



Council

Agenda

**Regular Meeting of Council
February 7, 2011
at 7:00 p.m.**

MEETINGS

**FOR THE WEEK OF
FEBRUARY 7TH, 2011**

Monday, February 7, 2011

5:00 p.m.

Special Closed Meeting of Council
Council will adjourn in-camera for
training and educational purposes
5th Floor Boardroom

7:00 p.m.

Regular Meeting of Council
Council Chambers, 2nd Floor

**THE CORPORATION OF THE CITY OF NORTH BAY
REGULAR MEETING OF COUNCIL HELD
MONDAY, FEBRUARY 7, 2011**

PUBLIC PRESENTATIONS:

Dave Saad	re YMCA Strong Kids Campaign
Dr. Rod Johnston	re Heritage North Bay Quarterly Report
Derek Shogren	re Summer in the Park - Enhancement

PUBLIC MEETING MINUTES:

Monday, January 10, 2011
Monday, January 24, 2011
Monday, January 31, 2011

CLOSED MEETING MINUTES (available for Council viewing in the Clerk's Office):

Monday, January 24, 2011

COMMITTEE REPORTS:

General Government Committee Report No. 2011-02
General Government Committee Report No. 2011-03
General Government Committee Report No. 2011-04

CORRESPONDENCE:

1. Report from M.B. Burke dated January 27, 2011 re Regal Road right-of-way (D15/2011/EASEM/GENERAL).
2. Report from D. Euler dated February 2, 2011 re No parking on Gormanville Road - North of Highway 17 West and College Drive from Gormanville Road to Monastery Road (C00/2011/BYLAW/TRAFFIC).
3. Report from A. Korell dated January 13, 2011 re Highland Woods Subdivision and Condominium Pre-Servicing Agreement - Phase I (D07/D12/2008/21427/AIRPORTR).
4. Report from L. Rochefort / M. Karpenko dated February 1, 2011 re 2011 Assessment Analysis & Tax Policy Review (F22/2011/TAXR/GENERAL).
5. Report from J.D. Knox dated February 7, 2011 re 2011 Summer in the Park - Expanded program (M02/2011/SPECI/SUMPARK).
6. Report from M. Karpenko dated February 2, 2011 re Capital and Operating Budget System (F05/2011/OPEBU/CAPBU/GENERAL).
7. Report from A. Korell dated January 31, 2011 re Subdividers deposits (F21/2011/REVEN/SUBDEPOS).

BY-LAWS FOR CONSIDERATION:

General Government - First and second readings:

By-Law No. 2011-19 to stop up, close and convey a portion of the laneway in a block bounded by Morin Street, Cedar Street, McLeod Street and Front Street.

General Government - First, second and third readings:

By-Law No. 2011-10 to establish rates or charges for the supply of water and sanitary sewer by the City of North Bay for domestic, commercial and manufacturing use, and including other related matters.

By-Law No. 2011-23 to execute an Agreement with Koprash Inc. relating to janitorial services.

Engineering & Works - First, second and third readings:

By-Law No. 2011-21 to amend Traffic & Parking By-Law No. 2002-001 (Part II - Traffic Regulations, Section 2 - Pedestrians).

By-Law No. 2011-22 to execute an Agreement with Bruman Construction Inc. relating to the operation of the Merrick Landfill Site.

By-Law No. 2011-24 to execute a Pre-Servicing Agreement with Highland Woods Development Inc., 899430 Ontario Inc., Bank of Montreal, MIS Municipal Insurance Services Ltd., Highland Woods Investments Inc., Robertson James Financial Corporation and Caisse Populaire North Bay Limitee relating to Highland Woods Subdivision and Condominium - Phase I (Airport Road and Golf Club Road).

MOTIONS:

MOTION TO ADJOURN IN-CAMERA:

IN-CAMERA CORRESPONDENCE:

8. ***Confidential*** report from K. McIsaac dated January 24, 2011 re Personnel matter.

MOTION TO RECONVENE:

MOTION FOR RECONSIDERATION:

QUESTIONS & ENQUIRIES:

GIVING NOTICE:

ADJOURNMENT:

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, JANUARY 10TH, 2011**

PRESENT: Mayor McDonald, Councillors Koziol, Anthony, Maroosis, Bain, Mayne, Vrebosch-Merry, Vaillancourt, Lawlor

PUBLIC PRESENTATION:

Dave Washington	re Taxes
Jeff Francom	re 2013 World Ringette Championship Bid
Robert Stevens	re 31 Bed Transfer/Summer in the Park - (Multi-Cultural Weekend)

CORRESPONDENCE:

2221864 Ontario Inc.	re Rezoning application - Karla Drive & Lovell Avenue	(29)
Carlo Guido/Tim Falconi	re Rezoning application - 228 & 232 Francis Street	(12)
Deschene, Allan	re Laneway closure - 224 Lee Avenue	(22)
North Bay Elk's Lodge No. 25	re Extension to Liquor License - Annual Outdoor Fun Jug Funspiel	(19)
Oley, David & Carol	re Laneway closure - 208 Duncan Avenue	(21)

REPORTS FROM OFFICERS:

Burke, M.	re Parking Restrictions - Third Ave. E. & Fraser Street	(11)
Burke, M.	re Road Dedication - Cassells Street	(27)
Conrad, C.	re Accessibility Initiatives Undertaken for 2010 Municipal Election	(10)
Hillier, B.	re North Bay-Mattawa Source Water Protection Committee	(24)
Hillier, B.	re Source Water Protection Planning Update	(25)
Karpenko, M.	re 2011 Capital Budget & 2011 Water & Sanitary Sewer Capital Budget, 2011 - 2020 Ten-Year Capital Forecast, Long- Term Capital Funding Policies	(32)
Korell, A.	re Deadline Extension for Stimulus Capital Programs	(20)
Manning, J.	re Tender No. 2010-124, Operation of the Merrick Landfill Site	(26)
Manning, J.	re Tender No. 2010-118, Supply and Installation of a Sorting Line	(28)
Manning, J.	re Tender No. 2010-132, Supply of One (1) Grader	(31)
Mimee, R.	re Water & Sanitary Sewer Rates - 2011	(30)
Rocheport, L.	re 2011 Interim Tax Rate By-Law & 2011 Adjustments to Interim Taxes By-Law	(23)
Scully, L.	re Open Air Burning By-Law	(09)

Res. #2011-05: Moved by Councillor Koziol, seconded by Councillor Anthony
That minutes for the public meetings held on:

- Tuesday, December 14, 2010
- Wednesday, December 15, 2010
- Friday, December 17, 2010; and
- Monday, December 20, 2010

be adopted as presented.

"CARRIED"

Res. #2011-06: Moved by Councillor Koziol, seconded by Councillor Anthony
That minutes for the closed meetings held on:

- Monday, December 13, 2010
- Friday, December 17, 2010
- Thursday, December 30, 2010; and
- Tuesday, January 4, 2011

be adopted as presented.

"CARRIED"

Res. #2011-07: Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
That Community Services Committee Report No. 2011-01 relating to:

- Rezoning application by Robert Bainbridge and Betty Lamorie – 40 Four Mile Lake Road; and
- Rezoning application by Marcel Bourdeau – Karla Drive

be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2011-01

January 10, 2011

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2011-01 and recommends:

1. That a) the proposed Zoning By-Law Amendment by Miller & Urso Surveying Inc. on behalf of Robert Bainbridge and Betty Lamorie for the property legally described as Concession 2, Part of Lot 16, PIN No. 49127-0130, in the former Township of Widdifield (40 Four Mile Lake Road) from a "Rural (A)" zone to a "Restricted Industrial (M5)" zone, be approved; and
 - b) the subject property be placed under Site Plan Control pursuant to Section 41 of the *Planning Act*, R.S.O. 1990, as amended, in order to regulate parking, lighting, landscaping, storm water, drainage, ingress and egress and fencing as required.
2. That a) the proposed Zoning By-Law Amendment by Marcel Bourdeau Construction for the property legally described as Concession 16, Registered Plan No. 416, Lot 40, Remainder of Parcel 3917 W/F, PIN No. 49179-0299 LT, (108 Karla Drive) from a "Residential Multiple Second Density (RM2)" zone to a "Neighbourhood Commercial (C5)" zone, be approved; and

- b) the subject property be placed under Site Plan Control pursuant to Section 41 of the *Planning Act*, R.S.O. 1990, as amended, in order to regulate parking, ingress, egress, lighting, garbage facilities, fencing, landscaping, lot grading, drainage and storm water management.

All of which is respectfully submitted.

ASSENTS
 LAWLOR
 VAILLANCOURT
 McDONALD

DISSENTS

Res. #2011-08: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne That Engineering & Works Committee Report No. 2011-01 relating to:

- All-way stop at Jane Street, Nipissing Street and Clarence Street be adopted as presented.

"CARRIED"

ENGINEERING & WORKS COMMITTEE REPORT NO. 2011-01

January 10, 2011

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2011-01 and recommends:

1. That
 - a) the request to install all-way stop controls at the intersection of Jane Street, Nipissing Street and Clarence Street be approved; and
 - b) a copy of Report EESW 2010-055 be forwarded to the persons who requested the all-way stop at this intersection.

All of which is respectfully submitted.

ASSENTS
 VREBOSCH-MERRY
 MAYNE
 BAIN
 McDONALD

DISSENTS

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

Yeas: Councillors Lawlor, Vrebosch-Merry, Maroosis, Anthony, Mayne, Bain, Mayor McDonald

Nays : Councillors Koziol, Vaillancourt

Res. #2011-09: Moved by Councillor Koziol, seconded by Councillor Anthony That Report to Council CORP 2010-150 dated December 9, 2010 from Lauren Scully regarding Open Air Burning By-Law be received and referred to the General Government Committee for a Public Meeting.

"CARRIED"

Res. #2011-10: Moved by Councillor Koziol, seconded by Councillor Anthony
That Report to Council No. CORP 2010-184 (Accessibility Initiatives
Undertaken for 2010 Municipal Election) be received for information
purposes.

"CARRIED"

Res. #2011-11: Moved by Councillor Koziol, seconded by Councillor Anthony
That

- 1) a no parking restriction on the west side of Third Avenue
East between Ferguson Street and Wyld Street be
implemented immediately; and
- 2) one side only parking on Fraser Street from Third Avenue to
Seventh Avenue be implemented immediately.

"CARRIED"

Res. #2011-12: Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
That the rezoning application by Goodridge Planning & Surveying on
behalf of Carlo Guido and Tim Falconi – 228 & 232 Francis Street be
received.

"CARRIED"

Res. #2011-13: Moved by Councillor Koziol, seconded by Councillor Anthony
That accounts totaling \$12,635,624.47 for September 2010 be approved.

"CARRIED"

Res. #2011-14: Moved by Councillor Koziol, seconded by Councillor Anthony
That accounts for Royal Bank totaling \$2,390.67 for September 2010 be
approved.

"CARRIED"

Res. #2011-15: Moved by Councillor Koziol, seconded by Councillor Anthony
That accounts totaling \$12,270,405.32 for October 2010 be approved.

"CARRIED"

Res. #2011-16: Moved by Councillor Koziol, seconded by Councillor Anthony
That accounts for Royal Bank totaling \$2,740.53 for October 2010 be
approved.

"CARRIED"

Res. #2011-17: Moved by Councillor Koziol, seconded by Councillor Anthony
That accounts totaling \$16,230,806.62 for November 2010 be approved.

"CARRIED"

Res. #2011-18: Moved by Councillor Koziol, seconded by Councillor Anthony
That accounts for Royal Bank totaling \$2,213.97 for November 2010 be
approved.

"CARRIED"

Res. #2011-19: Moved by Councillor Koziol, seconded by Councillor Anthony
That the City of North Bay offers no objection to the temporary
extension of the Liquor License for the 6th Annual Outdoor Fun Jug
Curling Funspiel at the North Bay Elk's Lodge on Saturday, February
12, 2011 from 11:00 a.m. to 7:00 p.m., provided that the operation
continues to comply with all other municipal by-laws.

"CARRIED"

Res. #2011-20:

Moved by Councillor Koziol, seconded by Councillor Anthony
That 1) City staff be directed to request an extension to Build Canada Fund Project No. 27455 and Infrastructure Stimulus Fund Project No. 2474 from March 31, 2011 to October 31, 2011; and

2) Council pass the resolution contained herein:

WHEREAS the Federal and Provincial Governments are providing a one-time extension of the deadline for funding of projects under the Infrastructure Stimulus Fund, Building Canada Fund – Communities Top-up, the Recreational Infrastructure Canada/Ontario Recreation Program, and the Knowledge Infrastructure Program from March 31, 2011 to October 31, 2011;

AND WHEREAS all funding from the Government of Canada and Ontario will cease after October 31, 2011;

AND WHEREAS the City of North Bay has asked the Provincial Government for an extension to Federal and Provincial funding to October 31, 2011 for the following projects:

Program	Project Number	Project Title	Total Eligible Cost
BCF-Communities	27455	Multi-Use Outdoor Sports Complex	\$9,000,000
ISF	2474	Algonquin Ave./Front St. Rehabilitation Program	\$14,000,000

THEREFORE BE IT RESOLVED that the City of North Bay attests it will continue to contribute its share of the required funding for the aforementioned projects;

AND BE IT FURTHER RESOLVED that actual claims for all eligible costs incurred by March 31, 2011, for the aforementioned projects must be and will be submitted no later than April 30, 2011;

AND BE IT FURTHER RESOLVED that the City of North Bay will ensure the project will be completed.

"CARRIED"

Res. #2011-21a:

Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
That 1) the application by Amanda Hare on behalf of David & Carol Oley to close a portion of the laneway fronting on Duncan Avenue, as shown on Schedule "A" attached to Report to Council CSBU 2011-08 dated December 31, 2010, be approved;

2) as permitted under Section 55.17(a) of the Procedural By-Law 2007-218, the whole of the laneway be closed and transferred to the applicants, notwithstanding the request from the two abutting property owners, 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 AS AMENDED"

Res. #2011-21b:

Moved by Councillor Anthony, seconded by Councillor Koziol
That Report to Council CSBU 2011-08 dated December 31, 2010 re laneway closure application by Amanda Hare on behalf of David & Carol Oley – 208 Duncan Avenue be referred to the General Government Committee.

"CARRIED"

- Res. #2011-22: Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
That 1) the application by Allan Deschene to close a laneway in the block bounded by Lee Avenue, Joseph Street, Gladstone Avenue and Corbett Street, as shown on Schedule "A" attached to Report to Council CSBU 2011-06 dated December 22, 2010, 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. #2011-23: Moved by Councillor Koziol, seconded by Councillor Anthony
That 1) Council enacts By-Law No. 2011-07, being a By-Law to levy certain interim rates, taxes and charges and that the By-Law be given three (3) readings on January 10, 2011; and
- 2) Council enacts By-Law No. 2011-08, being a By-Law to adjust interim taxes on certain properties that would be levied too high or too low in relation to total taxes that will be levied on the property and that the By-Law be given three (3) readings on January 10, 2011.

"CARRIED"

- Res. #2011-24: Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
That Council recommend that Beverley Hillier, Manager, Planning Services replace Ian Kilgour as the Municipal Representative on the North Bay-Mattawa Source Water Protection Committee.

"CARRIED"

- Res. #2011-25: Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
That Report to Council CSBU 2011-02 dated January 4, 2011 by Beverley Hillier and Ian Kilgour be referred to the Community Services Committee for an update on the Source Water Protection Planning process for the North Bay-Mattawa Source Protection Area and the potential impact to the City of North Bay.

"CARRIED"

- Res. #2011-26: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That City Council approve a contract to be issued to Bruman Construction Inc., in the estimated amount of \$4,110,996.50 (HST inc.), for the operation of the Merrick Landfill Site for a period of five (5) years.

"CARRIED"

Councillor Maroosis declared a conflict of interest as his son-in-law is an employee of Bruman Construction Inc.

- Res. #2011-27: Moved by Councillor Koziol, seconded by Councillor Anthony
That 1) Council accepts the dedication of a five (5) meter road widening strip of land for the future widening of Cassells Street; and

- 2) By-Law No. 2002-133 be amended accordingly.

"CARRIED"

Res. #2011-28: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That City Council approve a contract to be issued to Machinex Recycling
Services in the amount of \$221,500.00 (HST extra), for the supply and
installation of a refurbished above the floor container sorting line at the
City of North Bay Recycling Centre.

"CARRIED"

Res. #2011-29: Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
That the Plan of Subdivision and Rezoning application by Miller & Urso
Surveying Inc., on behalf of 2221864 Ontario Inc. – Karla Drive and
Lovell Avenue be received.

"CARRIED"

Res. #2011-30: Moved by Councillor Koziol, seconded by Councillor Anthony
That Report to Council CORP 2011-02 dated January 4, 2011 from Ron
Mimee/Lorraine Rochefort regarding proposed 2011 Water & Sanitary
Sewer Rates be referred to the General Government Committee for a
Public Meeting.

"CARRIED"

Res. #2011-31: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That City Council approve a contract to be issued to Nortrax Canada
Inc., in the amount of \$269,695.00 (HST extra), for the supply of one (1)
grader complete with optional one way plow, lube system and dozer
blade.

