

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, APRIL 5TH, 2004**

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

CORRESPONDENCE:

Magill, Peter	re Resignation from Water Conservation Advisory Committee	(232)
Taki's Investments Inc.	re Rezoning application - 2672 Trout Lake Road	(231)
Thibeault, Linda	re Resignation from North Bay Hydro Distribution Limited	(229)

REPORTS FROM OFFICERS:

Burke, M.B.	re ONTC Licence Agreement - underground pipe crossing at Trout Lake Road and Lakeside Drive	(230)
Burke, M.B.	re North Bay-Mattawa Conservation Authority offer to sell - 229 Ramsey Street	(233)
Burke, M.B.	re Lease with YMCA for the Aquatic Centre	(237)
Burke, M.B.	re Community Waterfront Park Operating Agreement	(238)
Knox, J.D.	re Chief Commanda II	(226)
Knox, J.D.	re Transit	(228)
Manning, J.	re Tender 2004-18, Asphaltic concrete pavement patching	(227)
Manning, J.	re Tender 2004-15, Ready mix concrete	(234)
Manning, J.	re Tender 2004-47, Crushing of reclaimed asphalt pavement	(236)
Manning, J.	re RFP 2004-43, Environmental Construction Management Services for the Community Waterfront Park	(239)
Simmonds, J.C.	re Laurentian Heights Subdivision, Phase I, Stage II - Pre-Servicing and Subdivision Agreement, Mapleview & Lakeview Drive extensions	(235)

Res. #2004-221: Moved by Councillor Vaillancourt, seconded by Councillor Mason
That minutes for the meetings held:

- Monday, March 22, 2004; and
- Monday, March 29, 2004

be adopted as presented.

"CARRIED"

Res. #2004-222: Moved by Councillor Mendicino, seconded by Councillor Koziol
That Community Services Committee Report No. 2004-12 relating to:

- marina tenants

be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2004-12

April 5, 2004

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2004-12 and recommends:

- 1. That the Manager of Arenas and Facilities be directed to maintain a working relationship with all marina tenants until a tenant organization is developed with representation from the different dock areas within the marina basin.

All of which is respectfully submitted.

ASSENTS
MENDICINO
KOZIOL
MAROOSIS
FEDELI

DISSENTS

Res. #2004-223: Moved by Councillor Mason, seconded by Councillor Boldt
That Engineering & Works Committee Report No. 2004-06 relating to:

- 2003 Drinking Water System Summary Report

be adopted as presented.

“CARRIED”

ENGINEERING & WORKS COMMITTEE REPORT NO. 2004-06

April 5, 2004

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2004-06 and recommends:

- 1. That
 - a) North Bay City Council receive the “City of North Bay - 2003 - Drinking Water System Summary Report” as completed in compliance with Ontario Regulation 170/03, Schedule 22; and
 - b) a resolution indicating that the 2003 Summary Report has been received by North Bay City Council be sent to the Ontario Ministry of the Environment.

All of which is respectfully submitted.

ASSENTS
MASON
BOLDT
CAMPBELL
FEDELI

DISSENTS

Res. #2004-224: Moved by Councillor Chirico, seconded by Councillor Anthony
That accounts totalling \$6,072,306.53 for February 2004 be approved for payment.

“CARRIED”

Res. #2004-225: Moved by Councillor Chirico, seconded by Councillor Anthony
That accounts totalling \$2,795.15 for Ontario Northland for February 2004 be approved.

“CARRIED”

Councillor Campbell declared a conflict of interest on the above matter as her spouse is employed by the ONTC.

Res. #2004-226a: Moved by Councillor Mendicino, seconded by Councillor Koziol
That City staff be authorized to proceed with the development of an agreement with Georgian Bay Cruise Company Incorporated (GBCC), concerning the transfer of ownership, the operation of the Chief Commanda II services, and a lease arrangement for the Callander dry docking facility as outlined in Report No. CSBU 2004-36.

“CARRIED”

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

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

Nays: Councillors Vaillancourt, Mason

Res. #2004-226b: Moved by Councillor Mason, seconded by Councillor Boldt
That the report from Jerry Knox dated March 29, 2004 regarding the Chief Commanda II be referred to the Community Services Committee.

“LOST”

Res. #2004-227: Moved by Councillor Mason, seconded by Councillor Boldt
That North Bay City Council approve a contract be awarded to Miller Paving North Bay, Div. of Miller Paving Limited, in the estimated amount of \$839,125.00 (GST extra) to provide asphaltic concrete pavement patching on an as and when requested basis from the date of contract to December 1, 2004.

“CARRIED”

Res. #2004-228a: Moved by Councillor Mendicino, seconded by Councillor Koziol
That Council receive Report CSBU 2004-34 and attachments, as information.

“CARRIED AS AMENDED”

Res. #2004-229b: Moved by Councillor Mason, seconded by Councillor Boldt
That in addition to Council receiving Report CSBU 2004-34 and attachments as information, a letter be drafted from the Mayor and Council to Gregory Sorbara, Minister of Finance and M.P.P. Monique Smith further stating the needs for these funds to ensure that public transit is kept affordable for those that most need it.

