

**Minutes of the Regular Meeting  
of City Council  
Held Monday, May 11, 2015**

**Present:**

Mayor McDonald, Councillors Forgette, Shogren, Bain, Maroosis, Anthony, Vaillancourt, King, Serran, Mayne, Vrebosch

**Public Presentations:**

Don Curry / Meg Ramore	re	Municipal Elections
Filippo Suriano	re	Outdoor Patio
Mathilde Bazinet, Sandy Graham and Rosella Kinoshameg	re	Nipissing Serenity Hospice
Adele Williams	re	Nipissing Serenity Hospice
Dr. Christina Karkanis	re	Health Unit's Processes
Lucille Resko	re	Transit Route Changes
Gary Gardiner	re	Water and Sewer Rates
Karen Anderson	re	Water and Sewer Rates
Myles Peters	re	Municipal Elections
Rod Porter	re	Water and Sewer Rates
Emile Iliescu	re	Water and Sewer Rates

**Correspondence:**

**Reports from Officers:**

Hillier, B.	re	Habitat for Humanity Ontario Gateway North – Request to Refund Development Charges and Permit Fees for Build Located at 6230 Hwy #63 in Feronia	(225)
Kimber, B.	re	2015 Armed Forces Day and Pan Am/Para Pan Am Games Torch Relay – Exclusivity of Use of Parkland and Other Lands	(226)
Renaud, R.	re	Transit Service Adjustment	(233)
Saucier, S.	re	Habitat for Humanity Ontario Gateway North – Request to Refund Development Charges and Permit Fees for Build Located at 6230 Hwy #63 in Feronia	(225)
Valenti, P.	re	Request for Quotation No. 2015-39, Supply of Aggregates	(227)
Valenti, P.	re	Request for Quotation No. 2015-43, Marshall Lift Station Pump Replacement	(228)
Valenti, P.	re	Request for Quotation No. 2015-38, Curb and Sidewalk Replacement	(229)
Valenti, P.	re	Tender No. 2015-35, Asphaltic Concrete Pavement Patching	(230)
Valenti, P.	re	Request for Quotation No. 2015-36, Ready-Mix Concrete	(231)
Valenti, P.	re	Request for Quotation No. 2015-41, Gradall Rental	(232)

Res. #2015-222: Moved by Councillor Maroosis, seconded by Councillor Serran  
That minutes for the public meetings held on:

- Monday, April 27, 2015; and
- Monday, May 4, 2015

be adopted as presented.

“Carried”

Res. #2015-223(a): Moved by Councillor Forgette, seconded by Councillor Shogren  
That General Government Committee Report No. 2015-17 relating to:

- 2015 Water and Sanitary Sewer Rates

be adopted as presented.

“Carried as Amended”

**General Government Committee Report No. 2015-17**

May 11, 2015

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2015-17 and recommends:

1. That
  - 1) in accordance with Provincial Legislation and the City’s Sustainable Financial Plan for Water and Wastewater Systems approved by Council, the current policy of recovering all Water and Sanitary System operating, capital and financial costs from user rates be maintained;
  - 2) Council approve Water and Wastewater Rates, effective July 1, 2015, as attached to Report to Council CORP 2015-24 dated February 16, 2015; and
  - 3) monthly billing be implemented at no cost to users until such time that the City of North Bay is able to provide e-billing to its users.

All of which is respectfully submitted.

Assents  
Forgette  
Shogren

Dissents  
  
Bain  
Maroosis

Mayor McDonald

Res. #2015-223(b): Moved by Councillor Shogren, seconded by Councillor Vrebosch  
That General Government Committee Report No. 2015-17 be amended by deleting clauses 1, 2 and 3, and inserting the following in lieu thereof:

“That: 1) In accordance with Provincial Legislation and the City’s Sustainable Financial Plan for Water and Wastewater Systems approved by Council, the current policy of recovering all Water and Sanitary System operating, capital and financial costs from user rates be maintained.

