

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, NOVEMBER 29TH, 2004**

PRESENT: Mayor Fedeli, Councillors Chirico, Vaillancourt, Anthony, Bain, Campbell, Boldt, Mason, Koziol, Marosis, Mendicino

CORRESPONDENCE:

Dobbs, Rick	re City services - Seymour Street extension	(825)
Simpson, Amanda	re Yellowfish Road Program	(838)

REPORTS FROM OFFICERS:

Burke, M.B.	re Sale of CN Lands - Ecole Secondaire Algonquin	(833)
Burke, M.B.	re Colgan Avenue road allowance	(836)
Burke, M.B.	re CN rail trestles on Algonquin Avenue	(852)
Burke, M.B.	re Geographic Information System Technician	(853)
Elliott, G.	re Official Plan and Development Charges Background Studies	(828)
Elliott, G.	re Condition Ratings and Infrastructure Management System	(829)
Elliott, G.	re Riverbend Road bridge reconstruction	(830)
Elliott, G.	re CN Rail Crossing	(831)
Elliott, G.	re Watermain looping - Regina Street	(834)
Manning, J.	re RFP 2004-171, Insurance Adjusting Services	(823)
Manning, J.	re Purchasing By-Law 2004-196	(827)
Manning, J.	re Tender 2004-122 - 535 Widdifield Station Road	(854)
Rogers, B.A.	re Debenture issue	(835)
Rogers, B.A.	re Airport Hill Water Capital Project	(837)
Rushton, J.	re Corporate Hiring Policy	(824)
Simmonds, J.C.	re Watermain on Marshall Park Drive	(832)
Tomek, A.	re Yellowfish Road Program	(838)
Watters, B.	re City services - Seymour Street extension	(825)

Res. #2004-820: Moved by Councillor Chirico, seconded by Councillor Campbell
That minutes for the meeting held:

- Monday, November 15, 2004; and
- Monday, November 22, 2004

be adopted as presented.

"CARRIED"

Res. #2004-821: Moved by Councillor Chirico, seconded by Councillor Anthony
That General Government Committee Report No. 2004-16 relating to:

- Waste Management and Sanitary Sewer Rates

be adopted as presented.

"CARRIED"

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2004-16

November 29, 2004

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2004-16 and recommends:

1. That Waste Management By-Law No. 2004-178 and Sanitary Sewer Rates By-Law No. 2004-179 be presented to Council on November 29, 2004 for three (3) readings.

All of which is respectfully submitted.

ASSENTS
CHIRICO
ANTHONY
BAIN
VAILLANCOURT
FEDELI

DISSENTS

Res. #2004-822: Moved by Councillor Chirico, seconded by Councillor Anthony
That General Government Committee Report No. 2004-17 relating to:

- Development Charges

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2004-17

November 29, 2004

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2004-17 and recommends:

1. That
 - a) the City of North Bay 2004 Development Charge Background Study dated November 5, 2004 be adopted;
 - b) the rates in Schedule B be amended to read as follows:

<u>Uses of Land, Buildings, or Structures</u>	Residential Development Charge (Per Housing Unit)					Non Residential Per Square Metre of Gross Floor Area
	Single Family & Semi-Detached Dwellings	2 Bedroom & Larger Apartments	Bachelor & 1 Bedroom Apartments	All Other Dwelling Unit Types	Units in the Rural Area	
Service						
Studies	\$143	\$81	\$51	\$119	\$110	\$0.32
Fire	\$7	\$4	\$3	\$6	\$5	\$0.02

Transit	\$30	\$17	\$11	\$25	\$23	\$0.07
Parks and Recreation	\$556	\$315	\$199	\$465	\$428	\$0.10
Library	\$118	\$67	\$42	\$99	\$91	\$0.02

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Roads (including Public Works)	\$1,387	\$787	\$496	\$1,159	\$1,068	\$3.17
Subtotal	\$2,241	\$1,271	\$802	\$1,873	\$1,725	\$3.70
Water Distribution	\$623	\$354	\$223	\$521	\$0	\$1.37
Sanitary Sewerage	\$586	\$332	\$210	\$490	\$0	\$1.29
TOTAL DEVELOPMENT CHARGE	\$3,450	\$1,957	\$1,235	\$2,884	\$1,725	\$6.36

- c) City Council approve the forecast of anticipated development, the underlying capital forecast and the calculations included in the Background Study;
- d) By-Law No 2004-199 be presented to Council for three (3) readings at the Regular Meeting on Monday, December 13, 2004; and
- e) City Council confirms that no additional public meeting is required to be held as part of the approval process 2004 for three (3) readings.