“CARRIED”

Res. #2004-229: Moved by Councillor Chirico, seconded by Councillor Anthony
That the resignation of Linda Thibeault from North Bay Hydro

Distribution Limited be received with regret and Ms. Thibeault be thanked for her involvement on the Board.

“CARRIED”

Res. #2004-230: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council authorize a licence for an underground pipe crossing at Trout Lake Road and Lakeside Drive with the Ontario Northland Transportation Commission for the sum of \$225.00 per year.

“CARRIED”

Councillor Campbell declared a conflict of interest on the above matter as her spouse is employed by the O.N.T.C.

Res. #2004-231: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the rezoning application by Paul Goodridge on behalf of Taki's Investments Inc. - 2672 Trout Lake be received.

“CARRIED”

Res. #2004-232: Moved by Councillor Chirico, seconded by Councillor Anthony
That the resignation of Peter Magill from the Water Conservation Advisory Committee be accepted with regret and Mr. Magill be thanked for his involvement on the Committee.

“CARRIED”

Res. #2004-233: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council advise the North Bay-Mattawa Conservation Authority that the City is not interested in purchasing the property municipally known as 229 Ramsey Street, North Bay, Ontario.

“CARRIED”

Res. #2004-234: Moved by Councillor Mason, seconded by Councillor Boldt
That North Bay City Council approve a contract be awarded to Rainbow Concrete Industries Limited in the estimated amount of \$81,746.00 (GST extra) for the supply of ready mix concrete on an as and when requested basis from the date of contract to October 1, 2004.

“CARRIED”

Res. #2004-235: Moved by Councillor Mason, seconded by Councillor Boldt
That

- 1) the City enter into a Pre-Servicing Agreement with Laurentian Heights Ltd. in a form satisfactory to the City Solicitor for the installation of underground and aboveground services for the Laurentian Heights, Phase I, Stage II, development subject to the conditions outlined in Report No. EES 2004-015 from the City Engineer;
- 2) funding of \$30,000.00 be made available from the City Completed Capital Works Fund to pay for the cost of installing pressure reduction valves to provide high water pressure protection for existing homes in the Laurentian Heights area; and
- 3) funding of \$15,400.00 plus GST be made available from the City Development Charges Reserve Fund to cover the cost of oversizing the future sanitary sewer and watermain extensions at Lakeview and Kenreta Drive.

“CARRIED”

Res. #2004-236: Moved by Councillor Mason, seconded by Councillor Boldt
That North Bay City Council approve a contract be let to E&E Seegmiller Limited in the amount of \$74,600.00 (GST extra), to crush an estimated amount of 20,000 tonnes of reclaimed asphalt pavement.

“CARRIED”

Res. #2004-237: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council authorize a lease with the YMCA for the Aquatic Centre, which recognizes the benefit to the YMCA from the proximity of the Aquatic Centre, which maintains its public use and availability and which provides more direct accountability to the City for operating costs.

“CARRIED”

Res. #2004-238: Moved by Councillor Chirico, seconded by Councillor Anthony
That the report from M.B. Burke dated March 29, 2003 re Community Waterfront Park Operating Agreement be referred to the General Government Committee.

“CARRIED”

Res. #2004-239: Moved by Councillor Mason, seconded by Councillor Boldt
That 1) North Bay City Council approve a contract be awarded to Earth Tech Canada Inc. in the amount of \$139,905.00 including GST, for inspection services related to the Site Preparation Works for the Community Waterfront Park, Phase I Project; and
2) North Bay City Council approve a total budget allotment of \$240,750.00 which will include inspection and administrative assistance, environmental monitoring, reporting, laboratory testing, expenses, and contingencies for time based inspection fees associated with clean up works related to the Pedersen Construction contract.

“CARRIED”

Res. #2004-240: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-law be read a first and second time:

By-Law No. 2004-67 to stop up, close and convey a portion of Hepburn and Stewart Streets.

“CARRIED”

Res. #2004-241: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2004-48 to regulate on and off-street parking for disabled persons (300 block of Regina Street).

By-Law No. 2004-53 to authorize the Memorial Gardens Improvement Program.

By-Law No. 2004-54 to authorize the Recreation Development for Parks and Facilities Infrastructure.

By-Law No. 2004-55 to authorize the Replacement and Rehabilitation Program for Parks and Facilities Infrastructure.

By-Law No. 2004-56 to authorize the Trails System Maintenance Program.

By-Law No. 2004-57 to authorize the 2004 capital allocation to the Capitol Centre.

By-Law No. 2004-58 to authorize the 2004 capital allocation to the North Bay Jack Garland Airport.

By-Law No. 2004-59 to authorize the 2004 capital allocation to the North Bay-Mattawa Conservation Authority.

By-Law No. 2004-60 to authorize the 2004 capital allocation to the North Bay Police Services.

By-Law No. 2004-61 to authorize the 2004 capital allocation to the North Bay Public Library.

