

**Minutes of the Regular Meeting
of City Council
Held Tuesday, December 12, 2017**

Present:

Mayor McDonald, Councillors Forgette, Shogren, Bain, Maroosis, Anthony, King, Serran, Mayne

Public Presentations:

John Patterson / Peggy Walsh Craig	re 2018 Green Agenda for the City of North Bay	
Team Brain Freeze	re Grey Water Toilet Systems Project	
Chuck Verge, Rotary Club	re Proposed Rotary Splash Pad Project	

Correspondence:

Kilgour Planning & Development Inc.	re Rezoning, Official Plan Amendment and Plan of Subdivision – 500 Eloy Road	(435)
-------------------------------------	--	-------

Reports from Officers:

Boissonneault, L.	re 2018 Operating Budget – Ontario Regulation 284/09 Disclosure	(443)
Euler, D.	re Downtown Waterfront Advisory Committee (Splash Pad) - Recommendations	(440)
Hillier, B.	re Amendment to Plan of Condominium No. 46 (Algonquin Lofts) – 240 Algonquin Avenue	(436)
Hillier, B.	re <i>Accessibility for Ontarians with Disabilities Act, 2005 (AODA)</i>	(441)
Jackowski, D.	re RFQ 2017-93, Bus Barn Roof Replacement	(446)
Lacombe, A.	re RFP 2017-94, West Link Pathway Environmental Assessment and Design	(438)
McCloskey, P.	re RFP 2017-94, West Link Pathway Environmental Assessment and Design	(438)
McCrank, G.	re Highway 11 and 17 Intersection Widening – Project No. 3432RD	(444)
McLellan, P.	re RFP 2017-94, West Link Pathway Environmental Assessment and Design	(438)
McLellan, P.	re RFQ 2017-93, Bus Barn Roof Replacement	(446)
Renaud, R.	re RFQ 2017-93, Bus Barn Roof Replacement	(446)
Saucier, S.	re Long-Term Borrowing for Capital Projects	(437)
Saucier, S.	re 2016 Annual Report on Investment Activity	(442)
Severino, J.	re Downtown Waterfront Advisory Committee (Splash Pad) - Recommendations	(440)
Severino, J.	re Heritage North Bay Funding Request – Canopy Repairs – North Bay Area Museum	(445)
Vaughan, E.	re 2017 Summer in the Park Financial Summary	(439)

Res. #2017-431: Moved by Councillor Maroosis, seconded by Councillor Bain
That minutes for the public meetings held on:

- Friday, June 9, 2017
- Tuesday, November 28, 2017; and
- Monday, December 11, 2017

be adopted as presented.

"Carried"

Res. #2017-432: Moved by Councillor Forgette, seconded by Councillor Shogren
That General Government Committee Report No. 2017-19 relating to:

- Development Charges Rates

be adopted as presented.

"Carried"

General Government Committee Report No. 2017-19

December 12, 2017

To The Council
Of The Corporation
Of The City Of North Bay

Your Worship and Councillors:

The General Government Committee presents Report No. 2017-19 and recommends:

1. "That Council authorize the City Clerk to amend the Development Charges Rates (By-Law No. 2014-128, as amended), effective December 1, 2017 as outlined in and as shown on Schedule "A" to Report to Council CORP 2017-105 dated October 23, 2017."

All of which is respectfully submitted.

<u>Assents</u>	<u>Dissents</u>
Forgette	
Shogren	
Bain	
Maroosis	
Mayor McDonald	

Res. #2017-433: Moved by Councillor Forgette, seconded by Councillor Shogren
That General Government Committee Report No. 2017-20 relating to:

- Procedural By-Law

be adopted as presented.

"Carried"

General Government Committee Report No. 2017-20

December 12, 2017

To The Council
Of The Corporation
Of The City Of North Bay

Your Worship and Councillors:

The General Government Committee presents Report No. 2017-20 and recommends:

1. "That Council authorize the City Clerk to amend the City of North Bay Procedural By-Law No. 2017-01 in accordance with the statutory Bill 68 Amendments to the *Municipal Act*."

All of which is respectfully submitted.

<u>Assents</u>	<u>Dissents</u>
Forgette	
Shogren	
Bain	
Maroosis	
Mayor McDonald	

Res. #2017-434: Moved by Councillor King, seconded by Councillor Anthony
That Community Services Committee Report No. 2017-19 relating to:

- North Bay Fire and Emergency Services Fire Training Facility

be adopted as presented.

Councillor Maroosis declared a conflict as his son-in-law works for Kenalex.

