



Council

Agenda

**Regular Meeting of Council
June 4, 2012
at 7:00 p.m.**

MEETINGS

FOR THE WEEK OF
JUNE 4TH, 2012

Monday, June 4, 2012

5:00 p.m.

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

6:00 p.m.

Committee Meeting of Council
Council Chambers, 2nd Floor
cancelled

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, JUNE 4, 2012**

PUBLIC PRESENTATIONS:

Paul Chapeski re Bike racks on transit coaches

PUBLIC MEETING MINUTES:

Monday, May 14, 2012
Tuesday, May 22, 2012

COMMITTEE REPORTS:

Community Services Committee Report No. 2012-11

CORRESPONDENCE:

1. Report from C.M. Conrad dated May 23, 2012 re Resignation of Councillor Peter Chirico (C00/2012/COU/GENERAL).
2. Report from C.M. Conrad dated May 28, 2012 re Appointment of Managing Director of Community Services (H11/2012/MDCS/CHIRICOP).
3. Letter from Amy Bennett dated May 24, 2012 re Resignation from the Municipal Heritage Committee (C01/2012/APPTS/GENERAL).
4. Letter from North Bay Jack Garland Airport Corporation dated May 21, 2012 re Board appointments (C01/2012/APPTS/GENERAL).
5. Report from E. Acs dated May 22, 2012 re Airport Community Improvement Plan Application (D18/2012/ACIP/11490110).
6. Report from M. Karpenko dated May 31, 2012 re 2011 Consolidated Financial Statements (F10/2011/FINST/GENERAL).
7. Report from A. Lang dated May 30, 2012 re 2012 Temporary Borrowing By-Law (F22/2012/TAXR/GENERAL).
8. Report from P. Valenti dated May 29, 2012 re Tender No. 2012-37, Supply of waterworks, manhole and sewer supplies (F18/2012/TENDE/GENERAL).
9. Report from P. Valenti dated May 29, 2012 re Tender No. 2012-38, Plant cold recycled asphalt pavement (F05/2012/ROADS/6056RD).

10. Report from S. McArthur and B. Hillier dated May 31, 2012 re Final Approval to the Draft Approved Plan of Subdivision by The Corporation of the City of North Bay for the Airport Industrial Business Park - Phase II (Roundel Road and Voodoo Crescent) (D09/2009/NBJGA/INBUSPK).
11. Report from S. Killins dated May 30, 2012 re Proposed amendments to Fence By-Law No. 2002-105 (C00/2012/BYLAWS/FENCE).
12. Report from S. McArthur dated May 29, 2012 re Request for exemption from Condominium Approval Process - Miller & Urso Surveying Inc. on behalf of B. Reichmann, I. Koch, B. Koch and D. Butler - Drew Street Condominium - 2034 Drew Street (D07/2012/CONDO/DREWST).
13. Report from M. Karpenko dated May 30, 2012 re Redevelopment of Cassellholme East Nipissing Home for the Aged (F05/2012/CASSE/REDEVELO).

BY-LAWS FOR CONSIDERATION:

General Government - First and second readings:

By-Law No. 2012-142 to stop up, close and convey a portion of the laneway in a block bounded by Maher Street, Regina Street, Hardy Street and Laurier Avenue.

General Government - First, second and third readings:

By-Law No. 2012-145 to authorize the Steve Omischl Sports Field Complex Rehabilitation and Development Program.

By-Law No. 2012-146 to authorize the Transit Capital Program.

By-Law No. 2012-149 to confirm proceedings of the Meeting of Council on May 22, 2012.

By-Law No. 2012-150 to appoint a Deputy Mayor.

By-Law No. 2012-151 to appoint the Managing Director, Community Services.

By-Law No. 2012-152 to execute an Agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services and the North Bay Police Services Board relating to Community Policing Partnership (CPP) Program.

By-Law No. 2012-153 to execute an Agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services and the North Bay Police Services Board relating to the Safer Communities - 1,000 Officers Partnership Program.

General Government - Third reading:

By-Law No. 2012-134 to stop up, close and convey a portion of a laneway in a block bounded by Beattie Street, Burns Street, Greenwood Avenue and Norwood Avenue.

Community Services - First and second readings:

By-Law No. 2012-114 to rezone certain lands on Laurier Avenue (1168108 Ontario Inc. - 449 Laurier Avenue).

By-Law No. 2012-120 to rezone certain lands north of Highway 63 at Songis Road (Brian McLean - Concession 4, North Part of Lot 2, Parcel 1631).

Community Services - First, second and third readings:

By-Law No. 2012-115 to designate a Site Plan Control Area on certain lands on Laurier Avenue (1168108 Ontario Inc. - 449 Laurier Avenue).

By-Law No. 2012-154 to execute an Agreement with D.J. Venasse Construction Limited relating to the build / design of the Lee Park Maintenance Building.

By-Law No. 2012-155 to execute a Declaration of Terms of Subdivision relating to the Airport Industrial Business Park - Phase II.

By-Law No. 2012-156 to execute an Agreement with Darren Davies, operating as DS Contracting relating to the Marina and Marathon Beach boardwalk replacement.

MOTIONS:

MOTION TO ADJOURN IN-CAMERA:

IN-CAMERA CORRESPONDENCE:

14. ***Confidential*** report from C.M. Conrad dated May 23, 2012 re Personnel matter.
15. ***Confidential*** report from P.E.G. Leckie dated May 30, 2012 re Litigation matter.

MOTION TO RECONVENE:

MOTION FOR RECONSIDERATION:

GIVING NOTICE:

ADJOURNMENT:

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, MAY 14TH, 2012**

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

PUBLIC PRESENTATIONS:

Robin Osborne/Beth Erven	re Canadian Hearing Society
Brian Kelly	re ONTC
William Caine	re Bike System (Kate Pace Way)

REPORTS FROM OFFICERS:

Bellehumeur, R.	re Capital Budget Project No. 6098PR, Tourist Information Centre Rehabilitation Program (314)
Hillier, B.	re Source Water Protection Planning Update (318)
Hillier, B.	re Laurentian Heights Ltd. – Request for Redline Amendment (319)
Knox, J.	re Capital Budget Project No. 3112AT, North Bay Jack Garland Airport (317)
McArthur, S.	re Rezoning application by Miller & Urso Surveying Inc. o/b GAP Construction Co. Ltd. – 387 Dree Street (310)
McArthur, S.	re Rezoning application by Kenneth & Leona Walker – 860 Northshore Road (311)
McArthur, S.	re Rezoning application by Miller & Urso Surveying Inc. o/b Steve Crea Homes Ltd., - Perut Place at Giroux (313)
McArthur, S.	re Exemption from Condominium Approval Process – 419 to 431 Stevens Street (315)
Rocheffort, L.	re Reduction, Cancellation or Refund of Taxes (312)
Rocheffort, L.	re Tax Capping Policy (316)

Res. #2012-304: Moved by Councillor Vaillancourt, seconded by Councillor Bain
That minutes for the public meeting held on:

- Monday, April 30, 2012

be adopted as presented.

"CARRIED"

Res. #2012-305: Moved by Councillor Vaillancourt, seconded by Councillor Bain
That minutes for the closed meetings held on:

- Monday, April 30, 2012; and
- Monday, May 7, 2012

be adopted as presented.

"CARRIED"

Res. #2012-306a: Moved by Councillor Chirico, seconded by Councillor Mendicino
That General Government Committee Report No. 2012-05 relating to:

- Power Assisted Bicycles / E-bikes

be adopted as presented.

"CARRIED AS AMENDED"

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2012-05

May 14, 2012

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2012-05 and recommends:

1. That a) reports from David Linkie dated August 31st and October 26th, 2011 regarding Power Assisted Bicycles (PAB) be noted and filed; and
 - b) a letter be sent to the Minister of Transportation asking that Provincial Guidelines on regulations be put in place defining "Power Assisted Bicycles/E-bikes" to address the concerns regarding the popularity of said items and safety concerns of the citizens of the Province.

All of which is respectfully submitted.

ASSENTS

DISSENTS

KOZIOL
ANTHONY
MAROOSIS
McDONALD

Res. #2012-306b: Moved by Councillor Anthony, seconded by Councillor Maroosis
The General Government Committee Report No. 2012-05 be amended by adding the following:

- That a) E-bikes/Power Assisted Bikes (PAB's) be allowed on City and the North Bay-Mattawa Conservation Authority trails within City limits in pedal mode only; and
 - b) appropriate signage be posted along trails advising of this.

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

Yeas: Councillors Anthony, Bain, Koziol, Maroosis, Mayne, Mendicino, Vrebosch, Lawlor, Mayor McDonald

Nays: Councillors Chirico, Vaillancourt

"CARRIED"

Res. #2012-307: Moved by Councillor Chirico, seconded by Councillor Koziol
That General Government Committee Report No. 2012-06 relating to:

- Development Charges

be adopted as presented.

"CARRIED"

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2012-06

May 14, 2012

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2012-06 and recommends:

1. That
 - a) the Chief Financial Officer be authorized to increase Development Charges rates for 2012 in accordance with indexing adjustments of 1.9%, as outlined in Report to Council CORP 2012-64; and
 - b) the amended 2010 and 2011 Treasurer's Reports be received.

All of which is respectfully submitted.

ASSENTS
 CHIRICO
 KOZIOL
 ANTHONY
 MAROOSIS
 McDONALD

DISSENTS

Res. #2012-308: Moved by Councillor Lawlor, seconded by Councillor Mendicino That Community Services Committee Report No. 2012-10 relating to:

- 2011 Annual Report on Building Permit Fees
- be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-10

May 14, 2012

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-10 and recommends:

1. That the 2011 Annual Report on Building Permit Fees attached to Report to Council CSBU 2012-40 be noted and filed.

All of which is respectfully submitted.

ASSENTS
 LAWLOR
 MENDICINO
 VAILLANCOURT
 McDONALD

DISSENTS

Res. #2012-309: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That Engineering & Works Committee Report No. 2012-02 relating
to:

- Waste Management User Fees

be adopted as presented.

"CARRIED"

ENGINEERING & WORKS COMMITTEE REPORT NO. 2012-02

May 14, 2012

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2012-02 and recommends:

1. That a) City Council approve the increase in tipping fees for solid waste from the industrial, commercial and institutional sources to \$78.00 per metric tonne effective June 1, 2012; and
 - b) other Waste Management User Fees remain the same and are stated for the public record.

All of which is respectfully submitted.

ASSENTS
VREBOSCH
MAYNE
BAIN
McDONALD

DISSENTS

Res. #2012-310: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the rezoning application by Miller & Urso Surveying Inc. on
behalf of GAP Construction Co. Ltd. – 387 Dree Street be received.

Councillor Chirico declared a conflict of interest as GAP Construction Co. Ltd. is a client
of his employer, The Royal Bank of Canada.

"CARRIED"

Res. #2012-311: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the rezoning application by Kenneth & Leona Walker – 860
Northshore Road be received.

"CARRIED"

Res. #2012-312: Moved by Councillor Chirico, seconded by Councillor Koziol
That the tax appeal applications attached to Report to Council CORP
2012-57 that have been returned with a positive recommendation
from the Municipal Property Assessment Corporation be adjusted
for the period set out on each application form and that the
applicable taxes be cancelled, reduced or refunded as authorized by
Section 357 of the *Municipal Act*, S.O. 2001, c.25.

"CARRIED"

Res. #2012-313: 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 Steve Crea Homes Ltd. – Perut Place at Giroux Street be referred to the Community Services Committee for a Public Meeting.

"CARRIED"

Res. #2012-314: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Tourist Information Centre Rehabilitation Program, being 2012 Community Services Capital Budget, Project No. 6098PR in the amount of \$35,000.00, for the repair of the siding at the Tourist Information Centre.

"CARRIED"

Res. #2012-315: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the Request for Exemption from the Condominium Approval Process by Nicole Lea Neff for the property legally described as Registered Plan No. 15, Lot 114, known locally as 419 to 431 Stevens Street in the City of North Bay, as presented on Schedules "A" & "B" attached to Report to Council CSBU 2012-24 be approved.

"CARRIED"

Res. #2012-316: Moved by Councillor Chirico, seconded by Councillor Anthony
That 1) Council adopt the 2012 Tax Policy recommendations as outlined in Report to Council CORP 2012-65 dated May 1, 2012; and
2) By-Law No. 2012-125, 2012-126 and 2012-127 be given three (3) readings at the Regular Meeting of Council on May 22, 2012.

Councillor Koziol declared a conflict of interest as she is in the property management business.

"CARRIED"

Res. #2012-317: Moved By Councillor Lawlor, seconded by Councillor Mendicino
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the expansion to the terminal at the North Bay Jack Garland Airport, being Community Services 2011 Capital Budget Project No. 3112AT, at a net debenture cost of \$500,000.00

"CARRIED"

Res. #2012-318: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That 1) Report to Council CSBU 2012-45, including appendices, be provided to the North Bay-Mattawa Source Protection Committee as comments on the first draft of the Source Protection Plan; and
2) the costs of implementation be referred to the 2013 budget process for planning purposes.

"CARRIED"

Res. #2012-319: Moved by Councillor Lawlor, seconded by Councillor Mendicino That the request from Exp. Services Inc. on behalf of Laurentian Heights Ltd. to revise the Draft Approved Plan of Subdivision (File No. 48T-93101) as outlined in Report to Council No. CSBU 2012-43 dated May 7, 2012 be approved.

"CARRIED"

Res. #2012-320: Moved by Councillor Chirico, seconded by Councillor Koziol That the following by-law be read a first and second time:

By-Law No. 2012-134 to stop up, close and convey a portion of laneway in block bounded by Beattie Street, Burns Street, Greenwood Avenue and Norwood Avenue.

"CARRIED"

Res. #2012-321: Moved by Councillor Chirico, seconded by Councillor Koziol That the following by-laws be read a first and second time:

By-Law No. 2012-124, being a by-law to repeal duplicate By-Law No. 2012-72.

By-Law No. 2012-130 to confirm proceedings on the Meeting of Council on April 30, 2012.

By-Law No. 2012-131, being a by-law to establish a Schedule of Salaries.

By-Law No. 2012-132 to authorize the execution of a Loan Agreement with North Bay-Mattawa Conservation Authority.

"CARRIED"

Res. #2012-322: Moved by Councillor Chirico, seconded by Councillor Koziol That the following by-laws be read a third time and passed:

By-Law No. 2012-124, being a by-law to repeal duplicate By-Law No. 2012-72.

By-Law No. 2012-130 to confirm proceedings on the Meeting of Council on April 30, 2012.

By-Law No. 2012-131, being a by-law to establish a Schedule of Salaries.

By-Law No. 2012-132 to authorize the execution of a Loan Agreement with North Bay-Mattawa Conservation Authority.

"CARRIED"

Res. #2012-323: Moved by Councillor Vrebosch, seconded by Councillor Mayne That the following by-laws be read a first and second time:

By-Law No. 2012-128 to execute an Agreement with Miller Paving North Bay, A Division of Miller Paving Limited relating to the supply of Asphalt Concrete Pavement patching.

By-Law No. 2012-129 to execute an Agreement with Pioneer Construction Inc. relating to the supply of Aggregate Materials.

By-Law No. 2012-133 to execute an Agreement with 1460973 Ontario Limited o/a C. P. Systems relating to Cathodic Protection of Metallic Watermains.

"CARRIED"

Res. #2012-324: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That the following by-laws be read a third time and passed:

By-Law No. 2012-128 to execute an Agreement with Miller Paving North Bay, A Division of Miller Paving Limited relating to the supply of Asphalt Concrete Pavement patching.

By-Law No. 2012-129 to execute an Agreement with Pioneer Construction Inc. relating to the supply of Aggregate Materials.

By-Law No. 2012-133 to execute an Agreement with 1460973 Ontario Limited o/a C. P. Systems relating to Cathodic Protection of Metallic Watermains.

"CARRIED"

Res. #2012-325: Moved by Councillor Vaillancourt, seconded by Councillor Mendicino
That "Casual Wear Months" be in effect from Tuesday, May 22, 2012 until Monday, September 3, 2012 inclusive.

"CARRIED"

Res. #2012-326: Moved by Councillor Mendicino, seconded by Councillor Chirico
WHEREAS electricity pricing in Ontario has been identified as having a negative impact on competitiveness for Ontario Industrial and Commercial sectors; and

AND WHEREAS the ability to be nationally and internationally competitive in Northern Ontario has been recognized by the Province as critical to the success and sustainability of the North's economy; and

AND WHEREAS the Global Adjustment is the difference between the rates paid by the Ontario government authorities to regulated and contracted electrical generators and the spot market prices for electricity consumed in Ontario; and

AND WHEREAS prior to April 2009, the Fixed Global Adjustment for Distributor Billing had never exceeded 1.44 cents per kilowatt hour; and

AND WHEREAS the Global Adjustment has increased to a point where it has become a major component of the total electricity bill for many small and medium sized enterprises (SME's); and

AND WHEREAS in 2012 Global Adjustment costs are trending to be 43% of total costs for electricity for SME's in our local economy; and

AND WHEREAS the Province has introduced more favourable Global Adjustment allocation methodology for customers with electricity demands greater than 5 mega watts.

