

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, JANUARY 30TH, 2006**

PRESENT: Mayor Fedeli, Councillors Chirico, Vaillancourt, Boldt, Graham, Campbell, Bain, Koziol, Anthony, Maroosis, Mendicino

CORRESPONDENCE:

Hotte, D.	re Rezoning application - Regina Street	(59)
Odyssée School Advisory Council	re Declaration of Interest	(49)
Royal Canadian Legion, Branch 23	re 2006 Poppy Campaign & Tag Day	(51)

REPORTS FROM OFFICERS:

Bradford, S.	re Corporation Information System Technology	(64)
Burke, M.B.	re Signing authority - Manager of Budgets	(52)
Burke, M.B.	re Registered Sewer Easements	(78)
Conrad, C.M.	re Odyssée School Advisory Council	(49)
Euler, D.	re RFP 2006-02, Pre-Selection of a Web Based Project Management System for Assignment to a future tender for the Water Treatment Filtration Plant Project	(63)
Hall, B.	re Lane closure - Fisher Street, Sherbrooke Street, Fourth Avenue East & Fifth Avenue East	(57)
Hall, B.	re Lane closure - Edward Street, Foster Street, Parks Street & O'Brien Street	(58)
Hall, B.	re Lane closure - Lakeshore Drive, Charles Street, Lee Avenue & MacDonald Avenue	(60)
Houston, J.	re Sportfield Facilities Development Program	(55)
Houston, J.	re Dionne Home Restoration	(56)
Kilgour, I.G.	re Final Approval - Premier Village by the Lake	(62)
Knox, J.D.	re Transit Coach Replacement Program	(61)
Lang, A.	re North Bay Police Service Capital Allocation	(54)
Manning, J.	re RFP 2006-02, Pre-Selection of a Web Based Project Management System for Assignment to a future tender for the Water Treatment Filtration Plant Project	(63)
Manning, J.	re Tender 2005-152 - Sale of lands, 155 Hughes Road	(77)
Mimee, R.	re Water & Sanitary Sewer Rates	(53)
Ringler, T.G.	re Traffic & Parking By-Law Amendment	(50)
Rogers, B.A.	re North Bay Parry Sound District Health Unit - 2006 Levy	(65)
Simmonds, J.C.	re Final Approval - Premier Village by the Lake	(62)

Res. #2006-46: Moved by Councillor Mendicino, seconded by Councillor Anthony That minutes for the meetings held:

- Monday, January 16, 2006; and
- Tuesday, January 24, 2006

be adopted as presented.

"CARRIED"

Res. #2006-47: Moved by Councillor Mendicino, seconded by Councillor Anthony That Community Services Committee Report No. 2006-04 relating to:

- Rezoning application by Elisa Giustra, McKee Drive

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2006-04

January 30, 2006

TO THE COUNCIL
OF THE CORPORATION
OF THE CITY OF NORTH BAY

Your Worship and Councillors:

The Community Services Committee presents Report No. 2006-04 and recommends:

1. That
 - a) the proposed Zoning By-Law Amendment by Rick Miller, OLS on behalf of Elisa Giustra to rezone Concession C, Part Lot 17, Parcel 17973 W&F, 18492 W&F and 12587 W&F from a “Residential Special Zone 4 (R Sp.4)” and a “Residential First Density (R1)” zone to a “Residential Second Density Special Zone (R2 Sp.)” be approved; and
 - b) the subject property be placed under Site Plan Control pursuant to Section 41 of the *Planning Act*, RSO 1990, as amended, in order to regulate lighting, fencing, vegetative buffers, site servicing and development, stormwater management, traffic concerns, garbage location, snow storage and ingress/egress.

All of which is respectfully submitted.

ASSENTS
MENDICINO
ANTHONY
MAROOSIS
FEDELI

DISSENTS

Res. #2006-48: Moved by Councillor Koziol, seconded by Councillor Bain
That Engineering & Works Committee Report No. 2006-01 relating to:

- Anti-Litter By-Law

be adopted as presented.

“CARRIED”

ENGINEERING & WORKS COMMITTEE REPORT NO. 2006-01

January 30, 2006

TO THE COUNCIL
OF THE CORPORATION
OF THE CITY OF NORTH BAY

Your Worship and Councillors:

1. That
 - a) the proposed Anti-Litter By-Law as attached to Report No. EES 2005-061 and Set Fine Schedules be approved;
 - b) funding of an Anti-Litter Campaign in the amount of \$15,000 be referred to the 2006 Operating Budget and to the City's GAP Officer; and
 - c) the proposed Anti-Litter By-Law be presented to Council on January 30, 2006 for first and second readings.

