

**Minutes of The Regular Meeting
of City Council
Held Tuesday, July 2, 2013**

Present:

Mayor McDonald, Councillors Lawlor, Anthony, Bain, Maroosis, Vaillancourt, Mendicino, Campbell, Koziol

Public Presentations:

Andrew Lane / Debbie Marsden re North Bay Relay for Life

Correspondence:

Cecil's Eatery & Beer Society re Noise By-Law Exemption (400)
North Bay Regional Health Centre re Enforce Smoking By-Law on
NBRHC property (399)

Reports From Officers:

Carello, P. re Deeming By-Law application by
Blanchfield Roofing Company
Limited – 1235 Brookes Street (404)
Karpenko, M. re 2012 Consolidated Financial
Statements (403)
Melnyk, R. re Smoking By-Law – “Inspector”
Definition Amendment (399)
Melnyk, R. re Appointing Contract
Commissionaires as By-Law
Enforcement Officers (401)
Severino, J. re Request for Exemption to Noise
By-Law (400)
Vaughan, E. re 2013 Summer in the Park Festival (402)

Res. #2013-395: Moved by Councillor Maroosis, seconded by Councillor Bain
That minutes for the public meetings held on:

- Monday, June 17, 2013

be adopted and presented.

“Carried”

Res. #2013-396: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt
That Community Services Committee Report No. 2013-15 relating to:

- Rezoning application by Richard and Laura Gushulak – 528 Front
Street

be adopted and presented.

“Carried”

Community Services Committee Report No. 2013-15

July 2, 2013

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2013-15 and recommends:

1. That the proposed Zoning By-law Amendment application by Richard and Laura Gushulak, 528 Front Street in the City of North Bay to rezone the property legally described as Part of Lot 1, Plan 46, Part 1, Reference Plan No. 36R8713, PIN 49156-0468 (LT) from a "Neighbourhood Commercial (C5)" zone to a "Residential Third Density (R3)" zone be approved.

All of which is respectfully submitted.

<u>Assents</u>	<u>Dissents</u>
Mendicino	
Vaillancourt	
Mayor McDonald	

Res. #2013-397: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt That Community Services Committee Report No. 2013-16 relating to:

- Rezoning application, Redline Amendment to Draft Plan of Condominium & Plan of Subdivision by 899430 Ontario Inc. & 2142727 Ontario Inc. – Highland Woods Subdivision

be adopted as presented.

"Carried"

Community Services Committee Report No. 2013-16

July 2, 2013

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2013-16 and recommends:

1. That
 - a) the proposed Zoning By-law Amendment by Miller & Urso Surveying Inc. on behalf of 899430 Ontario Inc. and 2142727 Ontario Inc. to rezone certain lands legally described as Concession B, Part of Lot 18 W/F, Bain Drive, Airport Road and Golf Club Road in the City of North Bay from a "Residential Third Density (R3)" zone to a "Residential Multiple Second Density Special Zone (RM2 Sp.)" as shown on Schedule "A" attached hereto, be approved; and
 - b) the proposed Redline Amendment to the Draft Approved Plan of Condominium (File #48CDM-08102) and Plan of Subdivision (File #48T-08106) by Miller & Urso Surveying Inc. on behalf of 899430 Ontario Inc. and 2142727 Ontario Inc. for Concession B, Part of Lot 18, in the former Township of Widdifield, being Lots 50 to 63, Lots 33 to 38 and Blocks 64 and 75, Freehold Condominium Units 1 to 39 and Vacant Land Condominium Units 1 to 32 and 39 to 51 as shown on the Draft Plan prepared by Rick Miller, OLS, dated May 14, 2013 attached hereto as Schedule "B", and changes to the Conditions of Approval of the Subdivision and Condominium, be approved.

All of which is respectfully submitted.

<u>Assents</u>	<u>Dissents</u>
Mendicino	
Vaillancourt	
Mayor McDonald	

Res. #2013-398: Moved by Councillor Lawlor, seconded by Councillor Anthony
That accounts totaling \$11,826,417.26 for May 2013, be approved.