NOW THEREFORE BE IT RESOLVED THAT the Mayor and Council of the City of North Bay requests that the Province immediately apply the same Global Adjustment allocation methodology to Northern Ontario medium sized customers with electricity demands greater than 1 mega watt; and

BE IT FURTHER RESOLVED that the Province use their April 13, 2012 announced Review of the Electrical Sector, in order to find and implement a solution to this situation which issue is seriously threatening the survival of business and industry in Northern Ontario; and

FURTHER that a copy of this resolution be sent to the Honourable Premier Dalton McGuinty; the Honourable Chris Bentley, Minister of Energy and Infrastructure, the Honourable Rick Bartolucci, Minister of Northern Development and Mines; Victor Fedeli MPP; Tim Hudak, Leader of the Progressive Conservative Party of Ontario; Andrea Horwath, Leader of the Ontario New Democratic Party; and to the North Bay and District Chamber of Commerce; FONOM; NOMA; and AMO.

Record of Vote (Upon Request of Councillor Chirico)

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

Nays: Nil

"CARRIED"

Res. #2012-327: Moved by Councillor Mendicino, seconded by Councillor Chirico WHEREAS ON April 13, 2012 the Provincial Government announced an "Electricity Sector Review" including a Distribution Sector Panel ("the Sector Panel") that is to consider the potential long and short-term financial savings associated with consolidation of Ontario's 76 Distribution Utilities;

AND WHEREAS North Bay Hydro Distribution Limited is an Ontario Business Corporation that has been bench-marked as an efficient business by the Ontario Energy Board;

AND WHEREAS the Province or its agencies account for \$0.82 of every dollar for a typical residential hydro bill in North Bay. For larger industries in North Bay, the Province or its agencies account for \$0.965 cents for every dollar.

AND WHEREAS these costs are not subject to review by the Sector Panel;

AND WHEREAS if the Province is really interested in controlling or reducing electricity costs, then Provincial cost components should be subject to review and not just the delivery of electricity by the Distribution Utilities;

AND WHEREAS North Bay Hydro welcomes opportunities to discuss efficiencies in the sector especially around costs for the Province's Smart Meter System, how the sector is regulated by the Province, and how Provincial Conservation Programs could be more effectively delivered;

AND WHEREAS the Province has committed more than \$1 billion dollars in Smart Meter costs and \$1.6 billion dollars in conservation costs;

AND WHEREAS these costs are direct burdens on electricity customers and could be more effectively controlled if there is Provincial will;

AND WHEREAS the Minister of Energy has not ruled out the possibility of mandated mergers for Distribution Utilities;

AND WHEREAS North Bay Hydro plays a critical service role in the Municipality of North Bay;

AND WHEREAS the Province should have no right or legal basis to force a shareholder to sell or dispose of a private sector business;

BE IT THEREFORE RESOLVED THAT the consolidation of Local Distribution Utilities should be voluntary and beneficial for the shareholders and results in reduced costs for electricity customers;

AND FURTHER that the City of North Bay confirms that North Bay Hydro Distribution System is not for sale;

AND FURTHER that a copy of this resolution be sent to the Honourable Premier Dalton McGuinty; the Honourable Chris Bentley, Minister of Energy and Infrastructure, the Honourable Rick Bartolucci, Minister of Northern Development and Mines; Victor Fedeli MPP; Tim Hudak, Leader of the Progressive Conservative Party of Ontario; Andrea Horwath, Leader of the Ontario New Democratic Party; and to the North Bay and District Chamber of Commerce; FONOM; NOMA and AMO.

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

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

Nays: Nil

"CARRIED"

Res. #2012-328: 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 8:04 p.m. for the following reason: Item No. 11, being a proposed disposition of lands by the Municipality.

"CARRIED"

Res. #2012-329: Moved by Councillor Chirico, seconded by Councillor Koziol That Council reconvene at 8:11 p.m.

"CARRIED"

Res. #2012-330: Moved by Councillor Chirico, seconded by Koziol That 1) the application by Miller & Urso Surveying Inc. on behalf of BVD Petroleum Inc. to close an Unopened Portion of Road Allowance (Decaire Road) in the block bounded by Pinewood Park Drive, Highway #11 south and Cook's Creek, be approved;

2) Council declare that section of Road Allowance (Decaire Road) in the block bounded by Pinewood Park Drive, Highway #11 South and Cook's Creek, as surplus;

- 3) those portions shown as "hatched" on Schedule "A" attached to Report to Council CSBU 2012-41, be sold at their appraised value to BVD Petroleum Inc.;
- 4) the closure and sale of the Road Allowance be subject to the granting of any required easements; and
- 5) the Chief Administrative Officer be authorize by Council to initiate normal closure procedures for the subject road allowance.

"CARRIED"

Res. #2012-331: Moved by Councillor Maroosis, seconded by Councillor Bain
That this Regular Meeting of Council do now adjourn at 8:14 p.m.

"CARRIED"

MAYOR ALLAN McDONALD

DEPUTY CITY CLERK KAREN McISAAC

**MINUTES OF THE PUBLIC MEETING OF
CITY COUNCIL HELD UNDER THE *PLANNING ACT*
HELD TUESDAY, MAY 22, 2012**

PRESENT: Councillors Koziol, Anthony, Maroosis, Bain, Mayne, Vrebosch,
Vaillancourt, Mendicino, Lawlor

1. The Trustees of the Laurier Avenue North Bay Congregation of the United Church of Canada – 449 Laurier Avenue

Councillor Mendicino explained the purpose of the meeting.

The City Clerk advised that notice of the meeting was given by prepaid first class mail on the 25th day of April 2012 to all owners of property within 120 metres of the subject property and by the posting of a placard on the subject property.

Steve McArthur explained the purpose of the rezoning application.

Councillor Lawlor asked for public presentations in support of or objecting to the rezoning.

No presentations were made.

COUNCILLOR SEAN LAWLOR

CITY CLERK CATHERINE CONRAD

**MINUTES OF THE PUBLIC MEETING OF
CITY COUNCIL HELD UNDER THE *PLANNING ACT*
HELD TUESDAY, MAY 22ND, 2012**

PRESENT: Councillors Koziol, Anthony, Maroosis, Bain, Mayne, Vrebosch, Vaillancourt, Mendicino, Lawlor

1. Brian McLean – Concession 4, Lots 2, Parcel 1631 - north of Hwy #63 at Songis Road

Councillor Mendicino explained the purpose of the meeting.

The City Clerk advised that notice of the meeting was given by prepaid first class mail on the 1st day of May, 2012 to all owners of property within 120 metres of the subject property and by the posting of a placard on the subject property.

Steve McArthur explained the purpose of the rezoning application.

Councillor Mendicino asked for public presentations in support of or objecting to the rezoning.

No presentations were made.

COUNCILLOR SEAN LAWLOR

CITY CLERK CATHERINE CONRAD

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD TUESDAY, MAY 22ND, 2012**

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

PUBLIC PRESENTATIONS:

REPORTS FROM OFFICERS:

Bellehumeur, R.	re	Steve Omischl Sports Field Complex Rehabilitation & Development Program	(337)
Carvell, D.	re	2012 Transit Capital Program Allocation	(338)
Cox, A.	re	2012-2014 Commercial Water and Sewage Rates	(333)
Valenti, P.	re	Tender No. 2012-29, Marina and Marathon Beach Boardwalk Replacement	(334)
Valenti, P.	re	RFP 2012-25, Lee Park Maintenance Building	
Valenti, P.	re	RFP 2012-10, McIntyre Street Parking Garage Engineering Services	(335)

Res. #2012-332: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis That minutes for the closed meeting held on:

- Monday, May 14, 2012

be adopted as presented.

"CARRIED"

Res. #2012-333: Moved by Councillor Vrebosch, seconded by Councillor Mayne That report EESW 2012-37 dated May 10, 2012 relating to the 2012-2014 Commercial Water and Sewage Rates for dispensing of bulk water and septage disposal at the new facility on Patton Road be referred to the Engineering & Works Committee for a Public Meeting.

"CARRIED"

Res. #2012-334: Moved by Councillor Lawlor, seconded by Councillor Mendicino That City Council approve the award of a contract to DS Contracting in the amount of \$124,565.00 (excluding HST), for replacement of the boardwalk at the Waterfront Marina and the beachfront at Marathon Beach.

"CARRIED"

Res. #2012-335: Moved by Councillor Lawlor, seconded by Councillor Mendicino That City Council approve the award of a contract to D. J. Venasse Construction Limited in the amount of \$923,000.00 (excluding HST), for the construction of a new maintenance building at Lee Park.

"CARRIED"

Res. #2012-336: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That City Council approve the award of a contract to Read Jones Christoffersen Ltd. in the amount of \$104,400.00 (excluding HST), for engineering services related to the rehabilitation of the McIntyre Street Parking Garage.

"CARRIED"

Res. #2012-337: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Steve Omischl Sports Field Complex Rehabilitation and Development Program, being 2012 Community Services Capital Budget, Project No. 6070PR, at a net debenture cost of \$150,000.00.

"CARRIED"

Res. #2012-338: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2012 Transit Capital Program of the 2012 Community Services Capital Budget, Capital Budget Project No. 6081TR, at a net debenture cost of \$26,250.00.

"CARRIED"

Res. #2012-339: Moved by Councillor Koziol, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2012-95 to provide for the Levy and Collection of Special Charges in respect to certain Business Improvement Areas.

By-Law No. 2012-135, being a by-law to amend Development Charges By-Law No. 2009-252.

By-Law No. 2012-137 to stop up and close parts of Second Avenue Diversion, Plan 21, abutting Front Street.

By-Law No. 2012-138 to confirm proceedings of the Meeting of Council on May 14, 2012.

By-Law No. 2012-141 to authorize the execution of an Agreement with Mosey and Mosey Insurance Agency Ltd. relating to the Employee Benefits Program Consulting Services.

"CARRIED"

Res. #2012-340: Moved by Councillor Koziol, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2012-95 to provide for the Levy and Collection of Special Charges in respect to certain Business Improvement Areas.

By-Law No. 2012-135, being a by-law to amend Development Charges By-Law No. 2009-252.

By-Law No. 2012-137 to stop up and close parts of Second Avenue Diversion, Plan 21, abutting Front Street.

By-Law No. 2012-138 to confirm proceedings of the Meeting of Council on May 14, 2012.

By-Law No. 2012-141 to authorize the execution of an Agreement with Mosey and Mosey Insurance Agency Ltd. relating to the Employee Benefits Program Consulting Services.

"CARRIED"

Res. #2012-341: Moved by Councillor Anthony, seconded by Councillor Maroosis
That the following by-laws be read a first and second time:

By-Law No. 2012-125 to adopt optional tools for 2012 for the purposes of administering limits for the commercial, industrial and multi-residential property classes Tax Capping Program.

By-Law No. 2012-126 to adopt optional tools for 2012 for the purposes of administering limits for eligible properties in the commercial, industrial and multi-residential property classes (new construction).

By-Law No. 2012-127 to establish decrease limits for certain property classes for 2012.

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

"CARRIED"

Res. #2012-342: Moved by Councillor Anthony, seconded by Councillor Maroosis
That the following by-laws be read a third time and passed:

By-Law No. 2012-125 to adopt optional tools for 2012 for the purposes of administering limits for the commercial, industrial and multi-residential property classes Tax Capping Program.

By-Law No. 2012-126 to adopt optional tools for 2012 for the purposes of administering limits for eligible properties in the commercial, industrial and multi-residential property classes (new construction).

By-Law No. 2012-127 to establish decrease limits for certain property classes for 2012.

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

"CARRIED"

Res. #2012-343: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-laws be read a first and second time:

By-Law No. 2012-139 to authorize the North Bay Jack Garland Airport Terminal Expansion.

By-Law No. 2012-140 to authorize the Tourist Information Centre Rehabilitation Program.

By-Law No. 2012-143 to authorize an Agreement with Spectrum Telecom Group Ltd. relating to the provision of a Corporate Radio Communications System.

"CARRIED"

Res. #2012-344: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-laws be read a third time and passed:

By-Law No. 2012-139 to authorize the North Bay Jack Garland Airport Terminal Expansion.

By-Law No. 2012-140 to authorize the Tourist Information Centre Rehabilitation Program.

By-Law No. 2012-143 to authorize an Agreement with Spectrum Telecom Group Ltd. relating to the provision of a Corporate Radio Communications System.

"CARRIED

Res. #2012-345: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That the following by-laws be read a first and second time:

By-Law No. 2012-136, being a by-law to amend By-Law No. 2010-108 (Waste Management By-Law – Schedule "A").

By-Law No. 2012-144 to authorize the execution of an Agreement with Kenalex Construction Company Limited relating to the Street Light Installation Program.

"CARRIED"

Res. #2012-346: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That the following by-laws be read a third time and passed:

By-Law No. 2012-136, being a by-law to amend By-Law No. 2010-108 (Waste Management By-Law – Schedule "A").

By-Law No. 2012-144 to authorize the execution of an Agreement with Kenalex Construction Company Limited relating to the Street Light Installation Program.

"CARRIED"

Res. #2012-347: 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 7:11 p.m. for the following reason: Item No. 7, being personal matter about an identifiable individual.

"CARRIED"

Res. #2012-348: Moved by Councillor Koziol, seconded by Councillor Anthony
That Council reconvene at 8:06 p.m.

"CARRIED"

Councillor Maroosis did not reconvene.

Res. #2012-349: Moved by Councillor Vaillancourt, seconded by Councillor Bain
That this Regular Meeting of Council do now adjourn at 8:06 p.m.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-11

June 4, 2012

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

Your Worship and Councillors:

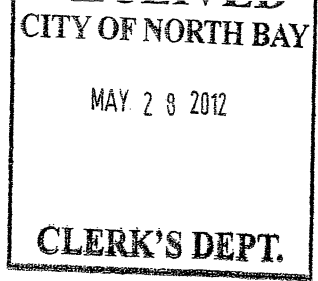
The Community Services Committee presents Report No. 2012-11 and recommends:

1. That a) the proposed Zoning By-Law Amendment application by North Bay Daycare on behalf of The Trustees of the Laurier Avenue North Bay Congregation of the United Church of Canada to rezone the property legally described as Registered Plan No. 56, Part Lot 38 (449 Laurier Avenue) from a "Residential Third Density (R3)" zone to a "Residential Third Density Special Zone No. 128 (R3 Sp.128), 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, stormwater, drainage, garbage, play space, ingress, egress and fencing as required.
2. That a) the proposed Official Plan Amendment from "Rural" to "Aggregate Extraction" by Brian McLean for the property legally described as Concession 4, North Part of Lot 2, Parcel 1631, on lands North of Highway #63 at Songis Road in the City of North Bay, be approved; and
b) the proposed Zoning By-Law Amendment from a "Rural (A)" zone to a "Rural Industrial Extractive (RME)" zone by Brian McLean for the property legally described as Concession 4, North Part of Lot 2, Parcel 1631, on lands North of Highway #63 at Songis Road in the City of North Bay, be approved.

All of which is respectfully submitted.

	ASSENTS	DISSENTS
LAWLOR (CHAIRMAN)	_____	_____
MENDICINO	_____	_____
VAILLANCOURT	_____	_____
MAYOR McDONALD	_____	_____

REPORT TO COUNCIL



Report No: CORP 2012-69

Date: May 23, 2012

Originator: Catherine Conrad

Subject: Resignation of Councillor Peter Chirico

RECOMMENDATION

That Council accept the resignation of Councillor Peter Chirico from Council effective May 23, 2012 and declare the office to be vacant.

BACKGROUND

Attached is a copy of a May 22, 2012 letter of resignation from Councillor Peter Chirico.

Pursuant to Section 259.(1)(d) of the Municipal Act, R.S.O. 2001, the office of a member of council becomes vacant if the member resigns from office by notice in writing filed with the clerk of the municipality.

Pursuant to Section 262.(1) the council shall at its next meeting declare the office to be vacant.

Once the office has been declared vacant, the municipality shall:

- (a) fill the vacancy by appointing a person who has consented to accept the office if appointed; or
(b) require a by-election to be held to fill the vacancy in accordance with the Municipal Elections Act, 1996.

Within 60 days after the day a declaration of vacancy is made, the municipality shall:

- (a) appoint a person to fill the vacancy; or
(b) pass a by-law requiring that a by-election be held to fill the vacancy.

Respectfully submitted,

C. Conrad

Catherine Conrad
City Clerk

Encl.

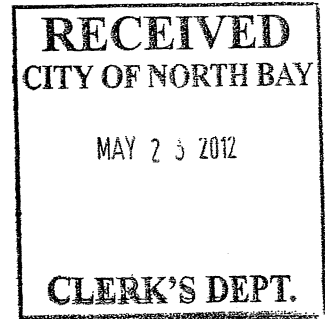
W:\CLERK\IRMS\C001\2012\COU\GENERAL\10002.doc

We concur in this report and recommendation.