All of which is respectfully submitted.

ASSENTS
KOZIOL
BAIN
CAMPBELL
FEDELI

DISSENTS

Res. #2006-49: Moved by Councillor Chirico, seconded by Councillor Boldt
That

- 1) Council thank Odyssee School Advisory Council for their letter; and
- 2) Council decline to submit a Declaration of Interest for a Councillor to serve as a community representative on the Odyssee School Advisory Council or any other School Advisory Councils.

“CARRIED”

Res. #2006-50: Moved by Councillor Chirico, seconded by Councillor Boldt
That Traffic and Parking By-Law No. 2002-01 be amended to establish a two-hour parking zone in the 300 block of First Avenue West.

“CARRIED”

Res. #2006-51: Moved by Councillor Chirico, seconded by Councillor Boldt
That

- 1) Council approve October 29, 2006 (Sunday) for the House-to-House distribution of Poppies; and
- 2) November 4, 2006 (Saturday) for a Tag Day.

“CARRIED”

Res. #2006-52: Moved by Councillor Chirico, seconded by Councillor Boldt
That the Manager of Budgets be authorized to act as a Deputy Treasurer as required.

“CARRIED”

Res. #2006-53: Moved by Councillor Chirico, seconded by Councillor Boldt
That

- 1) in accordance with the direction contained in the *Sustainable Water and Sewage Systems Act*, 2002, the current policy of recovering all water and sanitary system operation, capital and financing costs from user rates be maintained;
- 2) the Water Rates By-Law 2005-21 be amended by increasing all water rates by 10% effective March 1, 2006;

- 3) the Sanitary Sewer Surcharge remains at 106% of water charges; and

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- 4) the Water Filtration Capital Surcharge, authorized in Clause 3(e) of By-Law 2005-21, remain at 13.0% of the gross water component of water accounts.

“CARRIED”

Res. #2006-54:

Moved by Councillor Chirico, seconded by Councillor Boldt
That the City Clerk prepare a Capital By-Law for consideration by City Council for the following 2006 capital allocations for the North Bay Police Services:

Vehicle Replacement Plan - new	\$250,000
Vehicle Replacement Plan - existing	\$137,000
Mobile Workstations	\$ 58,000
Pistol Transition	\$ 44,500
Financing and Contingency	<u>\$ 10,500</u>
Total Cost	<u>\$500,000</u>
Net Debentured Cost	<u>\$500,000.</u>

“CARRIED”

Res. #2006-55:

Moved by Councillor Mendicino, seconded by Councillor Anthony
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Springfield Facilities Development Program as outlined by Clause No. 1 - Community Services Committee Report No.2005-38, being 2006 Capital Budget Project No. 73, at a net debenture cost of \$200,000.

“CARRIED”

Res. #2006-56:

Moved by Councillor Mendicino, seconded by Councillor Anthony
That 1) a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Dionne Home Restoration Program, being 2006 Capital Budget Project No. 71, at a net debenture cost of \$50,000; and

- 2) only those funds required for the immediate weather proofing repairs estimated at \$15,000 be expended at this time and that the remaining \$35,000 in restoration funds be held until such time as the operation and the permanent location of the Dionne Home has been finalized and other funding partners are secured for the balance of the restoration costs.

“CARRIED”

Res. #2006-57:

Moved by Councillor Chirico, seconded by Councillor Boldt
That 1) the application by Suzanne Davis to close a laneway abutting Lots 710, 711, 712, Pt. Lot 722 and Pt. Lot 723, Plan 93, and Lot 26, Plan 87 be approved;

- 2) the closure of the laneway be subject to the granting of any required easements; and
- 3) the Chief Administrative Officer be authorized by Council to

initiate normal closure procedures for the subject laneway.

“CARRIED”

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Res. #2006-58: Moved by Councillor Chirico, seconded by Councillor Boldt
That 1) the application by Mike Corbeil and Beverly-Lynn Carmichael to close a laneway abutting Lots 563 to 567, Plan M177, Lots 582 and 583, Plan M177 and Lots 568 to 574, Plan M177, be approved;

2) the closure of the laneway be subject to the granting of any required easements; and

3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

“CARRIED”

Res. #2006-59: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the rezoning application by Denis Hotte, Plan 68, Part Lot 47 - Regina Street be received.

“CARRIED”

Res. #2006-60: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That 1) the application by Andrew Greig to close a laneway abutting Lots 160 to 161, Plan 83, be approved;

2) the closure of the laneway be subject to the granting of any required easements; and

3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

“CARRIED”

Councillor Chirico declared a conflict of interest on the above matter as Mr. Greig is a client.