"Carried"

Community Services Committee Report No. 2017-19

December 12, 2017

To The Council
Of The Corporation
Of The City Of North Bay

Your Worship and Councillors:

The Community Services Committee presents Report No. 2017-19 and recommends:

- "That 1) City Council approve the award of a contract to JFB Enterprises in the amount of \$266,000.00 (plus HST) for the construction of a fire training facility; and
- 2) Council authorize the transfer of funds to the project, as outlined in Report to Council CORP 2017-86 dated October 5, 2017 from Paul Valenti and Jason Whiteley."

All of which is respectfully submitted.

<u>Assents</u>	<u>Dissents</u>
King	
Anthony	
Mayor McDonald	

Res. #2017-435: Moved by Councillor King, seconded by Councillor Anthony
That the Zoning By-Law Amendment, Official Plan Amendment and Plan of Subdivision application by Kilgour Planning & Development Inc. on behalf of 1633091 Ontario Limited and 1633057 Ontario Limited – 500 Eloy Road be received and referred to the Community Services Committee for a Public Meeting.

"Carried"

Res. #2017-436: Moved by Councillor King, seconded by Councillor Anthony
That 1) Council grant final approval to the Plan of Condominium by Rick Miller on behalf of Nipissing Standard Condominium Corporation No. 46 on the property described as Part 1, Plan 36R-14098 being Part Lot 118 on Plan 10 (240 Algonquin Avenue) as permitted by Section 9(7) of the *Condominium Act*, 1998 to be added to Nipissing Standard Condominium No. 46 as presented on Schedule "A" and "B" to Report to Council CSBU 2017-62 dated November 28, 2017 from Beverley Hillier; and

2) Council's resolution for final approval be accompanied with a Certificate of Exemption.

Councillor Maroosis declared a conflict of interest as he owns a business next door.

Councillor Serran declared a conflict of interest as the property is within DIA boundaries – 240 Algonquin Avenue.

"Carried"

Res. #2017-437: Moved by Councillor Forgette, seconded by Councillor Shogren
That 1) Council authorize The Corporation of the City of North Bay to enter into a loan agreement with The Toronto-Dominion Bank in the principal amount of \$4,500,000.00 at a fixed rate of interest amortized over a ten year term to finance various capital projects (the "Loan Agreement"); and

2) an execution by-law be presented for three (3) readings on December 12, 2017 authorizing the Mayor and City Treasurer to execute the Loan Agreement.

"Carried"

Res. #2017-438: Moved by Councillor King, seconded by Councillor Anthony
That City Council approve the award of a contract in the amount of \$82,240.00 (plus HST) to D.M. Wills Associates Limited for Engineering Services for the West Link Pathway Environmental Assessment and Design.

"Carried"

Res. #2017-439: Moved by Councillor King, seconded by Councillor Anthony
That Council 1) accepts this report for the 2017 Summer in the Park
Festival;

2) approves the transfer of the 2017 deficit of
\$58,338.00 to the Summer Festival Reserve Account
No. 99562R; and

3) acknowledges that future surpluses realized by the
Summer in the Park Festival will be used to offset the
deficits accumulated by the festival. Once the deficit
is paid off, the Committee will be able to rebuild its
reserves.

“Carried”

Res. #2017-440: Moved by Councillor King, seconded by Councillor Bain
That 1) City Council endorses the recommendations of the
Downtown Waterfront Advisory Committee, being that
Council supports the construction of a splash pad in
partnership with the local Rotary Clubs; and

2) staff be directed to formulate a Memorandum of
Understanding with the Rotary Clubs with respect to the
funding, construction, operation and maintenance of the
splash pad.

Councillor Anthony declared a conflict of interest as his employer has begun an
approximate three month project with the Service Club mentioned in this item.

Councillor Serran declared a conflict of interest as he is a member of the Rotary Club of
North Bay.

Record of Vote (Upon request from Councillor Bain)

Yeas: Councillors Bain, King, Mayne, Forgette, Shogren, Maroosis, Mayor McDonald

Nays: Nil

“Carried”

Res. #2017-441: Moved by Councillor Forgette, seconded by Councillor Shogren
That Council receive Report to Council CSBU 2017-66 dated December
5, 2017 from Beverley Hillier regarding the 2017 Update to the Multi-
Year Accessibility Plan for information purposes.

“Carried”

Res. #2017-442: Moved by Councillor Forgette, seconded by Councillor Shogren
That Council receive the Annual Report on Investment Activity for the
year 2016.

“Carried”

Res. #2017-443: Moved by Councillor Forgette, seconded by Councillor Shogren
That 1) City Council acknowledges the 2018 Operating, Water
and Wastewater Operating and Capital Budgets were
prepared on a cash basis format and excluded the
following expenses:

- amortization of tangible capital assets
- employee future benefits costs
- solid waste landfill closure and post closure expenses

2) Council authorizes the continued preparation of the City's annual Operating, Water and Wastewater Operating and Capital Budgets using the cash basis format.