Managing Director of Corporate Services - Lea Janisse

Chief Administrative Officer - David Linkie

Personnel designated for continuance: City Clerk



May 22, 2012

Mayor Al McDonald
City of North Bay

Dear Mayor McDonald and Council:

Please accept this letter of resignation effective immediately from the position of Deputy Mayor and Councillor of the City of North Bay.

After great personal deliberations I sought the position of Managing Director Community Services with the City of North Bay, and am pleased to understand Councils has unanimously endorsed my appointment.

I have truly enjoyed my twelve years as a Councillor and the past eight as Deputy Mayor. It has been a wonderful experience to work with the Mayor and fellow Council members over this period and I look forward to continuing to work for Council and the citizens of North Bay albeit in a different capacity.

With all Respect



Peter Chirico

#2

CITY OF NORTH BAY
REPORT TO COUNCIL

RECEIVED
CITY OF NORTH BAY
MAY 28 2012
CLERK'S DEPT.

Report No: CORP 2012-71

Date: May 28, 2012

Originator: Catherine Conrad

Subject: Appointment of Managing Director of Community Services

RECOMMENDATION

That Council appoint Peter Chirico as Managing Director of Community Services effective July 9, 2012.

Respectfully submitted,

C. Conrad

Catherine Conrad
City Clerk

W:\CLERK\RMS\H11\2012\MDCS\CHIRICOP\0001.doc

We concur in this report and recommendation.

Lea Janisse

Managing Director of Corporate
Services / Director of Human Resources
- Lea Janisse

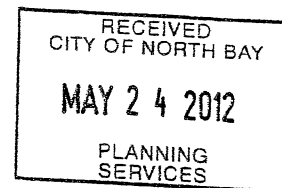
David Linkie

Chief Administrative Officer -
David Linkie

Personnel designated for continuance: City Clerk

#3

Amy Bennett
660 Durril Street
North Bay, ON P1B 4H8



May 24, 2012

Pietro Carello
200 McIntyre St. E.
PO Box 360
North Bay, Ontario P1B 8H8

Dear Mr. Carello:

I regret to inform you that I will be resigning from the Municipal Heritage Committee, effective June 8th, 2012. My husband has taken a job in Calgary, AB, and we will be leaving for Calgary in June. I have thoroughly enjoyed working with this committee over the past few years, and will miss all the new friendships that have formed as a result.

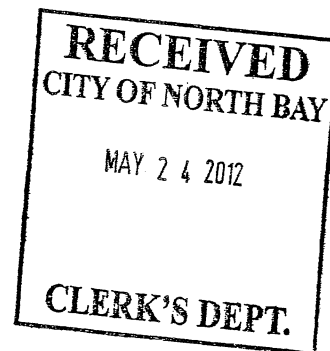
Before I leave, I will send you the files I have been working on, as well as the copies of any pictures and documents I have accumulated.

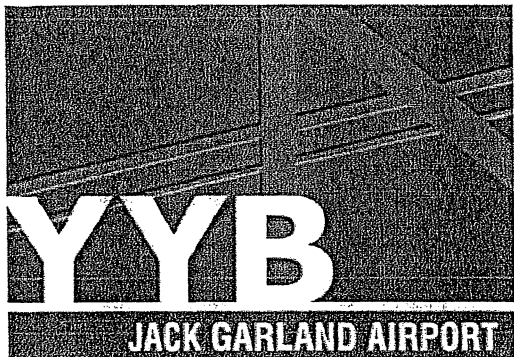
Sincerely,

A handwritten signature in cursive script that reads "Amy Bennett".

Amy Bennett

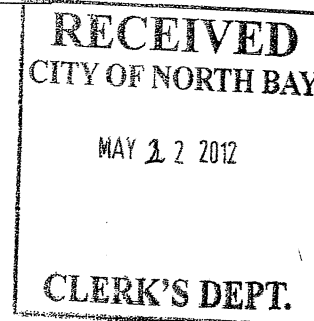
cc: Pete Handley, Committee Chair





North Bay Jack Garland Airport Corporation
 50 Terminal St., Suite 1, North Bay, ON Canada P1B 8G2

Administration: (705) 474-3026
 Facsimile: (705) 472-9867
www.northbayairport.com



May 21, 2012

Mr. Peter Leckie
 City Solicitor & Managing
 Director of Corporate Services
 The Corporation of the City of North Bay
 P.O. Box 360
 North Bay, ON
 P1B 8H8

Re: North Bay Jack Garland Airport Corporation -Board Appointments


This is to inform you that the Board of Directors of the North Bay Jack Garland Corporation is recommending that the City Council approve the following appointments for a three year term effective July 1, 2012.

John Severino
 Max Shapiro
 Bill Carswell
 Gord Cardwell
 Daryl Vaillancourt
 Ewen Cornick
 Ron Miller
 Peter Argue

These proponents meet the criteria as set out in the North Bay Jack Garland Airport Corporations By-laws and have accepted the noted term to move forward the goals and objectives of the Airport subject to Council's approval.

Should you have any questions please don't hesitate to contact me at 705-474-3026 ext. 224 or by e-mail at jack.santerre@northbayairport.com.

Sincerely,


 Jack Santerre
 Airport Manager

Cc: Ms. Catherine Conrad, City Clerk, Corporation of the City of North Bay

MAY 30 2012

Date: May 22, 2012
CLERK'S DEPT.

Report No: CSBU 2012 – 48

Originator: Erik Acs, Development Planner

Subject: Airport Community Improvement Plan Application

RECOMMENDATION

That North Bay City Council approves the Airport Community Improvement Plan Application by 1149011 Ontario Inc. (Barrie Hard Chrome Plating Inc.).

BACKGROUND

City Council established the Airport Community Improvement Plan (ACIP) in 2010. The intent of the program is to facilitate the development of an Airport Industrial Business Park at Jack Garland Airport. ACIP has three components:

- Municipal Fee Rebate Program
- Landfill Tipping Fee Reduction Program
- Tax Assistance Program (applied over a three year period)

City Council is responsible for the adjudication of individual applications. Staff has established an internal ACIP Review Committee to provide Council with recommendations on applications.

An ACIP Application was recently submitted by Barrie Hard Chrome Plating Inc. in support of the development of a 1.5 million dollar manufacturing facility on a 1.185 hectare (2.93 acre) parcel of land located on the Jack Garland Airport property. All requested incentives are based on the best data currently available. Should Council approve this application, the actual amounts of incentives that would be provided by the City would be somewhat different from the current projection, based on final design, actual site preparation and construction costs and assessed value of the property.

Barrie Hard Chrome Plating Inc. is requesting a rebate of approximately \$12,900 in fees related to municipal permits and a Site Plan Control Agreement. They are also requesting a rebate in the incremental property taxes that will be incurred as a result of the construction of the new facility, estimated to be in the order of \$42,011.06 over a three-year timeframe.

The ACIP Review Committee comprised of municipal staff members has assessed the application and has recommended that Council approve the request by 1149011 Ontario Inc. (Barrie Hard Chrome Plating).

ANALYSIS/OPTIONS

Option #1:

That North Bay City Council approve the Airport Community Improvement Plan Application by 1149011 Ontario Inc. (Barrie Hard Chrome Plating Inc.). This option would result in the Applicant establishing a new manufacturing facility on a portion of the Jack Garland Airport property.

The amount of the rebate (estimated to be \$12,900) would be removed from a reserve fund established to finance the operation of municipal Community Improvement Plans and transferred to the Applicant upon completion of the project. With regards to the Tax Assistance Program, the Applicant would pay the full amount of the taxes. Annually, the City would reimburse the Applicant the applicable portion of the tax rebate over a three year period. By the fourth year of operation, Barrie Hard Chrome Plating Inc. would pay the full amount of assessed taxes. Currently, the City is not receiving tax revenue from the property, as it is City-owned land. Barrie Hard Chrome Plating Inc. has entered into a purchase and sale agreement for the property which should close near the end of June 2012.

The above noted amounts of financial incentives are estimates based on the best data currently available. Should Council approve the above requests, the actual amount of benefit provided to 1149011 Ontario Inc. (Barrie Hard Chrome Plating Inc.) would likely vary somewhat, based on final design, actual site preparation and construction costs and assessed value of the property.

Option #2:

~~Decline the Airport Community Improvement Plan application by 1149011 Ontario Inc. (Barrie Hard Chrome Plating Inc.). This option is not recommended.~~

RECOMMENDED OPTION/FINANCIAL IMPLICATION

That North Bay City Council approves the Airport Community Improvement Plan Application by 1149011 Ontario Inc. (Barrie Hard Chrome Plating Inc.).

Upon approval of this application, and the Applicant completing the project, a balance of \$129,776.40 would remain in the ACIP/DCIP reserve account.

Respectfully submitted,



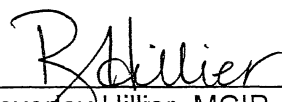
Erik Acs
Development Planner

EA/dlb

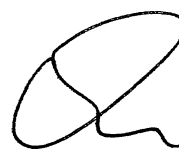
W:\PLAN\RMSIC00\2012\CSBU\RTC\0048-ACIP-BarrieHardChromePlating.doc

attach.

We concur with this report and recommendations.



Beverley Hillier, MCIP, RPP
Manager, Planning Services



Rick Evans
Manager, Economic Development



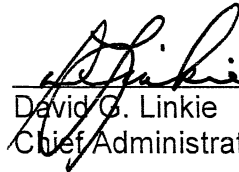
Jerry D. Knox
Managing Director, Community Services



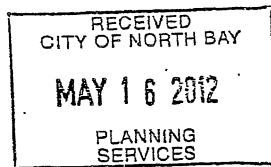
Margaret Karpenko
Chief Financial Officer / Treasurer



FOR / Alan Korell,
Managing Director / City Engineer
Engineering, Environmental Services &
Public Works



David G. Linkie
Chief Administrative Officer



Received
MAY 15 2012
Economic Development



City of North Bay
Airport Industrial Community Improvement Plan
Application Form

1. CONTACT INFORMATION

Address of Project: 55 Voodoo Crescent - Part Lot 15, Concession 1, Widdifield
Name of Property Owner/Lessee: Barrie Hard Chrome Plating
Telephone #: 705-474-3630
Email Address: _____
Mailing Address: 1810 Main Street West, North Bay, Ontario, P1B 8G5

2. PROPERTY DESCRIPTION

Please attach a sketch or copy of survey if available.

Address of Subject Lands (if applicable): 55 Voodoo Crescent
Frontage (m): 109
Depth (m): 109
Area (ha): 1.18
Existing Use(s): Vacant
Proposed Use(s): Commercial Plating Facility

3. PROJECT DESCRIPTION

Brief history of business:

Barrie Hard Chrome Plating (BHCP) was established in 1965. Purchased by the current owners in 1995, the business employs 6 people in its current 4000 sq ft building on Main Street West in North Bay.

Barrie Hard Chrome Plating specializes in inner diameter chrome plating of inner and outer tubes - equipment used in mining exploration. The Company's market includes multinational corporations such as Atlas Copco, Sandvik and Boart Longyear.

Describe in detail the work to be done:

BHCP is currently out of space at their current facility. The business operates 24 hours a day, 7 days of week, and has a backlog of work. In order to increase capacity, BHCP is proposing to build a new 8000 sqft building, and renovate an existing 4000 sqft garage located on property recently purchased at the Airport Industrial Park.

City of North Bay
Airport Industrial Community Improvement Plan
Application Form



Describe the economic benefits of this project:

This project will help maintain and strengthen the local supply chain for the mining industry, and will keep chrome plating expertise in our community.

This expansion project will allow BHCP to hire and train additional staff.

This project will enable the company to further upgrade existing equipment, while supporting a niche operation with global product reach.

4. APPLICATION INFORMATION

Please indicate which ACIP program you are applying to and complete all relevant subsections:

- Municipal Fee Rebate Program (if yes, complete Section 4.1)
- Landfill Tipping Fee Reduction Program (if yes, complete section 4.2)
- Tax Assistance Program (if yes, complete section 4.3)

4.1 Municipal Fee Rebate Program

List Planning, Legal and/or Building Permit fees paid to the City of North Bay to be reimbursed and the amount:

✓ \$11,300.00 - Building Permit fee, ~~\$5000.00~~ - Site Plan Control Agreement & NavCan Permit
1600.00

4.2 Landfill Tipping Fee Reduction Program

Estimated number of tones of landfill generated by site preparation: _____ tonnes

4.3 Tax Assistance Program

Estimated property taxes to be paid:

TIF Rebate = \$42,011.06

*Note: Nav Can Permit is being
Completed by an outside agent.
Costs not eligible under ACIP.*

City of North Bay
 Airport Industrial Community Improvement Plan
 Application Form



5. BUDGET SUMMARY

Based on information provided in section 4, please list all eligible costs and sources.

Note:
 Budget adjusted
 to reflect
 change to Fee
 Rebate Program.

EXPENSES	AMOUNT	SOURCES	AMOUNT
Municipal Fee Rebate (Section 4.1)	12,900.00 \$16,300	Applicant	1,460,000
Landfill Charges (Section 4.2)	0.00	City of North Bay	\$58,341.06 54,911.06
Tax Assistance Program (Please list)	\$42,011.06		
Other Expenses (please list)		Other sources (please list)	
1. Land	150,000.00	1. Pending (NOHFC)	Undetermined
2. Building & Equipment	1,316,000.00	2. _____	_____
3. _____	_____	3. _____	_____
4. _____	_____	4. _____	_____
TOTAL	1,514,911.06 1,510,341.06	TOTAL	1,514,911.06 1,510,341.06

6. REQUIRED ATTACHMENTS

Applications will not be reviewed unless all required attachments are received. A copy of each of the following is required:

- Sketch or survey showing property location
- All relevant studies/drawings (if available)

City of North Bay
Airport Industrial Community Improvement Plan
Application Form



7. AUTHORIZATION

7.1 Authorization for an agent to act of behalf of the applicant (If applicable)

If the applicant is not the owner of the business that is the subject of this application, complete the authorization concerning personal information set out below.

AUTHORIZATION FOR AGENT TO PROVIDE PERSONAL INFORMATION

I authorize _____ to act as my agent for this application, to provide any of my personal information that will be included in this application or collected during the processing of the application.

Date

Signature of Owner

7.2 Consent of Owner

Complete the consent of the owner concerning personal information set out below.

CONSENT OF THE OWNER TO THE USE AND DISCLOSURE OF PERSONAL INFORMATION

I, JAMIE CORBEIL, am the prospective purchaser or lessee, or an authorized officer of the prospective purchaser of the land that is the subject of this application and for the purposes of the Municipal Freedom of Information and Protection of Privacy Act, I authorize and consent to the use by or the disclosure to any person or public body of any personal information that is collected under the authority of the Planning Act for the purposes of processing this application.