All of which is respectfully submitted.

ASSENTS

CHIRICO
ANTHONY
BAIN
VAILLANCOURT
FEDELI

DISSENTS

Res. #2004-823: Moved by Councillor Chirico, seconded by Councillor Anthony
That the report from J. Manning/B.A. Rogers dated November 9, 2004 re Request for Proposal 2004-171, Insurance Adjusting Services be referred to the General Government Committee.

“CARRIED”

Res. #2004-824: Moved by Councillor Chirico, seconded by Councillor Anthony
That the Corporate Hiring Policy attached to Report No. CORP 2004-190 dated November 17, 2004 be adopted.

“CARRIED”

Res. #2004-825: Moved by Councillor Mason, seconded by Councillor Boldt
That 1) any provision of water services to the three (3) lots, Parcel 4356, 6114 and 6378 W&F on Seymour Street be carried out by way of the local improvement process or by a special development agreement whereby the cost of the work is funded by the abutting property owners; and
2) a copy of Report EES 2004-68 dated November 10, 2004 from the City Engineer be forwarded to Mr. Dobbs for information.

“CARRIED”

Res. #2004-826: Moved by Councillor Chirico, seconded by Councillor Anthony
That accounts totalling \$8,409,784.34 for October 2004 be approved.

“CARRIED”

Res. #2004-827: Moved by Councillor Chirico, seconded by Councillor Anthony
That 1) Report CORP 2004-188 dated November 15, 2004 be received; and

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- 2) the City Clerk be directed to bring forward Purchasing By-Law No. 2004-196 for three readings on December 13, 2004.

“CARRIED”

Res. #2004-828: Moved by Councillor Mason, seconded by Councillor Boldt
That the City Clerk prepare by-laws for approval to fund the Official Plan & Development Charges Background Studies for the capital projects contained in the approved Capital Levy, Debentures and Reserves Budget and the Capital Water Budget:

1. Project #2436 Road and Storm Sewer Studies \$100,000 (tax levy)
2. Project #2447 Sanitary Sewer and Water Studies \$100,000 (water)

“CARRIED”

Res. #2004-829: Moved by Councillor Mason, seconded by Councillor Boldt
That 1) the City Clerk prepare a by-law to approval to fund the Road Needs Study Project #2408 in the approved 2004 Capital Levy, Debentures and Reserves Budget in the amount of \$100,000.00; and

- 2) the City Clerk prepare a by-law for approval to fund the Sewer and Water Condition Rating and Infrastructure Management Project #2446 in the approved 2004 Capital Water Budget in the amount of \$100,000.00.

“CARRIED”

Res. #2004-830: Moved by Councillor Mason, seconded by Councillor Boldt
That the City Clerk prepare a by-law for approval to fund the Rehabilitation of the W.J. Forth Bridge over the Lavase River, Project #2402 contained in the approved 2004 Capital Levy, Debentures and Reserves Budget in the amount of \$400,000.00.

“CARRIED”

Res. #2004-831: Moved by Councillor Mason, seconded by Councillor Boldt
That the City Clerk prepare a by-law for approval to fund the CN Rail Crossing Reconstruction Program Project #2403 contained in the approved Capital Levy, Debentures and Reserves Budget in the amount of \$50,000.00.

“CARRIED”

Res. #2004-832: Moved by Councillor Mason, seconded by Councillor Boldt
That 1) a by-law in the net amount of \$125,000.00 be established to fund the installation of a watermain on Marshall Park Drive and the Lakeshore Drive area to service the Descon Condominium Development;

- 2) this by-law also establish funding of up to \$10,000.00 towards Oscar Street roadway improvements;

- 3) the by-law also establish funding of \$145,000.00 for the installation of an oversized watermain on Lakeshore Drive

across the frontage of the Descon Development property on Lakeshore Drive; and

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- 4) a copy of Report No. EES 2004-69 be forwarded to John Demeis of Descon Development Corporation for information.

“CARRIED”

Res. #2004-833: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council authorize a by-law to close those parts of Bourke Street and Harvey Street within the CN Right-of-Way beside Ecole Secondaire Algonquin.

“CARRIED”

Res. #2004-834: Moved by Councillor Mason, seconded by Councillor Boldt
That the City Clerk prepare a by-law for approval to fund the Watermain Looping Project #2449 for Regina Street (Oak Street to Memorial Drive) in the amount of \$150,000.00 under the approved 2004 Capital Water Budget.