"Carried"

Res. #2017-444: Moved by Councillor Mayne, seconded by Councillor Serran
That Council 1) approve J.L. Richards & Associates Limited's proposal of \$112, 886.00 plus HST, for completing additional scope of work for Project No. 3423RD – Seymour Street and Provincial Highways 11 and 17 Intersection Widening, as a result of the revised traffic impact study; and

2) approve a contingency allowance of \$50,000.00 plus HST to permit J.L. Richards & Associates Limited, subject to City staff approval, to respond to Ministry of Transportation comments, provide contract document revisions and assist with the tendering process.

"Carried"

Res. #2017-445: Moved by Councillor King, seconded by Councillor Anthony
That Council provide Heritage North Bay up to \$121,000.00 less funding from the Canada Cultural Spaces Fund to complete the necessary structural repairs and design work for eaves replacement on the North Bay Area Museum with City funding to come from the Completed General Capital Projects Reserve No. 99537R.

"Carried"

Res. #2017-446: Moved by Councillor King, seconded by Councillor Anthony
That 1) City Council approve the award of a contract to Venasse Building Group Inc. in the amount of \$500,000.00 (plus HST), for the Bus Barn Roof Replacement; and

2) Council authorize the transfer of funds to the project, as outlined in Report to Council CORP 2017-112 dated December 5, 2017 from Pam McLellan, David Jackowski and Remi Renaud.

"Carried"

Res. #2017-447: Moved by Councillor Forgette, seconded by Councillor Shogren
That the following by-laws be read a first and second time:

By-Law No. 2017-75 to establish 2018 rates or changes for the supply of water and wastewater distribution for domestic, commercial and manufacturing use.

By-Law No. 2017-84, being a by-law to amend By-Law No. 2015-23 (to authorize User Fees for City departments).

By-Law No. 2017-85, being a by-law to amend the City of North Bay On-Street Parking By-Law No. 2014-37.

By-Law No. 2017-86 to authorize the execution of an Agreement with The Toronto-Dominion Bank relating to a Loan-Term Loan.

"Carried"

Res. #2017-448: Moved by Councillor Forgette, seconded by Councillor Shogren That the following by-laws be read a third time and passed:

By-Law No. 2017-75 to establish 2018 rates or changes for the supply of water and wastewater distribution for domestic, commercial and manufacturing use.

By-Law No. 2017-84, being a by-law to amend By-Law No. 2015-23 (to authorize User Fees for City departments).

By-Law No. 2017-85, being a by-law to amend the City of North Bay On-Street Parking By-Law No. 2014-37.

By-Law No. 2017-86 to authorize the execution of an Agreement with The Toronto-Dominion Bank relating to a Loan-Term Loan.

"Carried"

Res. #2017-449: Moved by Councillor Anthony, seconded by Councillor Serran WHEREAS the Council of the City North Bay has repeatedly called for relief from seemingly uneven gasoline prices from region to region;

AND WHEREAS in the past the Council has endorsed exploring regulated Gasoline pricing;

AND WHEREAS the Honourable Gilles Bisson has announced putting forward a Bill to regulate gasoline prices, specifically the "*Fairness in Petroleum Products Pricing Act 2017*";

AND WHEREAS Prince Edward Island, Nova Scotia, New Brunswick, Newfoundland and Labrador, and Quebec already have some form of regulation in place;

THEREFORE BE IT RESOLVED that the Council of the City of North Bay urge the Province to consider the Bill and explore its merits.

AND FURTHER that a copy of this motion be forwarded to the Honourable Premier Kathleen Wynne, the Honourable Glenn Thibeault, Minister of Energy, Leaders of the Opposition, MP Anthony Rota, MPP Victor Fedeli, Association of Municipalities of Ontario, Federation of Northern Ontario Municipalities, and surrounding municipalities for support, MPP Gilles Bisson.

Councillor Shogren declared a conflict of interest as his corporate employer owns a gas station.

Mayor McDonald declared a conflict of interest as he is a landlord of a refueling station.

Record of Vote (*Upon request from Councillor Anthony*)

Yeas: Councillors Anthony, Forgette, Maroosis, Serran, Bain, King, Mayne

Nays: Nil

"Carried"

Res. #2017-450: Moved by Councillor Bain, seconded by Councillor Shogren WHEREAS passenger rail in Northern Ontario is an essential infrastructure for economic development of our resource-based industries, tourism, and access to health care;

AND WHEREAS the Northern and Eastern Ontario Rail Network (NEORN) is working to bring the issue of rail passenger service for our area and other areas to the attention of Queen’s Park and Parliament Hill so as to have it restored;

THEREFORE BE IT RESOLVED that The Corporation of the City of North Bay supports (non-monetary) the efforts of Northern and Eastern Ontario Rail Network (NEORN) in their endeavours to restore reliable and affordable passenger rail transportation in our area and other areas of the north.