"CARRIED"

Res. #2011-32: Moved by Councillor Koziol, seconded by Councillor Anthony
That Report to Council CORP 2011-05 from Margaret Karpenko/Laura
Boissonneault dated January 5, 2011 relating to the 2011 Capital
Budget, 2011 Water and Sanitary Sewer Capital Budget and 2011 -
2020 Ten-Year Capital Forecast and Long-Term Capital Funding
Policies be received and referred to the General Government
Committee.

"CARRIED"

Res. #2011-33: Moved by Councillor Koziol, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2011-01 to stop up, close and convey a portion of the
laneway in a block bounded by Aubrey Street, Chippewa Street,
Cassells Street and High Street.

By-Law No. 2011-02 to stop up, close and convey a portion of the
unopened road allowance in a block bounded by Acme Road, Highway
11 & Highway 17.

By-Law No. 2011-03 to authorize the expenditure of Capital Funds for
the addition to the Public Works Garage.

By-Law No. 2011-04 to authorize the expenditure of Capital Funds for
the sanitary sewer – Premier Road Pumping Station (sewer back-up
prevention).

By-Law No. 2011-06 to amend By-Law No. 2007-228 (Delegation of
Powers and Duties Policy).

By-Law No. 2011-07 to levy certain interim rates, taxes and charges.

By-Law No. 2011-08 to adjust interim taxes for 2011.

By-Law No. 2011-11 to authorize the sale of lands no longer required for municipal purposes to North Bay Hydro Distribution Ltd.

"CARRIED"

Res. #2011-34:

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

By-Law No. 2011-01 to stop up, close and convey a portion of the laneway in a block bounded by Aubrey Street, Chippewa Street, Cassells Street and High Street.

By-Law No. 2011-02 to stop up, close and convey a portion of the unopened road allowance in a block bounded by Acme Road, Highway 11 & Highway 17.

By-Law No. 2011-03 to authorize the expenditure of Capital Funds for the addition to the Public Works Garage.

By-Law No. 2011-04 to authorize the expenditure of Capital Funds for the sanitary sewer – Premier Road Pumping Station (sewer back-up prevention).

By-Law No. 2011-06 to amend By-Law No. 2007-228 (Delegation of Powers and Duties Policy).

By-Law No. 2011-07 to levy certain interim rates, taxes and charges.

By-Law No. 2011-08 to adjust interim taxes for 2011.

By-Law No. 2011-11 to authorize the sale of lands no longer required for municipal purposes to North Bay Hydro Distribution Ltd.

"CARRIED"

Res. #2011-35:

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

By-Law No. 2011-09 to authorize the sale of lands no longer required for municipal purposes to Habitat for Humanity North Bay Blue Sky Region (John Street and Third Avenue).

"CARRIED"

Res. #2011-36:

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

By-Law No. 2011-09 to authorize the sale of lands no longer required for municipal purposes to Habitat for Humanity North Bay Blue Sky Region (John Street and Third Avenue).

"CARRIED"

Res. #2011-37:

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

By-Law No. 2011-14 to rezone certain lands on Four Mile Lake Road (Robert Bainbridge & Betty Lamorie – 40 Four Mile Lake Road).

By-Law No. 2011-16 to rezone certain lands on Karla Drive (Marcel Bourdeau).

"CARRIED"

Res. #2011-38: Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
That the following by-law be read a first and second time:

By-Law No. 2011-05 to designate lots on a certain Plan of Subdivision that has been registered for eight years or more as deemed not to be on a Registered Plan of Subdivision (794 McLaren Street).

"CARRIED"

Res. #2011-39: Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
That the following by-law be read a third time and passed:

By-Law No. 2011-05 to designate lots on a certain Plan of Subdivision that has been registered for eight years or more as deemed not to be on a Registered Plan of Subdivision (794 McLaren Street).

"CARRIED"

Res. #2011-40a: Moved by Councillor Anthony, seconded by Councillor Maroosis
That North Bay City Council NOT receive the annual "Canadian Consumer Price Index" annual pay increase for 2011.

"CARRIED AS AMENDED"

Res. #2011-40b: Moved by Councillor Koziol, seconded by Councillor Vaillancourt
That the motion presented by Councillor Anthony re Council Remuneration be referred to the General Government Committee.

"CARRIED"

Record of Vote (Upon Request of Councillor Koziol)

Yeas: Councillors Koziol, Mayne, Lawlor, Bain, Vaillancourt, Vrebosch-Merry, Mayor McDonald

Nays: Councillors Anthony, Maroosis

Res. #2011-41: Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
WHEREAS the City of North Bay is the birthplace of the sport of Ringette;

AND WHEREAS it would be most fitting to celebrate the 50th anniversary of the invention of the sport in North Bay; and

THEREFORE BE IT RESOLVED THAT The City of North Bay fully endorses and strongly supports this bid and pledges the municipality's full cooperation wherever possible, to ensure that the 2013 World Ringette Championships are hosted in the Birthplace of Ringette – North Bay, Ontario, Canada.

"CARRIED"

Record of Vote (Upon Request of Councillor Koziol)

Yeas: Councillors Koziol, Vaillancourt, Mayne, Vrebosch-Merry, Anthony, Maroosis, Bain, Lawlor, Mayor McDonald

Nays: Nil

Res. #2011-42: Moved by Councillor Koziol, seconded by Councillor Anthony
That Council adjourn in-camera pursuant to section 239.(2) of the
Municipal Act, 2001, as amended, at 8:08 p.m. for the following
reasons: Item #25, being a personal matter about identifiable
individuals and Item #26, being a pending sale of lands by the
Municipality.

"CARRIED"

Res. #2011-43: Moved by Councillor Koziol, seconded by Councillor Anthony
That Council reconvene at 9:22 p.m.

"CARRIED"

Res. #2011-44: Moved by Councillor Lawlor, seconded by Councillor Vaillancourt
That this Regular Meeting of Council do now adjourn at 9:22 p.m.

"CARRIED"

MAYOR ALLAN McDONALD

DEPUTY CITY CLERK KAREN McISAAC

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, JANUARY 24TH, 2011**

PRESENT: Mayor McDonald, Councillors Chirico, Koziol, Anthony, Maroosis, Bain, Mayne, Vrebosch-Merry, Vaillancourt, Mendicino, Lawlor

PUBLIC PRESENTATION:

Parfitt, William	re Hospital Paid Parking
Salidas, Tim	re Off Leash Dog Park
Saeger, Phillip	re Bus Route Hwy#11 North (88 Besserer Rd.)
Simard, Suzanne	re Bus Route Hwy #11 North (White Fawn Motel)
Smrke, Julie-Ann	re Northeast Mental Health Centre
St. Denis, Gerald	re HANDS Rezoning – 821 John Street

CORRESPONDENCE:

North Bay General Hospital	re New Hospital Smoking By-Law	(59)
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REPORTS FROM OFFICERS:

Burke, M.	re Fire Safety Plan Lock Boxes By-Law	(49)
Burke, M.	re New Hospital Smoking By-Law	(59)
Carvell, D.	re Veteran's Bus Passes	(51)
Carvell, D.	re Bus Route - North Highway	(57)
Carvell, D.	re Bus Route - Parkwood Villa Trailer Park	(58)
Courville, E.	re Sign Variance – The Sands North Bay Inn, 366 McIntyre Street East	(52)
Euler, D.	re Evaluating Options re Operation of Water & Waste Water Treatment Facilities	(55)
Karpenko, M.	re Operating Budget	(60)
Manning, J.	re RFP 2010-133, Janitorial Services	(61)
Mclsaac, K.	re Council Appointment to FONOM	(50)
McArthur, S.	re Rezoning application – Third Avenue East & John Street	(56)

Res. #2011-45: Moved by Councillor Vaillancourt, seconded by Councillor Koziol
That minutes for the public meetings held on:

- Monday, December 13, 2010; and
- Thursday, December 30, 2010

be adopted as presented.

"CARRIED"

Res. #2011-46: Moved by Councillor Vaillancourt, seconded by Councillor Koziol
That minutes for the closed meeting held on:

- Monday, January 10, 2011

be adopted as presented.

"CARRIED"

January 24, 2011

Res. #2011-47: Moved by Councillor Chirico, seconded by Councillor Koziol
That General Government Committee Report No. 2011-01 relating to:

- Lane closure application in the block bounded by Duncan Avenue, Mary Street, Doran Avenue and Murphy Street

be adopted as presented.

"CARRIED"

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2011-01

January 24, 2011

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2011-01 and recommends:

1. That
 - a) the application by Amanda Hare on behalf of David & Carol Oley to close a portion of the laneway fronting on Duncan Avenue, as shown on the attached "Schedule A" attached to Report to Council CSBU 2011-08 dated December 31, 2010, be approved, as amended so that half of the laneway be transferred to each abutting owner;
 - b) the full land behind 1512 Murphy Street be included at the owners expense for the required Reference Plan and that the advertising be postponed for up to 60 days to allow for consultation with the owners of the Mary Street property; and
 - c) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

All of which is respectfully submitted.

ASSENTS
CHIRICO
KOZIOL
ANTHONY
MAROOSIS
McDONALD

DISSENTS

Res. #2011-48: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That Community Services Committee Report No. 2011-02 relating to:

- Source Water Protection Planning Update

be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2011-02

January 24, 2011

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2011-02 and recommends:

1. That Report to Council CSBU 2011-02 dated January 4, 2011 from Beverley Hillier and Ian Kilgour regarding Source Water Protection Planning Update be received for information purposes.

All of which is respectfully submitted.

ASSENTS
LAWLOR
MENDICINO
VAILLANCOURT
McDONALD

DISSENTS

Res. #2011-49: Moved by Councillor Chirico, seconded by Councillor Lawlor
That Report to Council CORP 2011-07 from M. Burke dated January 6, 2011 relating to Fire Safety Lock Boxes By-Law be referred to the Community Services Committee.

"CARRIED"

Councillor Koziol declared a conflict of interest as she is the owner of multi-residential units.

Res. #2011-50: Moved by Councillor Chirico, seconded by Councillor Koziol
That the Council of the City of North Bay appoint Councillor Mac Bain as its representative on the Federation of Northern Ontario Municipalities Executive, for a further two (2) year term to expire November 30, 2012.

"CARRIED"

Res. #2011-51: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That Council receive Report CSBU 2011-13 from Dorothy Carvell as information and recognizes ONTERA's sponsorship of Veteran Bus Passes.

"CARRIED"

Res. #2011-52: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That Council deny the request from Boeu Patel, Manager, The Sands North Bay Inn for a variance to Sign By-Law 2006-143, Section 8.4.2, to permit the installation of multiple fascia signage on the retaining wall along Fisher Street, and to deny the request to permit a banner on the retaining wall along McIntyre Street East.

"CARRIED"

Res. #2011-53: Moved by Councillor Chirico, seconded by Councillor Koziol
That accounts totaling \$16,501,256.38 for December 2010 be approved.

"CARRIED"

Res. #2011-54: Moved by Councillor Koziol, seconded by Councillor Anthony
That accounts for Royal Bank totaling \$1,509.34 for December 2010 be approved.

"CARRIED"

Councillor Chirico declared a conflict of interest as he is employed by the Royal Bank of Canada.

Res. #2011-55: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That staff prepare a business plan that details the costs and other considerations associated with taking the operation of the water and wastewater treatment facilities in-house. The in-house business plan is to be compared to the unsolicited proposal received from the Ontario Clean Water Agency (OCWA). Staff to prepare a report comparing the two options for Council's consideration.

"CARRIED"

Res. #2011-56: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the recommendation from the Planning Advisory Committee regarding the rezoning application by Miller & Urso Surveying Inc., on behalf of the City of North Bay – Third Avenue & John Street be referred to the Community Services Committee for a Public Meeting.

"CARRIED"

Councillor Bain declared a conflict of interest as he resides in the area of the rezoning.

Res. #2011-57: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That

- 1) to coincide with the closing of the Northeast Mental Health Centre (NEMHC) effective February 1, 2011, the bus route to the old NEMHC site on Highway #11 North be eliminated;
- 2) this bus service be re-routed to service the Education Centre and the New Hospital Site; and
- 3) the other existing routes be realigned to provide early morning service (7am) to the New Hospital Site.

"CARRIED"

Res. #2011-58: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That effective May 1, 2011 transit service to the Parkwood Villa Trailer Park on Highway #11 North will be discontinued.

"CARRIED"

Res. #2011-59: Moved by Councillor Chirico, seconded by Councillor Koziol
That the letter from the North Bay General Hospital dated December 31, 2010 and Report CORP 2011-12 from M. Burke dated January 18, 2011 relating to the New Hospital Smoking By-Law request be referred to the General Government Committee.

"CARRIED"

Res. #2011-60: Moved by Councillor Chirico, seconded by Councillor Koziol
That the 2011 Committee Recommended Operating Budget be received and referred to the General Government Committee.

"CARRIED"

Res. #2011-61: Moved by Councillor Chirico, seconded by Councillor Koziol
That City Council approve a contract be issued to Koprash Inc., o/a Koprash Facilities Services/Sunlite Floor Cleaners in the amount of \$277,728.00 (HST extra), to provide janitorial services for North Bay City Hall, Transit and Public Works for the period of February 1, 2011 to January 31, 2013, with a one year option if mutually agreeable to both parties.

"CARRIED"

Res. #2011-62: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a first and second time:

By-Law No. 2011-13 to amend By-Law No. 2002-133 (being a by-law to confirm the road and streets maintained by the City of North Bay).

"CARRIED"

Res. #2011-63: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

By-Law No. 2011-13 to amend By-Law No. 2002-133 (being a by-law to confirm the road and streets maintained by the City of North Bay).

"CARRIED"

Res. #2011-64: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-laws be read a third time and passed:

By-Law No. 2011-14 to rezone certain lands on Four Mile Lake Road (Robert Bainbridge & Betty Lamorie – 40 Four Mile Lake Road).

By-Law No. 2011-16 to rezone certain lands on Karla Drive (Marcel Bourdeau).

"CARRIED"

Res. #2011-65: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That the following by-laws be read a first and second time:

By-Law No. 2011-12 to amend Traffic & Parking By-Law No. 2002-001 (Schedule 6 – Stop Signs).

By-Law No. 2011-15 to amend Traffic & Parking By-Law No.2002-001 (Schedule 18 – No Parking Areas at Any Time).

"CARRIED"

Res. #2011-66: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That the following by-laws be read a third time and passed:

By-Law No. 2011-12 to amend Traffic & Parking By-Law No. 2002-001 (Schedule 6 – Stop Signs).

By-Law No. 2011-15 to amend Traffic & Parking By-Law No.2002-001 (Schedule 18 – No Parking Areas at Any Time).

"CARRIED"

Res. #2011-67a: Moved by Councillor Mayne, seconded by Councillor Anthony
WHEREAS Council has received public presentations and correspondence with respect to the municipality providing areas within the City that are exempt from requiring dogs to be leashed;

AND WHEREAS public interest in providing an off leash area appears to be increasing;

AND WHEREAS there is expected to be minimal or no financial impact on the City;

BE IT THEREFORE RESOLVED THAT City staff be directed to investigate the potential of identifying space within the City that can be designated as "off leash dog area" which would be exempt from the Dog Licensing By-Law requiring dogs to be leashed:

AND FURTHER THAT a report be presented to Council by April 1, 2011.

"CARRIED AS AMENDED "

Res. #2011-67b: Moved by Councillor Maroosis, seconded by Councillor Mayne
That the Motion moved by Councillor Mayne regarding Designated Off
Leash Dog Area be referred to Community Services Committee.

"CARRIED"

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

Yeas: Councillors Vrebosch-Merry, Mayne, Anthony, Maroosis, Koziol, Mayor McDonald

Nays : Councillors Mendicino, Lawlor, Chirico, Vaillancourt, Bain

Res. #2011-68: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt
That Council instruct staff to complete a comprehensive review of our
City owned Lake Nipissing accesses and provide a report back to
Council with recommendations to address the most appropriate use of
these lands, inclusive of road allowances, parks, private ownership,
general lake accesses, etc.

"CARRIED"

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

Yeas: Councillors Vaillancourt, Anthony, Vrebosch-Merry, Maroosis, Koziol, Mayne, Chirico,
Mendicino, Lawlor, Bain, Mayor McDonald

Nays : Nil

Res. #2011-69: Moved by Councillor Bain, seconded by Councillor Koziol
WHEREAS the Provincial Municipal Fiscal and Service Delivery
Review (PMFSDR) final report was released on October 31, 2008;

AND WHEREAS the PMFSDR Infrastructure Table concluded that the
infrastructure investment gap per household for Northern Ontario
municipalities is generally higher than other regions in Ontario;

AND WHEREAS the PMFSDR Fiscal Health Table concluded that the
fiscal health of Northern municipalities is poorer than other regions of
Ontario;

AND WHEREAS Northern Ontario municipalities are more reliant on
funding from the Ontario Municipal Partnership Fund (OMPF) than
other regions of Ontario;

AND WHEREAS many municipalities in Northern Ontario have seen a
reduction in their OMPF equal to their upload benefits resulting in very
little net upload benefit for several years;

AND WHEREAS the net upload benefits per household for the
Northern Ontario region are and further forecasted to be well below the
net upload benefits per household for all other regions of the Province;

AND WHEREAS many municipalities in Northern Ontario have had to
raise taxes and use reserves to address their Infrastructure Deficient;

THEREFORE BE IT RESOLVED that the Province of Ontario increase
the Northern Communities Grant, on the OMPF by \$75.00 per-
Household, to ensure all municipalities in the North will receive the
necessary "Required Support";

FURTHER BE IT RESOLVED that a copy of this resolution be forwarded to Premier Dalton McGuinty; The Hon. Dwight Duncan, Minister of Finance; the Federation of Northern Ontario Municipalities and to the Leaders of the Opposition.