“CARRIED”

Res. #2004-835: Moved by Councillor Chirico, seconded by Councillor Anthony
That By-Law No. 2004-197 and By-Law No. 2004-200 be presented for three readings on November 29, 2004.

“CARRIED”

Res. #2004-836: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council adopt a deeming by-law to deem Lot 112, Plan 82 not to be a lot on a Registered Plan of Subdivision, as intended by the intended transfer of that part of the Colgan Avenue road allowance (Part 1, Plan 36R-11762), as a lot addition only to Kirsten Schmidt-Chamberlain and Elizabeth Schmidt-Chamberlain.

“CARRIED”

Res. #2004-837: Moved by Councillor Chirico, seconded by Councillor Anthony
That the City Clerk prepare a Capital By-Law for approval to fund the Airport Hill Water Systems Analysis (Zone 3 & Zone 4) project in the net debenture amount of \$230,000.00.

“CARRIED”

Res. #2004-838: Moved by Councillor Mason, seconded by Councillor Boldt
That 1) the students of Nipissing University be permitted to conduct the Yellowfish Road Program in North Bay; and
2) Report No. EES 2004-70 be forwarded to Amanda Simpson and classmates for information.

“CARRIED”

Res. #2004-839: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2004-178 being the Waste Management By-Law.

By-Law No. 2004-179 being the Sanitary Sewer Rates By-Law.

By-Law No. 2004-197 to amend Capital Expenditure By-Laws 2003-63, 2003-120, 2003-132, 2004-04, 2004-53, 2004-54, 2004-55, 2004-58, 2004-61, 2004-88, 2004-103, 2004-121 and 2004-149.

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By-Law No. 2004-198 to establish a schedule of salaries.

By-Law No. 2004-201 to authorize the sale of lands to Kirsten and Elizabeth Schmidt-Chamberlain (Colgan Avenue road allowance).

“CARRIED”

Res. #2004-840

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

By-Law No. 2004-178 being the Waste Management By-Law.

By-Law No. 2004-179 being the Sanitary Sewer Rates By-Law.

By-Law No. 2004-197 to amend Capital Expenditure By-Laws 2003-63, 2003-120, 2003-132, 2004-04, 2004-53, 2004-54, 2004-55, 2004-58, 2004-61, 2004-88, 2004-103, 2004-121 and 2004-149.

By-Law No. 2004-198 to establish a schedule of salaries.

By-Law No. 2004-201 to authorize the sale of lands to Kirsten and Elizabeth Schmidt-Chamberlain (Colgan Avenue road allowance).

“CARRIED”

Res. #2004-841:

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

By-Law No. 2004-200 to authorize borrowing upon instalment debentures.

“CARRIED”

Res. #2004-842:

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

By-Law No. 2004-200 to authorize borrowing upon instalment debentures.

“CARRIED”

Res. #2004-843:

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

By-Law No. 2004-174 to stop up, close and convey a portion of a laneway between Lansdowne Avenue and Hutcheson Avenue.

By-Law No. 2004-175 to stop up, close and convey a portion of the Colgan Avenue road allowance.

“CARRIED”

Res. #2004-844:

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

By-Law No. 2004-174 to stop up, close and convey a portion of a laneway

between Lansdowne Avenue and Hutcheson Avenue.

By-Law No. 2004-175 to stop up, close and convey a portion of the Colgan Avenue road allowance.

“CARRIED”

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Res. #2004-845: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

By-Law No. 2004-177 to stop up, close and convey a portion of the laneway between Fraser Street and Ferguson Street.

“CARRIED”

Res. #2004-846: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

By-Law No. 2004-161 to rezone certain lands on Larocque Road (Parkinson - 30 Larocque Road).

“CARRIED”

Res. #2004-847: Moved by Councillor Anthony, seconded by Councillor Chirico
WHEREAS the City of North Bay already faces severe financial challenges;

AND WHEREAS the North Bay Police Service is one of the largest components of our fiscal responsibilities and annual operating budget;

AND WHEREAS the Minister of Community Safety and Correctional Services has directed that “all police services in the province review their current practices and cease operating “Option Four” programs by January 1, 2005;

AND WHEREAS the North Bay Police Services Board budgeted for \$150,000 revenue line in their 2004 Budget specific to “Option Four” and anticipated budgeting a similar amount in 2005;

THEREFORE BE IT RESOLVED THAT the City request the Minister of Community Safety and Correctional Services maintain the Community Policing Support Program (CPP);

AND FURTHER BE IT RESOLVED THAT for Northern Ontario Municipalities, that the 50% contribution for new officers not be required;

AND ALSO BE IT RESOLVED THAT a copy of this request be forwarded to the Minister of Community Safety and Correctional Services;

AND FURTHER THAT a copy and plea for support be forwarded to Nipissing MPP Monique Smith, Minister of Northern Development Bartolucci, as well as municipal members of The Federation of Northern Ontario Municipalities (FONOM).