- 2) Council approve Water and Waste Water **metered** rate schedule, effective September 1, 2015 calculated on the basis of 60% fixed / 40% volumetric cost recovery model for the residential classification while ICI users rates are calculated on the current basic connection fee with a minimum monthly consumption fee and declining block billing model. This fixed / volumetric model will be adjusted to 50% / 50% in 2017 and 40% / 60% in 2018.
- 3) With the availability of metered water consumption data, and in striving for a more balanced system of charging for water consumption, Council will annually review opportunities to make adjustments in the distribution of water costs taking into consideration the total potential impact on the system. It is expected this process will be completed by 2025.
- 4) With customers having on-line access to consumption information and bill estimator capability, as of July 1, 2015, effective January 2016, monthly water billing will be implemented and with the introduction of electronic monthly billing, customers electing to receive billing by regular mail may be subject to a monthly paper billing fee.
- 5) Subject to meeting all regulations associated to the *Safe Drinking Water Act*, during the annual Capital plan budgeting process, as well as the annual establishment of rates, regular updates with respect to the progress being made to reduce the amount of wasted water will be provided by the City's Engineering Department.

Record of Vote (*Upon request from Councillor Vrebosch*)

Yeas: Councillors Vrebosch, Maroosis, Serran, Vaillancourt, Shogren, Forgette, Mayne, Mayor McDonald

Nays: Councillors King, Anthony, Bain

"Carried"

Res. #2015-224(a): Moved by Councillor King, seconded by Councillor Vaillancourt That Community Services Committee Report No. 2015-14 relating to:

- Sign By-Law Variance relating to Third Party Advertising
- be adopted as presented.

"Carried as Amended"

**Committee Services Committee Report No. 2015-14**

May 11, 2015

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2015-14 and recommends:

- 1. That Council upholds the Property Standards Committee’s Decision and deny Image Master’s request to vary Sign By-Law No. 2006-143 to permit Third Party Advertising on a proposed sign.

All of which is respectfully submitted.

<u>Assents</u>	<u>Dissents</u>
King	
Vaillancourt	
	Anthony
Mayor McDonald	

Res. #2015-224(b): Moved by Councillor Anthony, seconded by Councillor Forgette That Community Services Committee Report No. 2015-14 be amended by deleting the words:

“That Council upholds the Property Standard Committee’s Decision and deny Image Master’s request to vary Sign By-Law No. 2006-143 to permit Third Party Advertising on a proposed sign.”

And inserting the following in lieu thereof:

“That Council approves Image Master’s request to vary Sign By-Law No. 2006-143 to permit Third Party Advertising on a proposed sign.”

Record of Vote (*Upon request from Councillor Serran*)

Yeas: Councillors Serran, Vrebosch, Bain, Anthony, Forgette, Shogren, Maroosis

Nays: Councillors Mayne, King, Vaillancourt, Mayor McDonald

“Carried”

Res. #2015-225: Moved by Councillor King, seconded by Councillor Vaillancourt That Council deny the request from Habitat for Humanity Ontario Gateway North to refund development charges and permit fees levied against the build located at 6230 Hwy. 63 in Feronia.

“Carried”

Res. #2015-226: Moved by Councillor King, seconded by Councillor Vaillancourt That exclusive use be granted of the City-owned or controlled lands (except the North Bay Wastewater Treatment Facility Lands) within the area defined as, extending from, and inclusive of the waterfront beaches starting at Tenth Street and both sides of Memorial Drive from the Uniroc site up to and including Lee Park for the 2015 Armed Forces Appreciation Day / Pan Am / Para Pan Am Games Torch Relay being held June 3, 2015.

“Carried”

Res. #2015-227: Moved by Councillor Vrebosch, seconded by Councillor Mayne That City Council approve the award of a two-year contract to Pioneer Construction Inc. in the estimated amount of \$835,408.00 (plus HST) for supply of aggregates.

“Carried”

Res. #2015-228: Moved by Councillor Vrebosch, seconded by Councillor Mayne That City Council approve the award of a contract to Patrick Mechanical Ltd. in the amount of \$131,700.00 (plus HST) for the Marshall Lift Station Pump Replacement.

"Carried"

Res. #2015-229: Moved by Councillor Vrebosch, seconded by Councillor Mayne That City Council approve the award of a contract to Battano Construction Limited in the estimated amount of \$118,825.00 (plus HST) for Curb and Sidewalk Replacement.