"CARRIED"

Record of Vote (Upon Request of Councillor Bain)

Yeas: Councillors Bain, Vrebosch-Merry, Mendicino, Maroosis, Koziol, Lawlor, Mayne, Vaillancourt, Anthony, Chirico, Mayor McDonald

Nays: Nil

Res. #2011-70: Moved by Councillor Bain, seconded by Councillor Lawlor
WHEREAS the FONOM conference is held annually in Northern Ontario the first or second week of May;

AND WHEREAS this conference represents an opportunity to showcase the City of North Bay to Provincial and other Northern Municipal Officials;

AND WHEREAS this conference attracts some 300-350 officials and represents an opportunity to stimulate the hospitality industry with some 500 hotel stays;

AND WHEREAS the City of North Bay has not hosted the conference in many years;

BE IT THEREFORE RESOLVED THAT the Council for the City of North Bay ask staff to submit an application to host the 2012 Federation of Northern Ontario Municipalities Annual Conference.

"CARRIED"

Record of Vote (Upon Request of Councillor Bain)

Yeas: Councillors Bain, Anthony, Maroosis, Vrebosch-Merry, Vaillancourt, Lawlor, Chirico, Koziol, Mayne, Mendicino, Mayor McDonald

Nays: Nil

Res. #2011-71: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council adjourn in-camera pursuant to section 239.(2) of the *Municipal Act, 2001*, as amended, at 9:16 p.m. for the following reason: Item #14, being a personal matter about identifiable individuals.

"CARRIED"

Res. #2011-72: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council reconvene at 9:35 p.m.

"CARRIED"

Res. #2011-73: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis
That this Regular Meeting of Council do now adjourn at 9:50 p.m.

"CARRIED"

MAYOR ALLAN McDONALD

Karen McIsaac

DEPUTY CITY CLERK KAREN McISAAC

**MINUTES OF THE PUBLIC MEETING OF
CITY COUNCIL HELD UNDER THE *MUNICIPAL ACT*
HELD MONDAY, JANUARY 31ST, 2011**

PRESENT: Mayor McDonald, Councillors Chirico, Koziol, Anthony, Maroosis, Mayne, Vrebosch-Merry, Vaillancourt, Mendicino, Lawlor

1. Water and Sanitary Sewer Rates

Councillor Chirico explained the purpose of the meeting.

The Deputy City Clerk advised that notice of the meeting was given by advertisements in the North Bay Nugget on the 8th and 15th days of January, 2011.

Councillor Chirico asked for public presentations in support of or objecting to the proposed rates.

No presentations were made.

Councillor Koziol declared a conflict of interest as she is a multi-residential property owner.

Mayor McDonald declared a conflict of interest due to the standpipe on College Drive where he owns property in the area.

MAYOR ALLAN McDONALD

DEPUTY CLERK KAREN McISAAC

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2011-02

February 7, 2011

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2011-02 and recommends:

1. That
 - a) 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 operating, capital and financing costs from user rates be maintained;
 - b) the 2011 Water Rates By-Law be presented increasing all water rates by 6% effective March 1, 2011 (annualized increase is 5.3%);
 - c) the Sanitary Sewer Surcharge remains at 106% of water charges;
 - d) the Water Filtration Capital Surcharge authorized in clause 3.e) of By-Law No. 2009-235 remain at 10% of the gross water component of water accounts effective January 1, 2011; and
 - e) the net increase effective March 1st on a typical flat rate residential account be 6% or \$3.87 per month.

All of which is respectfully submitted.

	ASSENTS	DISSENTS
CHIRICO (CHAIRMAN)	_____	_____
KOZIOL	_____	_____
ANTHONY	_____	_____
MAROOSIS	_____	_____
MAYOR McDONALD	_____	_____

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2011-03

February 7, 2011

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2011-03 and recommends:

1. That
 - a) City Council adopt the 2011 Capital Budget as presented in Appendix A for Capital Projects to be funded from Debentures, Capital Levy, Development Charges, Federal and Provincial Government Grant Programs, Reserves and other contributions totaling \$25,162,000.00, save and except Project 6016RF (Memorial Gardens Rehab Program);
 - b) City Council authorize the Chief Financial Officer to review and sign each Report to Council that requests approval of a Capital Project to ensure the approvals do not exceed the Proposed Capital Funding Policy Expenditure Limit of \$20,727,814.00;
 - c) City Council adopt the Capital Forecast (2012-2020) for Capital Projects as presented in Appendix A, save and except Project 6016RF (Memorial Gardens Rehabilitation Program);
 - d) City Council adopt the 2011 Water and Sewer Capital Budget as presented in Appendix B for Water and Sewer Capital Projects to be funded from Water and Sanitary Sewer Rates, Debentures, Development Charges, Federal and Provincial Government Grant Programs, Reserves and other contributions totaling \$8,646,000.00, save and except Project 2803 W&S (Cedar Heights Standpipe & Sanitary Expansion – Cedar Heights Road);
 - e) City Council authorize the Chief Financial Officer to review and sign each Report to Council that requests approval of a Capital Project to ensure the approvals do not exceed the Proposed Capital Funding Policy Expenditure Limit of \$10,438,000.00;
 - f) City Council adopt the Water and Sewer Capital Forecast (2012-2020) for Water and Sewer Capital Projects as presented in Appendix B, save and except Project 2803 W&S (Cedar Heights Standpipe & Sanitary Expansion – Cedar Heights Road);
 - g) City Council approve the required transfers to and from the various funds in accordance with the 2011 Adopted Capital Budget;
 - h) City Council authorize the Chief Financial Officer and City Treasurer to process the budget transfers during the fiscal year, which do not change the overall approved Net Budget;
 - i) the 2010 Long Term Capital Funding Policy continue to be supported as adopted in Resolution 2010-146; and
 - j) the 2010 Water and Sewer Long Term Capital Funding Policy continue to be supported as adopted in Resolution 2010-146.

All of which is respectfully submitted.

	ASSENTS	DISSENTS
CHIRICO (CHAIRMAN)	_____	_____
KOZIOL	_____	_____
ANTHONY	_____	_____
MAROOSIS	_____	_____
MAYOR McDONALD	_____	_____

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2011-04

February 7, 2011

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2011-04 and recommends:

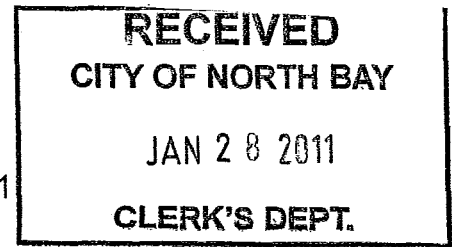
1. That
 - a) City Council adopt 2011 Capital Budget Project 6016RF being the Memorial Gardens Rehabilitation Program in the amount of \$350,000.00 as contained in Appendix "A" to the Capital Budget;
 - b) City Council adopt the Capital Forecast (2012-2020) for Project 6016RF as contained in Appendix "A" to the Capital Budget;
 - c) City Council adopt the Capital Forecast (2012-2020) for Project 2803 W&S being the Cedar Heights Standpipe & Sanitary Expansion – Cedar Heights Road in the amount of \$6,000,000.00 as contained in Appendix "B" to the Capital Budget; and
 - d) City Council adopt the Capital Forecast (2012-2020) for Project 2803 W&S as contained in Appendix "B" to the Capital Budget.

All of which is respectfully submitted.

	ASSENTS	DISSENTS
CHIRICO (CHAIRMAN)	_____	_____
KOZIOL	_____	_____
ANTHONY	_____	_____
MAROOSIS	_____	_____
MAYOR McDONALD	_____	_____

#1

**CITY OF NORTH BAY
REPORT TO COUNCIL**



Report No: CORP 2010-15

Date: January 27th, 2011

Originator: MICHAEL B. BURKE

Subject: Regal Road – Right-of-Way

RECOMMENDATION

That the City agree to provide a right-of-way over Part 1, Plan 36R-5908 for access from Regal Road to the premises at 111B Regal Road, North Bay at the expense of the property owners.

BACKGROUND

In reviewing the ownership of a property which has long had access from a house on it, to Regal Road, the Solicitors have found that in fact, there is no registered right-of-way.

The right-of-way in which they are interested in is already subject to a right-of-way in favor of another property owner and is designated on a survey plan as Part 1, Plan 36R-5908.

In reviewing this matter with the Engineering Department, it appears that there is no objection to providing another right-of-way over the same property.

OPTIONS ANALYSIS

Option # 1: To provide the requested right-of-way.

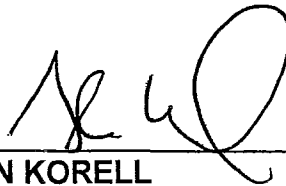
Option # 2: Not to provide the requested right-of-way.

RECOMMENDED OPTION

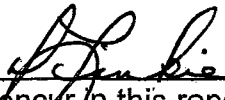
That the City agree to provide a right-of-way for access from Regal Road to the premises at 111B Regal Road, North Bay at the expense of the property owners for the usual Agreement fee of \$395.00 + HST.



Respectfully submitted,
MICHAEL B. BURKE
CITY SOLICITOR



ALAN KORELL
MANAGER DIRECTOR, ENGINEERING



I concur in this report and recommendation.

DAVID G. LINKIE
CHIEF ADMINISTRATIVE OFFICER

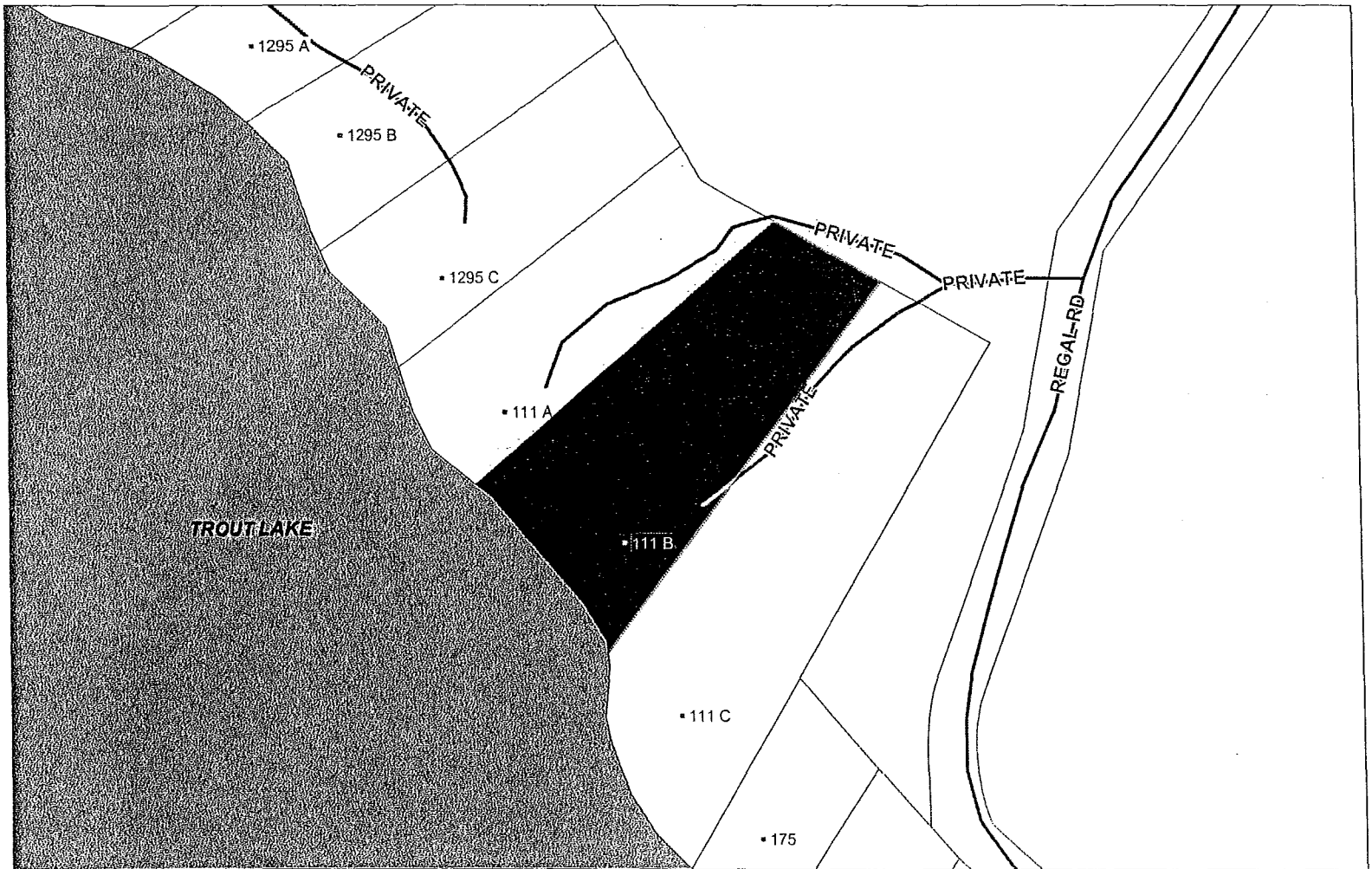
Personnel designated for continuance: Michael B. Burke, City Solicitor

Attachments: Sketch

MBB/lc

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North Bay GIS General Map



City of North Bay

Report to Council

Report No.: EEWS-2011-05

Date: February 2, 2011

Originator: David Euler, Director of Engineering

Subject: No Parking on Gormanville Road -North of Highway 17W and No Parking on College Dr from Gormanville to Monastery Road

File No: T02 – Street Parking Prohibitions

RECOMMENDATION

1. That Schedule 18 to Traffic & Parking By-law No. 2002-01 be amended to include parking restrictions as follows:

Traffic By-law No. 2002-01 "No Parking Areas At Any Time – Section 28":

<u>ROAD</u>	<u>SIDES</u>	<u>FROM</u>	<u>TO</u>
<u>Section C</u> College Dr	Both	Gormanville Rd	Monastery Rd
<u>Section G</u> Gormanville Road	Both	Hwy. 17 W	North to end

BACKGROUND

Both Gormanville and College drive are major arterial roads and have not been designed to accommodate parking. With the new North Bay Regional Health Centre now open, parking has to be restricted on both sides of these streets as noted above.

ANALYSIS/OPTIONS

Option 1

Make the entire length of Gormanville Road north from Highway 17 a "No parking At Any Time Area". Make the entire length of College Dr from Gormanville to Monastery Rd a "No Parking At Any Time Area". This option is recommended.


Option 2

Do nothing. Allowing parking on these roads as currently permitted in the Traffic and Parking By-law could create serious safety issues on these arterial roads now the North Bay Regional Health Centre is now open. This option is not recommended.

RECOMMENDED OPTION

It is recommended that the entire length of Gormanville Road north from Highway 17 be a "No parking At Any Time Area" on both sides of the street. Make the entire length of College Dr from Gormanville to Monastery Rd a "No Parking At Any Time Area" on both sides of the street.

Respectfully submitted,

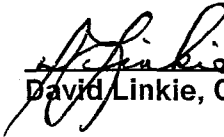


David Euler, P. Eng.,
Director of Engineering,



Mike Burke, Managing Director Corporate
Services/City Solicitor

I concur in this report and recommendation.



David Linkie, C.A.O.

Personnel designated for continuance: C. Conrad, City Clerk

City of North Bay**Report to Council****Report No.: EEWS-2011-02****Date: January 13, 2011****Originator: Alan Korell, Managing Director of Engineering, Environmental Services & Works****Subject: Highland Woods Subdivision and Condominium Pre-Servicing Agreement – Phase 1****File No: D12 – Highland Woods Subdivision & Condominium**

RECOMMENDATION

1. That the City enter into a pre-servicing agreement with Highland Woods Development Inc. in a form satisfactory to the City Solicitor for the installation of underground services for Phase 1 of the Highland Woods Subdivision and Condominium subject to the conditions outlined in Report No. EEWS-2011-02 from the Managing Director of Engineering, Environmental Services & Works.
2. That funding in the amount of \$313,921. plus HST be made available from the City's Share of New Development Costs Capital accounts and from the Development Charges Reserve account to allow for the watermain oversizing in the Highland Woods Subdivision and Condominium. This would include the 2011 New Development Costs in the Ten Year proposed Capital Budget Project of \$120,000.

BACKGROUND

Phase 1 of the Highland Woods Subdivision and Condominium consists of four (4) single family detached residential lots, twelve (12) Standard Condominium Units and eleven (11) Vacant Land Condominium Units located in the southern end of the subject lands. The subdivision/ condominium plan was given draft approval by City Council in 2009.