Res. #2006-61: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the City Clerk prepare a Capital Expenditure By-Law for consideration by City Council to authorize the Transit Refurbishment Program (Capital Budget Line 82), totalling \$150,000 with a net debenture cost of \$100,000.

“CARRIED”

Res. #2006-62: Moved by Councillor Mendicino, seconded by Councillor Anthony
That 1) the Mayor and City Clerk be authorized to sign Premier Village by the Lake Condominium Agreement for the creation of a 32 unit Vacant Land Condominium off of Premier Road;

2) Council grant Final Approval to the Draft Approved 32 unit Vacant Land Condominium off of Premier Road - City File No. 48CDM-02102; and

3) the Mayor, City Clerk and Managing Director of Community Services be authorized to sign the Final Plan of Condominium subject to receipt of all easement and Condominium Agreement requirements.

“CARRIED”

- Res. #2006-63: Moved by Councillor Koziol, seconded by Councillor Bain
That 1) North Bay City Council approve that a contract be awarded to e-Builder Inc., in the amount of \$51,000.00 US dollars (GST extra), for the supply of a Web Based Project Management System for use during the construction of the North Bay Water Filtration Plan; and
- 2) the contract to e-Builder Inc. be transferred to the General Contractor for the New Water Filtration Plant when the general contract is awarded.

“CARRIED”

- Res. #2006-64: Moved by Councillor Chirico, seconded by Councillor Boldt
That 1) the 2006 capital allocation for Information Systems detailed in the Corporate Services Report No. 2006-21 be approved; and
- 2) the City Clerk prepare a Capital Expenditure By-Law in the amount of \$815,000 for Information Technology purposes for consideration by City Council.

“CARRIED”

- Res. #2006-65: Moved by Councillor Chirico, seconded by Councillor Boldt
That Council direct the City’s Chief Financial Officer to withhold remittance of the levy approved by the Board of Health totalling \$2,011,428 until such time as Council gives further direction.

“CARRIED”

Record of Vote (Upon Request of Councillor Bain)

Yeas: Councillors Bain, Anthony, Boldt, Mendicino, Maroosis, Koziol, Vaillancourt, Chirico, Graham, Campbell, Mayor Fedeli

- Res. #2006-66: Moved by Councillor Chirico, seconded by Councillor Boldt
That the following by-law be read a first and second time:
- By-Law No. 2006-13 to stop up, close and convey a portion of the laneway bounded by Strathcona Drive, MacDonald Avenue, Gladstone Avenue and Charles Street.

“CARRIED”

- Res. #2006-67: Moved by Councillor Chirico, seconded by Councillor Boldt
That the following by-laws be read a first and second time:
- By-Law No. 2006-16 to authorize the Parks Trail System Maintenance and Replacement Program.
- By-Law No. 2006-17 to authorize the Pete Palangio and West Ferris Arenas Improvement Program.
- By-Law No. 2006-18 to authorize the Parks Vehicle and Equipment Replacement Program.

By-Law No. 2006-19 to authorize the Memorial Gardens Improvement Program.

By-Law No. 2006-20 to authorize the City Hall Improvement Program.

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By-Law No. 2006-21 to authorize the Parks and Playgrounds Rehabilitation Program.

By-Law No. 2006-22 to authorize the Pay and Display Equipment Replacement Program.

By-Law No. 2006-23 to amend User Fee By-Law No. 2001-71.

“CARRIED”

Res. #2006-68:

Moved by Councillor Chirico, seconded by Councillor Boldt
That the following by-laws be read a third time and passed:

By-Law No. 2006-16 to authorize the Parks Trail System Maintenance and Replacement Program.

By-Law No. 2006-17 to authorize the Pete Palangio and West Ferris Arenas Improvement Program.

By-Law No. 2006-18 to authorize the Parks Vehicle and Equipment Replacement Program.

By-Law No. 2006-19 to authorize the Memorial Gardens Improvement Program.

By-Law No. 2006-20 to authorize the City Hall Improvement Program.

By-Law No. 2006-21 to authorize the Parks and Playgrounds Rehabilitation Program.

By-Law No. 2006-22 to authorize the Pay and Display Equipment Replacement Program.

By-Law No. 2006-23 to amend User Fee By-Law No. 2001-71.

“CARRIED”

Res. #2006-69:

Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-law be read a first and second time:

By-Law No. 2006-29 to rezone certain lands on McKee Drive (Elisa Giustra).