14/5/2012

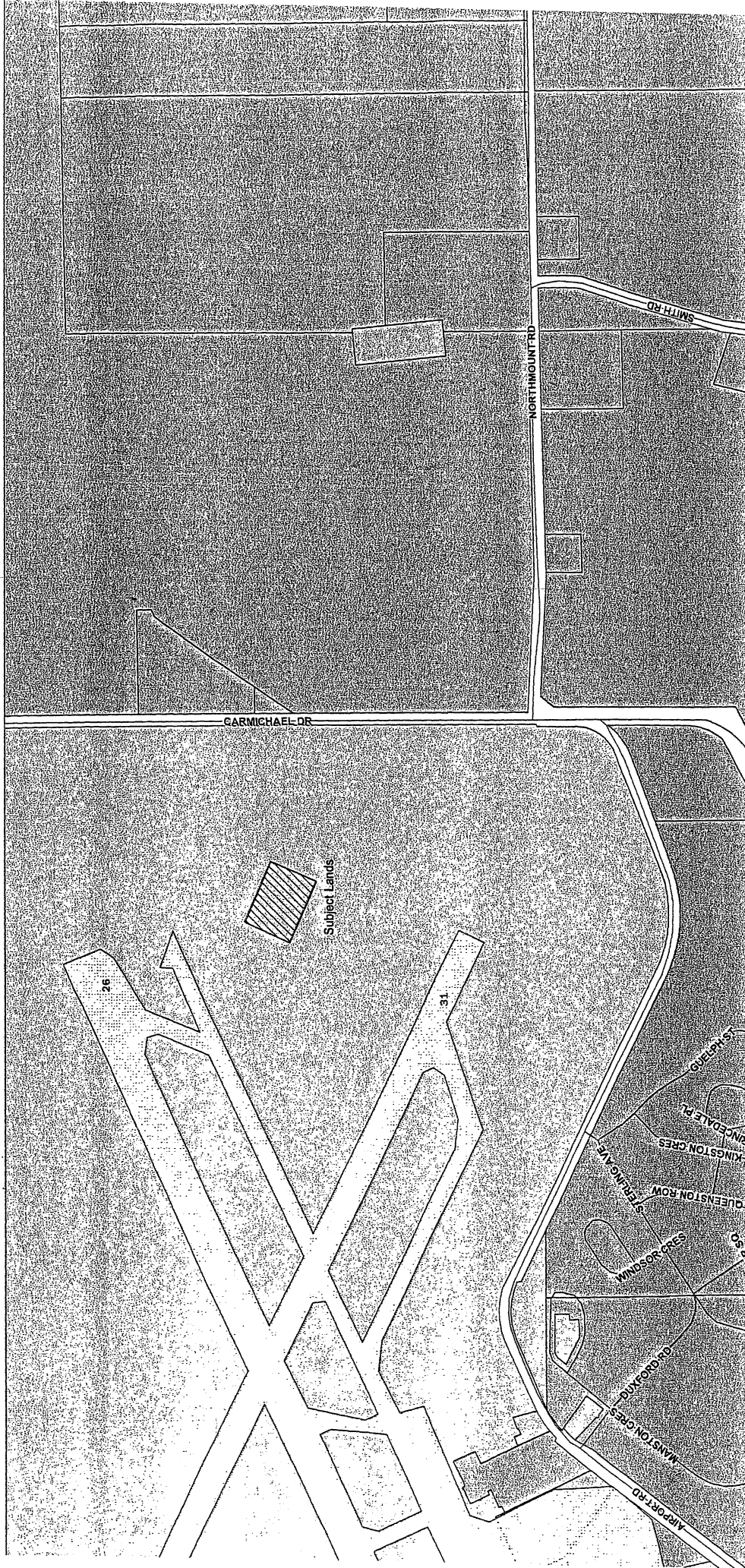
Date

J. Corbeil

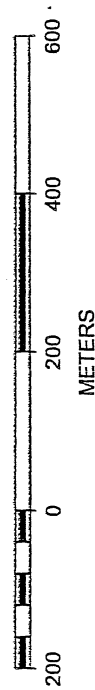
Signature of Owner

(If on behalf of a corporate owner or lessee, I am authorized to bind the corporation)

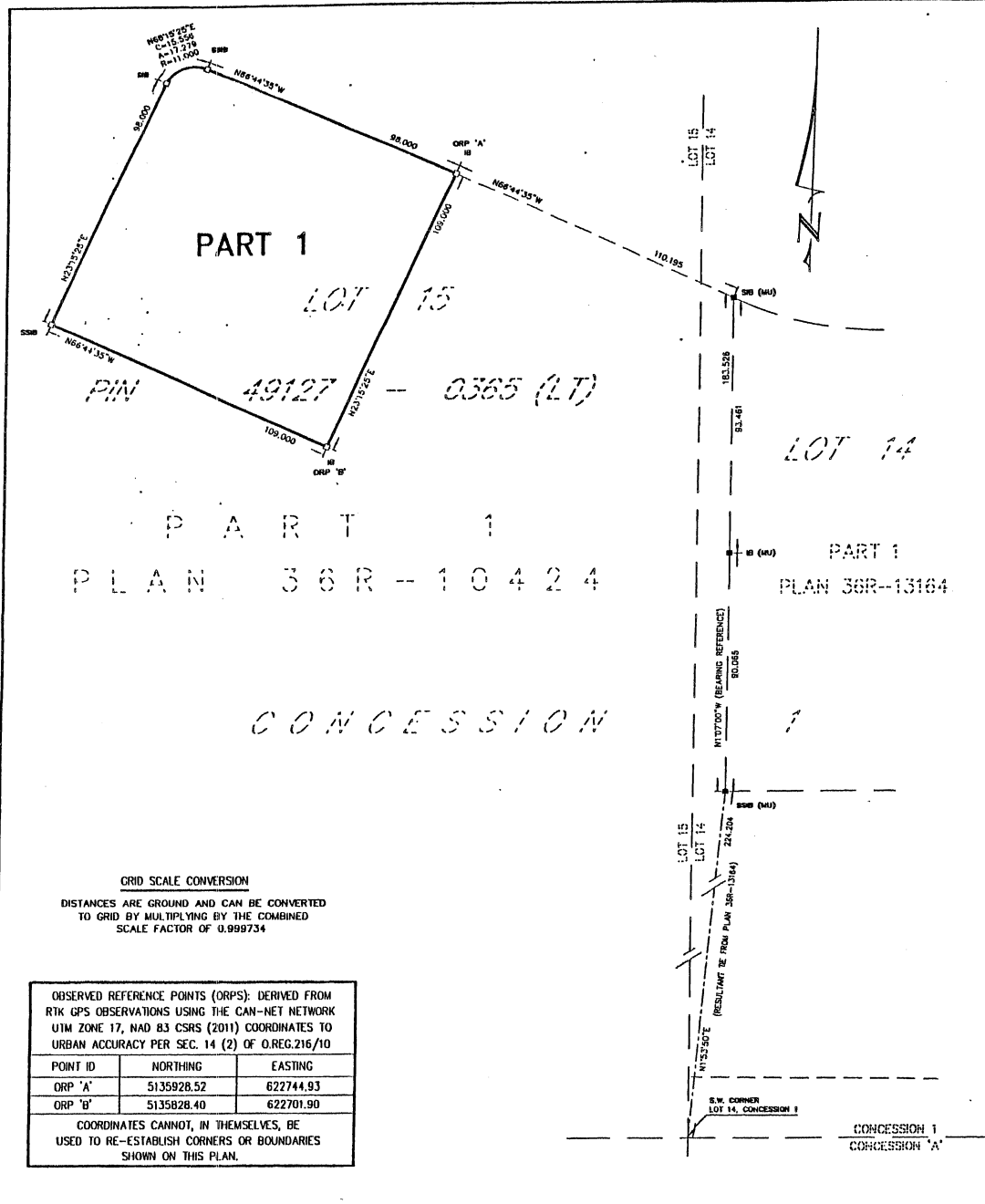
SCHEDULE A



SCALE 1 : 9,652



SCHEDULE B



I REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT.

RECEIVED AND DEPOSITED AS
PLAN 36R-13214

FEBRUARY 2, 2012
DATE

Feb 3, 2014
DATE

Roll
R. D. MILLER
ONTARIO LAND SURVEYOR

Carole Parke
REPRESENTATIVE FOR LAND REGISTRAR FOR THE LAND TITLES DIVISION OF NIPISSING (16)

SCHEDULE				
PART	LOT	CONCESSION	PH	AREA
1	PART OF LOT 15	CONCESSION 1	PART OF PH 49127-0365 (LT)	1.1855 ha

PLAN OF SURVEY OF
PART OF LOT 15
CONCESSION 1
TOWNSHIP OF WIDDIFIELD
NOW IN THE
CITY OF NORTH BAY
DISTRICT OF NIPISSING

0 10 20 30 40 50m
SCALE 1 : 1000

Miller & Urso Surveying Inc.

METRIC
DISTANCES AND COORDINATES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

LEGEND

- DENOTES FOUND MONUMENT
- DENOTES SET MONUMENT
- SSB DENOTES SHORT STANDARD IRON BAR
- SB DENOTES STANDARD IRON BAR
- IB DENOTES IRON BAR
- MJ DENOTES MILLER & URSO SURVEYING INC.
- / DENOTES NOT TO SCALE

BEARING NOTE
BEARINGS SHOWN HEREON ARE GRID AND ARE REFERRED TO THE WEST LIMIT OF PART 1, AS SHOWN ON DEPOSITED PLAN 36R-13164, HAVING A BEARING OF N107°00'W.

SURVEYOR'S CERTIFICATE

I CERTIFY THAT:
 1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT, THE SURVEYORS ACT, THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM.
 2. THE SURVEY WAS COMPLETED ON THE 20th DAY OF JANUARY, 2012.

FEBRUARY 2, 2012
DATE

Roll
R.D. MILLER
ONTARIO LAND SURVEYOR
FOR MILLER & URSO SURVEYING INC.

Miller & Urso Surveying Inc.
Ontario Land Surveyors & Canada Land Surveyors
Planning Consultants

1501 SEMOUR STREET
NORTH BAY ON P1A 0G5 TEL: (705) 474-1210
FAX: (705) 474-1783

DRAWN BY: C.A.L.	FIELD: S.M., C.B.	WORK ORDER No. 3986
CHECKED BY: R.D.M.		

GRID SCALE CONVERSION
DISTANCES ARE GROUND AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.999734

OBSERVED REFERENCE POINTS (ORPS): DERIVED FROM RTK GPS OBSERVATIONS USING THE CAN-NET NETWORK UTM ZONE 17, NAD 83 CSRS (2011) COORDINATES TO URBAN ACCURACY PER SEC. 14 (2) OF O.REG.216/10

POINT ID	NORTHING	EASTING
ORP 'A'	5135928.52	622744.93
ORP 'B'	5135828.40	622701.90

COORDINATES CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.

F10/11/11

#6

005

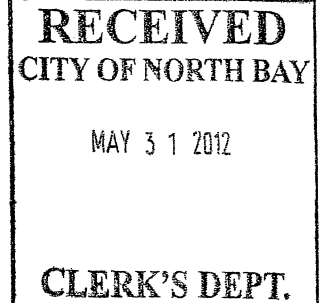
CITY OF NORTH BAY
REPORT TO COUNCIL

Report No: CORP 2012-76

May 31, 2012

Originator: Margaret Karpenko

Subject: 2011 Consolidated Financial Statements



RECOMMENDATIONS:

- 1) That the 2011 Consolidated Financial Statements be received.
- 2) That the Mayor and Chief Financial Officer of the City of North Bay be authorized to approve the 2011 Consolidated Financial Statements.

BACKGROUND:

Section 296 of the Municipal Act requires that all municipalities undertake an annual audit of their accounts and that the auditors express an opinion on the financial statements based on the audit. The City's auditor is the firm of KPMG and their report is attached hereto. The Consolidated Financial Statements of the Corporation of the City of North Bay are prepared by management in accordance with Canadian generally accepted accounting practices for local governments as recommended by the Public Sector Accounting Board of the Canadian Institute of Chartered Accountants. These consolidated financial statements reflect the assets, liabilities, sources of funding, and expenses of the City of North Bay which includes the activities of all committees of Council and its boards, municipal enterprises and utilities for which the Council of the City of North Bay owned or controlled. These boards and entities include:

- Consolidated Entities:
 - North Bay Public Library Board
 - North Bay Police Services Board
 - Board of Management for the Downtown Improvement Area
 - North Bay Hydro Holding Limited ('Holdco')
 - North Bay Jack Garland Airport Corporation
 - GENCO
- Municipal Enterprises:
 - North Bay Hydro Distribution Limited
 - North Bay Hydro Services Inc.

The required Financial Information Return has been submitted on May 31, 2012 as required by the Municipal Act and Performance Measures Report will be filed with the Province in the month of July, 2012. The Financial Statements and the Financial Information Return and Performance Measures will be combined in a 2011 Financial Report and posted on the City's web site in July.

Canadian generally accepted auditing standards state that financial statements are the responsibility of the City's management and KPMG has requested that the Mayor and the Chief Financial Officer approve these statements.

HIGHLIGHTS

Key financial highlights of the 2011 Consolidated Financial Statements include the following:

- Airport reporting has changed as a result of changing Accounting Policies. In prior years the Airport was accounted for as a Municipal Enterprise and consolidated on a modified equity basis. In 2011 the Airport Financial Statements were reported on a Government not-for-profit organization (GNPO) basis which then required the City to consolidate on a line by line basis. Therefore, the impact to the City's consolidated statements can be noticed within several line items such as Tangible Capital Assets, User Fee Revenue and others. Overall this consolidation has a positive effect on the City's financial strength because other than trade payables the Airport does not carry any debt.
- Cash and cash equivalents have increased by 4.9 million when compared to 2010. The total cash and cash equivalents balance of 27.5 million includes 24 million in reserves. The Statement of Cash Flows details the various other activities that contributed to this overall increase.
- The City's net investment in Tangible Capital Assets is 5 million for 2011. This amount represents the City's investment of 29.3 million in acquisitions less 20.7 million in amortization and 3.6 million in disposals. With respect to Asset Management Planning the City continues to support a 10-year capital plan to reduce the infrastructure gap however as assets are now amortized over their expected life the annual investment is offset by the annual deterioration of the assets. The financial statements reflect a net positive change in the City's assets. The net book value of the City's Tangible Capital Assets as at December 31, 2011 is \$492,324,772 versus 2010 at \$487,274,045.
- The City's accounts receivables have decreased by \$2,320,712 compared to prior years. This is primarily due to the settlement of grants that were outstanding at the end of 2010.
- The City's taxes receivable have increased slightly by \$298,085 from 2010 to 2011. The number of tax accounts in arrears increased by 82 accounts bringing the total year end tax accounts in arrears for 2011 to 885. The increase can be attributed partly to 2011 being the third year of the four year assessment phase-in program. The assessment increases are phased-in equally over a four year term and the financial impact of the reassessment is not as burdensome on property owners until the latter part of the program. The City's tax department continues to work with the rate payers to develop payment plans in a positive and effective manner. Overall, the collection strategy has proven successful.
- The City's total liabilities increased by \$4,725,352. The increase in long-term liabilities of \$3,714,368 results from the increase in the maximum debenture principle amount. Short-term liabilities increased by a total of \$1,010,984 primarily as a result of outstanding year-end payroll payables and increased unfunded landfill and employee benefits liabilities recognized.
- The City's debt-to-revenue ratio has increased slightly from 38.7% to 42.6%.
- The debt servicing costs (including both principal and interest) to revenue has increased from 6.6% to 6.8% as of December 31, 2011. The City's ratio remains at a reasonable level that supports the city's high level of fiscal flexibility.
- Taxation revenue as a percentage of total revenue has increased from 48.4% in 2010 to 51.4% in 2011. This is as a result of our increased assessment base and growth.

ANALYSIS / OPTIONS:

Option #1:

- 1) Receive the 2011 Consolidated Financial Statements.

-
- 2) The Mayor and Chief Financial Officer, as representatives of management, approve the 2011 Consolidated Financial Statements. Upon receipt of signed statements KPMG is ready to issue a clean auditors report for the year ending December 31, 2011.

Option #2:

- 1) Receive the 2011 Consolidated Financial Statements.
- 2) The Mayor and Chief Financial Officer do not sign the 2011 Consolidated Financial Statements. This action will delay the issuance of the 2011 auditors report and is not recommended.

RECOMMENDED OPTION / FINANCIAL IMPACTS:

Option #1 is recommended as follows:

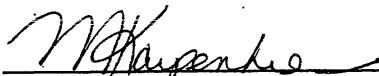
- 1) That the 2011 Consolidated Financial Statements be received.
- 2) That the Mayor and Chief Financial Officer of the City of North Bay be authorized to approve the 2011 Consolidated Financial Statements.

KPMG has expressed satisfaction that these financial statements present fairly, in all material respects, the financial position of the Corporation of the City of North Bay as at December 31, 2011.

As these Consolidated Financial Statements are the responsibility of City management, KPMG has requested that they should be signed by the Mayor and the Chief Financial Officer as evidence that City management approve these statements.

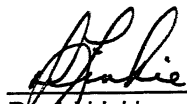
Upon management approval, KPMG is ready to issue the Corporation of the City of North Bay a clean auditors report for the year ending December 31, 2011.

Respectfully submitted,



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer

I concur in this report and recommendation.



David Linkie
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

Attachments: 2011 Financial Statements

Consolidated Financial Statements

**CORPORATION OF THE
CITY OF NORTH BAY**

Year ended December 31, 2011

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CORPORATION OF THE CITY OF NORTH BAY

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Year ended December 31, 2011

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INDEPENDENT AUDITORS' REPORT

To the Members of Council, Inhabitants and Ratepayers of
the Corporation of the City of North Bay

We have audited the accompanying consolidated financial statements of The Corporation of the City of North Bay which comprise the consolidated statement of financial position as at December 31, 2011, the consolidated statements of operations, changes in net financial assets and cash flows for the year then ended, and notes, comprising a summary of significant accounting policies and other explanatory information.

Management's Responsibility for the Consolidated Financial Statements

Management is responsible for the preparation and fair presentation of these consolidated financial statements in accordance with Canadian public sector accounting standards and for such internal control as management determines is necessary to enable the preparation of consolidated financial statements that are free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express an opinion on these consolidated financial statements based on our audit. We conducted our audit in accordance with Canadian generally accepted auditing standards. Those standards require that we comply with ethical requirements and plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the consolidated financial statements. The procedures selected depend on our judgment, including the assessment of the risks of material misstatement of the consolidated financial statements, whether due to fraud or error. In making those risk assessments, we consider internal control relevant to the entity's preparation and fair presentation of the consolidated financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by management, as well as evaluating the overall presentation of the consolidated financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, these consolidated financial statements present fairly, in all material respects, the financial position of The Corporation of the City of North Bay as at December 31, 2011 and its results of operations and its cash flows for the year then ended in accordance with Canadian public sector accounting standards.