FINANCIAL

The trunk watermain which is to extend from Stone Manor Drive to the intersection of Pearce Street and Airport Road is to be oversized as it will form a segment of the City's future plans to provide water distribution to the Cedar Heights and Airport Heights areas. The City's share of the cost is estimated at \$313,921. plus HST. Funding for the City's share is to be made available from the City's share of New Development Costs Capital account for 2010 and 2011 with the balance coming from the Watermain Development Charges Reserve account.

The developer will also be required to pay stormwater management fee of \$2,200. per single family detached dwelling and \$1,650. per condominium unit to be included in the building permit fees. A copy of the draft subdivision agreement is attached.

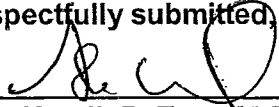
The design for the full reconstruction of Pearce Street from Airport Road to Greenhill including the upgrading of traffic signals is currently in progress. As the Highland Woods Subdivision is partially

responsible for the need of traffic signals, the developer will be responsible to pay a fee of \$100. per unit which includes single family dwellings and condominium units.

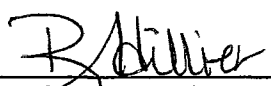
RECOMMENDED OPTION

1. That the City enter into a pre-servicing agreement with Highland Woods Development Inc. in a form satisfactory to the City Solicitor for the installation of underground services for Phase 1 of the Highland Woods Subdivision and Condominium subject to the conditions outlined in Report No. EEWS-2011-02 from the Managing Director of Engineering, Environmental Services & Works.
2. That funding in the amount of \$313,921. plus HST be made available from the City's Share of New Development Costs Capital accounts and from the Development Charges Reserve account to allow for the watermain oversizing in the Highland Woods Subdivision and Condominium. This would include the 2011 New Development Costs in the Ten Year proposed Capital Budget Project of \$120,000.

Respectfully submitted,

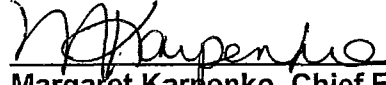


Alan Korell, P. Eng., M.C.I.P.
Managing Director of Engineering,
Environmental Services & Works



Beverley Hillier, Manager, Planning
Services

We concur in this report and recommendation.




Margaret Karpenko, Chief Financial Officer



Mike Burke, LLB
Managing Director, Corporate Services



Jerry Knox, Managing Director,
Community Services



David Linkie, Chief Administrative Officer

Personnel designated for continuance: Alan Korell, P. Eng.
Managing Director of Engineering,
Environmental Services & Works

Attachments: (2) – Draft Pre-Servicing Agreement
Draft Subdivision Agreement

Report to Council

Report No.: CORP 2011-11

Date: February 1, 2011

Originator: Lorraine Rochefort and Margaret Karpenko

Subject: 2011 Assessment Analysis & Tax Policy Review

RECOMMENDATIONS:

That Council adopt the 2011 Tax Policy recommendations as follows:

i) Definition of "Real Assessment Growth": Real Assessment Growth means new assessment which is generated by supplementary assessment roll(s) resulting from an increase in value of properties for: new buildings or structures, alterations/additions to buildings or structures and new lots created by subdivision/condominium plans and severances and netted by assessment reductions resulting from assessment appeals;

ii) That the 2011 tax ratios remain at the 2010 levels as follows:

Multi-Residential	- 2.2054	Pipeline	- 1.1656
Commercial	- 1.8822	Farmland	- 0.1500
Industrial	- 1.4000	Managed Forest	- 0.2500

iii) That the excess supplementary municipal taxes in the Commercial and Multi-Residential tax classes be transferred to the Tax Policy Development Reserve Fund. Excess amount to be based on the year-end report from the Chief Financial Officer and;

iv) That the 2011 Capping Program recommendations be brought forward under a separate report.

BACKGROUND:

It is proposed that the 2011 Operating Budget will be approved by Council at its March 7th Council Meeting. The 2011 municipal property tax levy required is estimated at \$71,424,665, an increase of approximately \$2,967,063 from the 2010 levy.

Prior to the adoption of tax rates, municipalities are required on an annual basis to make a host of decisions in respect of tax policy that will affect the apportionment of the tax burden within and between tax classes.

While no general reassessment will occur for 2011, it is important to remember that in addition to the continued impact of the four-year assessment phase-in program, the updated assessment roll will also reflect changes related to growth, loss and various equity changes that have been made to property values.

As such, municipalities must continue every effort to understand the ongoing and annual implication of changes to the assessment base and assessment roll in order to make informed decisions with respect to local tax policies.

In order to ensure that appropriate and locally sensitive tax policy choices can be made in a timely manner, a careful examination of the following relationships and circumstances must be undertaken:

1. Real assessment and revenue growth and/or loss that has occurred over the past year, which is the starting point, or revenue limit, for budgetary and rate setting purposes;
2. The inevitable tax impacts related to the four-year assessment phase-in program and other changes to the assessment roll;
3. The redistribution of the property tax burden, which may occur within and between classes, due to the phase-in, assessment changes and growth trends;
4. The effect of status quo and optional tax ratio scenarios on the distribution of the tax burden between tax classes, and
5. The impact of the mandatory "tax capping" protection program on both the capped and uncapped classes, including the effects of any optional capping tools that may be adopted by the municipality. Tax capping recommendations will be brought forward to Council in a separate report.

REAL ASSESSMENT GROWTH:

Real assessment growth is generated by supplementary assessments resulting from new buildings, additions, new subdivisions, severances, etc. and reduced by reductions in assessment resulting from assessment appeals.

The following table outlines the growth experience from 2005 – 2011:

Year over Year Real Assessment Growth:

YEAR(S)	GROWTH (%)	ADDITIONAL TAX REVENUE
2005-2006	2.12%	\$ 1,148,000
2006-2007	.52%	\$ 280,000
2007-2008	1.58%	\$ 980,000
2008-2009	1.30%	\$ 798,000
2009-2010	0.89%	\$ 587,000
2010-2011	1.47%	\$ 1,065,228

2010-2011 Real Assessment Growth by Tax Class:

Tax Class	Growth %	Impact on Tax Levy
Residential	1.32%	\$ 563,867
*Multi-Residential	1.90%	\$ 121,100
*Commercial	.24%	\$ 362,109
Industrial	-3.30%	(\$ 47,306)
Managed Forest	69.30%	\$ 2,803
Farmland	-.030%	(\$ 2,960)
PIL	2.16%	\$ 65,615
Total		\$1,065,228

**Multi-residential and Commercial growth is a key factor in annual tax policy decisions.*

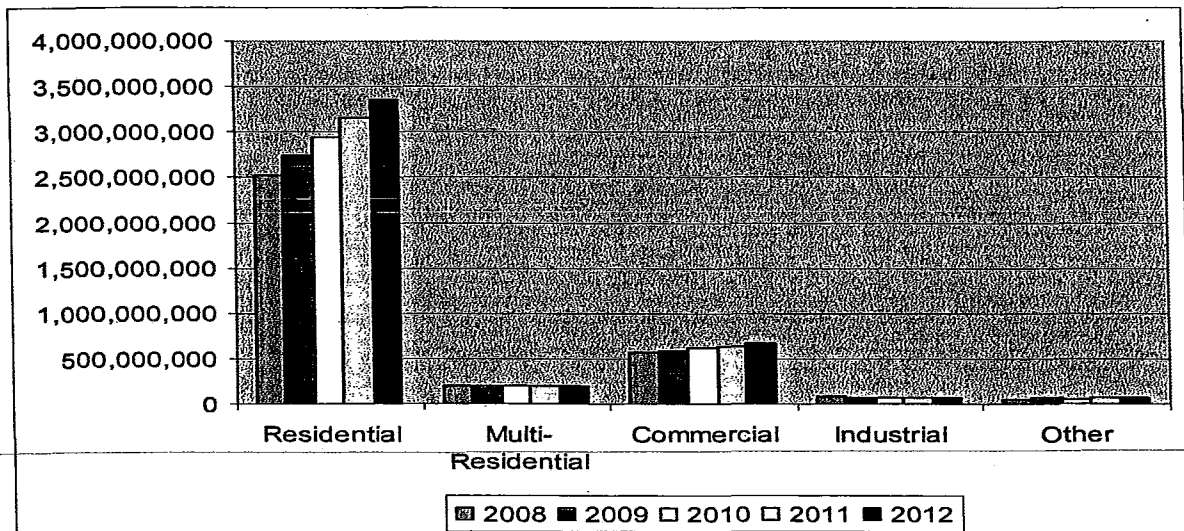
On an annualized basis, the growth related net gain or loss in taxation is the difference between the total tax amount as determined against the returned roll and the total tax as determined against the roll as revised. Not all of this value will, however, have been realized in the form of additional revenue during the 2010 year. Many changes to the roll for 2010 taxation would not have been effective for the full tax year, or in the case of year-end changes, for any portion of the year.

The full impact of this growth will only be realized on a go-forward basis, as it serves to inform the municipality's "revenue limit" for 2011, which represents the tax dollars that can be raised for the current year under a zero percent levy change scenario. Also, because taxation in the protected classes is subject to capping provisions, the tax yield from apparent CVA growth in these classes cannot simply be determined based on pure CVA multiplied by the applicable tax rate.

Assessment Phase-In Program:

In addition to growth related changes to the assessment roll, the progression and impact of the four-year phase-in program is also of central interest to the City.

The following chart outlines the 2008-2012 assessment patterns experienced by the City as a result of the reassessment.



2011 Phase-In Broad Class Reassessment Results:

2011 marks the third year of the four year assessment phase-in program. The following table shows the City's 2011 phased CVA value increases from 2010. The results are consistent with the original projections where the residential tax class continues to absorb the higher share of the tax burden. The multi-residential has remained constant, the commercial class increased slightly and the industrial tax class has decreased.

TAX CLASS	2010 MARKET VALUE (EQUITY)	2011 MARKET VALUE (EQUITY)
Residential	7.7%	7.1%
Multi-Residential	1.0%	1.0%
Commercial	4.5%	4.6%
Industrial	2.2%	0.7%
Pipeline	3.9%	3.8%
Farmland	0.3%	3.5%
Managed Forest	15.9%	11.39%

Tax Shifts and Tax Dollar Impacts from 2011 phase-in assessments

Translating broad class assessment changes to tax dollar impacts is demonstrated below, applying the 2010 tax policy tools (tax rates, tax ratios, tax capping) .

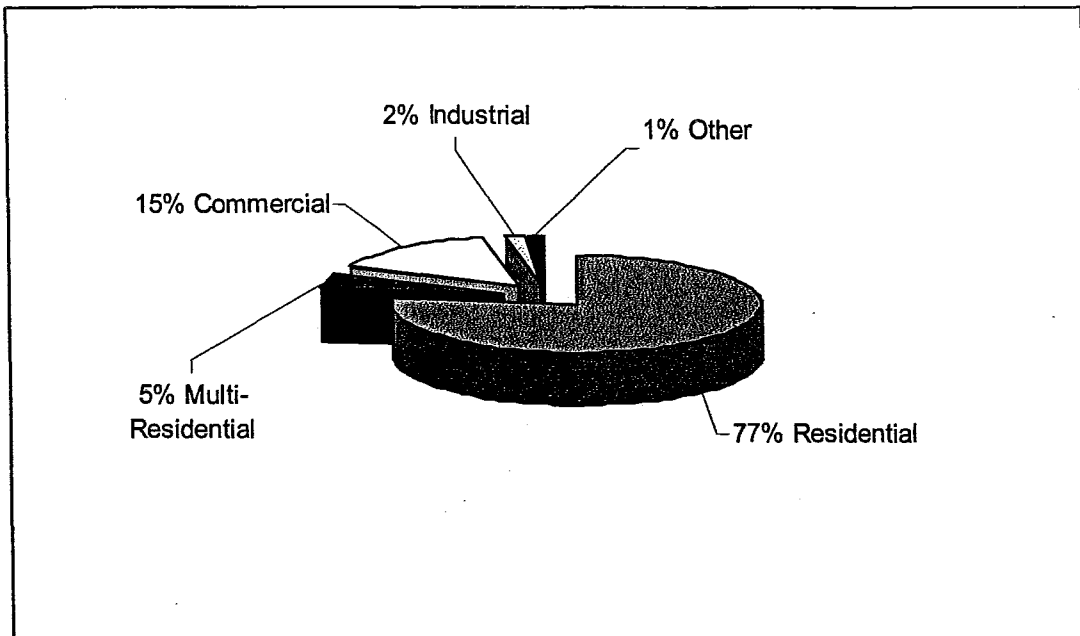
Tax Class	Tax Class Shift (based on 2010 Tax Ratios)	Tax Levy Shift
Residential	1.4%	\$614,787
Multi-Residential	(4.4%)	(\$285,201)
Commercial	(1.1%)	(\$157,337)
Industrial	(4.8%)	(\$60,805)

Although the residential tax class is absorbing 1.4% of the total tax shift, 73% of the 14,020 increasing properties will see an average increase in municipal taxes of \$40.00; 18% of the 3,450 decreasing properties will see decreases. This analysis is based on assessment impacts, not municipal tax rate impacts.

As noted below, a property with an increase in assessment of 7.24%, which is very close to the average overall increase in phased CVA for the residential tax class, would see an increase in taxes of \$39.00 or 1.52%. If the assessment remained constant year over year, the taxes would decrease by \$136.00 or 5.33%.

Single Detached Residential		
	Scenario A Average CVA	Scenario B No increase
2010 Average Phased CVA	172,233	172,233
2011 Average Phased CVA	184,711	172,233
Dollar Change	12,477	-
Percentage Change	7.24%	0.00%
2010 Taxation	2,559	2,559
2011 Taxation	2,598	2,423
Dollar Change	39	(136)
Percentage Change	1.52%	-5.33%

2011 Assessment Distribution by Class



TAX RATIOS

For 2011, the Municipal Act continues to provide municipalities with a range of tax policy tools that may be used to alter the distribution of the tax burden both within and between tax classes. Tax ratios may be adjusted to affect the level of taxation on different tax classes.

Municipalities are required to establish tax ratios for the multi-residential, commercial, industrial and pipeline classes prior to finalizing tax rates for this year's tax cycle.

Established ratios will ultimately govern the relationship between the rate of taxation for each affected class and the tax rate for the residential property class.

The tax ratio for the residential class is legislated at 1.0, while the farm and managed forest classes have a prescribed tax ratio of 0.25. Municipalities do have the flexibility to set a tax ratio for the farm class that is below 0.25. Council reduced the farm class ratio to 0.15 in 2003. (See Appendix B for tax ratio comparisons)

In setting tax ratios for all other property classes, municipalities must do so within the guidelines prescribed by the Province. Council may choose to adopt:

- either the current tax ratio for any class (2010 adopted);
- establish a new tax ratio for the year that is closer to or within the Range of Fairness. This option gives the City the flexibility to reduce tax ratios as per the Long Term Tax Policy;
- restated revenue neutral transition ratios to mitigate phase-in related tax shifts between classes. For 2009 and 2010, municipalities were permitted to re-set their own maximum ratios in accordance with a regulated formula to maintain the distribution of the tax burden at the previous years' levels, however, it is unknown if the option will be made available for the 2011 taxation year as yet

An analysis has been undertaken to show the effects of the following tax ratio scenarios for the affected classes using the municipal levy only.

1. Status quo 2010 ratios
2. Reduced ratios as per Long Term Tax Policy
3. Revenue Neutral ratios (maximum)

City of North Bay Tax Ratio Comparison:

Property Class	1. 2010 Tax Ratios Status Quo	2. 2011 Tax Ratios Long Term Tax Policy	3. 2011 Revenue Neutral Tax Ratios
Residential	1.0000	1.0000	1.000000
Multi-Residential	2.2054	2.1672	2.338421
Commercial	1.8822	1.8596	1.935162
Industrial	1.4000	1.4000	1.485320
Farmlands	.1500	.1500	.150000
Managed Forest	.2500	.2500	.250000
Pipelines	1.1656	1.1656	1.202918

Tax Shift Impact Summary – 2011 Reassessment Tax Shifts using alternate tax ratios: no levy change.

Tax Class	Scenario 1		Scenario 2		Scenario 3	
	Class Shift 2010 Tax Ratios Increase/ (decrease)	Tax Levy Shift	Class Shift using Tax Policy reductions	Tax Levy Shift	Class Shift Max. Rev. Neutral Tax Ratios	Tax Levy Shift
Residential	1.4%	\$614,787	1.9%	\$810,385	.0%	\$17,097
Multi-Res.	(4.4%)	(\$285,201)	(5.6)%	(\$365,691)	.0%	\$102
Comm.	(1.1%)	(\$157,337)	(1.9)%	(\$262,831)	3.0	\$39,039
Industrial	(4.8%)	(\$60,805)	(4.4)%	(\$ 55,418)	(0.3%)	(\$ 4,381)

(Comparison of residential and protected classes only. Offsetting balance to the residential shift includes all tax classes)

Scenario 1 - represents the tax class shift as a result of the 2011 phased-in assessment. As noted, the residential tax class is absorbing an additional 1.4% of the tax burden and all other tax classes are seeing a reduction.

Scenario 2 - represents the tax class shifts if tax ratios reduced in the commercial and multi-residential tax classes as per the Long Term Tax Policy. This results in the shift moving back to the residential tax class and a reduction in all other classes.