By-Law No. 2004-64 to authorize changes to user fee schedules for the various departments at City Hall (Schedule "I" - Financial Services).

"CARRIED"

Res. #2004-242: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2004-48 to regulate on and off-street parking for disabled persons (300 block of Regina Street).

By-Law No. 2004-53 to authorize the Memorial Gardens Improvement Program.

By-Law No. 2004-54 to authorize the Recreation Development for Parks and Facilities Infrastructure.

By-Law No. 2004-55 to authorize the Replacement and Rehabilitation Program for Parks and Facilities Infrastructure.

By-Law No. 2004-56 to authorize the Trails System Maintenance Program.

By-Law No. 2004-57 to authorize the 2004 capital allocation to the Capitol Centre.

By-Law No. 2004-58 to authorize the 2004 capital allocation to the North Bay Jack Garland Airport.

By-Law No. 2004-59 to authorize the 2004 capital allocation to the North Bay-Mattawa Conservation Authority.

By-Law No. 2004-60 to authorize the 2004 capital allocation to the North Bay Police Services.

By-Law No. 2004-61 to authorize the 2004 capital allocation to the North Bay Public Library.

By-Law No. 2004-64 to authorize changes to user fee schedules for the various departments at City Hall (Schedule "I" - Financial Services).

"CARRIED"

Res. #2004-243: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-law be read a first and second time:

By-Law No. 2004-63 to amend Parks By-Law No. 1996-35, Schedule "A" ("Elks Playground").

"CARRIED"

Res. #2004-244: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

By-Law No. 2004-63 to amend Parks By-Law No. 1996-35, Schedule "A" ("Elks Playground").

"CARRIED"

Res. #2004-245: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-laws be read a third time and passed:

By-Law No. 2004-09 to adopt Official Plan Amendment No. 97 (North Bay Hydro Distribution Ltd. - 1350 Fisher Street).

By-Law No. 2004-10 to rezone certain lands on Fisher Street (North Bay Hydro Distribution Ltd. - 1350 Fisher Street).

"CARRIED"

Res. #2004-246: Moved by Councillor Mason, seconded by Councillor Boldt
That the following by-laws be read a first and second time:

By-Law No. 2004-62 to amend Traffic & Parking By-Law No. 2002-001, Schedule 20 (No Parking Areas Restricted Times).

By-Law No. 2004-68 to execute an Agreement with the Minister of Municipal Affairs relating to an amendment for ultra violet treatment upgrades and water filtration (OSTAR Agreement).

By-Law No. 2004-69 to execute a Pre-Servicing Agreement with Laurentian Heights Limited relating to Laurentian Heights Subdivision - Phase 1, Stage 2.

"CARRIED"

Res. #2004-247: Moved by Councillor Mason, seconded by Councillor Boldt
That the following by-laws be read a third time and passed:

By-Law No. 2004-62 to amend Traffic & Parking By-Law No. 2002-001, Schedule 20 (No Parking Areas Restricted Times).

By-Law No. 2004-68 to execute an Agreement with the Minister of Municipal Affairs relating to an amendment for ultra violet treatment upgrades and water filtration (OSTAR Agreement).

By-Law No. 2004-69 to execute a Pre-Servicing Agreement with Laurentian Heights Limited relating to Laurentian Heights Subdivision - Phase 1, Stage 2.

"CARRIED"

Res. #2004-248: Moved by Councillor Mendicino, seconded by Councillor Chirico
WHEREAS the Chief Administrative Officer has informed Council that he has had a lengthy discussion with a Senior Bureaucrat in the Gaming Policy Branch of the Ministry of Economic Development and Trade;

AND WHEREAS the Provincial Government Official has advised the Chief Administrative Officer that statements that the Province intends to lift the moratorium on July 1, 2004 and act quickly to determine host communities are premature;

AND WHEREAS the Provincial Government has directed its staff to undertake a comprehensive business assessment of the casino issue;

BE IT THEREFORE RESOLVED THAT:

1. Council not adopt a position on this matter until such time as the Provincial Government makes a decision on whether or not they will lift the moratorium currently in place; and
2. the Mayor be requested to correspond with our local Member of Provincial Parliament, Monique Smith, indicating the City of North Bay's plans to discuss the casino issue with the Provincial Government and our regional partners, only if and when the moratorium is lifted.

"CARRIED"

Res. #2004-249: Moved by Councillor Chirico, seconded by Councillor Mendicino
That 1) Council receive the Youth Action SWOT Team Report and refer it to the Community Services Committee to review its recommendations with staff for possible implementation; and
2) Christie Hayne, SWOT Team Co-ordinator, Don Jacobs, and all youth be thanked for their assistance in presenting this report.

"CARRIED"

Res. #2004-250: Moved by Councillor Mendicino, seconded by Councillor Koziol
That Council adjourn in-camera to discuss a property matter.

"CARRIED"

Res. #2004-251: Moved by Councillor Chirico, seconded by Councillor Anthony
That this meeting do now adjourn.

"CARRIED"

MAYOR

CITY CLERK