Comparative Information

The consolidated financial statements of The Corporation of the City of North Bay as at and for the year ended December 31, 2010 were audited by another auditor who expressed an unmodified opinion on those statements on June 6, 2011.

Chartered Accountants, Licensed Public Accountants

June 4, 2012
North Bay, Canada

CORPORATION OF THE CITY OF NORTH BAY

Consolidated Statement of Financial Position

December 31, 2011, with comparative figures for 2010

	2011	2010
		Restated (note 20)
FINANCIAL ASSETS:		
Cash and cash equivalents	\$ 27,568,111	22,569,417
Investments (note 2)	12,250,259	10,831,825
Taxes receivable	4,145,042	3,846,957
Accounts receivable (note 3a)vii)	13,123,347	15,444,059
Other assets	1,599,711	216,031
Notes receivable from government business enterprises (note 3a)v)	20,844,551	20,844,551
Investment in government business enterprises (note 3b)	28,854,823	26,027,007
	108,385,844	99,779,847
LIABILITIES:		
Accounts payable and accrued liabilities	16,607,066	15,809,062
Deferred revenue - general	1,058,405	1,124,363
Deferred revenue - obligatory reserve funds (note 4)	3,787,920	3,748,460
Accrued interest on long-term liabilities (note 8)	213,492	204,197
Post employment benefits payable (note 5)	12,868,755	12,761,000
Solid waste landfill closure and post-closure care liability (note 6)	2,144,527	2,022,099
Net long-term liabilities (note 7)	59,904,699	56,190,331
	96,584,864	91,859,512
NET FINANCIAL ASSETS	11,800,980	7,920,335
NON-FINANCIAL ASSETS:		
Tangible capital assets (note 18)	492,324,772	487,274,045
Inventories of supplies	2,030,089	1,790,705
Prepaid expenses	543,147	550,187
Commitments (note 11)		
Contingent liabilities (note 12)		
Environmental indemnities (note 13)		
Accumulated surplus (note 9)	\$ 506,698,988	497,535,272

The accompanying notes are an integral part of these consolidated financial statements.

On behalf of Council:

Mayor

Chief Financial Officer

CORPORATION OF THE CITY OF NORTH BAY

Consolidated Statement of Operations

Year ended December 31, 2011, with comparative figures for 2010

	2011 Budget (Note 16) (Unaudited)	2011 Total	2010 Total Restated (note 20)
Revenues:			
Property taxation	\$ 68,355,567	68,294,856	66,256,273
Taxation from other governments	3,539,563	3,998,226	4,001,795
User charges	27,300,800	27,607,006	26,536,667
Government transfers and grants	22,511,461	25,372,809	34,212,957
Licenses, permit fees and rents	2,907,757	2,045,692	2,047,643
Investment income	1,975,000	1,813,045	1,530,824
Provincial Offences Act (note 15)	1,780,000	1,608,181	1,686,632
Other	5,501,670	6,316,439	6,389,049
Equity earnings of government business enterprises (note 3)	-	3,518,947	2,503,858
	133,871,818	140,575,201	145,165,698
Expenses:			
General government	5,195,346	5,704,988	5,180,467
Protection services	32,153,636	33,442,056	32,871,659
Transportation services	19,575,841	36,276,319	31,521,650
Engineering and Environmental services	16,142,629	25,085,746	26,662,832
Community services	14,948,357	15,544,710	18,193,343
Recreation and cultural services	10,295,630	13,008,735	11,433,118
Planning and development	1,622,444	2,348,931	2,164,964
	99,933,883	131,411,485	128,028,033
Annual surplus	33,937,935	9,163,716	17,137,665
Accumulated surplus, beginning of year			
As previously stated	497,535,272	497,535,272	471,408,020
Restatement (note 20)	-	-	8,989,587
As restated	497,535,272	497,535,272	480,397,607
Accumulated surplus, end of year (note 9)	531,473,207	506,698,988	497,535,272

The accompanying notes are an integral part of these consolidated financial statements.

CORPORATION OF THE CITY OF NORTH BAY

Consolidated Statement of Changes in Net Financial Assets

Year ended December 31, 2011, with comparative figures for 2010

	2011 Budget (note 16) (Unaudited)	2011 Total	2010 Total Restated (note 20)
Annual surplus	\$ 33,937,935	9,163,716	17,137,665
Acquisition of tangible capital assets	(28,777,814)	(29,385,191)	(36,818,624)
Amortization of tangible capital assets	-	20,768,708	19,457,758
Disposal of tangible capital assets	-	3,565,756	1,822,679
	(28,777,814)	(5,050,727)	(15,538,187)
Increase in inventories of supplies	-	(239,384)	(78,588)
Decrease in prepaid expenses	-	7,040	339,604
	-	(232,344)	261,016
Change in net financial assets	5,160,121	3,880,645	1,860,494
Net financial assets, beginning of year	7,920,335	7,920,335	6,059,841
Net financial assets, end of year	\$ 13,080,456	11,800,980	7,920,335

The accompanying notes are an integral part of these consolidated financial statements.

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CORPORATION OF THE CITY OF NORTH BAY

Consolidated Statement of Cash Flows

Year ended December 31, 2011, with comparative figurues for 2010

	2011	2010
		Restated (note 20)
Operating transactions:		
Annual surplus	\$ 9,163,716	17,137,665
Items not involving cash:		
Amortization of tangible capital assets	20,768,708	19,457,758
Equity earnings of government business enterprises	(3,518,947)	(2,503,858)
Accrued interest on long-term liabilities	9,295	(29,760)
Dividend in-kind	-	409,091
Increase in post employment benefits payable and other liabilities	107,755	331,000
Increase in solid waste landfill closure and post-closure care liability	122,428	142,050
Changes in non-cash operating balances:		
(Increase) in taxes receivable	(298,085)	(1,312,299)
Decrease (increase) in accounts receivable	2,320,712	(141,537)
(Increase) decrease in other assets	(1,383,680)	134,110
Increase (decrease) in accounts payable	798,004	(5,523,579)
(Decrease) increase in deferred revenue	(65,958)	218,099
Increase in obligatory reserve fund	39,460	1,487,285
Decrease prepaid expenses	7,040	339,604
Increase in inventories of supplies	(239,384)	(78,588)
	27,831,064	30,067,041
Capital transactions:		
Disposal of tangible capital assets	3,565,756	1,822,679
Acquisition of tangible capital assets	(29,385,191)	(36,818,624)
	(25,819,435)	(34,995,945)
Investing transactions:		
Change in portfolio investments	(1,418,434)	10,501,005
Cash dividend received from government business enterprises	691,131	1,550,000
	(727,303)	12,051,005
Financing transactions:		
Proceeds from debt issues	11,000,000	8,000,000
Debt repayments (note 7)	(7,285,632)	(7,147,610)
	3,714,368	852,390
Net change in cash and cash equivalents	4,998,694	7,974,491
Cash and cash equivalents, beginning of year	22,569,417	14,594,926
Cash and cash equivalents, end of year	\$ 27,568,111	22,569,417

The accompanying notes are an integral part of these consolidated financial statements.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

The City of North Bay is a municipality in the Province of Ontario, Canada. It conducts its operations guided by the provisions of provincial statutes such as the Municipal Act 2001, Provincial Offences Act and other related legislation.

1. Significant accounting policies:

The consolidated financial statements of the Corporation of the City of North Bay (the "City") are the responsibility of management. They have been prepared in accordance with Canadian generally accepted accounting principles established by the Public Sector Accounting Board ("PSAB") of the Canadian Institute of Chartered Accountants. Significant aspects of the accounting policies adopted by the City are as follows:

a) Reporting entity:

i) Consolidated entities:

These consolidated financial statements reflect the assets, liabilities, revenues, and expenses of the reporting entity. The reporting entity is comprised of all organizations, committees and local boards accountable for the administration of their financial affairs and resources to the City and which are owned or controlled by the City. These boards and entities include:

- North Bay Public Library Board
- North Bay Police Services Board
- Board of Management For The Downtown Improvement Area ("DIA")
- North Bay Hydro Holdings Limited ("Holdco")
- North Bay Jack Garland Airport Corporation ("Airport")

All interfund assets and liabilities and sources of financing and expenses have been eliminated.

ii) Investment in Government Business Enterprises:

Government business enterprises are accounted for by the Modified Equity method. Under this method the business enterprises' accounting principles are not adjusted to conform with those of the City and inter-organizational transactions and balances are not eliminated. The government business enterprises included during the year and summarized in note 3 are:

- North Bay Hydro Distribution Limited
- North Bay Hydro Services Inc.

iii) Related Entities:

The following joint local boards are not consolidated:

- East Nipissing District Home For The Aged ("Cassellholme")
- North Bay Parry Sound District Health Unit
- District of Nipissing Social Services Administration Board ("DNSSAB")

iv) Accounting for school board transactions:

The taxation, other revenues, expenses, assets and liabilities of Near North District School Board, Nipissing-Parry Sound Catholic District School Board, Conseil Scolaire du District du Nord-Est de L'Ontario, and Conseil Scolaire Catholique Franco-Nord are not reflected in these consolidated financial statements.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

1. Significant accounting policies (continued):

b) Basis of accounting:

Sources of financing and expenses are reported on the accrual basis of accounting. This method recognizes revenues as they become available and measurable; expenses are recognized as they are incurred and measurable as a result of receipt of goods or services and the creation of a legal obligation to pay.

c) Cash and cash equivalents:

Cash consists of balances held at financial institutions and all cash equivalents consist of highly liquid financial instruments with maturity of three months or less at acquisition.

d) Investments:

Investments are recorded at cost. Temporary declines in the market value of the long-term investments are not adjusted.

e) Inventories:

Inventories of goods and supplies are priced at average cost on the same basis as the preceding year.

f) Tangible capital assets:

Tangible capital assets are recorded at cost less accumulated amortization. Cost includes all costs attributable to acquisition or construction, development or betterment of the tangible capital asset including but not limited to transportation costs, installation costs, design and engineering fees, legal fees and site preparation costs. Contributed capital assets are recorded at fair value at the time of the donation, with a corresponding amount recorded as revenue, when fair value can be reasonably estimated. Amortization is recorded on a straight-line basis over the estimated life of the tangible capital asset commencing in the year the asset is available for productive use as follows:

Land improvements	7 to 40	Years
Buildings	10 to 100	Years
Vehicles	2 to 30	Years
Machinery and equipment	3 to 40	Years
Computer hardware and software	4	Years
Roads	20 to 40	Years
Water and sewer	75	Years
Bridges and structures	75	Years
Work-In-Process	No Amortization Prior to Project Completion	

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

1. Significant accounting policies (continued):

g) Non-pension Post Retirement Benefits and Post Employment Sick Leave Benefits:

The City accrues its obligations under employee benefit plans as the employees render the services necessary to earn employee future benefits. The City has adopted the following valuation methods and assumptions:

i) Actuarial cost method:

Accrued benefit obligations are computed using the Projected Benefit Method Pro Rated on Service, as defined in PSAB 3250 and PSAB 3255. The objective under this method is to expense each member's benefit under the plan taking into consideration projections of benefit costs to and during retirement. Under this method an equal portion of total estimated future benefit is attributed to each year of service.

ii) Funding policy:

The non-pension post retirement and post employment benefits are funded on a pay-as-you-go basis. The City funds on a cash basis as benefits are paid. No assets have been formally segregated and restricted to provide the non-pension retirement and post employment benefits.

iii) Accounting policies:

Actuarial gains and losses are amortized on a linear basis over the expected average remaining service life ("EARSL") (expected remaining payment period in respect of the retiring allowance) of members expected to receive benefits under the plan, with amortization commencing in the period following the determination of the gain or loss. Obligations are attributed to the period beginning on the member's date of hire and ending on the expected date of termination, death or retirement, depending on the benefit value. The City's fiscal year-end is December 31 and the measurement date of the City's obligation is such.

h) Taxation and related revenues:

Property tax billings are prepared by the City based on assessment rolls issued by the Municipal Property Assessment Corporation (MPAC). Tax rates are established by City Council, incorporating amounts to be raised for local services and amounts the City is required to collect on behalf of the Province of Ontario in respect of education taxes. The legislation limits assessment related increases in property tax bills to a minimum of 5 per cent annually for commercial, industrial and multi-residential classes of property until the affected properties are taxed at a level equivalent to the tax otherwise calculated based on their current value assessment. A normal part of the assessment process is the issue of supplementary rolls which provide updated information with respect to changes in property assessment. Once a supplementary assessment roll is received, the City determines the taxes applicable and renders supplementary tax billings. Taxation revenues are recorded at the time tax billings are issued. Assessments and the related property taxes are subject to appeal. Tax adjustments as a result of appeals are recorded when the result of the appeal process is known. The City is entitled to collect interest and penalties on overdue taxes. These revenues are recorded in the period the interest and penalties are levied.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

1. Significant accounting policies (continued):

i) Government grants:

Conditional grant revenue is recognized to the extent the conditions imposed on it have been fulfilled. Unconditional grant revenue is recognized when monies are receivable. Grants for the acquisition of tangible capital assets are recognized in the period in which eligible expenditures are made.

j) Transfer payments:

Transfer payments, which include legislative grants, are recognized in the consolidated financial statements in the period in which the events giving rise to the transfer occurs, providing the transfers are authorized, any eligibility criteria have been met and reasonable estimates of the amount can be determined.

k) Investment income:

Investment income earned on surplus funds is reported as revenue in the period earned. Investment income earned on obligatory funds such as development charges and parkland allowances is added to the associated funds and forms part of respective deferred revenue balances.

l) User fees and other revenues:

User fees and other revenues are reported on an accrual basis.

m) Use of estimates:

The preparation of consolidated financial statements in accordance with Canadian generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities at the date of the consolidated financial statements, and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from management's best estimates as additional information becomes available in the future. Significant items subject to such estimates and assumptions include: solid waste landfill closure and post closure liabilities, employee future benefits, POA receivables, allowances for doubtful accounts and other accrued liabilities and/or obligations. These estimates are reviewed periodically, and as adjustments become necessary, they are reported in earnings in the year in which they become known.

2. Investments:

	2011	2010
Investment in financial institutions - bonds	\$ 12,250,059	\$ 10,831,625
Other	200	200
Total Investments, end of year	\$ 12,250,259	\$ 10,831,825

The City's investment in financial institutions totaling \$12,250,259 are reported at cost and mature between 2011 to 2017, with yields ranging from 1.25% to 5.382%. The current short-term portion equals \$1,787,624.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

3. Government business enterprises:

a) North Bay Hydro:

The City holds 100% of the shares of North Bay Hydro Holding Limited ("Holdco"). Holdco holds 100% of the shares of North Bay Hydro Distribution Limited ("Distribution") and North Bay Hydro Services Inc. ("Services"). The following provides condensed combined financial information for Distribution and Services.

	2011	2010
		Restated (note 20)
Balance Sheet		
Total Assets	\$ 80,369,158	\$ 73,418,685
Total Liabilities	\$ 51,514,335	\$ 47,391,678
Net Assets	28,854,823	26,027,007
Total Liabilities and Net Assets	\$ 80,369,158	\$ 73,418,685
Statement of Operations		
Total Revenues	\$ 13,438,190	\$ 13,461,217
Total Expenses	9,919,243	10,957,359
Net income	\$ 3,518,947	\$ 2,503,858

Related party transactions between Hydro and the City are summarized as follows:

- i) The City purchased electricity and services from Distribution including electrical energy in the amount of \$1,918,511 (2010 - \$1,450,209), street light energy in the amount of \$764,610 (2010 - \$520,542), construction activity in the amount of \$62,344 (2010 - \$147,828) and street light maintenance in the amount of \$158,299 (2010 - \$143,416).
- ii) The City received municipal taxes from Distribution in the amount of \$58,586 (2010 - \$60,827)
- iii) Distribution purchased goods and services from the City totalling \$234,970 (2010 - \$201,120)
- iv) The City received CDM incentives from Distribution totalling \$400 (2010 - \$59,942).
- v) The City holds two promissory notes (a) \$19,511,601 payable from Distribution and (b) \$1,332,950 payable from Services, totalling \$20,844,551 (2010 - \$20,844,551). Note (a) is unsecured, due upon twelve months written notice and bears interest of 5% per annum. Note (b) bears interest at 5% per annum and has no definite terms of repayment.
- vi) The City received interest in the amount of \$975,580 (2010 - \$975,580) from promissory note (a) and \$66,648 (2010 - \$66,648) from promissory note (b).
- vii) At December 31, 2011 the City balances include accounts receivable of \$155,942 (2010 - \$148,317) and accounts payable and accrued liabilities of \$335,125 (2010 - \$350,047) due to/from Distribution.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

3. Government business enterprises (continued):

b) Investment in Government Business Enterprises:

	2011	2010
		Restated (note 20)
Investment in government business enterprises, beginning of year	\$ 26,027,007	\$ 25,482,240
Equity in earnings:		
North Bay Hydro Holding Limited	3,518,947	2,503,858
Cash dividend received - Hydro	(691,131)	(1,550,000)
Dividend in kind received - Hydro	-	(409,091)
Investment in government business enterprises, end of year	\$ 28,854,823	\$ 26,027,007

4. Deferred revenue - obligatory funds:

	2011	2010
Balance, beginning of the year	\$ 3,748,460	\$ 2,261,175
Federal gas tax contributions	3,310,814	3,321,815
Provincial gas tax contributions	1,034,193	1,013,403
Development contributions	352,253	845,454
Investment income	67,745	58,941
Utilization of funds	(4,725,545)	(3,752,328)
Deferred Revenue - Obligatory Funds, end of year	\$ 3,787,920	\$ 3,748,460

Analyzed as follows:

Development charges	\$ 1,739,189	\$ 1,622,613
Federal gas tax contributions	289,619	1,039,695
Provincial gas tax contributions	526,652	-
Subdivider contributions	-	23,356
Cash in lieu of parkland	572,493	558,134
Building Code Act	659,967	504,662
Deferred Revenue - Obligatory Funds, end of year	\$ 3,787,920	\$ 3,748,460

Included in cash and cash equivalents is restricted amounts of \$3,787,920 (2010 - \$3,748,460) with respect to the above obligatory reserve funds.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

5. Post employment benefits payable:

	2011	2010
Sick leave benefits	\$ 6,370,466	\$ 6,264,000
Supplementary health benefits	6,498,289	6,497,000
Total employee benefits payable	\$ 12,868,755	\$ 12,761,000

The City maintains a sick leave plan covering all Fire Association employees hired before December 31, 1997, Police Services Board and Police Association employees hired before September 1, 1977, all Library employees hired prior to August 31, 1987, and all other employees with at least five years of service hired prior to September 30, 1980. The above sick leave benefit liability estimates the use of accumulated sick leave prior to retirement as well as any lump-sum payments upon retirement.