Scenario 3 - represents the tax class shifts if the “revenue neutral” tax ratios were imposed to offset 100% of the tax burden shift from the residential tax class.

Tax Reductions for Mandated Subclasses of Vacant Land/Units

Municipalities must pass by-laws to reduce the tax burden on vacant and industrial land. The by-law identifies the reduction as a percentage discount of the occupied tax rate.

Section 313 of The Municipal Act provides two options as follows:

Vacant Commercial and Industrial:

- 1) Use legal default reductions of 30% and 35% for the commercial and industrial classes respectively, or
- 2) Set a uniform discount rate for both classes anywhere between 30% and 35%.

The City has chosen to set a uniform rate of 30% for both classes and passes a by-law annually do adopt the discount rates.

Administration continues to recommend this policy and a By-law will be brought forward on March 7, 2011.

LONG TERM TAX POLICY

Council adopted a Long Term Tax Policy in 2005 which introduced the following goals and implementation plans:

- To reduce tax ratios for the multi-residential and commercial classes to 1.400 over a twenty-five year period only if the tax burden shifts can be offset by real assessment growth. At the end of the program, the multi-residential tax will be 41% lower, and the commercial taxes 29% lower than what they otherwise would have been if the plan had not been put into place.
- To consider annually a transfer of excess supplementary taxes in the multi-residential and commercial classes to a Tax Policy Reserve Fund.
- To accelerate the movement toward full Current Value Assessment for all properties in the capped classes utilizing the capping options available.
- To fund the cost of the mandatory capping program within each class.
- To consider annually the options to fund a portion of the cost of the mandatory capping program from the Tax Policy Development Reserve Fund.

Administration continues to recommend this policy and a recommendation will be brought forward on March 7, 2011.

Tax Policy Reserve Fund:

To facilitate implementation of the tax policy, Council established a Tax Policy Development Reserve Fund in 2004 as follows:

- To transfer excess supplementary municipal taxes in the commercial and multi-residential classes to a Tax Policy Development Reserve.
- Excess amount to be based on year-end report from Chief Financial Officer.
- The total balance as at December 31, 2010 to \$344,577.22.

Administration continues to recommend this policy and a recommendation will be brought forward on March 7, 2011.

2011 TAX POLICY OPTIONS

Mandatory Capping Options:

We are unable to accurately analyze the capping options in OPTA at this time. However, we do not anticipate significant budget requirements for funding the program. The commercial capping program is the largest, which historically has been funded within the class and the multi-residential and industrial programs have been funded through the Tax Policy Reserve.

Once the information is available we will bring a Report to Council outlining our findings and seek your approval of our final recommendation on the Program.

Tax/Transition Ratios Options:

1. To reduce the multi-residential and commercial tax ratios using real assessment growth as follows:
 - Multi-residential tax ratio by .0382 from 2.2054 to 2.1672
 - Commercial tax ratio by .0226 from 1.8822 to 1.8596

2. To increase tax ratios to the maximum revenue neutral transition ratios to avoid shifts that has occurred between property classes as a result of the 2011 phase-in reassessment.

3. To maintain the 2010 tax ratios for the 2011 year as follows:

Multi-residential	- 2.2054	Pipeline	- 1.1656
Commercial	- 1.8822	Farmland	- 0.1500
Industrial	- 1.4000	Managed Forest	- 0.2500

OPTIONS / ANALYSIS:

Option 1:

- 1) To reduce the 2011 tax ratios as per the Long Term Tax Policy as follows:
 - Multi-residential tax ratio by .0382 from 2.2054 to 2.1672
 - Commercial tax ratio by .0226 from 1.8822 to 1.8596

The Long Term Tax Policy requires that the reductions be funded by real assessment growth. The cost to fund the reductions would be \$185,984. Real growth in the multi-residential and commercial tax classes has generated \$483,209, an amount sufficient to offset the cost of reducing the tax ratios.

Although there is sufficient growth to fund the tax ratio reductions, any reduction to these ratios increases the tax burden to all other classes as noted in the analysis under Scenario 2. The residential tax class has absorbed 1.4% of the 2011 phase-in reassessment shift and by reducing the commercial and multi-residential tax ratios it would shift an additional .5 % to that class.

Option 2:

To increase the tax ratios to the maximum revenue neutral transition ratios to avoid the tax shift to the residential tax class. The analysis shows that if the maximum revenue neutral ratios were used, the residential class and multi-residential tax classes would not see a tax shift at all. The Commercial would increase by 3% and industrial would decrease by .3%.

Although the residential, multi-residential and industrial tax classes would benefit by not experiencing a tax burden shift, the commercial, pipeline and managed forest would see increases. If adopted, the new tax ratios would be far above the current tax ratios, which is not in keeping with the Long Term Tax Policy.

Under the maximum revenue neutral tax ratio scheme, the industrial tax ratio would increase from the 1.40 to 1.50. The 1.40 tax ratio is the destination tax ratio for the commercial, multi-residential and commercial tax classes; therefore, this type of shift would definitely be a step backward in Council's long term vision as it relates to tax ratios.

The analysis uses the 2011 Revenue Neutral Ratios. Legislation that would permit municipalities to mitigate the 2011 phase-in reassessment impacts by utilizing revenue neutral tax ratios has not been enacted to date, however, it is expected that the option will be made available soon.

Option 3:

1) To maintain the 2010 tax ratios for the 2011 year as follows:

- | | | | |
|---------------------|----------|----------------|----------|
| • Multi-Residential | - 2.2054 | Pipeline | - 1.1656 |
| • Commercial | - 1.8822 | Farmland | - 0.1500 |
| • Industrial | - 1.4000 | Managed Forest | - 0.2500 |

Tax ratios have been reduced from the 1998 transition ratios from 2001-2008 in an effort to redistribute the relative tax burden in the non-residential tax classes. (See Appendix B)

In 2010 Council opted to maintain the 2008 tax ratios because:

- a) adopting revenue neutral ratios to mitigate the shift to the residential tax payer was contrary to the goals of the Long Term Tax Policy. Revenue neutral tax ratios increase the tax ratios in the business classes.
- b) the reduction of commercial and multi-residential tax ratio, as per the Long Term Tax Policy, would pose an additional burden to the residential tax class which had already absorbed large shifts from the reassessment.

For 2011 the residential tax class will continue to absorb a larger shift than the other tax classes, therefore, the 2010 rationale continues to apply for the 2011 taxation year.

2) To adopt the 2011 Tax Capping program

We are unable to accurately analyze the capping options in OPTA at this time. Once the information is available we will bring a Report to Council outlining our findings and seek your approval of our final recommendation on the Program.

RECOMMENDED OPTION:

Option 3 is the recommended option.

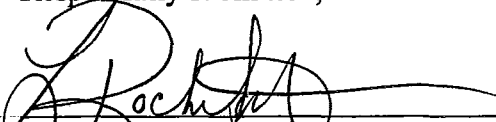
That Council adopts the 2011 Tax Policy recommendations as follows:

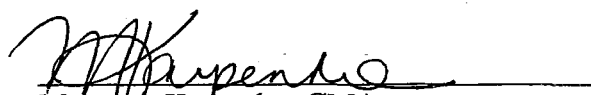
- i) Definition of "Real Assessment Growth": Real Assessment Growth means new assessment which is generated by supplementary assessment roll(s) resulting from an increase in value of properties for new buildings or structures, alterations/additions to buildings or structures and new lots created by subdivision/condominium plans and severances and netted by assessment reductions resulting from assessment appeals.
- ii) That the 2011 tax ratios remain at the 2010 levels as follows:

Multi-Residential	- 2.2054	Pipeline	- 1.1656
Commercial	- 1.8822	Farmland	- 0.1500
Industrial	- 1.4000	Managed Forest	- 0.2500
- iii) That the excess supplementary municipal taxes in the Commercial and Multi-Residential tax classes be transferred to the Tax Policy Development Reserve Fund. Excess amount to be based on the year-end report from the Chief Financial Officer and;
- iv) That the 2011 Capping Program recommendations be brought forward under a separate report.


Following Council approval of the 2011 Tax Policy, by-laws will be brought forward to the March 7th Council Meeting adopting the 2011 Tax Rates, Tax Ratios and Tax Rate Reductions for property subclasses.

Respectfully submitted,


Lorraine Rochefort, AMCT
Manager of Revenues & Taxation


Margaret Karpenko, CMA
Chief Financial Officer/Treasurer

I/We concur in this report and recommendations.



David Linkie
Chief Administrative Officer

Personnel designated for continuance: Manager of Revenues & Taxation
Chief Financial Officer/Treasurer

Attachments: Appendix A: Background – Assessment/Taxation Legislation
Appendix B: Tax Ratio/Tax Rate Comparisons
Appendix C: Long Term Tax Policy

APPENDIX A

BACKGROUND – Assessment and Taxation Legislation

Assessment and taxation legislation were significantly changed as a result of the 2007 and 2008 Provincial budgets. The budgets introduced a number of measures to enhance the fairness and predictability of the current property tax system, including:

- 1) Business Education Tax Cuts
- 2) Four-year Reassessment Cycle & Phase-In
- 3) Assessment Appeal Process Changes
- 4) Assessment Notices
- 5) New Tax Capping Option

1) Business Education (BET) Property Tax Cuts:

In the 2007 Budget the Government announced a plan to cut business education taxes by \$540 million over seven years, lowering the high BET rates to a target maximum rate of 1.60%. Under the plan, annual ceiling rates for commercial and industrial properties would be reduced each year until they reach the target maximum BET rate of 1.60%.

As a result of the 2009 reassessment, the target minimum BET rate and the annual ceiling rates for 2009 were reset to offset reassessment impacts. For example, the 2008 maximum BET rate of 1.60% was lowered to 1.52% for 2009.

Business Education Tax Rates for new construction were immediately subject to the 1.60% rate for 2008 and the 1.52% rate for 2009, 2010 and onward. The government has created new construction property classes to facilitate the lower education tax rate for new construction.

These new property classes are for education tax purposes only and reflect existing definitions for commercial and industrial property classes. Eligibility is determined in part by new construction initiated after March 22, 2007 and an increase in the current value assessment by 50% or more.

All properties in the Commercial and Industrial tax classes in the City of North Bay were set at 1.43% for 2010 to offset the 2nd year of the phase-in assessment impacts. 2011 rates may be further reduced to offset the 3rd year phase-in reassessment results.

2009 & 2010 Business Education Tax (BET) Rates – City of North Bay

Business Property Tax Class	2009 BET Rate	2010 BET Rate
Commercial	2.000000%	1.430000%
Industrial	1.859127%	1.430000%
Pipeline	1.239394%	1.192848%
New Construction – Commercial	1.520000%	1.430000%
New Construction – Industrial	1.520000%	1.430000%

CITY OF NORTH BAY BET CUTS - 2008-2010

Year	Max. Rate	North Bay Commercial Rate	Overall % Reduction
2008	2.35	2.237236	
2009	2.00	2.000000	
2010	1.52	1.430000	-32.45%
Year	Max. Rate	North Bay Industrial Rate	% Reduction
2008	2.75	1.859127	
2009	2.25	1.853944	
2010	1.52	1.430000	-23.30%

2) Changes to the Assessment System:

Three changes to the assessment system were introduced commencing 2009:

- a four year reassessment cycle
- a mandatory phase-in of assessment increases for all tax classes
- Enhancement to the fairness and effectiveness of the assessment appeal system

Four Year Reassessment Cycle:

2009 was a reassessment year and assessments were based on property values as of January 1, 2008. The January 1, 2008 valuation date will apply for 2009, 2010, 2011 and 2012. The cycle will continue accordingly every four years. (Reassessment 2013 with valuation date January 1st, 2012 for 2013, 2014, 2015 and 2016)

Phase-in of Assessment Increases:

Commencing with the 2009 reassessment year, all assessment increases will be phased-in over four years for all tax classes. For example, a 20% assessment increase would be phased in gradually in increments of 5% per year over four years – 2009, 2010, 2011 and 2012. The phase-in applies to assessment increases only, assessment decreases were realized immediately in 2009. 2011 marks the third year of the four (4) year phased-in reassessment cycle.

Current Value Assessment Revised from 1998 to Current:

The following chart outlines the reassessment years and changes to base dates since the implementation of the Ontario Fair Assessment System in 1998.

Taxation Year	*Base Date for Assessment of Current Value
1998, 1999 and 2000	June 30, 1996
2001 and 2002	June 30, 1999
2003	June 30, 2001
2004 and 2005	June 30, 2003
2006/2007/2008	January 1, 2005
2009 - 2012	January 1, 2008
2013-2016	January 1, 2012 and so forth

3) Assessment Appeal System:

Prior to changes in legislation in 2008, ratepayers were able to file a Request for Reconsideration RfR to the Municipal Property Assessment Corporation (MPAC) or file a formal appeal with the Assessment Review Board (ARB).

The deadline for RfR was Dec. 31st and ARB March 31st. (9 months earlier than the RfR deadline). MPAC was not obligated to respond to the requests prior to the ARB's appeal deadline resulting in people filing protective appeals with the ARB that are held in abeyance pending a response from MPAC. The process often leads to confusion, duplication of effort and inefficient use of resources.

For 2009 and onward, the assessment appeal system has been changed as follows:

- Deadline to challenge CVA is March 31st
- Right to appeal remains annual
- If a property or portion of it, is classified as residential, farm or managed forest, a request for reconsideration (RfR) is now a mandatory first step
- MPAC must respond by September 30th of the year, or within 180 days for supplementary and omitted assessment
- An appeal may be filed to the ARB within 90 days of MPAC's decision being mailed as a second option for recourse
- For supplementary and omitted assessments, the deadline to file an RfR is 90 days after the mailing of the assessment notice

Business Classes

- Deadline to challenge CVA is March 31st
- Right to appeal remains annual
- A Request for Reconsideration (RfR) of CVA is an optional first step
- Business taxpayer may forego the reconsideration process and appeal directly to the ARB

Onus of Proof in the Hearing

- Previous to the legislative changes, the onus rested with the complainant to demonstrate to the Assessment Review Board that the assessed value on their property was incorrect. MPAC was only responsible to explain the assessment. The onus is now on MPAC to prove the accuracy of the assessed values at an ARB hearing.

4) Assessment Notices:

In addition to the standard Notice of Assessment that was issued to all ratepayers in November of 2008 reflecting the 2009-2012 assessment information, MPAC has developed new in-year Notices. Specifically:

- Post Roll Amended Property Assessment Notice – Issued for factual errors on the Assessment Roll at any-time during the taxation year. For example, plans of subdivision that did not get added to the Assessment Roll.
- Property Assessment Change Notice – this was previously known as the Supplementary or Omitted Property Assessment Notice.

- Statement of Revised Assessment – accompanies the Property Assessment Change Notice. Provides the revised total assessment, including improvements. Includes the revised phased-in assessments for the next four taxation years.
- Advisory Notice of Adjustment – MPAC is required to notify property taxpayers about changes to their phased-in assessment amounts whenever the current value assessment for a property changed. For example, if the Assessment Review Board mails a Notice of Decision to a property owner indicating a reduction in assessment, MPAC will mail an Advisory Notice of Adjustment to the owner explaining how the reduction will affect their phased-in assessment amounts.

5) New Tax Capping Option:

In 2009 municipalities had the option to permanently exclude properties from the capping program once they reach their CVA tax destination. Under this new feature, a property that reaches CVA tax in one year can be excluded from the capping program the next year. The option may be put into place for any or all of the capped classes.

A goal of the Long Term Tax Policy is to accelerate the movement toward full Current Value Assessment for all properties in the capped classes by utilizing the capping options available. The 2009 Tax Capping Policy adopted the new option which permanently excluded properties that had reached CVA tax from the capping/claw back program.

This is an annual Tax Policy decision which means a decision to cap properties previously excluded can be made in subsequent years.

APPENDIX B

TAX RATIO INTRODUCTION:

Tax Ratios/Transition Ratios – The province regulated “transition ratios” which were the tax ratios as at January 1, 1998. They reflect the relative tax burden of each property class prior to tax reform (i.e. in 1997). Transition ratios were calculated by the province utilizing the 1998 current value assessments and the 1997 tax levies for each class to ensure that they can be utilized to maintain the “status quo” tax burden for each class.

Prior to 1998 there were three tax classes. Residential/Farm, Commercial and Business. After current value assessment implementation, there were seven. Residential, Multi-Residential, Commercial, Commercial Vacant, Industrial, Industrial Vacant, Managed Forest/Farmland and Pipeline. In order to ensure that property owners would continue to assume the same tax burden as prior to reform, tax ratios were introduced.

Tax ratios express the relationship that each property class bears to the tax rate for the residential class. They determine the relative tax burden to be borne by each property class or their share of the pie. The residential property class is the benchmark class and its value in the ratio structure is therefore set at 1.0000.

Provincial Range of Fairness: The province established a target range for each property class. Tax ratios can be equal to the transition ratios but cannot be moved further away from the fairness range. Once a tax ratio is moved closer to the range of fairness, it cannot be moved back further away.

Tax Ratios/Threshold Ratios: Commencing in 2001, the Province introduced “threshold ratios” for the three capped classes. Any municipal levy increase can not be passed on to the classes that have tax ratios above the threshold ratio, therefore, it is very important to ensure ratios are not above thresholds so the levy increase can be passed on to the ratepayer. The threshold ratios for 2001 were set by regulation and equaled the provincial average.