"Carried"

Res. #2013-399: Moved by Councillor Lawlor, seconded by Councillor Bain
That City Council pass a resolution that the Smoking By-Law No. 2012-97 definition of "*Inspector*" be amended to allow security guards designated by the North Bay Regional Health Centre (NBRHC), and authorized by the City, to act as agents of the City for the purpose of enforcing the Smoking By-Law on NBRHC property, as listed in Schedule "B", attached to Report to Council CORP 2013-69 dated June 21, 2013.

"Carried"

Res. #2013-400: Moved by Councillor Koziol, seconded by Councillor Campbell
That 1) Cecil's Eatery & Beer Society, 300 Wyld Street, be granted an exemption to Noise By-Law No. 142-76 pursuant to the terms and conditions outlined by Section 5 of the by-law, as requested for the following dates:

Friday, August 02, 2013 9pm until 2am of the following day
Saturday, August 03, 2013 9pm until 2am of the following day
Sunday, August 04, 2013 9pm until 12am midnight;

- 2) the exemption be conditional to monitoring and recording of sound levels in compliance with the by-law;
- 3) a copy of the monitoring information be forwarded to the City Clerk within 10 (ten) days of the event; and
- 4) a copy of Report EESW 2013-046 be forwarded to the North Bay Police Services for information.

"Carried"

Res. #2013-401: Moved by Councillor Lawlor, seconded by Councillor Anthony
That 1) Council appoint all contract Commissionaires-Ottawa parking enforcement officers as by-law enforcement officers for the purpose of enforcing all City by-laws; and

- 2) By-Law 2013-166 be given three (3) readings at the Regular Meeting of Council on July 2, 2013.

"Carried"

Res. #2013-402: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt
That 1) the Event Committee of North Bay Summer in the Park Festival be granted permission to hold the 2013 event in and about Lee Park from Monday, July 29, to Tuesday, August 6, 2013, both inclusive, with subsidiary activities as outlined in Report to Council CSBU 2013-71;

- 2) the event is therefore confirmed to be exempt from the noise control provisions contained in Noise By-Law 142-76, as amended, pursuant to the operation of Section 6 and Schedule 3 thereof;
- 3) North Bay Summer in the Park Festival Committee be granted exclusive use for the areas outlined in Report to Council CSBU 2013-71;
- 4) the Kate Pace Way be closed as outlined in Report to Council CSBU 2013-71;
- 5) temporary road closures be approved as outlined in Report to Council CSBU 2013-71;
- 6) prohibited parking be established as outlined in Report to Council CSBU 2013-71;
- 7) the Summer in the Park Committee be granted permission to utilize Municipal Parking Lot #2 as a paid parking lot, as outlined in Report to Council 2013-71; and
- 8) a temporary exemption to Regulation 5B of the Municipal Alcohol Policy (Attachment #5) be approved, allowing the establishment of licensed areas to serve alcohol on August 2, 2013 and August 3, 2013, between the hours of 4:00 p.m. and 12:00 am at the locations to be identified within the concert area as defined in Attachment #5, attached to Report to Council CSBU 2013-71.

"Carried"

Res. #2013-403: Moved by Councillor Lawlor, seconded by Councillor Anthony
That 1) the 2012 Consolidated Financial Statements be received; and
2) the Mayor and Chief Financial Officer of the City of North Bay be authorized to approve the 2012 Consolidated Financial Statements.

"Carried"

Res. #2013-404: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt
That Council adopts a Deeming By-Law to deem Lots 47, 48, 49 & 50 on Registered Plan No. 75, not to be separate lots on a Registered Plan of Subdivision.

"Carried"

Res. #2013-405: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2013-158 to confirm proceedings of the Meeting of Council on June 17, 2013.

By-Law No. 2013-159 to authorize the Asphalt Resurfacing Program.

By-Law No. 2013-166 to appoint Contract Commissionaires as By-Law Enforcement Officers.

"Carried"

Res. #2013-406: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2013-158 to confirm proceedings of the Meeting of Council on June 17, 2013.