In addition, the City has a defined supplementary health benefit plan covering City union employees, Fire Association employees, Police Association employees and management and non-union employees who retire from current employment. The above supplementary health benefit liability estimates the expense of each member's benefit under the plan taking into consideration projections of benefit costs to and during retirement up to the age of 65.

Information about the City's defined supplementary health benefit care and sick leave plan is as follows:

	2011	2010
Sick Leave Benefits:		
Accrued benefit, beginning of year	\$ 6,264,000	\$ 6,170,000
Amortization of unamortized actuarial gains/losses & other	49,000	22,000
Service cost for the year	832,617	337,000
Interest expense for the year	266,872	283,000
Benefits paid during the year	(1,042,023)	(548,000)
Accrued Benefit Liability and Projected Obligation, end of year	\$ 6,370,466	\$ 6,264,000
Supplementary Health Benefits:		
Accrued benefit, beginning of year	\$ 6,497,000	\$ 6,260,000
Amortization of unamortized actuarial gains/losses & other	59,000	26,000
Service cost for the year	256,746	381,000
Interest expense for the year	292,202	304,000
Benefits paid during the year	(606,659)	(474,000)
Accrued Benefit Liability and Projected Obligation, end of year	\$ 6,498,289	\$ 6,497,000

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

5. Post employment benefits payable (continued):

A comprehensive actuarial valuation was completed as at December 31, 2011 by an actuarial firm. The next valuation date will be for 2014, as at December 31. The main actuarial assumptions employed for the valuations are as follows:

- i) The discount rate was assumed at 4.25% per annum for Accrued Benefit Obligation ("ABO") (2010 - 4%) and 4.25% per annum for the 2011 expense (2010 - 4.5%).
- ii) Future general salary and wage levels were assumed to increase 3% per annum.
- iii) Health Costs were assumed at 6.3333% per annum from 2011 through 2013, reducing by 0.3333% annually to 4% in 2020 (2010 hospital - 4.5%, 2010 prescription drugs - 9%, 2010 other medical and travel costs - 4%).
- iv) Dental costs were assumed to increase at 4% per annum.
- v) The expected average remaining service life is 12 years for non-pension post retirement benefits and 11 years for post employment benefits.

6. Solid waste landfill closure and post-closure care liability:

The City owns two solid waste landfill sites. The Merrick Landfill site ('Merrick') has been accepting waste since 1994. The Marsh Drive Landfill site ('Marsh') has been closed since the opening of Merrick. Environmental approvals for the operation of landfill sites require that the City accept responsibility for certain obligations regarding closure and post-closure care of each site.

Closure activities include all activities related to closing the landfill site. Through a proactive closure plan, many closure costs are incurred on an on-going basis and are included in the yearly fiscal operating budget. Taking this into consideration, it is assumed that this will result in minimal closure costs at the actual closure date with expenses being absorbed in the annual operating budget.

Post-closure activities include all activities related to monitoring the site once it can no longer accept waste. These costs are expected to last for an indeterminate time period, but at a minimum, would exceed 20 years.

There are currently no reserves set aside for either closure or post-closure activities. The Merrick site has remaining capacity of 1,414,000 cubic metres of waste and is estimated to have a remaining landfill life of approximately 20.7 years. The City recognizes a future liability for closure and post-closure care costs. Based on historical post closure costs for Marsh and an estimated annual inflation rate of 2%, an amount is estimated at December 31, 2011 for the current year post-closure liability of both sites in the amount of \$2,144,527 (2010 - \$2,022,099) and has been accrued in the consolidated financial statements. Based on a 35 year liability assumption, the total estimated future expenditures for post-closure of both Merrick and Marsh landfill is \$5,584,640 (2010 - \$5,436,317). Of which \$3,414,218 (2010 - \$3,414,218) represents the amount of Merrick site future post-closure liability yet to be accrued.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

7. Net long-term liabilities:

- a) The balance of net long-term liabilities reported on the Consolidated Statement of Financial Position is made up of the following:

	2011	2010
Debentures (i)	\$ 36,192,450	\$ 42,665,750
Term loans (ii)	14,000,000	3,400,000
Lease commitments	-	18,686
Hospital commitment (iii)	9,712,249	10,105,895
Total Net Long-Term Liabilities (iv)	\$ 59,904,699	\$ 56,190,331

- (i) The debentures bear interest at rates of 1.7% to 6.35%, repayable in annual principal payments of \$4,608,000 (2010 - \$4,690,000) and semi-annual principal payments of \$435,650 (2010 - \$435,650) plus interest, maturing in November, 2012 to December, 2027.
- (ii) The term loans bear interest at rates of 3.92% to 4.61%, repayable in semi-annual principal payments of \$200,000 (2010 - \$200,000) plus interest, maturing in December, 2018 to December, 2019.
- (iii) During 2003, the City passed a resolution committing to pay \$1,000,000 per year for 20 years to the North Bay Regional Health Centre capital project. As at December 31, 2006, a formal agreement was executed which became effective when the construction tender for the new hospital was awarded. In 2007, the City made the first of 20 annual payments. Based on municipal borrowing rates of 5% for a 20 year debenture, the present value of the remaining 15 payments of \$1,000,000 is \$9,712,249.
- (iv) Total 2011 principal payments for long-term liabilities including leases, totalled \$7,285,632 (2010 - \$7,147,610).

- b) The aggregate maturities of the net long-term liabilities are as follows:

	2011	2010
2012	\$ 7,599,565	\$ 7,285,632
2013	7,068,601	6,499,565
2014	6,786,139	5,968,601
2015	6,363,519	5,686,139
2016	5,757,788	5,263,519
2017 thereafter	26,329,087	25,486,875
Total Net Long-Term Liabilities	\$ 59,904,699	\$ 56,190,331

The repayments are summarized as follows:

From municipal revenues	\$ 46,413,399	\$ 44,240,331
From user fees	13,491,300	11,950,000
Total Net Long-Term Liabilities	\$ 59,904,699	\$ 56,190,331

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

7. Net long-term liabilities (continued):

The repayments to be funded by municipal revenues include \$9,147,610 for the discounted hospital commitment noted in part 7a). The user fees include a current \$7,900,000 debenture for the water filtration plant that will be recovered from a water filtration plant surcharge over the next 17 years. The water filtration surcharge will equal up to a maximum of principal debenture plus interest.

c) The long-term liabilities reported in 7a), issued in the name of the City, have been approved by municipal by-law. The annual principal and interest payments required to service these liabilities are within the annual debt repayment limit prescribed by the Ministry of Municipal Affairs and Housing.

8. Interest on long-term liabilities:

Total interest charges for the year on long-term liabilities reported on the Consolidated Statement of Operations are as follows:

	2011	2010
General government	\$ 20,622	\$ 40,977
Protection services	19,726	45,432
Transportation services	823,340	835,138
Engineering and Environmental services	477,698	428,000
Community services	596,354	628,636
Recreation and cultural services	271,406	201,642
Planning and development	137,066	206,491
Total Interest Payments	\$ 2,346,212	\$ 2,386,316

Interest includes accruals on long-term liabilities outstanding in the amount of \$213,492 (2010 - \$204,197).

9. Accumulated surplus:

	2011	2010
Investment in tangible capital assets	\$ 492,324,772	\$ 487,274,045
General surplus	18,969,258	13,494,738
Reserve funds	20,743,862	20,987,044
Equity in government business enterprises	49,699,374	46,871,558
Amounts to be recovered:		
Post employment benefits and other liabilities	(12,989,052)	(12,879,683)
Landfill closure and post-closure liabilities	(2,144,527)	(2,022,099)
Hospital commitment	(9,712,249)	(10,105,895)
Debt for tangible capital assets	(50,192,450)	(46,084,436)
Accumulated Surplus, end of year	\$ 506,698,988	\$ 497,535,272

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

10. Pension agreements:

The City makes contributions to the Ontario Municipal Employees Retirement Fund ("OMERS"), which is a multi-employer pension plan, on behalf of all permanent, full-time and qualifying part-time members of its staff. The plan is a defined benefit plan, which specifies the amount of the retirement benefit to be received by the employees based on the length of service and rates of pay. The Administration Corporation Board of Directors, representing plan members and employers, is responsible for overseeing the management of the pension plan, including investment of the assets and administration of the benefits. OMERS provides pension services to more than 419,007 active and retired members and approximately 947 employers.

Each year an independent actuary determines the funding status of OMERS Primary Pension Plan ("the Plan") by comparing the actuarial value of invested assets to the estimated present value of all pension benefits that members have earned to date. On December 31, 2011, the estimated accrued pension obligation for all members of the Plan was \$64,548 million (2010 - \$60,035 million). The Plan had an actuarial value of net assets at that date of \$57,352 million (2010 - \$55,568 million) indicating an actuarial deficit of \$7,290 million (2010 - \$4,467 million). Because OMERS is a multi-employer plan, any pension plan surpluses or deficits are a joint responsibility of Ontario municipal organizations and their employees. As a result, the City does not recognize any share of the OMERS pension surplus or deficit. Contributions made by the City to OMERS for 2011 were \$3,590,864 (2010 - \$3,064,597).

11. Commitments:

- a) In June 2010, the City entered into a new 10 year agreement in principle (including two five year optional extensions by mutual consent) with Miller Waste to operate the waste collection and recycling collection/processing programs. The agreement includes residential, ICI curb side and multi-residential services. The agreement also contains a performance bond for 100% of the annual value of the work should Miller be unable to fulfill the requirements of the contract.

In 2011 costs totaled \$929,297 (2010 - \$864,996) for waste collection and \$717,848 (2010 - \$754,754) for recycling.

- b) In September 2008, the City entered into a 10 year contract for the lease of property and building located at 112 Patton Street. Operating from this location is a recycling center processing recyclables collected from a provincially mandated blue box program.

In 2011, lease costs totalled \$91,584 (2010 - \$90,792).

- c) In the fall of 2010, the City tendered the operation of the City's Landfill operation. The City entered into a 5 year contract that included a 1 year option to extend the contract with Bruman Construction & Leasing on January 24, 2011.

In 2011 the contract costs to operate the landfill totalled \$843,557 (2010 - \$751,431).

- d) In 1990, the City entered into an agreement with the Physically Handicapped Adults Rehabilitation Association (PHARA) to provide drivers for Para bus services. The agreement renews on a yearly basis unless one of the parties notifies the other of its intention not to renew the contract.

In 2011, contract costs totalled \$480,281 (2010 - \$477,910).

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

12. Contingencies:

The City has been named in litigation matters, the outcome of which is not determinable and accordingly, no provision has been made for them in these financial statements. Should any loss result from these claims, that is not covered by insurance, such loss would be charged to operations in the year of resolution.

13. Environmental indemnities:

- a) During 2002, the City acquired 26 acres of former rail yards from the Canadian Pacific Railway ("Railway") on an "as is" basis, whereby both the City and the Railway will be responsible for any claims arising from the condition of the soils, until such time as the City leases or transfers the lands to a third party.

Five of these acres were transferred to a third party on February 17, 2006 and the City has given an indemnity for any soils claims arising there from. Payment in the amount of \$1,060,000 was received and a Certificate of Property Status and Record of Site Condition was filed with the Ministry of the Environment by the City's agent.

As for the balance of these lands, the City has remedied the lands according to the Risk Management Plan approved by the Ministry of Environment using Site Specific Risk Assessment criteria.

Plan approved by the Ministry of Environment using Site Specific Risk Assessment criteria.

The Risk Management Plan includes a monitoring program to watch that the site develops in compliance with clean up and/or proposed barriers from soil exposure risks and to determine how groundwater contamination may be evolving and migrating across the site over time. The clean up of diesel contaminated soils also has associated short-term monitoring requirements. Monitoring is also carried out on down gradient lands owned by the City including sediment sampling in Lake Nipissing.

The City may also have environmental liability related to a former industrial parcel on Memorial Drive known as the Kenroc site.

Monitoring costs in 2010 were \$54,659 (2010 - \$53,777) and data will be summarized in annual reports that will be provided to the Ministry of Environment.

- b) In 2006, the City sold property formerly used as a public works yard on Seymour Street (Part of the South half of Lot 19, Concession D, Being Part 1, Plan 36R-12212 City of North Bay). The City, in consideration of the completion of the land sale, agreed to indemnify the purchaser against any claims resulting from soil contamination and/or damage resulting in cracking, settlement and/or asphalt cracking originating from the identified purchased land resulting from the City's previous use of the lands. The indemnity is enforceable with a maximum contingent liability of \$53,000 for parking lot re-construction until September 2012.
- c) In 2003, the City sold land (Part of Parcel 2133 Widdifield and Ferris, Part of the Southern Half of Lot 18, Concession D, Being Part 12, Plan 36R City of North Bay) for use as a paved parking area and agreed to indemnify the purchaser from any claim or demand resulting from the presence of existing hydrocarbon materials identified by WESA dated October 2003 on the associated land. The agreement also commits the City to future costs of removing contaminants (if still present) due to sale of the land. The lands are below hydrocarbon levels specified by the Ministry of Environment's Table B Guidelines for Industrial/Commercial Lands on a stratified basis understanding the intended use of the land as being paved parking. An Environment liability could result if there is a change in land use.

An estimate of contingent liability is undeterminable and accordingly provisions have not been made for liabilities, if any, in these consolidated financial statements.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

14. Public liability insurance:

For the period of 2004 to 2007, the City was insured with the Ontario Municipal Insurance Exchange (OMEX), an insurance reciprocal whose members pool their insurance coverage. As a member of a reciprocal, the City agreed to assume a certain percentage of the entire group's liabilities and losses for the period of time that the City was a member. In the event that an annual premium funding becomes insufficient to cover claims and claim reserves, the reciprocal has the ability to re-assess each member to appropriately fund the difference. As the claims for the above-noted period are settled, the City may either incur new liabilities or receive refunds. In 2009, the City was assessed the sum of \$996,859 (2008 - \$273,297) to cover claims and claim reserves requested by OMEX. This liability is scheduled to be paid in two instalments in January 2011 and January 2012. There is no additional liability or refund acknowledged.