“CARRIED”

Res. #2006-70:

Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2006-26 to repeal By-Law No. 2004-118 (to designate a Site Plan Control Area on certain lands on Trout Lake Road - Taki's Investments Inc., 125 Giroux Street).

By-Law No. 2006-27 to execute a Condominium Agreement with 1552443 Ontario Inc. relating to Premier Estates.

By-Law No. 2006-30 to designate a Site Plan Control Area on certain lands on McKee Drive (Elisa Giustra).

“CARRIED”

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Res. #2006-71: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2006-26 to repeal By-Law No. 2004-118 (to designate a Site Plan Control Area on certain lands on Trout Lake Road- Taki's Investments Inc., 125 Giroux Street).

By-Law No. 2006-27 to execute a Condominium Agreement with 1552443 Ontario Inc. relating to Premier Estates.

By-Law No. 2006-30 to designate a Site Plan Control Area on certain lands on McKee Drive (Elisa Giustra).

“CARRIED”

Res. #2006-72: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-law be read a first and second time:

By-Law No. 2006-28 to prohibit the throwing, placing or depositing of refuse or debris on any land within the City without owner consent.

“CARRIED”

Res. #2006-73: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-law be read a first and second time:

By-Law No. 2006-09 to execute an Agreement with Bruman Leasing Ltd. relating to the operation of the Merrick Landfill.

“CARRIED”

Councillor Chirico declared a conflict of interest on the above matter as Bruman Leasing Ltd. is a client.

Councillor Maroosis declared a conflict of interest on the above matter as his son-in-law is employed by Bruman Leasing Ltd.

Res. #2006-74: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-law be read a third time and passed:

By-Law No. 2006-09 to execute an Agreement with Bruman Leasing Ltd. relating to the operation of the Merrick Landfill.

“CARRIED”

Councillor Chirico declared a conflict of interest on the above matter as Bruman Leasing Ltd. is a client.

Councillor Maroosis declared a conflict of interest on the above matter as his son-in-law is employed by Bruman Leasing Ltd.

Res. #2006-75: Moved by Councillor Bain, seconded by Councillor Mendicino
WHEREAS Bill 25, being an Act to preserve the gravesites of former

Premiers of Ontario, presented by MPP Jim Brownell, has received first reading;

AND WHEREAS Bill 25 will require the Minister of Culture to mark gravesites of former Premiers of Ontario and permit the Minister to make agreements for the care and preservation of such gravesite;

AND WHEREAS one of the most historic sites, namely St. Andrews Cemetery, is located in the Township of South Stormont;

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AND WHEREAS the Council of Township of South Stormont strongly supports Bill 25 and urges the Province to Ontario to approve the Private Member's Bill to preserve the gravesites of former Premiers of Ontario and has requested the support and endorsement of all Ontario municipalities;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of North Bay supports and endorses the resolution of The Township of South Stormont and urges the Province to Ontario to approve the Private Member's Bill to preserve the gravesites of former Premiers of Ontario;

AND FURTHER BE IT RESOLVED that a copy of this Resolution of support be forwarded to The Township of South Stormont, Premier Dalton McGuinty, The Honourable John Gerretson, Minister of Municipal Affairs and Housing, The Honourable Madeleine Meilleur, Minister of Culture, Monique Smith, MPP Nipissing, and to the Association of Municipalities of Ontario.

"CARRIED"

Res. #2006-76: Moved by Councillor Chirico, seconded by Councillor Boldt
That Council adjourn in-camera to discuss property matters #18 to #22 inclusive.

"CARRIED"

Res. #2006-77: Moved by Councillor Chirico, seconded by Councillor Boldt
That North Bay City Council approve the bid negotiated after the tender process from Mr. Michael Johnson, in the amount of \$44,000.00 (GST extra), be accepted for the sale of vacant city owned land described as Part of Rem. Parcel 9388 Nip., Parts 4 & 5, 36R-11960. The municipal address is 155 Hughes Road.

"CARRIED"

Res. #2006-78: Moved by Councillor Chirico, seconded by Councillor Boldt
That the Chief Administrative Officer be authorized to arrange for Reference Plans and Easements at nominal consideration where Municipal underground services have been in place for many years but no easements have been surveying or registered and that the cost be applied to the Land Sales Reserve Fund.

"CARRIED"

Res. #2006-79: Moved by Councillor Mendicino, seconded by Councillor Chirico
That this meeting do now adjourn.

"CARRIED"

MAYOR VIC FEDELI

CITY CLERK CATHERINE CONRAD

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