Tax Ratio Flexibility: In 2009, the government provided municipalities with the tax ratio flexibility that has been provided in previous reassessment years. This allowed municipalities to avoid tax shifts that may occur between property tax classes as a result of reassessment by adoption of new transition ratios, referred to as “Revenue Neutral Tax Ratios”. This allows municipalities to move the ratios away from the Range of Fairness to avoid reassessment tax shifts. The Minister will be making decisions on tax ratio flexibility on an annual basis.

Tax Ratio Reductions: The City of North Bay has taken the initiative to reduce tax ratios since 2001, whereby reducing the tax burden to the applicable tax classes. The Long Term Tax Policy goal is to reduce the multi-residential and commercial tax ratios equal to the industrial tax ratio of 1.40 over a twenty-five year period. Any reductions of tax ratios for one class will shift tax burden to other classes unless it is funded by a budget allocation, reserves or real assessment growth. The Policy requires that real assessment growth be used to fund tax ratio changes.

TAX RATIO COMPARISON – 1998 TO CURRENT 2010

Property Class	Provincial Fairness Range	City Transition Ratios in 1998	Provincial Threshold Ratios	City's Current 2010 Tax Ratios	2010 BMA Study average for 43 municipalities
Residential	1.0000	1.0000	1.0000	1.0000	1.0000
Multi-Residential	1.0000-1.0000	2.3556	2.7400	2.2054	2.0256
Commercial	1.6000-1.1000	2.0326	1.9800	1.8822	1.6920
Industrial	0.6000-1.1000	3.2920	2.6300	1.4000	2.2333
Farmlands	.25	.25	n/a	.15	n/a
Managed Forest	.25	.25	n/a	.25	n/a
Pipelines	0.6000-0.7000	1.1656	n/a	1.1656	n/a

TAX RATIO REDUCTIONS FROM 2001-2010

YEAR	Multi-Residential	Commercial	Industrial	Farmland
1998	2.3556	2.0326	3.2920	.2500
2001	2.3556	1.9700	2.4200	.2500
2002	2.3556	1.9650	1.8300	.2500
2003	2.3556	1.9650	1.40	.1500
2004	2.3556	1.9650	1.40	.1500
2005	2.3200	1.9500	1.40	.1500
2006	2.2818	1.9274	1.40	.1500
2007	2.2436	1.9048	1.40	.1500
2008	2.2054	1.8822	1.40	.1500
2009/2010	2.2054	1.8822	1.40	.1500

2010 TAX RATIO COMPARISON – NORTHERN MUNICIPALITIES

Municipality	Multi-Residential	Commercial	Industrial
North Bay	2.2054	1.8822	1.4000
Greater Sudbury	2.2088	2.0275	2.8594
Thunder Bay	2.7400	1.9527	2.4300
Timmins	1.6816	1.7501	2.1783

APPENDIX C

FINANCIAL POLICY AND PROCEDURES	SECTION: FINANCIAL PLAN
	APPROVED: OCTOBER 2010
	SUBJECT: Long-Term Tax Policy
	POLICY 2010-00

PURPOSE:

The purpose of the Long-Term Tax Policy is to establish a framework for tax ratio, tax capping and Tax Policy Development Reserve Fund goals over a twenty-five year period.

LEGISLATIVE AUTHORITY:

Tax Policy considerations and programs are mandatory and legislated by *The Municipal Act, 2001, S.O. 2001, c.25* and associated tax policy/capping related regulations.

The Tax Policy Development Reserve Fund is not a legislative requirement.

GOALS AND OBJECTIVES:

The goals and objectives of the Long-Term Tax Policy include,

1. To reduce the tax ratios for the Multi-Residential and Commercial Classes to 1.400 over a twenty-five year period
2. To reduce tax ratios only if the tax burden shift can be offset by *real assessment growth* (as defined and adopted in the 2010 Tax Policy Program)
3. To consider each year to transfer "excess" supplementary taxes in the Multi-Residential and Commercial classes to a Tax Policy Development Reserve Fund
4. To accelerate the movement toward full Current Value Assessment for all properties in the capped classes utilizing the capping options available
5. To fund the cost of mandatory capping program within each class by limiting assessment related tax reductions that would otherwise benefit other properties (claw-backs)
6. To consider annually the options to fund a portion of the cost of the mandatory capping program from the Tax Policy Development Reserve Fund

ROLES AND RESPONSIBILITIES:

City Council is responsible to:

1. Review the Long-Term Tax Policy annually
2. Authorize by by-law the tax policy program as it relates to tax ratios and the mandatory tax capping program
3. Consider and authorize the transfer of excess supplementary revenue to the Tax Policy Development Reserve Fund
4. Authorize the use of the Tax Policy Reserve Fund to fund a portion of the cost of the mandatory capping program.

Chief Administrative Officer is responsible to:

1. Sign all Tax Policy related reports to Council

Chief Financial Officer is responsible to:

1. Ensure goals and objectives of the Policy are being met and adhered to.
2. Confirm Real Growth calculations based on the definition adopted in the 2010 Tax Policy Program
3. Ensure that all authorizations required for the tax policy program and use of the reserve fund are received.
4. Sign all Tax Policy related reports to Council

IMPLEMENTATION:

The implementation of the Long Term Tax Policy includes,

1. Enactment of by-laws as follows:
 - i. Adoption of tax ratios
 - ii. Adoption of Optional Tools for the Capping Program
 - iii. Establishment decrease limits for claw back properties
 - iv. Adoption of New Construction Thresholds

2. Resolutions for:
 - i. Transfer from the Tax Policy Development Reserve Fund for costs related to funding the legislated caps if required

- ii. Transfer to reserve of excess supplementary revenue if required

The implementation of this Policy shall be considered a long-term goal over a period of up to twenty-five years.

The implementation of this Policy shall be considered as a key component of the City of North Bay's Long-Term Financial Plan.

DEFINITIONS:

CURRENT VALUE ASSESSMENT:

In general terms "Current Value Assessment" (CVA) is the amount of money a property would realize if sold at arm's length by a willing seller to a willing buyer.

TAX RATIO:

A "tax ratio" determines the relative tax burden to be borne by each property class and expresses the relationship that each property class bears to the tax rate for the residential class.

TAX POLICY DEVELOPMENT RESERVE FUND:

The Tax Policy Development Reserve Fund is funded from the excess supplementary revenue from the Multi-Residential and Commercial tax classes and is established in a specific resolution that also outlines its operational elements.

TAX CAPPING PROGRAM:

Tax capping limits increases in taxes in the Multi-Residential, Commercial and Industrial tax classes resulting from reassessment or class changes to a level adopted annually by Council, but to a minimum of 5% from the previous year's adjusted taxes.

CLAWBACK:

Clawback's are tax decreases in the Multi-Residential, Commercial and Industrial tax classes that may be utilized to fund the tax capping program.

OPTIONAL TOOLS:

Optional tools are tools provided by the provincial government which gives municipalities the opportunity to bring all classes of properties to Current Value Assessment more quickly.

MUNICIPAL PROPERTY ASSESSMENT CORPORATION (MPAC):

MPAC administers a uniform, province-wide property assessment system based on current value assessment in accordance with the provisions of the *Assessment Act*. It provides municipalities with a range of services, including the preparation of annual assessment rolls used by municipalities to calculate property taxes and municipal enumerations in order to prepare the Preliminary List of Electors during an election year.

NEW CONSTRUCTION THRESHOLDS:

Is the average tax level new construction properties pay in relation to comparable properties compiled by Municipal Property Assessment Corporation (MPAC) and as adopted by Council by by-law annually.

SUPPLEMENTARY ASSESSMENT:

Supplementary assessment is new assessment compiled by MPAC resulting from an increase in value of properties for new buildings or structures, alterations/additions to buildings or structures or new lots created by subdivision/condo plans and splits.

SUPPLEMENTARY TAXES:

Are taxes generated from the supplementary assessment roll.

REAL ASSESSMENT GROWTH:

Real Assessment Growth means new assessment which is generated by supplementary assessments and netted by assessment reductions resulting from assessment appeals under Section 39.1(1.1) of the *Assessment Act*. (supplementary assessments).

Report to Council

Report No: CSBU 2010 - 20

Date: February 7, 2011

Originator: Jerry D. Knox, Managing Director, Community Services

Subject: 2011 Summer in the Park - Expanded Program

RECOMMENDATION

That the Summer in the Park Committee be granted permission to plan an expanded 2011 Summer in the Park event in and about Lee Park and other areas of the Waterfront from Friday, July 29, 2011 to Sunday, July 31, 2011 inclusive.

The expanded event to include:

- A variety of activities and attractions similar to previous Summer in the Park events held in and around Lee Park. The majority of these activities are offered at no charge to the public with some such as the midway and helicopter rides charging an admission fee.
 - The addition of the Country Open singing competition to free activities hosted in Lee Park
 - The addition of music concerts presented at a waterfront stage location. The purchase of a \$20 wristband will be required to attend the concerts.
-

BACKGROUND

Summer in the Park has been operating on the August Civic Holiday weekend in and around Lee Park since 2007. The goal of the event has been to offer a family community/regional event at no charge. Over the past few years the event has grown and evolved. It offers a variety of activities to the community. The majority of the activities are offered at no charge to those who attend with the exception of activities like the Conklin Midway and Helicopter rides.

Last year the committee expanded the event to include two evenings of headliner entertainment and a beverage garden. Bands included Trooper on Sunday and David Usher on Saturday. This resulted in increased attendance at the event.

Last year an estimated 28,000 people attended the event over the course of the weekend. The concerts drew an estimated additional 11,000 people to the event. This resulted in positive response from vendors on site who saw an increase in business.

Past surveys completed at the event have indicated that people in attendance were 50% local and 50% out of town. Feedback to the event organizers from participating businesses and groups as well as those in attendance has been positive.

The total cost of the 2010 event was \$162,000 including all event activities and evening entertainment. (See Attached - 2010 Summer in the Park Financials Final)

Event Surplus

Over the course of the past four years the Summer in the Park event has recovered all costs associated with the events. The costs were recovered through sponsorship, midway sponsorship, grant funds, and an annual municipal contribution that has ranged from \$10,000 to \$40,000 in 2010.

For each of the events over the past four years, final event financials have resulted in a net surplus. These surplus funds have been put into an event reserve. A total of \$103, 807.84 has been allocated to the reserve over the past four years as follows:

Surplus 2007	\$26,233.00
Surplus 2008	\$22,979.79
Surplus 2009	\$42,924.33
Surplus 2010	\$16,670.72
Total surplus to date	\$108,807.84

The reserve may be accessed through Council approval to support future event initiatives or in the case of future event shortfalls. The Committee has Council's approval through *Resolution 2010-710, passed by Council Monday, December 13, 2010* to access \$40,000.00 towards program expansion of the 2011 event. (Copy Attached)

2011 SITP

At recent meetings of the Summer in the Park (SITP) Organizing Committee (See list attached) discussions have centered on expanding the event in an effort to attract a larger number of visitors from out of town. This in turn will make the event an economic generator for the local business and tourism sector. To achieve this, the Committee is recommending the addition of the Country Open to the Lee Park activities and the addition of evening concerts at the traditional waterfront stage across from the marina.

Country Open

Over the course of the last few months representatives of the Country Open Committee and the SITP Committee have been discussing the potential for the events joining for the 2011 Summer in the Park event.

The Country Open event has taken place the last weekend August for the past 5 years. Prior to this it was part of the Heritage Festival for many years. The Country Open's representative has indicated that the merging of the events would benefit both events by reducing duplication in the areas of volunteer time, event marketing and sponsorship. Pooling these resources will reduce combined efforts and effectively utilize sponsorship dollars available in the community. The singing competition traditionally attracts 2,500 people to the park. The event will take place at the main stage in Lee Park where local and headliner acts were presented at previous SITP events. Children's activities previously held at the main stage will be move to a smaller second stage location in the park.

The cost to SITP to host the County Open is estimated to be \$43,600. This includes stage, sound, judging expenses, prize money and the associated beer garden. Costs will be offset through sponsorship, and beer garden revenue. The current Country Open Committee will work with SITP to coordinate the event. They will assist with contacting potential participants, taking registration, assisting with raising sponsorship dollars by contacting previous donors, coordination of the judging of the event; and logistics related to the event on the event weekend. The ongoing support of Harley and the current Country Open organizing committee will greatly assist the process of integrating the two events.

Waterfront Concerts

With the success of the headliner entertainment featured at last years SITP event, this year's organizing committee is recommending that the event further expand the musical entertainment at the 2011 event to include 2-3 evening concerts. It is anticipated that evening concerts would attract 10,000 people.

With the Country Open taking place in Lee Park there is not the space to accommodate two main stage areas. The Committee is recommending that the second stage for the evening concerts be placed at the waterfront.

The Committee is proposing that the concerts take place on no less than two evenings and potentially three evenings over the course of the weekend. The waterfront stage would open at 5:00 p.m. with entertainment scheduled until approximately 11:00 p.m. The availability and cost of entertainment will determine the number of days and the scheduling of the concerts.

The Committee's proposed budget includes \$90,000 to cover the cost of music for evening concerts. This is in addition to the cost of staging, sound and lighting, electricians, and labor, totaling \$58,800. The costs related to security and policing are estimated to be \$50,550.

Including these in addition to other minor expenses, the total estimated cost of the waterfront concerts is approximately \$242,255 (not including Country Open and traditional Lee Park activities).

Wristbands

In order to cover the majority of the expenses the Committee is proposing that wrist bands be sold to those wishing to attend the evening concerts at an amount of \$20.00 per band. The Committee has targeted to sell 10,000 bands @ \$20 each to secure offsetting revenue of \$200,000.

The Committee feels that the sale of 10,000 wristbands is well within reach based on past wristband sales associated with previous Festival events. In the last few years of Heritage Festival the number of wristbands sold was as follows:

1999	36,063 wristbands sold @ \$10 in advance and \$15 at gate
2000	31,626 wristbands sold @ \$15 in advance and \$20 at gate
2001	35,601 wristbands sold @ \$15 in advance and \$20 at gate
2002	30,411 wristbands sold @ \$20 in advance and \$25 at gate
2004	14,000 wristbands sold
2005	23,650 wristbands sold
2006	22,683 wristbands sold 7837 @ \$20.00 advance (to June 30 th) and 14,846 @ \$25 advance (after June 30 th) and at the gate

Financials

The total proposed expenses for the expanded event total \$447,900. (2011 Summer in the Park Proposed Budget attached)

This includes traditional programming at Lee Park with the addition of the Country Open and evening music concerts at the Waterfront Stage. Expenses for the event will be offset through the following:

Sponsorship (Includes Spring Midway)	\$60,000.00
City Contribution	\$40,000.00
Vendor/Revenue Concessions	\$25,000.00
Midway (SITP Only)	\$55,000.00
Wristband Sales	\$200,000.00
Misc. Revenue	\$900.00
*Celebrate Ontario	\$0.00

*Canadian Heritage	\$0.00
Beer Garden At Waterfront	\$12,000.00
Reserve Funds	\$40,000.00
Country Open Revenue	\$15,000.00
*Summer Student Subsidy	\$0.00
TOTAL	<u>\$447,900.00</u>

*Note: Applications have been made for grant funding to: Celebrate Ontario. This year \$40,000 applied for. The event received \$0 in 2010. Through the Canadian Heritage Fund \$20,000 has been applied for this year. In 2010 the event received \$8,000.

The City also makes application for grants to offset student wages. In 2010 this amounted to \$1,544 with the average amount received over the past few years being \$1,200.

Because these funds are not guaranteed they are not reflected in the budgeted amounts. Should the applications be successful the funds offset the planned event expenses.

ANALYSIS / OPTIONS

There are three options for City Council in this matter.

Option 1 – Approve the request as presented

If Council is satisfied with the request as presented, Council should approve the Summer in the Park Committee's Recommendation.

Option 2 – Grant the request in an amended form

If Council is not satisfied with the request as presented, but wants the event to proceed, Council could grant the request by amending the Recommendation to suit its concerns. Depending upon the amendments made, the Event Committee may need to review its methodology for the undertaking of the event.

Option 3 – Decline to grant the request as presented

If Council is not satisfied with the request as presented, Council could decline the committee's request. A refusal to grant the request for permission to hold the event could result in the event not proceeding this year or the Committee may revert to an event similar to 2010.

RECOMMENDED OPTION / FINANCIAL IMPLICATIONS

On behalf of the Summer in the Park Committee the recommendation for Council's consideration is

Option 1 – Approve the request as presented

That the Summer in the Park Committee be granted permission to plan an expanded 2011 Summer in the Park event in and about Lee Park and other areas of the Waterfront from Friday, July 29, 2011 to Sunday, July 31, 2011 inclusive.

The expanded event to include:

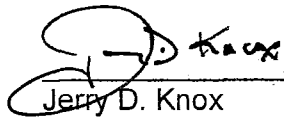
- A variety of activities and attractions similar to previous Summer in the Park events held in and around Lee Park. The majority of these activities are offered at no charge to the public with some such as the midway and helicopter rides charging an admission fee.
- The addition of the Country Open singing competition to free activities hosted in Lee Park
- The addition of music concerts presented at a waterfront stage location. The purchase of a \$20 wristband will be required to attend the concerts.