AND FURTHER that a copy of this resolution be forwarded to the Federation of Northern Ontario Municipalities, MP Anthony Rota and MPP Victor Fedeli for their endorsement and support.

Record of Vote (*Upon request from Councillor Bain*)

Yeas: Councillors Bain, Serran, Shogren, Forgette, King, Anthony, Maroosis, Mayne, Mayor McDonald

Nays: Nil

“Carried”

Res. #2017-451: Moved by Councillor King, seconded by Councillor Shogren WHEREAS Council passed Resolution No. 2017-312 on Tuesday, September 5th, 2017 to establish an Arena Committee (“the Committee”);

AND WHEREAS the Committee was to provide recommendations to Council on or before Tuesday, October 31st, 2017;

AND WHEREAS by way of Resolution No. 2017-353 passed on Tuesday, October 17, 2017, Council granted the Committee an extension to December 31st, 2017 to provide recommendations to Council;

AND WHEREAS the Committee has not yet completed the review as set out in Resolution No. 2017-312;

AND WHEREAS the Committee is seeking Council’s approval for an extension to the time period to March 31, 2018;

THEREFORE BE IT RESOLVED that the Committee will provide recommendations to Council on or before March 31, 2018.

“Carried”

Res. #2017-452: Moved by Councillor Forgette, seconded by Councillor Shogren That Council adjourn in-camera pursuant to section 239.(2) of the *Municipal Act, 2001*, as amended, at 7:50 p.m. for the following reasons: Item 13, being a proposed disposition of land by the municipality; and Item 14, being a pending disposition of land by the municipality.

“Carried”

Res. #2017-453: Moved by Councillor Forgette, seconded by Councillor Shogren
That Council reconvene at 8:30 p.m.

Councillor Maroosis did not reconvene with Council.

“Carried”

Res. #2017-454: Moved by Councillor Shogren, seconded by Councillor Bain
That Council 1) Council approve the sale of City-owned property known municipally as the former Regional Tourism Information Centre (RTIC) and legally described as Concession D, South Part Lot 18, 36R-11874, Part 1, in the former Township of Widdifield, in the City of North Bay being an irregular parcel with a total land area of approximately 0.66 Ha (1.65 Acres) and approximately 88 metres (288 feet) of frontage on Seymour Street, to Grant Castle Corp. for the purchase price of \$1,680,787.50 and terms and conditions of the Offer to Purchase presented by Grant Castle Corp., including an Environmental Indemnification and Remediation Agreement;

- 2) authorize the Deputy Mayor, City Clerk and City Solicitor to execute the Offer to Purchase and all appropriate sale documents as may be required;
- 3) authorize that the net proceeds of the sale be placed in the Property Development Reserve Fund (99535); and
- 4) authorize the by-law of the sale of the property be given three (3) readings on December 12, 2017.

Mayor McDonald declared a conflict of interest as he owns property in the area.

“Carried”

Res. #2017-455: Moved by Councillor Shogren, seconded by Councillor Bain
That the following by-law be read a first and second time:

By-Law No. 2017-88 to authorize the sale of lands no longer required for municipal purposes to Grant Castle Corp. – Part Lot 18, Concession D, Part of Part 1 on Plan 36R-11874, City of North Bay, District of Nipissing (Seymour Street).

Mayor McDonald declared a conflict of interest as he owns property in the area.

“Carried”

Res. #2017-456: Moved by Councillor Shogren, seconded by Councillor Bain
That the following by-law be read a third time and passed:

By-Law No. 2017-88 to authorize the sale of lands no longer required for municipal purposes to Grant Castle Corp. – Part Lot 18, Concession D, Part of Part 1 on Plan 36R-11874, City of North Bay, District of Nipissing (Seymour Street).

Mayor McDonald declared a conflict of interest as he owns property in the area.

“Carried”

Res. #2017-457: Moved by Councillor Forgette, seconded by Councillor Shogren
That the following by-law be read a first and second time:

By-Law No. 2017-83 to confirm proceedings of the Meeting of Council held on December 12, 2017.

"Carried"

Res. #2017-458: Moved by Councillor Forgette, seconded by Councillor Shogren
That the following by-law be read a third time and passed:

By-Law No. 2017-83 to confirm proceedings of the Meeting of Council held on December 12, 2017.

"Carried"

Res. #2017-459: Moved by Councillor Serran, seconded by Councillor Bain
That this Regular Meeting of Council do now adjourn at 8:34 p.m.

"Carried"

Closed Meeting Conflict of Interest

Regular Agenda Item #13 – Councillor Maroosis declared a conflict of interest.

Regular Agenda Item #14 – Mayor McDonald declared a conflict of interest.

Mayor Allan McDonald

City Clerk Karen McIsaac