agent: PMP 7904274 Canada Inc. – Ms. Jane Almond

1. THAT Zoning By-law 050-2014 be amended to rezone lands described as Part Lot 22, Plan 206, being Part 2, Reference Plan 28R-12501, City of Brockville, County of Leeds, being shown as Block 9 on the Draft Plan of Subdivision, to R3-8 General Residential Special Exception Zone to add “street townhouse dwelling” as a permitted use in addition to all other uses permitted within the R3-2-General Residential, Special Exception, Zone
2. THAT approval be granted to the Draft Plan of Subdivision on lands described as Part of Lots 15, 19 and 22, Plan 206, being Parts 2 and 5, Reference Plan 28R-12501, City of Brockville, County of Leeds, subject to the following conditions:
 - i. That these conditions shall apply to the Draft Plan prepared by Robert J. Jordan, O.L.S., dated 04 December 2013, showing Blocks 1 through 9, inclusive, said Blocks being delineated as to use on the afore-mentioned Draft Plan;
 - ii. That such easements as may be required for services, drainage purposes and the like shall be granted gratuitously to the City and to the appropriate authority or authorities;

- iii. That prior to final approval of the Plan, the Owner shall enter into a Subdivision Agreement with the City of Brockville which shall specify, among other things:
 - (a) All of the requirements, financial and otherwise, of the City of Brockville concerning the provision of roads, street lighting, easements and the installation of services, drainage facilities, and cash-in-lieu of parkland dedication, among other things;
 - (b) The requirement of the Brockville Fire Department for an acceptable number of hydrant locations and capacity and location to ensure emergency services access and firefighting capabilities;
 - (c) The requirements of Canada Post with respect to the location, installation of Community Mailbox(s) and associated easement(s) and consideration of various conditions to be contained in the Subdivision Agreement as set out by Canada Post. In addition, all such work must comply with current Canada Post requirements as provided by Canada Post at the time of start of construction;
 - (d) The requirements of Enbridge Gas Distribution Inc., with respect to the provision of easement(s), installation and clearance requirements, a composite utility plan, street grading requirements, field survey information, road cross-sections, and consideration of various other conditions as set out by Enbridge Gas Distribution Inc.;
 - (e) The requirements of Hydro One Distribution with respect to the installation of electrical servicing and associated easement(s);
 - (f) The requirements of Cogeco Cable Canada Inc. with respect to the provision of easement(s) and installation of Cable servicing and associated easement(s);
 - (g) The requirements of Bell with respect to the provision of easement(s) and installation of communication/telecommunication infrastructure and consideration of various other conditions as set out by Bell;
 - (h) The developer's responsibility to prepare a Tree Saving Plan and Tree Planting Schedule for each lot for review and approval by the City of Brockville prior to development of each lot.
- iv. That prior to final approval of the Plan, lot grading, drainage, erosion and sediment control, and services plan with best management practices be prepared by a qualified Professional Engineer for the Owner, to the satisfaction of the City of Brockville and the Cataraqui Region Conservation Authority, and

that appropriate text to implement its findings shall be included in the Subdivision Agreement;

- v. That prior to final approval of the Plan, the developer shall enter into a cost sharing agreement with the City of Brockville for various storm sewer, sanitary sewers, water mains, road work, sidewalks, electrical and street lighting construction, beyond and within limits of the Plan, and engineering design. The extent of said agreement is at the discretion of the City of Brockville;
- vi. That prior to the final approval of the Plan, a detailed Stormwater Management Brief shall be prepared by a qualified Professional Engineer for the Owner, to the satisfaction of the City of Brockville and the Cataraqui Region Conservation Authority, and that appropriate text to implement its findings shall be included in the Subdivision Agreement;
- vii. That in conjunction with the proposed construction plan the Owner shall provide specific locations and dates (i.e. set-up and removal) for all construction/sales buildings, structures and/or trailers, outdoor toilets, etc. Said locations shall be to the satisfaction of the City of Brockville prior to placement. Any and all such temporary structures shall be located only for so long as is necessary for the work in progress.
- viii. That no tree clearing shall be permitted until approval of a Tree Saving Plan for each lot or block is prepared utilizing best management practices to be identified in the Subdivision Agreement and as approved by the City of Brockville.
- ix. That prior to final approval of this Plan, the subject land lying within IPZ-2 shall be assessed and approved as per requirements under the Clean Water Act, 2008.
- x. That prior to final approval of this Plan, a walkway connection between Centre Street and the Junic lands shall be examined and assessed for feasibility. Should such a walkway connection be determined to be feasible, the creation and or location of the said walkway shall be to the satisfaction of the City of Brockville prior to placement;
- xi. That prior to final approval of this Plan, the owner shall pay any and all outstanding taxes levied against the Plan;
- xii. That, if final approval of the Plan is not granted within three (3) years of the date of approval of the Draft Plan, and no extensions have been granted, Draft Plan approval shall lapse in accordance with Section 51(32) of the Planning Act, R.S.O. 1990, c.P.13. It is the sole responsibility of the Owner to make such application for extension of Draft Plan approval; and

- xiii. That the Final Plan, as approved by the City of Brockville, must be registered within sixty (60) days of the date of final approval or the City's approval may be withdrawn in accordance with Section 51(59) of the Planning Act, R.S.O. 1990, c.P.13.