"Carried"

Res. #2015-230: Moved by Councillor Vrebosch, seconded by Councillor Mayne That City Council approve the award of a two-year contract to Miller Paving North Bay a Division of Miller Paving Limited in the estimated amount of \$3,139,740.00 (plus HST) for Asphaltic Pavement Patching of City Roads.

"Carried"

Res. #2015-231: Moved by Councillor Vrebosch, seconded by Councillor Mayne That City Council approve the award of a two-year contract to Lafarge Canada Inc. in the estimated amount of \$199,489.50 (plus HST) for supply of Ready-Mix Concrete.

"Carried"

Res. #2015-232: Moved by Councillor Vrebosch, seconded by Councillor Mayne That City Council approve the award of a two-year contract to Northern Gradall in the estimated amount of \$140,000.00 (plus HST) for rental of a Gradall Excavator with Operator for summer ditching and culvert replacement.

"Carried"

Res. #2015-233: Moved by Councillor King, seconded by Councillor Anthony That Council support Transit in providing a frequency reduced service to North Highway as recommended in Report to Council No. CSBU 2015-28 dated May 7, 2015, with commitment from the North Highway businesses and potential users to encourage utilization of the system.

Councillor Serran declared a conflict of interest as his spouse works for YES Employment, referred to in Report to Council No. CSBU 2015-28.

Record of Vote (*Upon request from Councillor Vaillancourt*)

Yeas: Councillors Anthony, King, Forgette, Mayne, Vrebosch, Maroosis, Mayor McDonald

Nays: Councillors Vaillancourt, Bain, Shogren

"Carried"

Res. #2015-234: Moved by Councillor Forgette, seconded by Councillor Shogren That the following by-laws be read a first and second time:

By-Law No. 2015-41 to set 2015 Tax Rates for Tax Ratios for Prescribed Property Classes.

By-Law No. 2015-42 to set 2015 Tax Rates and to Levy Taxes for the Year 2015 and to Repeal By-Law No. 2014-45.

By-Law No. 2015-43 to set 2015 Tax Rate Reductions for Prescribed Property Subclasses.

By-Law No. 2015-44 to adopt Optional Tools for 2015 for the purpose of administering limits for Eligible Properties in the Commercial, Industrial and Multi-Residential Property Classes (New Construction).

By-Law No. 2015-45 to adopt Optional Tools for 2015 for the purpose of administering limits for Commercial, Industrial and Multi-Residential Property Classes Tax Capping Program.

By-Law No. 2015-46 to establish decrease limits for certain Property Classes for 2015.

By-Law No. 2015-49 to authorize the sale of Part of Lot 21, Concession D, Part 2 Plan 36R-11988 (North Bay Parry Sound District Health Unit).

By-Law No. 2015-53 to confirm proceedings of the Meeting of Council on April 27, 2015.

“Carried”

Res. #2015-235: Moved by Councillor Forgette, seconded by Councillor Shogren That the following by-laws be read a third time and passed:

By-Law No. 2015-41 to set 2015 Tax Rates for Tax Ratios for Prescribed Property Classes.

By-Law No. 2015-42 to set 2015 Tax Rates and to Levy Taxes for the Year 2015 and to Repeal By-Law No. 2014-45.

By-Law No. 2015-43 to set 2015 Tax Rate Reductions for Prescribed Property Subclasses.

By-Law No. 2015-44 to adopt Optional Tools for 2015 for the purpose of administering limits for Eligible Properties in the Commercial, Industrial and Multi-Residential Property Classes (New Construction).

By-Law No. 2015-45 to adopt Optional Tools for 2015 for the purpose of administering limits for Commercial, Industrial and Multi-Residential Property Classes Tax Capping Program.

By-Law No. 2015-46 to establish decrease limits for certain Property Classes for 2015.

By-Law No. 2015-49 to authorize the sale of Part of Lot 21, Concession D, Part 2 Plan 36R-11988 (North Bay Parry Sound District Health Unit).

By-Law No. 2015-53 to confirm proceedings of the Meeting of Council on April 27, 2015.