15. Provincial offences administration:

The Ministry of the Attorney General requires all municipal partners administering Provincial Offences Administration to disclose in the year-end audited consolidated financial statements a note on the gross and net provincial offences revenues earned. The following table provides condensed financial information (on a cash basis) required by the terms in the Memorandum of Understanding (MOU) for its 2011 fiscal year with comparative 2010 figures:

	2011	2010
Revenues (net of refunds)	\$ 1,595,024	\$ 1,689,936
Year end accrual	13,157	(3,304)
	\$ 1,608,181	\$ 1,686,632
Expenses:		
Provincial charges	\$ 149,298	\$ 151,863
City operating expenses	949,929	822,712
	\$ 1,099,227	\$ 974,575
Net Revenue	\$ 508,954	\$ 712,057
Participating partners share	\$ 219,236	\$ 311,311
Year end accrual	-	-
City of North Bay Share	\$ 289,718	\$ 400,746

As per regulations, the City's consolidated statement of operations includes an accrual for POA receivables as at December 31, 2011 in the amount of \$261,575 (2010 - \$248,418). The calculation for collectible accounts receivables was estimated based on a five-year trend.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

16. Budget:

The Budget By-law adopted by Council for the 2011 year was not prepared on a basis consistent with that used to report actual results (Public Sector Accounting Standards). The budget was prepared on a modified accrual basis while Public Sector Accounting Standards now require a full accrual basis. The budget figures anticipated use surpluses accumulated in previous years to reduce current year expenses in excess of current year revenues to \$Nil. In addition, the budget expensed all tangible capital expenditures rather than including amortization expense. As a result, the budget figures presented in the consolidated statements of operations and change in net financial assets represent the financial plan adopted by council with adjustments as follows:

	2011	2010
Budget By-law for the year	\$ -	\$ -
Add: Debt principal repayments	6,820,946	7,122,664
Investment in tangible capital assets	28,777,814	34,546,000
Less: Net transfer to/(from) reserves	(1,660,825)	(3,490,052)
Budget Surplus Per Statement of Operations	\$ 33,937,935	\$ 38,178,612

17. Credit facility agreement:

The City has a credit facility agreement with a Canadian Financial Institution bearing interest at the bank's prime rate less 0.50%. The maximum draw under the terms of the operating line are \$12 million. At year-end the City has not utilized any amount under this credit facility.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

18. Tangible Capital Assets

	Land & Land Improvements	Buildings	Vehicles	Machinery & Equipment	Computer Hardware & Software	Roads	Water & Sewer	Bridges & Structures	Leasehold Improvements	Work in Process	2011 Total
Cost, beginning of year	\$ 89,591,685	92,474,067	29,663,002	66,564,375	4,727,386	211,461,391	172,510,021	35,169,939	-	61,647,402	763,809,268
Additions during the year	11,170,485	4,472,225	1,372,017	3,724,689	553,027	20,448,256	14,075,520	-	1,851,578	(28,282,606)	29,385,191
Disposals during the year	(426,000)	(4,593)	(1,304,874)	(235,205)	(110,770)	(3,675,349)	(1,784,967)	-	-	-	(7,541,758)
Cost, end of year	100,336,170	96,941,699	29,730,145	70,053,859	5,169,643	228,234,298	184,800,574	35,169,939	1,851,578	33,364,796	785,652,701
Accumulated amortization, beginning of year	36,261,039	25,124,271	16,380,510	28,308,804	4,027,305	96,352,653	60,285,446	9,795,195	-	-	276,535,223
Amortization expense	3,318,637	2,169,150	2,062,888	3,371,825	456,893	6,368,019	2,511,587	463,420	46,289	-	20,768,708
Disposals during the year	(106,500)	(2,212)	(1,079,786)	(168,114)	(110,770)	(1,742,552)	(766,068)	-	-	-	(3,976,002)
Accumulated amortization, end of year	39,473,176	27,291,209	17,363,612	31,512,515	4,373,428	100,978,120	62,030,965	10,258,615	46,289	-	293,327,929
Net book value, beginning of year	53,330,646	67,349,796	13,282,492	38,255,571	700,081	115,108,738	112,224,575	25,374,744	-	61,647,402	487,274,045
Net book value, end of year	\$ 60,862,994	69,650,490	12,366,533	38,541,344	796,215	127,256,178	122,769,609	24,911,324	1,805,289	33,364,796	492,324,772

	Land & Land Improvements	Buildings	Vehicles	Machinery & Equipment	Computer Hardware & Software	Roads	Water & Sewer	Bridges & Structures	Leasehold Improvements	Work in Process	2010 Total
Cost, beginning of year	\$ 87,594,558	77,506,844	27,495,415	34,529,442	4,221,809	204,402,630	168,053,444	30,085,719	-	99,430,108	733,319,969
Additions during the year	2,009,694	15,389,483	4,621,077	32,584,766	534,407	8,455,943	5,938,003	5,084,220	-	(37,782,706)	36,834,887
Disposals during the year	(12,567)	(422,260)	(2,453,490)	(549,833)	(28,830)	(1,397,182)	(1,481,426)	-	-	-	(6,345,588)
Cost, end of year	89,591,685	92,474,067	29,663,002	66,564,375	4,727,386	211,461,391	172,510,021	35,169,939	-	61,647,402	763,809,268
Accumulated amortization, beginning of year	33,231,170	23,507,098	16,685,100	25,723,328	3,712,758	91,054,935	58,365,672	9,331,522	-	-	261,611,583
Amortization expense	3,029,869	2,031,962	2,096,165	3,101,979	343,377	6,031,812	2,347,712	463,673	-	-	19,446,549
Disposals during the year	-	(414,789)	(2,400,755)	(516,503)	(28,830)	(734,094)	(427,938)	-	-	-	(4,522,909)
Accumulated amortization, end of year	36,261,039	25,124,271	16,380,510	28,308,804	4,027,305	96,352,653	60,285,446	9,795,195	-	-	276,535,223
Net book value, beginning of year	54,363,388	53,999,746	10,810,315	8,806,114	509,051	113,347,695	109,687,772	20,754,197	-	99,430,108	471,708,386
Net book value, end of year	\$ 53,330,646	67,349,796	13,282,492	38,255,571	700,081	115,108,738	112,224,575	25,374,744	-	61,647,402	487,274,045

CORPORATION OF THE CITY OF NORTH BAY

Notes to Financial Statements

Year ended December 31, 2011

19. Segmented information:

The City and associated local Agencies, Boards and Commissions provide a wide range of services to the citizens of the City. These services can be segmented as follows:

a) General Government:

General Government consists of Office of the Mayor, Council, administrative services (including Clerks, elections, communications, legal and information technology services), Human Resources and financial departments. Areas within the General Government respond to the needs of external and internal clients by providing high quality, supportive and responsive services. This area supports the operating departments in implementing priorities of Council and provides strategic leadership on issues, relating to governance, strategic planning and service delivery.

b) Protection Services:

Protection services is comprised mostly of fire and police services. Police services provides adequate and effective policing that meet the needs of the community in areas of: crime prevention, law enforcement, assistance to victims of crime, public order and emergency response. Fire Protection includes fire suppression, fire prevention, fire safety education, rescue and emergency services and the training of persons involved in the provision of these activities.

c) Transportation Services:

Transportation services consists mainly of roadway systems, public transit and the parking authority. Roadways includes the maintenance and repair of the City's roads, sidewalks, drainage systems, traffic flow, street lights, as well as winter control (sanding, salting, snow plowing and removal). Public transit is responsible for the operation of a public transportation system including the maintenance and repairs of a fleet of transit buses. The parking department provides and manages public parking both on and off street and ensures that available parking spaces are shared between both long and short-term parkers to allow the greatest possible access for visitors to the central business district.

d) Engineering and Environmental Services:

Environmental services consists of providing and maintaining: sanitary sewer systems, storm sewer systems, water systems, waste collection, waste disposal and recycling. This division ensures the supply and quality of the City's drinking water, processes and cleans sewage to meet all provincial standards and provides waste disposal and recycling services.

e) Community Services:

Public health services works to improve the overall health of the population by providing various services to individuals and the community. Social and family services provides services that are meant to help the less fortunate in society. Social housing is provided to help shelter families and elderly in need. Childcare funding is provided to subsidize daycares and to provide early learning programs. The ambulance service transports the injured to the hospital and provides emergency medical care to those in need.

f) Recreation and Cultural Services:

Recreation and culture services support and maintain (but are not limited to) community parks, recreational programs and the public library. Recreational and cultural programs include: festivals, beach facilities and various community events.

g) Planning and Development:

Planning and development includes: planning, economic development and building departments. The planning department is responsible for the planning and review of property development plans and the City's future direction. Economic development generates opportunities in the community to strengthen the economic base of the City. The building department provides a number of services including enforcement of building and construction codes.

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

19. Segmented information (continued):

	General Gov't	Protection	Transportation	Engineering & Environmental	Community Services	Recreation & Cultural	Planning & Development	2011 Total
Revenues:								
Taxation	\$ -	-	-	-	-	-	-	68,294,856
Other Taxation	-	-	-	-	-	-	-	3,998,226
Fees and user charges	329,374	395,514	4,303,038	21,026,574	-	1,411,871	140,635	27,607,006
Grants and transfers	28,864	1,461,660	7,970,197	3,740,530	8,568,700	3,213,902	388,956	25,372,809
License, permits and rents	1,302,017	-	-	-	-	743,675	-	2,045,692
Investment Income	1,801,819	-	-	-	-	11,226	-	1,813,045
Provincial Offences	-	1,608,181	-	-	-	-	-	1,608,181
Other	1,724,492	141,994	2,811,930	940,553	-	592,336	105,134	6,316,439
Equity in GBE	-	-	-	-	-	-	-	3,518,947
	5,186,566	3,607,349	15,085,165	25,707,657	8,568,700	5,973,010	634,725	140,575,201
Expenses:								
Salary and benefits	2,582,925	27,767,812	10,591,074	7,203,774	-	6,461,930	1,229,345	55,836,860
Materials	280,570	2,906,353	11,038,861	6,304,862	-	3,384,736	698,797	24,614,179
Contracted services	943,285	1,404,186	2,178,122	5,800,354	-	772,777	260,619	11,359,343
Rents and Financial	23,478	68,851	255,912	237,719	-	108,833	11,739	706,532
External Transfers	-	522,363	-	-	14,948,357	308,945	-	15,779,665
Interest	20,622	197,226	823,340	477,698	596,354	271,406	137,066	2,346,212
Amortization	1,854,108	762,764	11,389,013	5,061,337	-	1,700,108	11,364	20,768,694
	5,704,988	33,442,055	36,276,322	25,085,744	15,544,711	13,008,735	2,348,930	131,411,485
Net Balance	\$ (518,422)	(29,834,706)	(21,191,157)	621,913	(6,976,011)	(7,035,725)	(1,714,205)	9,163,716
Revenue:								
Taxation	\$ -	-	-	-	-	-	-	66,256,273
Other taxation	-	-	37,500	-	-	-	-	4,001,795
Fees and user charges	342,138	421,016	4,127,568	20,234,688	-	1,267,222	144,035	26,536,667
Grants and transfers	28,662	1,481,344	11,100,426	5,087,686	11,311,300	4,685,487	518,052	34,212,957
License, permits and rents	1,489,406	404,841	-	136,396	-	4,000	13,000	2,047,643
Investment Income	1,524,262	-	6,562	-	-	-	-	1,530,824
Provincial Offences	-	1,686,632	-	-	-	-	-	1,686,632
Other taxation	1,474,126	449,511	2,761,711	1,013,292	-	686,234	4,175	6,389,049
Equity in GBE	-	-	-	-	-	-	-	2,503,858
	4,858,594	4,443,344	18,033,767	26,472,062	11,311,300	6,642,943	679,262	145,165,698
Expenses:								
Salary and benefits	2,604,008	27,330,133	10,089,060	6,452,494	-	6,336,633	1,131,438	53,943,767
Materials	500,062	2,590,460	7,496,188	7,109,782	-	2,697,855	409,197	20,803,545
Contracted Services	742,578	1,420,845	2,173,654	6,967,340	-	531,221	395,176	12,230,814
Rents and financial	52,965	88,077	220,540	242,498	-	113,314	11,627	729,021
External transfers	-	606,475	-	-	17,564,707	296,222	-	18,467,404
Interest	40,977	45,432	844,550	428,000	628,636	201,641	206,491	2,395,725
Amortization	1,239,877	790,237	10,697,658	5,462,718	-	1,256,232	11,035	19,457,757
	5,180,467	32,871,659	31,521,650	26,662,832	18,193,343	11,433,118	2,164,964	128,028,033
Net Balance	\$ (321,873)	\$ (28,428,315)	\$ (13,487,883)	\$ (190,770)	\$ (6,882,043)	\$ (4,790,175)	\$ (1,485,703)	17,137,665

CORPORATION OF THE CITY OF NORTH BAY

Notes to Consolidated Financial Statements

Year ended December 31, 2011

20. Change in accounting policy:

On January 1, 2011, the North Bay Jack Garland Airport Corporation (the "Airport") adopted Canadian Generally Accepted Accounting Principles for government not-for-profit organizations ("GNPO") as recommended by the Public Sector Accounting Board ("PSAB") of the Canadian Institute of Chartered Accountants ("CICA"). Previously, the Airport prepared its financial statements in accordance with CICA handbook - accounting Part V - pre-changeover accounting standards. Accordingly, the City accounted for its interest in the Airport using the modified equity method. In accordance with PSAB standards, the City has consolidated the financial statements of the Airport and eliminated inter-company transactions and balances. The change in accounting policy has been applied retroactively and the City has adjusted all comparative information provided by applying PSAB standards. A summary of transitional adjustments recorded to surplus and the statement of Operations is as follows:

a) Accumulated surplus:

The following table summarizes the impact of the change in accounting policy on the City's accumulated surplus as of January 1, 2010:

Accumulated Surplus:	
As previously reported, December 31, 2009	\$ 471,408,020
Transitional adjustment - airport	8,989,587
Restated, January 1, 2010	\$ 480,397,607

b) Consolidated Statement of Operations:

As a result of the above noted change in accounting policy, the City recorded the following adjustments to the annual surplus for the year ended December 31, 2010:

Annual Surplus:	
As previously reported for year ended December 31, 2010	\$ 17,168,686
Elimination of equity earnings of North Bay Jack Garland Airport	(163,915)
Consolidation of Airport revenues	2,695,026
Consolidation of Airport expenses	(2,562,132)
Restated for the year ended December 31, 2010	\$ 17,137,665

21. Comparative information:

The 2010 consolidated financial statements have been reclassified, where applicable, to conform to the presentation used in the current year. The changes do not affect prior annual surplus.

#7

RECEIVED
CITY OF NORTH BAY

MAY 31 2012

CLERK'S DEPT.

CITY OF NORTH BAY

Report to Council

Report No: CORP 2012 - 78

Date: May 30, 2012

Originator: Al Lang

Subject: 2012 Temporary Borrowing By-Law

RECOMMENDATION:

1. That City Council authorize temporary borrowing from time to time of the amounts that the municipality considers necessary to meet expenses of the municipality for the fiscal year 2012, and;
2. That the by-law be presented for three readings on June 18, 2012.

BACKGROUND:

Section 407 of the Municipal Act provides for a municipality to authorize temporary borrowing, until the taxes are collected and other revenues are received, of the amounts that the municipality considers necessary to meet the expenses of the municipality for the year. The City, fortunately, has not required the use of the operating line of credit for a number of years as cash flows have been very strong and consistent. We do not anticipate using the line of credit in 2012 but this authority is precautionary.

The authority to borrow temporary funds, if required, is sound business practice and a by-law is required to provide the authority for the municipality to do so.

ANALYSIS / OPTIONS:

Option # 1

By not authorizing a temporary borrowing by-law, the City could encounter difficulty in meeting our expense obligations should there be a shortfall of cash flows.

Option # 2

By authorizing the preparation of a temporary borrowing by-law, we eliminate any risks associated with meeting our expense commitments should a shortfall of cash develop.

RECOMMENDED OPTION:

Option # 2 is recommended

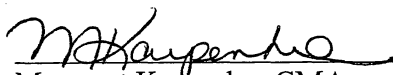
1. That City Council authorize temporary borrowing from time to time of the amounts that the municipality considers necessary to meet expenses of the municipality for the fiscal year 2012, and;
2. That the by-law be presented for three readings on June 18, 2012.

Respectfully submitted,



Al Lang, CGA
Director of Financial Services

We concur with the above noted recommendation.



Margaret Karpenko, CMA.
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

CITY OF NORTH BAY
MAY 31 2012
CLERK'S DEPT.

CITY OF NORTH BAY
REPORT TO COUNCIL

Report No: CORP 2012-72
Originator: Paul Valenti
Subject: Tender No. 2012-37 - Supply of Waterworks, Manhole & Sewer Supplies
May 29, 2012

RECOMMENDATION:

1. That North Bay City Council approve a contract be awarded to Wamco Waterworks Northern Inc., (Parts A, B, C, D, E, G of tender) in the amount of \$114,914.85 (excluding HST) to supply Waterworks, Manhole and Sewer Supplies on an as and when requested basis from the date of contract till June 30, 2013.
2. That North Bay City Council approve a contract be awarded to Corix Water Products East Inc., (Part F of tender) in the amount of \$31,436.50 (excluding HST) on an as and when requested basis from the date of contract till June 30, 2013.

BACKGROUND:

The City annually tenders for the supply of waterworks, manhole and sewer supplies. Items are ordered and inventoried in Central Stores as necessary to maintain Water and Sewer Department requirements. The tender included quantities based on historical and anticipated use for the current season.