“CARRIED”

Res. #2004-848: Moved by Councillor Boldt, seconded by Councillor Campbell
WHEREAS further, future expansion at the Pearson International Airport in Toronto has been limited;

AND WHEREAS a future site location for the development of expanded services is currently under review on Federal land expropriated in the 1970's, but never developed in Pickering;

AND WHEREAS the community of Pickering has tentatively been selected as the preferred site for terminal and runway expansion;

AND WHEREAS objections from residents and community groups in Pickering to the creation of an airport in that community has been raised;

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AND WHEREAS the airport terminal in North Bay houses a fully functional and under utilized 10,000 foot runway, complete with a new airport terminal;

THEREFORE BE IT RESOLVED THAT the Provincial Government and the Government of Canada be requested to take the necessary steps to establish the North Bay Jack Garland Airport as an international cargo and freight receiving and distribution centre for Ontario;

AND THAT The Council of The Corporation of The City of North Bay requests the assistance of MP Anthony Rota and MPP Monique Smith in this endeavour;

AND FURTHER THAT a copy of this resolution be forwarded to all Northern Ontario MP's, MPP's, AMO, FONOM, NEOMAG and all Northern Municipalities for their endorsement, support and action in this initiative.

"CARRIED"

Record of Vote (*Upon Request of Councillor Boldt*)

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

Nays: Councillor Vaillancourt

Res. #2004-849: Moved by Councillor Mendicino, seconded by Councillor Koziol That Community Services Committee Item #2004-06 relating to Bill 124 be removed from the Committee listing and dealt with at the Regular Meeting of Council on November 29, 2004.

"CARRIED"

Res. #2004-850: Moved by Councillor Mendicino, seconded by Councillor Koziol That

- 1) Council receives Report No. CSBU 2004-107 for information purposes;
- 2) Council directs the Chief Building Official to continue to prepare reports for each provision contained in the Action Plan identified in Report No. CSBU 2003-86 for Council's consideration in preparation for the implementation of Bill 124, effective July 1, 2005;
- 3) Mayor and Council write to the Minister of Municipal Affairs and Housing and Monique Smith, M.P.P. Nipissing, to request that Bill 124 not be implemented and failing that, at least delayed for a minimum of twelve (12) months, and in addition, that the Mayor and Council request funding for initial start up costs in the event that Bill 124 comes into effect; and
- 4) copies of the letter be sent to the North Bay Home Builders' Association, area municipalities and to FONOM.

“CARRIED”

Res. #2004-851: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council adjourn in-camera to discuss property matters 17, 18 and 20
and personnel matter 19.

“CARRIED”

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Res. #2004-852: That Council authorize the City Solicitor to extend the completion of the CN
Lands sale for Ecole Secondaire Algonquin until such time as either a
Request for Proposal or Professional Engineers can confirm timing and
costs for removal of the CN abutment and trestle beside Algonquin Avenue.

“CARRIED”

Res. #2004-853: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council approve the recognition of the Geographic Information System
Technician as a permanent position from a contract position as of
December 1, 2004.

“CARRIED”

Res. #2004-854: Moved by Councillor Chirico, seconded by Councillor Anthony
That 1) North Bay City Council reject the bid of \$3,500.00 from
Michael A. Brush as being too low, for the parcel of vacant city
owned land described as Conc. 4, North Pt. Lot 13, Parcel
1730 W&F. The municipal address is 535 Widdifield Station
Road; and

2) the Purchasing Manager continues to market the property and
negotiate an acceptable sale price.

“CARRIED”

Res. #2004-855: Moved by Councillor Mason, seconded by Councillor Boldt
That the following by-law be read a first and second time:

By-Law No. 2004-194 to execute an Agreement with West Wind
Development Inc. relating to an Energy Wind Study.

“CARRIED”

Res. #2004-856: Moved by Councillor Mason, seconded by Councillor Boldt
That the following by-law be read a third time and passed:

By-Law No. 2004-194 to execute an Agreement with West Wind
Development Inc. relating to an Energy Wind Study.

“CARRIED”

Res. #2004-857 Moved by Councillor Chirico, seconded by Councillor Campbell
That this meeting do now adjourn.

“CARRIED”

MAYOR

CITY CLERK

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