By-Law No. 2013-159 to authorize the Asphalt Resurfacing Program.

By-Law No. 2013-166 to appoint Contract Commissionaires as By-Law Enforcement Officers.

“Carried”

Res. #2013-407: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt
That the following by-law be read a first and second time:

By-Law No. 2013-141 to rezone certain lands in the Highland Woods Subdivision (899430 Ontario Inc. & 2142727 Ontario Inc. – Highland Woods).

“Carried”

Res. #2013-408: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt
That the following by-laws be read a first and second time:

By-Law No. 2013-114 to rezone certain lands on 528 Front Street (Richard & Laura Gushulak – 528 Front Street).

By-Law No. 2013-161 to authorize the execution of an agreement with K.J. Allen Investments Inc. for Construction Management Services relating to the Memorial Gardens Project.

By-Law No. 2013-162 to authorize the execution of an agreement with M. Sullivan & Son Limited relating to renovations and addition to Memorial Gardens.

By-Law No. 2013-163 to authorize the execution of an agreement with SNC-Lavalin Inc. for the preparation of an Air Study Update for the Jack Garland Airport.

“Carried”

Res. #2013-409: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt
That the following by-laws be read a third time and passed:

By-Law No. 2013-114 to rezone certain lands on 528 Front Street (Richard & Laura Gushulak – 528 Front Street).

By-Law No. 2013-161 to authorize the execution of an agreement with K.J. Allen Investments Inc. for Construction Management Services relating to the Memorial Gardens Project.

By-Law No. 2013-162 to authorize the execution of an agreement with M. Sullivan & Son Limited relating to renovations and addition to Memorial Gardens.

By-Law No. 2013-163 to authorize the execution of an agreement with SNC-Lavalin Inc. for the preparation of an Air Study Update for the Jack Garland Airport.

“Carried”

Res. #2013-410: Moved by Councillor Koziol, seconded by Councillor Campbell
That the following by-laws be read a first and second time:

By-Law No. 2013-160 to authorize connections to a Sewermain and Watermain and impose a Sewer and Water Connection Charge along Surrey Drive in the City of North Bay.

By-Law No. 2013-164 to authorize the execution of an agreement with Battano Construction Ltd. relating to Curb and Sidewalk Replacements.

By-Law No. 2013-167 to authorize the execution of an agreement with Lafarge Canada Inc. relating to the Supply of Ready Mix Concrete.

By-Law No. 2013-168 to authorize the execution of an agreement with Miller Paving North Bay, a division of Miller Paving Limited relating to Asphalt Concrete Pavement Patching.

"Carried"

Res. #2013-411: Moved by Councillor Koziol, seconded by Councillor Campbell
That the following by-laws be read a third time and passed:

By-Law No. 2013-160 to authorize connections to a Sewermain and Watermain and impose a Sewer and Water Connection Charge along Surrey Drive in the City of North Bay.

By-Law No. 2013-164 to authorize the execution of an agreement with Battano Construction Ltd. relating to Curb and Sidewalk Replacements.

By-Law No. 2013-167 to authorize the execution of an agreement with Lafarge Canada Inc. relating to the Supply of Ready Mix Concrete.

By-Law No. 2013-168 to authorize the execution of an agreement with Miller Paving North Bay, a division of Miller Paving Limited relating to Asphalt Concrete Pavement Patching.

"Carried"

Res. #2013-412: Moved by Councillor Lawlor, seconded by Councillor Anthony
That Council adjourn in-camera pursuant to section 239.(2) of the *Municipal Act, 2001*, as amended, at 7:38 p.m. for the following reason: Item 8, being the potential disposition of lands by the Municipality.

"Carried"

Res. #2013-413: Moved by Councillor Lawlor, seconded by Councillor Anthony
That Council reconvene at 7:47 p.m.

"Carried"

Res. #2013-414: Moved by Councillor Maroosis, seconded by Councillor Bain
That this Regular Meeting of Council do now adjourn at 7:48 p.m.

"Carried"