Financial Implications

The City contributes \$40,000 towards the operation of the event as well as Parks Resources. In addition, Council has approved the use of \$40,000 from the Summer in the Park Reserve account.

For the past four years the event has had a revenue surplus which has been allocated to the reserve account. There is currently a balance of \$68,807.74 in the Summer in the Park Reserve account. In the event of a financial shortfall the City would be responsible however this reserve could be utilized.

Respectfully submitted,

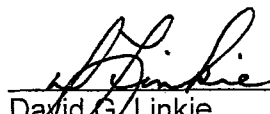


Jerry D. Knox
Managing Director, Community Services

JK/SK/dlb

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I support this report being brought forward for Council's consideration



David G. Linkie
Chief Administrative Officer

Person designated for continuance: Community Event Facilitator

attach(s): 2010 Summer in the Park Financials Final
Council Resolution 2010-710
2011 Summer in the Park Proposed Budget
2011 Summer in the Park Committee

Copy; Chief Administrative Officer
Director Parks, Recreation and Leisure Services
Manager Recreation and Leisure Services
Community Event Facilitator
Derek Shogren, Chair, Summer in the Park

2010 Summer in the Park

Summary of Revenues

	<u>09 Actual</u>	<u>10 Projected</u>	<u>10 Actual to Date</u>
Sponsorship (Includes Spring Midway)	\$32,751.83	\$50,000.00	\$46,248.86
City Contribution	\$10,000.00	\$40,000.00	\$40,000.00
Vendor/Revenue Concessions	\$16,448.58	\$16,500.00	\$18,126.31
Midway (SITP Only)	\$44,591.10	\$40,000.00	\$45,846.00
Misc. Revenue	\$338.04	\$300.00	\$651.60
Celebrate Ontario	\$37,500.00	\$0.00	\$0.00
Canadian Heritage	\$20,000.00	\$8,000.00	\$8,000.00
NECO	\$0.00	\$0.00	\$0.00
NOHFC	\$0.00	\$0.00	\$0.00
Beer Garden	\$0.00	\$0.00	\$3,174.34
TD Friends of The Environment Grant	\$0.00	\$0.00	\$10,000.00
Summer Student Subsidy	\$1,544.00	\$0.00	\$1,668.00
TOTAL	\$163,173.55	\$154,800.00	\$173,715.11

Summary of Expenditures

Administration	\$466.70	\$6,100.00	\$5,781.55
Student Salary	\$8,054.82	\$8,500.00	\$5,178.63
Marketing	\$4,307.40	\$10,000.00	\$5,439.40
Stage	\$9,472.50	\$14,000.00	\$14,793.87
Evening Musical Entertainment	\$11,415.83	\$40,000.00	\$35,369.38
Daytime Programming	\$49,115.51	\$29,050.00	\$32,376.65
Emergency Services & Security	\$9,819.03	\$13,250.00	\$13,900.42
Facilities	\$25,882.28	\$31,400.00	\$30,683.06
Volunteer Services	\$1,715.15	\$2,500.00	\$1,605.13
Beer Garden	\$0.00	\$0.00	\$2,910.34
Waterbottle Giveaway	\$0.00	\$0.00	\$9,005.76
Contingency Fund			\$5,000.00
TOTAL	\$120,249.22	\$154,800.00	\$162,044.19
Surplus/Deficit	\$42,924.33	\$0.00	\$11,670.92

file Summer in Park 2011

RECEIVED
CITY OF NORTH BAY
DEC 21 2010
PLANNING
SERVICES

INTER OFFICE

MEMO

Council Secretariat

To: Jerry Knox
From: Catherine Conrad
Subject: Summer in the Park
Date: 17 December 2010

This is Resolution No. 2010-710 which was passed by Council at its Regular Meeting held Monday, December 13, 2010

Resolution No. 2010-710:

- "That 1) City Council authorize the Mayor and City Clerk to execute an Agreement with the North Bay & District Chamber of Commerce for the purpose of co-hosting the Summer in the Park Festival at Lee Park;
- 2) Councillor Lawlor, Councillor Bain and the Managing Director of Community Services be appointed to the Summer in the Park Festival Committee and Mayor McDonald be appointed as an ex officio member; and
- 3) City Council authorize the Chief Financial Officer to release up to \$40,000.00 from the Summer in the Park's reserve for the 2011 event."

Please provide me with three (3) signed copies of the contract for execution on our behalf.

C. Conrad

Catherine Conrad,
City Clerk.

CMC/cjc

Copy to: Councillor Lawlor
Councillor Bain
North Bay & District Chamber of Commerce
Margaret Karpenko
I.G. Kilgour

2011 Summer in the Park - Projected Budget

Summary of Revenues

	<u>Projected</u>
Sponsorship (Includes Spring Midway)	\$60,000.00
City Contribution	\$40,000.00
Vendor/Revenue Concessions	\$25,000.00
Midway (August Long Weekend Only)	\$55,000.00
Wristband Sales	\$200,000.00
Miscellaneous Revenue	\$900.00
Waterfront Beer Garden	\$12,000.00
Reserve Funds	\$40,000.00
Country Open Revenue	\$15,000.00
TOTAL	<u>\$447,900.00</u>

Summary of Expenditures

Administration	\$8,620.00
Admissions	\$8,040.00
Student Salary	\$9,005.00
Marketing	\$21,145.00
Main Stage	\$56,800.00
Evening Musical Entertainment (Waterfront)	\$127,500.00
Lee Park Programming	\$44,180.00
Country Open	\$43,600.00
Emergency Services & Security	\$50,550.00
Facilities	\$60,450.00
Volunteer Services	\$7,010.00
Beer Garden at Waterfront	\$11,000.00
TOTAL	<u>\$447,900.00</u>
Surplus/Deficit	\$0.00

2011 Summer in the Park Committee

Voting Members

Derek Shogren, Chamber of Commerce Representative and Summer in the Park Chair
Patti Carr, Chamber of Commerce Representative
Jake Lacourse, Chamber of Commerce Representative

Mac Bain, City of North Bay Councilor
Sean Lawlor, City of North Bay Councilor

Jerry Knox, City of North Bay Representative

Non Voting Members

Mayor Al McDonald, Ex Officio

Dan Webber, North Bay Police Services

Erin Vaughan, Community Event Facilitator, City Representative
Sharon Kitlar, City of North Bay Representative
David Schroeder, City of North Bay Representative

Volunteer members as determined

Report to Council

Report No: CORP 2011-17

Date: February 2, 2011

Originator: Margaret Karpenko

Subject: Capital and Operating Budget System

RECOMMENDATION:

That City Council RECEIVE the report on Capital and Operating Budget System for information.

BACKGROUND:

To date operating and capital budgeting are completed within a series of intricate excel templates which is highly administrative and is subject to human error. Recent accounting and PSAB changes have increased the operating and year end accounting requirements. As well as the increased commitment to capital investment has raised the number of individual projects to a level where review and management of capital projects is inefficient in an excel environment.

Administration has reviewed the benefits of using a budgeting software system. They include:

- Increased flexibility to generate reports and modeling tools including allocations, forecasts and modeling data on historic patterns. Reporting tools allow for the presentation of quality reports including numeric, text and graphical form.
- Real time reporting capabilities to enhance project management and decision making.
- Increased utilization of staff's time.
- Allows analysis of multiple "What If" scenarios for the operating budget. Administration will be able to more efficiently analyze different budget scenarios and to quickly report the effects for those changes on the overall budget.
- More efficient reporting and long-term recommendations for staff and council on both the capital and operating budget.

The number of capital projects currently active is approximately 251. These projects have individual budget details contained in excel. To complete any type of corporate analysis on capital projects requires extensive staff time to update excel, and consolidate totals. Further, our recent inventory of the City's assets along with a capital budgeting system will facilitate long term plans and ensure full funding.

As many financial options can be explored, the end result is an efficient use of staff resources and reduced risk of errors, and omissions.

Preliminary research has indicated that there are budgeting solutions available and can be implemented for approximately \$30,000 investment. Administration will be issuing an RFP to solicit proposals. As the benefits are related to capital planning and budgeting,

the funding source would be capital project 2699GG – Administrative and Overhead Charges. The balance as at December 31, 2010 is sufficient to absorb the cost of a budget system

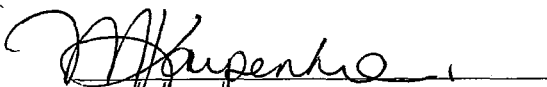
ANALYSIS/OPTIONS:

1. To proceed with a RFP for a budgeting software system. Implementation to begin with Capital and proceed with an Operating Budget for 2012. This option is recommended as it will increase reporting flexibility, increase efficiencies and reduce risks of errors and omissions.
 2. To not proceed with an RFP for a budgeting software system and continue to produce the annual capital and operating budgets with excel. This option is not recommended.
-

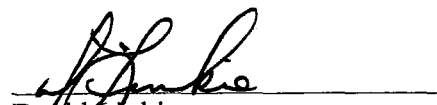
RECOMMENDED OPTION:

That City Council RECEIVE the report on Capital and Operating Budget System for information.

Respectfully submitted,


Margaret Karpenko, CMA
Chief Financial Officer / Treasurer

I/We concur in this report and recommendation


David Linkie
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

City of North Bay

Report to Council

Report No.: EEW-2011-003

Date: January 31, 2011

Originator: Alan Korell, Managing Director of Engineering, Environmental Services & Works

Subject: Subdividers Deposits

File No.: D08 – Urban Development Implementation Charges

RECOMMENDATION

1. That the monies accrued in the Subdividers Deposits account for subdivisions that the City of North Bay has inspected and accepted as complete be transferred to the City's Share of Development projects 3015SS-WS and 3015RD.
 2. That the amount of \$357,043.01 be transferred and equally applied to the Water, Sanitary Sewer and Roads City Share of Development (projects 315SS-WS and 3015RD).
-

BACKGROUND

The City of North Bay when it signs a subdivision agreement with a developer requires a non refundable deposit to cover the cost of the City to inspect the installation of the water, sanitary sewers and road works by the Engineering Department. Once all the required work is complete, a final inspection is done and the City takes over maintenance of the water, sanitary sewers and roads of the subdivision.

Recent discussions around account process relating to subdivision agreements determined that the City's liability to inspect the installation of the water, sanitary sewers and road works has not been reallocated to the appropriate accounts once the work has been completed. By way of this report, administration is requesting to remove the liability contained on the balance sheet and move the moneys to the 2010 capital project for the City's Share of Development. The amount of accumulated funds that represent work completed to date is \$357,043.01.

OPTION/ANALYSIS

Option 1

Transfer Subdividers Deposits that no longer represent a liability and have been deemed to be final and are currently maintained by the City of North Bay to the City's Share of Development (project 3015SS-WS and 3015RD). This option is recommended.

Option 2

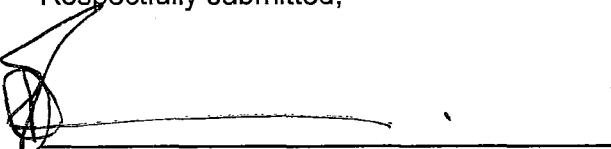
Not transfer the funds in the Subdividers Deposits account. This option is not recommended because the deposits no longer represent a liability to the City of North Bay.

RECOMMENDED OPTION

1. That the monies accrued in the Subdividers Deposits account for subdivisions that the City of North Bay has inspected and accepted as complete be transferred to the City's Share of Development projects 3015SS-WS and 3015RD.
2. That the amount of \$357,043.01 be transferred and equally applied to the Water, Sanitary Sewer and Roads City Share of Development (projects 315SS-WS and 3015RD) .

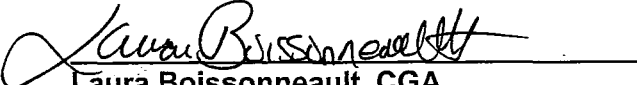
Respectfully submitted,

For



Alan Korell, P. Eng., R.P.P., M.C.I.P.
Managing Director of Engineering,
Environmental Services & Works

We concur in this report and recommendation.



Laura Boissonneault, CGA
Supervisor of Budgets and
Financial Reporting



Margaret Karpenko, CMA
Chief Financial Officer



David Linkie,
Chief Administrative Officer

Personnel designated for continuance: Alan Korell & Laura Boissonneault

Copy for: Cathy Conrad, City Clerk

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2011-19

**BEING A BY-LAW TO STOP UP, CLOSE AND CONVEY
A PORTION OF THE LANEWAY ABUTTING LOTS 2, 3, 4 & 8, PLAN M-28,
(LOCATED IN A BLOCK BOUNDED BY MORIN STREET, CEDAR STREET,
MCLEOD STREET AND FRONT STREET)
IN THE CITY OF NORTH BAY**

WHEREAS it is deemed expedient and in the interest of The Corporation of the City of North Bay that part of the laneway located in a block bounded by Morin Street, Cedar Street, McLeod Street and Front Street, abutting Lots 2, 3, 4 and 8, Plan M-28 be closed, stopped up and sold to the abutting owners;

AND WHEREAS by Resolution No. 2010-554 passed on the 24th day of August, 2010, Council approved the closure of the laneway;

AND WHEREAS the laneway abutting Lots 2, 3, 4 and 8, Plan M-28 is hereby declared to be surplus;

AND WHEREAS notice of this by-law was published once a week for two consecutive weeks in the North Bay Nugget, published in the City of North Bay;

AND WHEREAS no person has claimed that his lands will be prejudicially affected by the passing of this by-law nor applied to be heard in person or by his counsel, solicitor, or agent, the Council of the City nor a Committee of said Council;

NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That certain part of the laneway abutting Lots 2, 3, 4 and 8, Plan M-28, designated as Parts 1 and 2 on Reference Plan 36R-12048 is hereby closed, stopped up and conveyed.
2. The City shall transfer Parts 1 and 2, Plan 36R-12948 to the owners of the lands abutting thereon, their successors or assigns, upon receipt of the consent in writing of the abutting registered owner, if the transfer is to be to a person other than the abutting registered owner.
- 3.(a) Subject to paragraph (b), in the event that an abutting owner to the said laneway does not consent to the disposition of the laneway within 60 days of the date of the passing of this by-law, then the clerk shall, upon request of an abutting owner of the opposite side of the laneway, give 30 days notice by prepaid registered mail to the abutting owner of the laneway to the effect that if the abutting owner does not agree to purchase one-half of the abutting laneway at a pro-rata share of the survey, legal, advertising costs and purchase price incurred in the laneway closing, then the said one-half of the laneway may be transferred to the opposite owner for the same cost.

(b) Upon receipt of an Irrevocable Consent of the disposition of the laneway from the adjacent owner then that portion of the laneway may be transferred upon registration of the by-law.
4. This by-law comes into force and effect upon a certified copy of the by-law being registered in the Land Titles Office for the District of Nipissing.
5. By-Law No. 2010-235 is hereby repealed.

READ A FIRST TIME IN OPEN COUNCIL THE 7TH DAY OF FEBRUARY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THE 7TH DAY OF FEBRUARY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 22ND DAY OF FEBRUARY, 2011.

LANE CLOSING BY-LAW

The Council of The Corporation of the City of North Bay will consider and, if approved, will pass and enact at its meeting to be held on the 13th day of December, 2010, at the hour of 7:00 o'clock in the evening at the Council Chambers, City Hall, 200 McIntyre Street East, a by-law to close a portion of the **laneway located in a block bounded by Morin Street, Cedar Street, McLeod Street and Front Street**, located in the City of North Bay as shown on the key map below and described as follows:

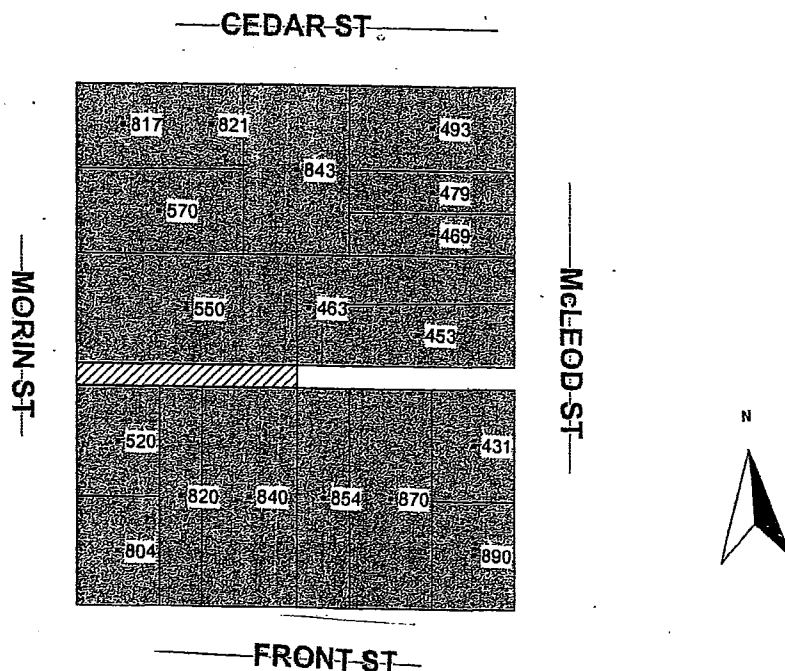
That portion of the **laneway located in a block bounded by Morin Street, Cedar Street, McLeod Street and Front Street**, and bounded on the north by Lot 8 and on the south by Lots 2, 3 and 4, Plan M-28, designated as Parts 1 and 2, on Reference Plan 36R-12948, in the City of North Bay, in the Land Titles Division of Nipissing is to be closed, stopped up and conveyed to the owners of lands abutting the said laneway.