2. **2015-039-04**
CIP- Downtown Program Guidelines Façade Improvement Grant (FIG) and Residential or Commercial Conversion Rehabilitation Grant (RCCR) Programs and Priority for 2015 Funding

THAT the program guidelines for the Downtown Community Improvement Plan's Façade Improvement Grant Program and Residential or Commercial Conversion/Rehabilitation Grant Program be reaffirmed with priority for 2015 funding of eligible projects to be weighted in favour of rehabilitation or improvements to older building stock.

3. **2015-029-04**
Proposed Amendment to Zoning By-Law 050-2014
22 Perth Street, City of Brockville
Owner: The Dawson Real Estate Group
Agent: Joseph Madigan

THAT Zoning By-law 050-2014 be amended to rezone lands described as Lot 13, Block 44, Plan 67, City of Brockville, County of Leeds, with municipal address 22 Perth Street, from MD – Mixed Use Downtown Zone to MD – Mixed Use Downtown Special Exception Zone, to permit residential occupancy of the ground floor space, in addition to all other uses permitted within the MD – Mixed Use Downtown Zone, be approved.

4. **2015-033-04**
Request to deem lots not registered parts of Bridlewood Subdivision
Registered Plan 375, Brockville
Owner: 653973 Ontario Ltd.
Applicant: Wilson/Evely

THAT Part Lot 4 and Lot 135, Registered Plan 375, City of Brockville, County of Leeds, be deemed not registered.

5. **2015-034-04**
**Bud's on the Bay Request for License to permit
a patio on Broad Street road allowance**

THAT Council authorize the Mayor and City Clerk to execute a licence agreement with John Ackerman, Owner, Bud's on the Bay Restaurant for the use of a portion of land on the east side of Broad Street road allowance for a patio as per the submitted drawing.

NEW BUSINESS - REPORT FROM MEMBERS OF COUNCIL

Nil.

MEDIA QUESTION PERIOD

The meeting recessed at 8:12 pm. (to Closed Session)

The meeting reconvened at 10:14 pm.

REPORT OF THE COMMITTEE OF THE WHOLE IN CAMERA

Moved by: Councillor Baker
Seconded by: Councillor Blanchard

THAT Council rise from Committee of the Whole, In Camera without reporting.

CARRIED

MOTION TO RETURN TO COUNCIL

Moved by: Councillor Deery
Seconded by: Councillor LeSueur

THAT we revert from Committee of the Whole Council, to Council.

CARRIED

ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE COUNCIL

Moved by: Councillor Deery
Seconded by: Councillor LeSueur

THAT the report of the Committee of the Whole Council be adopted and that the necessary actions or by-laws be enacted.

CARRIED

UNFINISHED BUSINESS

Nil.

EMERGENCY BUSINESS

Nil.

BY-LAWS

- 024-2015 Being a by-law to provide for the appointment of a Municipal Law Enforcement Officer (Lyndsay Price)
- 025-2015 A By-law to Authorize the Appointment of Municipal Law Enforcement Officers and Peace Officers as it Applies to the Private Property of Leeds Condominium Corp. #34, #36, #37 (810, 815, 845 Kyle Court, Brockville, Ontario)
- 026-2015 By-law to Remove Certain Lands, described as Lots 15, 16, 16, 18, 19, 20, 21 and 23, Block 17, Compiled Plan 67, City of Brockville, County of Leeds (Sophia Street) from Part Lot Control
- 027-2015 By-law to authorize the sale of City owned land located on Development Drive to AXENS Canada Specialty Aluminas Inc.
- 028-2015 A By-law to Amend City of Brockville Zoning By-law 050-2014 (22 Perth Street, Brockville)
- 029-2015 By-law to Amend City of Brockville Zoning By-law 050-2014 (Centre Street, Brockville - File D14-002 (050-2014) – Report 2015-027-04)
- 030-2015 A By-law to amend 085-2014 Being a By-law to Appoint Members to Various Boards and Commissions. (DBIA/YAC)

BYLAWS FIRST AND SECOND READING

Moved by: Councillor Kalivas
Seconded by: Councillor Fullarton

THAT By-laws Numbered 024-2015 to 030-2015 be introduced and the same be now read a first and second time.

CARRIED

BYLAWS THIRD READING

Moved by: Councillor Kalivas
Seconded by: Councillor Fullarton

THAT By-laws Numbered 024-2015 to 030-2015 be now read a third time, signed by the Mayor and Clerk, sealed with the Seal of the Corporation and be recorded.

CARRIED

CONFIRMATORY BYLAW FIRST AND SECOND READING

Moved by: Councillor Kalivas
Seconded by: Councillor Fullarton

THAT By-law Number 031-2015 to confirm the Proceedings of Council at its meeting held on April 14, 2015 be read a first and second time.

CARRIED

CONFIRMATORY BYLAW THIRD READING

Moved by: Councillor Kalivas
Seconded by: Councillor Fullarton

THAT By-law Number 031-2015 to confirm the Proceedings of Council at its meeting held on April 14, 2015 be now read a third time, signed by the Mayor and Clerk, sealed with the Seal of the Corporation and be recorded.

CARRIED

MAYOR'S ANNOUNCEMENTS

Nil.

ADJOURNMENT

Moved by: Councillor Kalivas
Seconded by: Councillor Fullarton

THAT Council adjourn its proceedings until the next regular meeting scheduled for April 28, 2015.

CARRIED

The meeting adjourned at 10:15 pm.

Mayor

City Clerk