

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, AUGUST 23RD, 2004**

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

CORRESPONDENCE:

REPORTS FROM OFFICERS:

Burke, M.B.	re North Bay-Mattawa Conservation Authority	(591)
Kilgour, I.G.	re Rezoning application by the City of North Bay, Dashnay Street	(576)
Kilgour, I.G.	re Provincial Planning Act Reform	(584)
Korell, A.	re Fill Permit Application - Public Works Yard	(580)
Lang, A.	re Support Services Agreement - SunGard HTE	(581)
Linkie, D.G.	re Sale of City owned land - Otter Lake	(592)
Linkie, D.G.	re Near North District School Board offer to sell Block B, Plan M-355, Summit Drive	(594)
Manning, J.	re Tender 2004-103, Trackless municipal tractor	(577)
Manning, J.	re Tender 2004-29, Sale of vacant City owned land - 1585 Fraser Street	(593)
Rogers, B.A.	re Capital Projects Status Report - June 2004	(578)
Rogers, B.A.	re Jack Pine Hill Operating short-fall guarantee	(583)
Seguin, C.	re Furnace replacement - Pete Palangio Arena	(579)
Simmonds, J.C.	re Laurentian Heights Subdivision	(582)

Res. #2004-574: Moved by Councillor Mason, seconded by Councillor Chirico
That minutes for the meetings held:

- Monday, July 26, 2004; and
- Monday, August 9, 2004

be adopted as presented.

"CARRIED"

Res. #2004-575: Moved by Councillor Mendicino, seconded by Councillor Koziol
That Community Services Committee Report No. 2004-20 relating to:

- Rezoning application by Stefano Marmina - 340, 348 and 356 Lansdowne Avenue

be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2004-20

August 23, 2004

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

The Community Services Committee presents Report No. 2004-20 and recommends:

1. That
 - a) the amendment to the existing "Residential Multiple Fourth Density Special Zone No. 62 (RM4 Sp. 62)" to change the permitted use to a "twelve (12) unit, three (3) storey apartment dwelling" be approved;
 - b) the proposed Zoning By-Law Amendment by Stefano Marmina to rezone Plan M-177, Lot 742 from a "Residential Third Density (R3)" zone to a "Residential Multiple Fourth Density Special Zone No. 62 (RM4 Sp. 62)" be approved; and
 - c) the subject property be placed under Site Plan Control pursuant to Section 41 of the *Planning Act*, R.S.O. 1990 as amended to regulate lighting, parking, lot grading, drainage, access, storm water management, landscaping, building location and fencing.

ASSENTS
MENDICINO
KOZIOL
FEDELI

DISSENTS

Res. #2004-576: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the rezoning application by the City of North Bay - Dashnay Street be received.

"CARRIED"

Res. #2004-577: Moved by Councillor Mason, seconded by Councillor Boldt
That North Bay City Council approve a contract be let to Work Equipment Ltd. in the amount of \$70,175.00 (taxes extra) for the supply of one trackless municipal tractor c/w a plow.

"CARRIED"

Res. #2004-578: Moved by Councillor Chirico, seconded by Councillor Anthony
That

- 1) the Capital Projects Status Report - June 2004 (Report No. CORP 2004-112) from the Chief Financial Officer be received; and
- 2) the nine (9) projects listed on Appendix "A" attached to Report No. CORP 2004-112 be closed to the Completed Capital Works Reserve Fund.

"CARRIED"

Res. #2004-579: Moved by Councillor Mendicino, seconded by Councillor Koziol
That

- 1) City Council approve the replacement of two furnaces at the Pete Palangio Arena at a cost of \$120,000.00 and that the replacement be funded from Capital Budget By-Law No. 2004-53; and
- 2) the Chief Financial Officer be authorized to transfer up to \$120,000.00 from the Arenas Ticket Surcharge Reserve Fund to fund the balance of the capital program authorized in Capital Budget By-Law No. 2004-53.

"CARRIED AS AMENDED"

Res. #2004-579a: Moved by Councillor Chirico, seconded by Councillor Vaillancourt
That Item #4 re furnace replacement at Pete Palangio Arena be referred to

“CARRIED”

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Res. #2004-580: Moved by Councillor Mason, seconded by Councillor Boldt
That the Director of Public Works & Services be authorized to apply for a Fill Permit to fill in those lands identified to be filled as shown on Schedule “A” to Report to Council PW&S 2004-25, located within Laurier Woods and forming part of the Parks Creek Wetland.