“Carried”

Res. #2015-236: Moved by Councillor King, seconded by Councillor Vaillancourt That the following by-law be read a first and second time:

By-Law No. 2015-48 to designate a block on a certain Plan of Subdivision that has been registered for eight (8) years or more as deemed not to be a block on a Registered Plan of Subdivision.

“Carried”

Res. #2015-237: Moved by Councillor King, seconded by Councillor Vaillancourt  
That the following by-law be read a third time and passed:

By-Law No. 2015-48 to designate a block on a certain Plan of Subdivision that has been registered for eight (8) years or more as deemed not to be a block on a Registered Plan of Subdivision.

"Carried"

Res. #2015-238: Moved by Councillor King, seconded by Councillor Vaillancourt  
That the following by-laws be read a third time and passed:

By-Law No. 2015-20, Official Plan Amendment No. 10.

By-Law No. 2015-30, City of North Bay – New Comprehensive Zoning By-Law.

"Carried"

Res. #2015-239: Moved by Councillor Vrebosch, seconded by Councillor Mayne  
That the following by-law be read a first and second time:

By-Law No. 2015-54 to authorize the execution of an Agreement with EBC Inc. relating to Cedar Heights Area Water Infrastructure and Booster Pumping Station, Phase 1.

Mayor McDonald declared a conflict of interest as he owns property in the area.

"Carried"

Res. #2015-240: Moved by Councillor Vrebosch, seconded by Councillor Mayne  
That the following by-law be read a third time and passed:

By-Law No. 2015-54 to authorize the execution of an Agreement with EBC Inc. relating to Cedar Heights Area Water Infrastructure and Booster Pumping Station, Phase 1.

Mayor McDonald declared a conflict of interest as he owns property in the area.

"Carried"

Res. #2015-241: Moved by Councillor Vrebosch, seconded by Councillor Mayne  
That the following by-law be read a first and second time:

By-Law No. 2015-55 to authorize the execution of an Agreement with Bruman Construction Inc. relating to Cell 7 Liner System, Merrick Landfill Site.

"Carried"

Res. #2015-242: Moved by Councillor Vrebosch, seconded by Councillor Mayne  
That the following by-law be read a third time and passed:

By-Law No. 2015-55 to authorize the execution of an Agreement with Bruman Construction Inc. relating to Cell 7 Liner System, Merrick Landfill Site.

"Carried"

Res. #2015-243: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis That "Casual Wear Months" be in effect from Tuesday, May 19, 2015 until Tuesday, September 8, 2015.

"Carried"

Res. #2015-244: Moved by Councillor Bain, seconded by Councillor Mayne Whereas municipalities have no control over the form of municipal solid waste that is generated from packing and products that enter their jurisdiction;

And Whereas municipal taxpayers bear more than 50% of the cost of waste disposal and recycling of packaging and printed paper in the waste stream, which products are increasingly complex, multi-material and expensive to recycle, reclaim or dispose of;

And Whereas the Minister of the Environment and Climate Change has committed to replacing the current waste diversion legislation, but has not yet introduced replacement legislation to the legislature;

And Whereas producer responsibility provides that producers be responsible for 100% of the costs of certain designated wastes for full cost of end-of-life management for such products and packaging;

And Whereas municipalities should not have to bear the cost of managing the disposal of these materials;

And Whereas waste is a valuable resource;

And Whereas producer responsibility would provide considerable savings to the City of North Bay residents and grow the local economy as producers innovate to reduce waste, develop more easily recyclable packaging and work with municipalities on better ways to collect and process it;

And Whereas increased recycling and reclamation could add 13,000 good, high-quality jobs in Ontario and contribute more than \$1.5 billion every year to Ontario's economy;

Therefore Be It Resolved That the City of North Bay calls on the Ontario Government to introduce legislation to replace the *Waste Diversion Act* with a system based on full Producer Responsibility, ensuring that producers are responsible for 100% of the end-of-life costs of designated waste, and that producers need to work with the municipal sector on those Producer Responsibility programs that affect the municipal integrated waste management system so that municipalities are fairly compensated for services provided to manage designated waste that enters the municipal system;

And Further that a copy of this resolution be forwarded to the Minister of Environment & Climate Change Minister Glen Murray, AMO, FONOM, Stewardship Ontario, the Leaders of Provincial Opposition.