The appropriate plan may be examined at the Office of the City Clerk at the City Hall, 200 McIntyre Street East, North Bay, Ontario.

The Council will, at the said meeting hear in person or by his Counsel, Solicitor or Agent, any person who claims that his or her lands will be prejudicially affected by the by-law and who applies to be heard.

Dated and first published at the City of North Bay this 22nd day of January, 2011.

Catherine Conrad
City Clerk



THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2011-10

BEING A BY-LAW TO ESTABLISH RATES OR CHARGES FOR THE SUPPLY OF WATER AND SANITARY SEWER BY THE CITY OF NORTH BAY FOR DOMESTIC, COMMERCIAL AND MANUFACTURING USE, AND INCLUDING OTHER RELATED MATTERS (AND TO REPEAL BY-LAW NO. 2009-235)

WHEREAS the Water Filtration Surcharge implemented effective July 1, 2003, has been calculated based on the requirement to fund a net City share for the Water Filtration Plant;

AND WHEREAS by General Government Committee Report No. 2011-___ passed by Council at its Regular Meeting held on the 7th day of February, 2011, Council directed that all water rates be raised by 6%, and that the sanitary sewer charge remain at 106% of the water charges;

AND WHEREAS Notice of the Public Meeting in the matter of proposed amendments to existing water and sanitary sewer rates was given by advertisement in the North Bay Nugget on the 8th day of January, 2011 and on the 15th day of January, 2011;

AND WHEREAS a Public Meeting under the *Municipal Act* in the matter of the proposed amendments to the existing water rates and sanitary sewer rates was held on the 31st day of January, 2011;

NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

DEFINITIONS:

1. For the purpose of this By-Law:
 - a) "City" shall mean The Corporation of the City of North Bay;
 - b) "Consumer" shall mean the owner of any property or portion thereof situated in the City of North Bay;
 - c) "Dwelling Unit" shall mean a room or suite of rooms occupied or capable of being occupied as an independent and separate housekeeping establishment;
 - d) "Property" shall mean land and premises or any portion thereof which is supplied with water by the City;
 - e) "Retirement Home/Residence" shall mean a building designated for residents thereof in which lodging is supplied with meals, homecare, nursing, medical, or similar care and treatment if required. A Retirement Home/Residence may contain independent and separate housekeeping units which include culinary facilities, provided that these units are ancillary to the main facility from which the residents receive service.
2. The monthly rates or charges for the supply of water by the City of domestic, commercial and manufacturing use are hereby established in accordance with the rates or charges set forth in Schedule "A" attached to and forming part of this By-Law.
3. a) The monthly rates or charges payable by a consumer for the supply of water for domestic or household use are hereby established on the basis of and in accordance with the applicable rates hereinafter set forth, but, in no case shall the total minimum monthly amount payable by a consumer for the supply of water for household or domestic use be less than the sum of \$18.34.

- b) Subject as herein provided, where the consumption of water is measured by a water meter, the total monthly payable by a consumer for the supply of water for commercial, industrial or manufacturing use shall be in accordance with the applicable rates or charges set forth in Schedule "A" hereof. In no case shall the total combined monthly amount payable, as foresaid, be less than the sum of \$25.57.
 - c)
 - (i) A basic fixed rate of \$4.42 per residential dwelling unit and/or commercial/industrial account shall be added to all metered accounts.
 - (ii) For the purposes of determining water charges, a Retirement Home/Residence will be considered one dwelling unit and, therefore, charged one basic fixed rate of \$4.42 in addition to the metered charges.
 - d) Where the consumption of water is not measured by a water meter, the total monthly amount payable by a consumer for the supply of water for commercial, industrial or manufacturing use shall be in accordance with the applicable minimum rates or charges hereinafter set forth in Schedule "A", and in no case shall be less than \$25.57 per month.
 - e)
 - (i) A Water Filtration Capital Surcharge, being calculated based on 10.0% of the gross water component of flat rate water accounts shall be implemented effective March 1, 2011;
 - (ii) A Water Filtration Capital Surcharge, being calculated based on 10.0% of the gross water component of metered water accounts, except the portion that applies to consumption over 50,000 gallons shall be implemented effective March 1, 2011.
 - f) The revenue generated by the Water Filtration Surcharge shall be applied to the Water Filtration Plan Capital Account, to pay expenses as they are incurred, until the project is completed and long-term financing incurred and received.
4. The City shall only accept an application for a supply of water from the property owner or an agent thereof and the property owner shall be liable to the City for the payment of all rates in respect of water supplied to the property and for all charges and costs of the City applicable to the supply of water to such property.
5. In those cases where a property is not supplied with water for the full month, the minimum applicable monthly rates or charges payable by the consumer shall be reduced proportionately.
6.
 - a) Water meters may be installed by the City in any commercial, industrial and manufacturing properties.
 - b) Water meters may be installed by the City in any residential buildings having more than two dwelling units.
7. There shall be a fee payable at the time of the issuance of a Building Permit for the supply and usage of water for construction purposes. The fee shall be based on the value of construction as set forth on the Building Permit Application as follows:
- a)
 - i) \$1.00 per \$1,000.00 value of construction up to the first \$500,000.00 value; and,
 - ii) \$0.25 per \$1,000.00 value of construction for the remaining value of construction or part thereof.
 - b) The following types of construction shall be exempt from the construction water charges:
 - i) Construction outside of serviced areas;

- ii) Renovations to residential units; and,
 - iii) Renovations and additions to all buildings which pay water charges on a metered rate.
- 8.
 - a) Accounts for the rates or charges for the supply of water by flat rate shall be payable by the consumer every four months with payment due in the month following each such period.
 - b) The Treasurer may accept payments on the due date, via direct debit from the Bank or Trust Company account of a customer in good standing, where such customer has previously authorized cheques for the purpose of payment of the said water accounts.
 - c) The Treasurer shall cause at least ten days notice to be given to the consumer of the due date:
 - i) of each flat rate account, on a tri-annual basis;
 - ii) of each metered account, on not less than a quarterly basis; and,
 - iii) of each pre-authorized chequing account, on an annual basis.
 - d) The Treasurer may accept a direction from a consumer that notice of the account shall be given to a tenant of the consumer to be in full satisfaction of notice to consumer.
- 9. A sanitary sewer rate is hereby imposed upon the owners or occupants of lands which are supplied with sewage service.
- 10. The sanitary sewer rate imposed by Section 9 shall be a charge on the water bill charged or chargeable in respect of such lands and shall be computed as one hundred and six per centum (106%) of the annual water rates or charges charged or chargeable in respect of such land where such lands are used for other than commercial and industrial purposes and not less than one hundred and six per centum (106%) of the annual water rates or charges charged or chargeable in respect of such lands where such lands are used for commercial or industrial purposes.
- 11. The Treasurer shall charge an associated fee as specified in the City's User Fee By-Law No. 2007-115, as amended, to any accounts for which payment was tendered by cheque where such cheque is not honoured by the Bank or Trust Company named on such cheque.
- 12. All water accounts, sanitary sewer accounts and special fees shall be subject to a percentage charge payable by the consumer as a penalty for non-payment of water accounts or any part thereof of one and one-quarter percent (1.25%) on the first day of the calendar month immediately following the due date and on the first day of each calendar month thereafter in which default continues.
- 13. The Clerk shall, upon notice from the City Treasurer of the amount due and the person by whom it is due and of the lands upon which any work was done or furnished the supply of water, enter any such unpaid amounts as fixed by Schedule "A" attached hereto for such service or work upon the Collector's Roll and collect them in the same manner as taxes.
- 14. In circumstances where a property is exempt from taxation and is serviced with water and sanitary sewer, the City may shut off the supply of water to the land if fees and charges payable by the owners or occupants of the land for the supply of the water and sanitary sewer to the land are overdue.
- 15. Water and Sanitary Rates and Charges By-Law No. 2009-235 is hereby repealed.
- 16. This By-Law shall become effective from March 1, 2011.

READ FIRST TIME IN OPEN COUNCIL THIS 7th DAY OF FEBRUARY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 7TH DAY OF FEBRUARY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 7TH DAY OF FEBRUARY, 2011.

MAYOR ALLAN McDONALD

DEPUTY CLERK KAREN McISAAC

THIS SCHEDULE "A" TO BY-LAW NO. 2011-10 OF THE CORPORATION OF THE CITY OF NORTH BAY

1. Monthly rates payable for the supply of water for domestic or household use where the consumption of water is not measured by a water meter:

(i)	Each separate dwelling unit	\$ 13.32
(ii)	Bath, with or without shower	3.47
	Each additional bath, with or without shower	1.56
(iii)	Shower stall	3.47
	Each Additional shower stall	1.56
(iv)	Toilet and urinal	3.47
	Each additional toilet or urinal	1.56
(v)	Washbasin or sink	1.56
	Each additional washbasin or sink	.80
(vi)	Automatic washing machine or laundry outlet (used for domestic or household purposes)	3.47
(vii)	Hose outlet or lawn or garden sprinkler	3.47
(viii)	Heating unit (steam or hot water)	3.47
(ix)	Swimming pool, sauna, hot tubs spas	3.47

2. Monthly rates payable for the supply of water for commercial, industrial or manufacturing use where the consumption of water cannot be measured by water meter:

(i)	Bakery	\$ 30.61
(ii)	Bank	25.57
(iii)	Barber Shop	30.61
(iv)	Billiard Room	25.57
(v)	Bowling Alley	25.57
(vi)	Candy Manufacturer	30.61
(vii)	Car Wash	91.79
(viii)	Church	25.57
(ix)	Confectionary Shop	25.57
(x)	Curling Rink	30.61
(xi)	Dental Office	30.61
(xii)	Display Fountain	30.61
(xiii)	Dry Cleaning Shop	30.61
(xiv)	Greenhouse	30.61
(xv)	Hairdressing Shop	30.61
(xvi)	Heating Plant (steam or hot water boiler) for public, educational, institutional, commercial, industrial or manufacturing property	25.57
(xvii)	Hotel	76.48
(xviii)	Laundry or Laundromat	91.79

(xix)	Market	30.61
(xx)	Motel – for each separate unit	4.27
(xxi)	Photography Shop	30.61
(xxii)	Printing Shop	30.61
(xxiii)	Private Club	25.57
(xxiv)	Professional Office (except dental office)	25.57
(xxv)	Public, education, institutional, commercial, industrial, manufacturing property	38.31
(xxvi)	Public Garage	30.61
(xxvii)	Public Hall	28.70
(xxviii)	Restaurant	38.31
(xxix)	Sauna or Steam Bath (public)	30.61
(xxx)	Skating Rink (public or commercial outdoor)	25.57
(xxxi)	Stable (public)	30.61
(xxxii)	Store – Wholesale or retail store or place of business not specifically listing in this Schedule	25.57
(xxxiii)	Swimming Pools (public)	38.31
(xxxiv)	Theatre	30.61
(xxxv)	Tourist Cabins (open for use throughout the year)	
	a) for the first tourist cabin (with bath or shower)	4.27
	b) for each additional tourist cabin (with bath or shower)	2.93
	c) for the first tourist cabin (without bath or shower)	3.47
	d) for each additional tourist cabin (without bath or shower)	2.34
(xxxvi)	Tourist Cabins (not open for use throughout the year)	
	a) for each tourist cabin	6.14
(xxxvii)	Warehouse	25.57
(xxxviii)	Circus, Carnival, Slide Show or Menagerie	
	a) daily rate	25.57

3. Water rates payable for the supply of water to properties where consumption of water is measured by a water meter:

a)	For the first 50,000 gallons there shall be payable per 1,000 gallons	4.05
b)	For the second 50,000 gallons there shall be payable per 1,000 gallons	3.70
c)	For the third 50,000 gallons there shall be payable per 1,000 gallons	3.10

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2011-23

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION
OF AN AGREEMENT WITH KOPRASH INC.
RELATING TO JANITORIAL SERVICES**

WHEREAS the Agreement with Koprash Inc. for janitorial services for North Bay City Hall, Transit and Public Works was approved by Resolution No. 2011-61 passed by Council on the 24th day of January, 2011;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That The Corporation of the City of North Bay enter into an Agreement dated the 7th day of February, 2011 with Koprash Inc. relating to janitorial services.
2. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and Koprash Inc. and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 7TH DAY OF FEBRUARY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 7TH DAY OF FEBRUARY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 7TH DAY OF FEBRUARY, 2011.



MAYOR ALLAN McDONALD

DEPUTY CLERK KAREN McISAAC

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2011-21

**BEING A BY-LAW TO AMEND TRAFFIC AND
PARKING BY-LAW NO. 2002-01
(Part II – Traffic Regulations, Section 2 – Pedestrians)**

WHEREAS section 27 of the *Municipal Act*, 2001, S.O. 2001, c. 25 (as amended), authorizes a municipality to pass by-laws in respect of highways in its jurisdiction;

AND WHEREAS section 128 of the *Municipal Act* authorizes a municipality to prohibit and regulate with respect to public nuisances;

AND WHEREAS section 10(2) of the *Municipal Act* authorizes a municipality to pass by-laws respecting health, safety, and well-being of persons; and protection of persons and property;

AND WHEREAS Council passed Resolution No. 2010-556 at its Regular Meeting held Monday, August 23, 2010 to approve this amendment;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACT AS FOLLOWS:

1. That Section 2 of Traffic and Parking By-Law No. 2002-01 is amended by adding numeric subsections for referencing purposes.
2. That Section 2 of Traffic and Parking By-Law No. 2002-01 is amended by inserting the following subsection:

 “(2) Pedestrians shall not obstruct a highway in such a manner as to interfere with the movement of vehicles”
3. This amending by-law shall come into force and effect on September 1, 2010.

READ A FIRST TIME IN OPEN COUNCIL THIS 7th DAY OF FEBRUARY, 2011

READ A SECOND TIME IN OPEN COUNCIL THIS 7th DAY OF FEBRUARY, 2011

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 7th DAY OF FEBRUARY, 2011.

MAYOR ALLAN MCDONALD

DEPUTY CITY CLERK KAREN MCISAAC

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2011-22

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION
OF AN AGREEMENT WITH BRUMAN
CONSTRUCTION INC. RELATING TO THE
OPERATION OF THE MERRICK LANDFILL SITE**

WHEREAS the Agreement with Bruman Construction Inc. for the operation of the Merrick Landfill Site for a period of five (5) years was approved by Resolution No. 2011-26 passed by Council on the 10th day of January, 2011;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That The Corporation of the City of North Bay enter into an Agreement dated the 7th day of February, 2011 with Bruman Construction Inc. relating to the operation of the Merrick Landfill Site.
2. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and Bruman Construction Inc. and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 7TH DAY OF FEBRUARY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 7TH DAY OF FEBRUARY, 2011.

d
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 7TH DAY OF FEBRUARY, 2011.

MAYOR ALLAN McDONALD

DEPUTY CLERK KAREN McISAAC

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2011-24

BEING A BY-LAW TO AUTHORIZE THE EXECUTION OF A PRE-SERVICING AGREEMENT WITH HIGHLAND WOODS DEVELOPMENT INC., 899430 ONTARIO INC., BANK OF MONTREAL, MIS MUNICIPAL INSURANCE SERVICES LTD., HIGHLAND WOODS INVESTMENTS INC., ROBERTSON JAMES FINANCIAL CORPORATION AND CAISSE POPULAIRE NORTH BAY LIMITEE RELATING TO HIGHLAND WOODS SUBDIVISION - PHASE I (AIRPORT ROAD AND GOLF CLUB ROAD)

WHEREAS the Pre-Servicing Agreement with Highland Woods Development Inc., 899430 Ontario Inc., Bank of Montreal, MIS Municipal Insurance Services Ltd., Highland Woods Investments Inc., Robertson James Financial Corporation and Caisse Populaire North Bay Limitee for Highland Woods Subdivision - Phase I was approved by Resolution No. 2011-_____ passed by Council on the 7th day of February, 2011;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That The Corporation of the City of North Bay enter into a Pre-Servicing Agreement dated the 7th day of February, 2011 with Highland Woods Development Inc., 899430 Ontario Inc., Bank of Montreal, MIS Municipal Insurance Services Ltd., Highland Woods Investments Inc., Robertson James Financial Corporation and Caisse Populaire North Bay Limitee relating to Highland Woods Subdivision - Phase I.
2. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and Highland Woods Development Inc., 899430 Ontario Inc., Bank of Montreal, MIS Municipal Insurance Services Ltd., Highland Woods Investments Inc., Robertson James Financial Corporation and Caisse Populaire North Bay Limitee and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 7TH DAY OF FEBRUARY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 7TH DAY OF FEBRUARY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 7TH DAY OF FEBRUARY, 2011.



MAYOR ALLAN McDONALD

DEPUTY CLERK KAREN McISAAC