“CARRIED”

Res. #2004-581: Moved by Councillor Chirico, seconded by Councillor Anthony
That North Bay City Council approve the preparation of a by-law authorizing the agreement with SunGard HTE to provide support services for the twelve month period from May 1, 2004 to April 30, 2005 and to authorize the Mayor and City Clerk to sign the agreement on behalf of the City.

“CARRIED”

Res. #2004-582: Moved by Councillor Mendicino, seconded by Councillor Koziol
That 1) the Mayor and City Clerk be authorized to sign Phase I, Stage II, of the Laurentian Heights Limited Subdivision Agreement (Lakeview Drive and Mapleview Place extensions) for the creation of 29 lots;

2) Phase I, Stage II of the Laurentian Heights Plan of Subdivision, consisting of 29 lots be given Final Approval; and

3) the Mayor and Clerk be authorized to sign the Final Plan of Subdivision subject to receipt of all security, easement and subdivision agreement requirements.

“CARRIED”

Res. #2004-583: Moved by Councillor Chirico, seconded by Councillor Anthony
That 1) the Chief Financial Officer be authorized to make a payment of up to \$111,980.32 to the North Bay-Mattawa Conservation Authority to cover the operating shortfall for Jack Pine Hill for the 2003-2004 Ski Season; and

2) the Chief Financial Officer be authorized to make an additional payment of up to \$38,019.68 to the North Bay-Mattawa Conservation Authority to cover a portion of Jack Pine Hill costs incurred, or to be incurred, after April 15, 2004, for works that would normally have been incurred to prepare the ski hill for 2005 ski operations, subject to receipt of invoices from the Conservation Authority.

“CARRIED”

Res. #2004-584: Moved by Councillor Mendicino, seconded by Councillor Koziol
That 1) Council respectfully requests that the Province work with Northern Ontario municipalities jointly to refine the proposed *Planning Act* legislation and Provincial Policy Statement, to effectively encourage new economic growth in Northern Ontario while promoting sustainable and healthy communities; and

2) Council support by resolution, Planning Services Report to Council No. CSBU 2004-81 concerning the City of North Bay’s input regarding the Province’s “Planning Reform Initiates

"CARRIED AS AMENDED"

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August 23, 2004

Res. #2004-584a: Moved by Councillor Chirico, seconded by Councillor Mendicino
That the recommendation relating to Provincial Planning Act Reform be amended to include the following:

- 3) the City Clerk be directed to forward a copy of the Resolution of Council to the Honourable John Gerretsen, Minister of Municipal Affairs and Housing; the Honourable Rick Bartolucci, Minister of Northern Development and Mines; Monique Smith, MPP for Nipissing; Norm Miller, MPP for Parry Sound-Muskoka, David Ramsay, MPP for Timiskaming-Cochrane; and Gilles Bisson, MPP for Timmins-James Bay.

"CARRIED"

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

Yeas: Councillors Chirico, Vaillancourt, Koziol, Mason, Mendicino, Boldt, Anthony, Mayor Fedeli

Res. #2004-585: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2004-147 to appoint the Director of Public Works and Services.

By-Law No. 2004-148 to authorize the Watermain Replacement - Trout Lake Road.

By-Law No. 2004-149 to authorize the Rehabilitation of the Francis Street Storm Outlet Project.

"CARRIED"

Res. #2004-586: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2004-147 to appoint the Director of Public Works and Services.

By-Law No. 2004-148 to authorize the Watermain Replacement - Trout Lake Road.

By-Law No. 2004-149 to authorize the Rehabilitation of the Francis Street Storm Outlet Project.

"CARRIED"

Res. #2004-587: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-law be read a first and second time:

By-Law No. 2004-150 to execute a Subdivision Agreement with Laurentian Heights Limited - Laurentian Heights Subdivision - Phase I, Stage II.