Record of Vote (*Upon request from Councillor Bain*)

Yeas: Councillors Bain, King, Serran, Forgette, Mayne, Maroosis, Vrebosch, Anthony, Mayor McDonald

Nays: Councillors Shogren, Vaillancourt

"Carried"



Res. #2015-245: Moved by Councillor Anthony, seconded by Councillor Maroosis  
Whereas permanent residents pay taxes and invest in their communities;

Therefore be it resolved that the City of North Bay endorses the request of the North Bay & District Multicultural Centre that the City show its support of permanent residents having the right to vote in municipal and school board elections;

And further that a letter showing our support be sent to the Premier Kathleen Wynne; the appropriate Ministries; the Leaders of the Opposition; Jay Aspin, MP; and Victor Fedeli, MPP.

Councillor Serran declared a conflict of interest as the Motion from Presentation was made by a DIA member.

Record of Vote (*Upon request from Councillor Anthony*)

Yeas: Councillors Anthony, Forgette, Maroosis, Bain, Vaillancourt, Shogren, Mayne, Mayor McDonald

Nays: Councillors Vrebosch, King

"Carried"

Res. #2015-246: Moved by Councillor Forgette, seconded by Councillor Anthony  
Whereas other communities and downtowns have successfully implemented sidewalk and parking space usage as part of "parking patios";

And Whereas the Downtown Improvement Area ("DIA") has passed a motion supporting the concept of parking patios, and the DIA supports a pilot project to test their viability;

And Whereas a downtown business has requested such an arrangement to utilize the sidewalk space in front of their business, and create a platform, designed in conjunction with City and DIA staff, that would allow for walking and wheelchair accessible space around the parking patio utilizing a parking spot or spot(s);

Therefore be it resolved that:

- i) staff be directed to create a one season working agreement for a pilot project with the proprietor of "Tiny Italy" at 335 Wyld Street for June, July, August and September 2015 (June only if time allows);
- ii) that the cost of the engineering and design, material costs, installation, setup and removal of the project also well as the liability insurance, and any other associated costs be carried by the proprietor;
- iii) that this effort be used as a pilot project to test the viability of such agreements for future consideration; and any other downtown businesses that come forward be thanked for their interest and be made aware that the pilot project will include the one test site during the trial run;
- iv) that staff negotiate a fee for the use of any parking spots utilized in the pilot project;

- v) that a report be prepared by city staff following September 2015, and that this report be shared with the DIA for further review and input; and
- vi) that a final recommendation be presented to Council by February 28, 2016 for consideration.

Councillor Serran declared a conflict of interest as the Motion from Presentation was made by a DIA member.

Record of Vote (*Upon request from Councillor Forgette*)

Yeas: Councillors Forgette, Shogren, Maroosis, Mayne, Vaillancourt, Anthony, Bain, King, Mayor McDonald

Nays: Councillor Vrebosch

"Carried"

Res. #2015-247: Moved by Councillor Vrebosch, seconded by Councillor Mayne That in accordance with Section 14 of Procedural By-Law No. 2011-186, Council extend this Regular Meeting of Council beyond 11:00 p.m.

"Carried"

Res. #2015-248: Moved by Councillor Forgette, seconded by Councillor Shogren That Council adjourn in-camera pursuant to section 239.(2) of the *Municipal Act, 2001*, as amended, at 10:16 p.m. for the following reasons: Item 10, being a matter that is subject to solicitor-client privilege; and Item 11, being a proposed disposition of lands by the municipality.

"Carried"

Res. #2015-249: Moved by Councillor Forgette, seconded by Councillor Shogren That Council reconvene at 10:51 p.m.

"Carried"

Res. #2015-250: Moved by Councillor Maroosis, seconded by Councillor Serran That this Regular Meeting of Council do now adjourn at 10:51 p.m.

"Carried"

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Mayor Allan McDonald

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City Clerk Catherine Conrad