"CARRIED"

Res. #2004-588: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

Res. #2004-589:

Moved by Councillor Anthony, seconded by Councillor Mendicino
WHEREAS the North Bay Heritage Festival & Air Show is a unique, important and high profile event for the City;

AND WHEREAS the Festival attendance has significantly diminished this year, thereby dramatically increasing the financial deficit of the Festival;

AND WHEREAS the Festival Chair has tendered his resignation;

BE IT THEREFORE resolved that:

- (1) a SWOT (strength, weakness, opportunity and threat) Team be established by September 7th, 2004 to provide:
 - (i) guidance on the direction of the Festival's future and programming;
 - (ii) direction on what contributed to this year's problems;
 - (iii) balanced input on what is needed to satisfy and/or attract local, area, and out of town attendees; and
 - (iv) other insights or opinions on the Festival that the SWOT Team deems relevant.
- (2) said SWOT Team to be comprised of six (6) Council citizen appointees; and
- (3) this data should be provided to the Managing Director of Community Services and to the Festival Management Committee by October 12th, 2004.

"CARRIED"

Record of Vote (Upon Request of Councillor Anthony)

Yeas: Councillors Anthony, Boldt, Vaillancourt, Chirico, Mendicino, Mayor Fedeli

Nays: Councillors Mason, Koziol

Res. #2004-590:

Moved by Councillor Anthony, seconded by Councillor Vaillancourt
WHEREAS the Province has recently allowed municipalities the ability to utilize red light cameras on roadways;

AND WHEREAS the six municipalities taking part in a pilot project using the cameras are reported to have reduced accidents and fatalities;

AND WHEREAS the main priority of this motion is meant to be focused primarily on safety-related benefits, not revenue generation;

BE IT THEREFORE resolved that the Chief Administrative Officer prepare a report that includes (but is not limited to):

- (i) results in test communities;
- (ii) costs and benefits associated with the program;
- (iii) listing of possible camera sites in the City of North Bay; and
- (iv) an overview of City accidents involving lighted intersections and City accidents blamed on running of red light.

“CARRIED”

Res. #2004-591: Moved by Councillor Chirico, seconded by Councillor Mason
That Council adjourn to an in-camera meeting to discuss property matters.

“CARRIED”

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Res. #2004-591a: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council consent to:

- 1) the proposed land sales by the Conservation Authority in the Wyld/Hammond Street area;
- 2) the sale of the Queen Street lots, subject to a restrictive covenant that the owner acknowledges that there will be further sewage treatment plant expansions and agrees to accept all adverse impacts of developing, constructing or residing on property adjacent to the existing or expanded sewage treatment plant; and
- 3) the proposed land sales provided that the proceeds from all property sales are applied to reducing the loan guarantee by the City to the Royal Band of Canada for the Conservation Authority.

“CARRIED”

Res. #2004-592: Moved by Councillor Chirico, seconded by Councillor Anthony
That

- 1) the City-owned Otter Lake property data be provided to the North Bay Real Estate Board for distribution to their member agencies;
- 2) the local real estate firms be encouraged to market and promote the sale of the Otter Lake property to conditions and procedures provided by the City Solicitor;
- 3) City staff be directed to make available pertinent property data, mapping and aerial photographs;
- 4) City staff devise an appropriate marketing package for display over the City’s website and other potential “e”-based marketing sites;
- 5) a real estate advertisement be placed in the North Bay Nugget, as well as an appropriate Canadian periodical with national and international circulation; and
- 6) the Chief Financial Officer be authorized to transfer up to \$20,000.00 from the Land Reserve Fund for marketing and advertising of the lands at the discretion of the Chief Administrative Officer.

“CARRIED”

Res. #2004-593: Moved by Councillor Chirico, seconded by Councillor Anthony
That North Bay City Council approve that the bid negotiated after the tender process from the North Bay & District Association for Community Living in the amount of \$35,000.00 (GST extra) be accepted, for the sale of vacant city-owned land described as Plan 93, Lots 514 and 515. The municipal address is 1585 Fraser Street.

“CARRIED”

Res. #2004-594: Moved by Councillor Chirico, seconded by Councillor Anthony
That 1) the City of North Bay agree to purchase Block B, Plan M-355

from the Near North District School Board for the sum of four thousand and seven dollars (\$4,007.00); and

- 2) the Chief Financial Officer be authorized to transfer up to ten thousand dollars (\$10,000.00) from the Land Reserve

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August 23, 2004

Fund for property acquisition, fencing relocation and walkway improvements.

“CARRIED”

Res. #2004-595: Moved by Councillor Chirico, seconded by Councillor Mason
That this meeting do now adjourn.

“CARRIED”

MAYOR

DEPUTY CITY CLERK