A tender was publicly advertised in accordance with the City of North Bay's Purchasing Policy. Four (4) tender packages were distributed. The tender closed March 21, 2012. Two (2) tenders were received and evaluated by the Manager of Purchasing. The tender consisted of seven (7) parts, of which each part is separately awarded to the lowest compliant bidder. The results are as follows:

Part	Part Description	Wamco Waterworks Northern Inc.	Corix Water Products LP
A	PVC Sewer Pipe & Fittings	\$14,218.35	\$15,758.08
B	Copper Pipe	\$20,097.33	\$22,742.61
C	M.J. Fittings	\$30,486.71	\$30,649.55
D	Valve & Service Boxes	\$16,653.55	\$17,991.40
E	Coupling & Brass Fittings	\$26,997.46	\$27,849.90
F	Manhole Frames & Covers	\$31,543.90	\$31,436.50
G	Repair Clamps	\$6,461.45	\$8,007.27

The prices are considered fair and reasonable.

ANALYSIS / OPTIONS:

1. That the awards are made as recommended to the firms with the lowest cost as per the Purchasing Policy.
 2. That City crews purchase the items as they require the product. This option is not recommended as it will result in higher prices and stock will not be available when required, resulting in service disruptions.
-

RECOMMENDED OPTION / FINANCIAL IMPACTS:

Option 1 is recommended as follows:

1. That North Bay City Council approve a contract be awarded to Wamco Waterworks Northern Inc., (Parts A, B, C, D, E, G of tender) in the amount of \$114,914.85 (excluding HST) to supply Waterworks, Manhole and Sewer Supplies on an as and when requested basis from the date of contract till June 30, 2013.
2. That North Bay City Council approve a contract be awarded to Corix Water Products East Inc., (Part F of tender) in the amount of \$31,436.50 (excluding HST) on an as and when requested basis from the date of contract till June 30, 2013

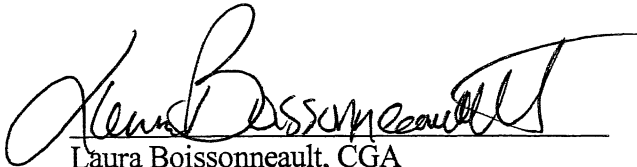
The items will be ordered and inventoried in Central Stores. Items will be expensed to the Water and Sewer Department as used.

Respectfully submitted,



Paul Valenti,
Manager of Purchasing

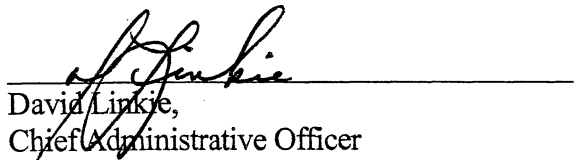
We concur in this report and recommendation.



Laura Boissonneault, CGA
Supervisor of Budgets & Financial
Reporting



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



David Linkie,
Chief Administrative Officer

Personnel designated for continuance: Purchasing Manager

Attachments: Tenders

MAY 31 2012

CLERK'S DEPT.

May 29, 2012

**CITY OF NORTH BAY
REPORT TO COUNCIL**

Report No: CORP 2012-73

Originator: Paul Valenti

Subject: Tender No. 2012-38 – Plant Cold Recycled Asphalt Pavement

RECOMMENDATION:

That North Bay City Council approve a contract be awarded to Miller Paving North Bay a Division of Miller Paving Limited in the amount of \$405,532.00 (excluding HST) for the supply and placement of Plant Cold Recycled Asphalt Pavement on various City roads.

BACKGROUND:

The tender was based on estimates of the quantity of material required and the current unit costs. The quantities to be ordered will be adjusted to work within the budget allocations. Payment will be made only for the amount of material requested and delivered.

The proposed road program includes the following:

- Cedar Heights 1.2 km
- Collins Drive 0.7 km
- Tower Drive 1.5 km
- Northmount Road 0.7 km
- Chadbourne Drive 0.3 km
- Wilson's Road 0.7 km
- Feronia Road 2.3 km
- Daley's Road 0.9 km
- Wildcherry Lane 0.25 km

A tender was publicly advertised in accordance with the City of North Bay's Purchasing Policy. Six (6) tender packages were distributed. The tender closed May 23, 2012. Three (3) tenders were received and evaluated by the Manager of Purchasing and Manager of Roads and Traffic. The results are as follows:

Firm	Tender Price (excluding HST)
Miller Paving North Bay a division of Miller Paving Limited	\$405,532.00
Arnill Construction Limited o/a Seeley and Arnill Construction	\$439,555.60
Pioneer Construction Inc.	\$481,831.36

The tender provided by Miller Paving North Bay in the amount \$405,532.00 (excluding HST) is considered fair and reasonable.

ANALYSIS / OPTIONS:

1. Award the tender to the low bidder meeting the specifications.
 2. Do not award a contract. This option is not recommended as the roads identified require repair. To not perform the work would result in a backlog of required reconstruction work.
-

RECOMMENDED OPTION / FINANCIAL IMPACTS:

Option 1 is recommended as follows:

That North Bay City Council approve a contract be awarded to Miller Paving North Bay a Division of Miller Paving Limited in the amount of \$405,532.00 (excluding HST) for the supply and placement of Plant Cold Recycled Asphalt Pavement on various City roads.

Sufficient funds have been allocated and remain in the 2012 Engineering, Environmental Services and Works Capital Budget, Project No. 6056RD; authorized with By-law No. 2012-41 dated February 21, 2012.

Respectfully submitted,

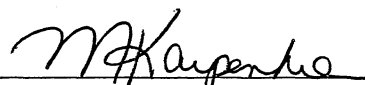


Paul Valenti,
Manager of Purchasing

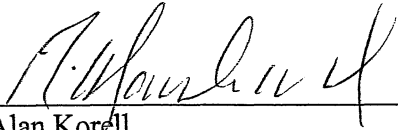
We concur in this report and recommendation.



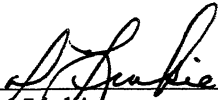
Laura Boissonneault, CGA
Supervisor of Budgets & Financial
Reporting



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



Feb. Alan Korell
Managing Director,
Engineering, Environmental Services and Works



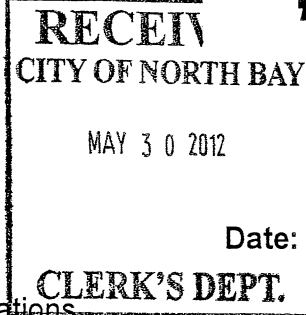
David Linkie,
Chief Administrative Officer

Personnel designated for continuance: Manager, Roads and Traffic

Attachments: Tenders

City of North Bay

Report to Council



#10

Report No.: CSBU 2012 - 49

Date: May 31, 2012

Originator: Steve McArthur - Senior Planner, Current Operations
Beverley Hillier - Manager, Planning Services

Subject: Final Approval to Phase II of the Draft Approved Plan of Subdivision by the Corporation of the City of North Bay - Airport Industrial Business Park - Phase II, Roundel Road & Voodoo Crescent in the City of North Bay.

File No: D12/2009/SUBDI/NBJGA/#48T-09104
D14/2009/CNB/NBJGA/#790

RECOMMENDATIONS

- 1) That Council grant Final Approval to Phase II of the Draft Approved Plan of Subdivision by the Corporation of the City of North Bay - Airport Industrial Business Park - Phase II, representing five (5) Blocks and two (2) Streets on 49.4 hectares in the southeast area of the North Bay Jack Garland Airport, being Roundel Road & Voodoo Crescent in the City of North Bay - File No. 48T-09104 and as shown on the M-Plan prepared by Rick Miller, OLS, dated April 12, 2012, attached hereto as Schedule "C"; and
- 2) That Staff be directed to prepare a Declaration of Terms of Subdivision for signing by the Mayor and City Clerk.

BACKGROUND

The subject property is located along Airport Road and Carmichael Drive in the southeast area of the North Bay Jack Garland Airport, as shown on Schedule 'A' attached hereto.

The site has a frontage of approximately 324.7 meters (1,065 feet) on Carmichael Drive and 1,243.4 meters (4,079 feet) on Airport Road, representing a total land area of 49.4 hectares (122 acres).

City Council approved Official Plan Amendment No. 114 and Zoning By-law Amendments No. 2010-45 and No. 2012-100 on the subject lands on February 22, 2010 and April 30, 2012, respectively. Draft Approval for the entire Airport Industrial Business Park was granted by City Council on July 4, 2011.

The subject property is surrounded by a mix of existing rural residential uses to the northeast, industrial uses to the east, Department of National Defense lands, other residential uses, a church and golf course to the south, industrial designated vacant lands and other City owned lands to the west.

PROPOSAL

The City of North Bay is seeking Final Approval of Phase II of the Draft Approved Plan of Subdivision. This Final Approval will permit the lease, sales and transfer of lands in the areas shown as Blocks 3 to 7 on the attached Schedule "B"; and as Blocks 1 to 5 on the attached Schedule "C".

The Draft Approved Airport Industrial Business Park Plan of Subdivision consists of thirteen (13) Blocks for future development and lays out the location of future municipal roads.

Although the City is exempt from the Planning Act for lot creation, the Plan of Subdivision sets out the general concept and available lands for development purposes. No specific lot configuration is proposed at this time in order to provide the municipality with flexibility in the sale or lease of future lands to meet the needs of specific clients. This will ensure the land is utilized in the most efficient manner.

ANALYSIS

The Plan of Subdivision and the request for Final Approval have been reviewed by Planning Services, Engineering & Environmental Services and Legal Services. Engineering has advised all municipal engineering considerations have been satisfied within the Final Plan, attached hereto as Schedule "C".

The Final Plan conforms to the Draft Approved Plan, attached hereto as Schedule "B", and to the regulations set out in Zoning By-law No. 28-80. The necessary plans have been prepared by Rick Miller, OLS. All conditions of Draft Approval, as attached to Report to Council No. 2011-60, dated June 8, 2011, have been met.

OPTIONS

Option 1:

- 1) That Council grant Final Approval to Phase II of the Draft Approved Plan of Subdivision by the Corporation of the City of North Bay – Airport Industrial Business Park – Phase II, representing five (5) Blocks and two (2) Streets on 49.4 hectares in the southeast area of the North Bay Jack Garland Airport, being Roundel Road & Voodoo Crescent in the City of North Bay – File No. 48T-09104 and as shown on the M-Plan prepared by Rick Miller, OLS, dated April 12, 2012, attached hereto as Schedule "C"; and
- 3) That Staff be directed to prepare a Declaration of Terms of Subdivision for signing by the Mayor and City Clerk.

Option 2 -

- 1) Council not grant Final Approval to the Draft Approved Plan of Subdivision by the Corporation of the City of North Bay – Airport Industrial Business Park – Phase II.

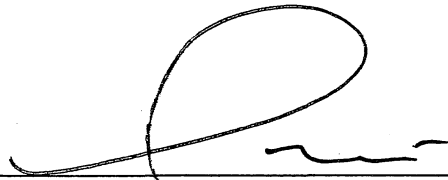
RECOMMENDED OPTION/FINANCIAL IMPLICATION

Option 1 is the recommended option.

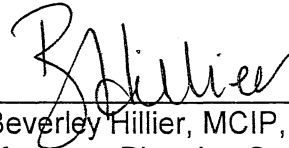
The expansion of the Air Park Policies in the new Official Plan, the previous approval to expand the list of permitted uses by way of an Official Plan Amendment and Zoning By-law Amendment, and the approval of the subject Plan of Subdivision will facilitate the immediate development of the airport lands for airside opportunities and groundside industrial uses. The proposed Plan of Subdivision will allow for the orderly development of the subject lands, create new employment opportunities, support the growth of the aerospace and advanced manufacturing sectors, and ensure the long term viability of the Airport itself.

In reviewing the proposed Plan of Subdivision, Planning Services is of the opinion the proposal represents good land use planning. It is in conformity with the City's Official Plan and the end use is consistent with Provincial Policy as set out in the Provincial Policy Statement (PPS 2005) and in the Growth Plan for Northern Ontario (GPNO 2011).

Respectfully submitted,



Steve McArthur, MCIP, RPP
Senior Planner, Current Operations



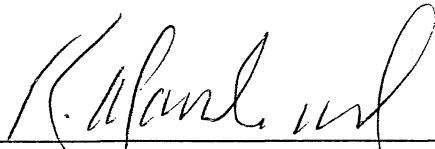
Beverley Hillier, MCIP, RPP
Manager, Planning Services

SM/BH/dlb

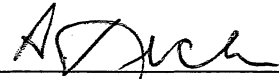
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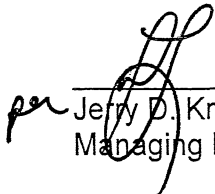
We concur with this report and recommendations.



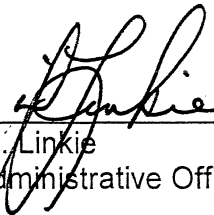
for. Alan Korell, P.Eng., R.P.P., M.C.I.P.
Managing Director / City Engineer
Engineering, Environmental Services &
Public Works



Peter E.G. Leckie
City Solicitor



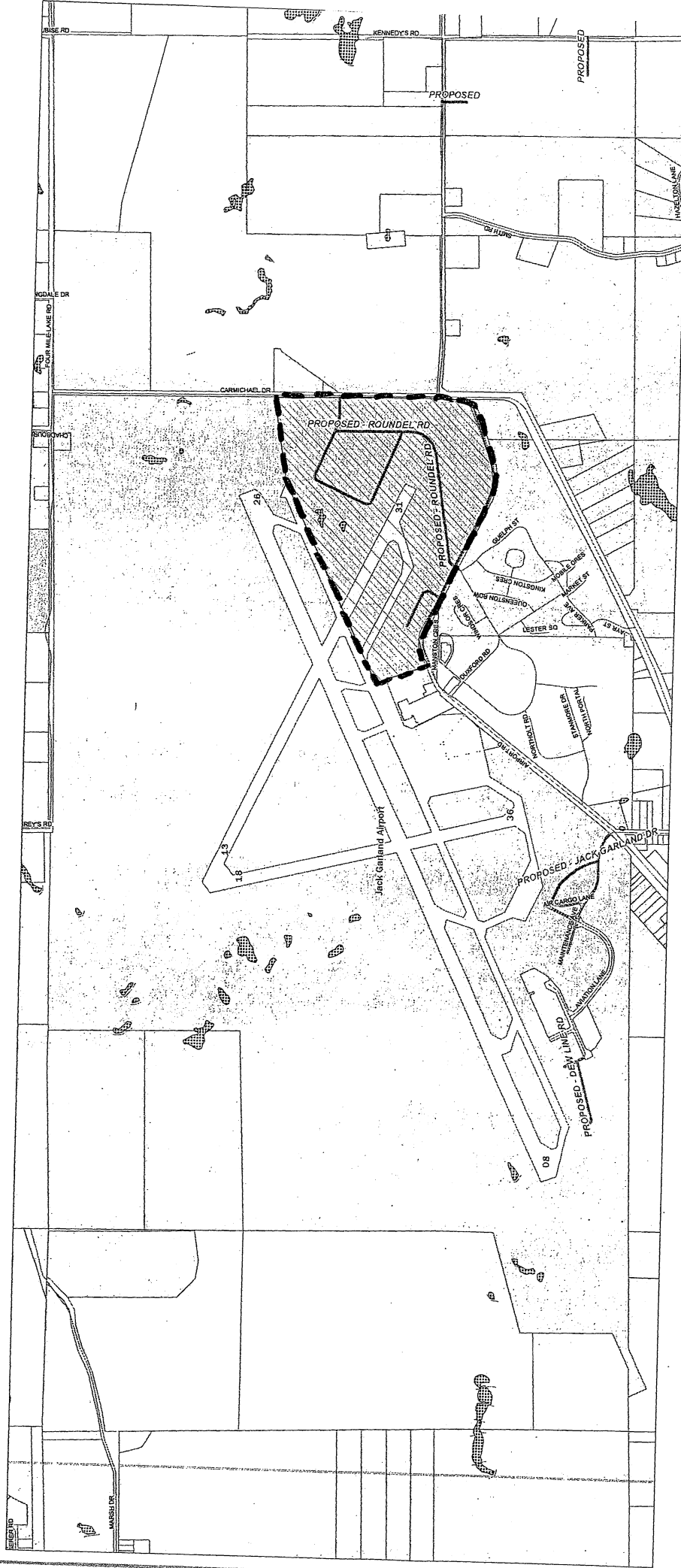
per Jerry D. Knox
Managing Director, Community Services



David G. Linkie
Chief Administrative Officer

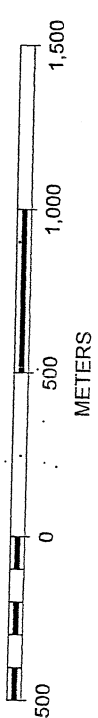
Personnel designated for continuance: Senior Planner, Current Operations

SCHEDULE A



**- SUBJECT LANDS -
PHASE II OF THE
AIRPORT INDUSTRIAL
BUSINESS PARK
SUBDIVISION**

SCALE 1 : 23,124



City of North Bay

Report to Council

RECEIVED
CITY OF NORTH BAY

MAY 30 2012

CLERK'S DEPT.

Report No: CSBU 2012 - 50

Date: May 30, 2012

Originator: Shawn Killins, Chief Building Official

Subject: Proposed amendments to Fence By-law No. 2002-105

RECOMMENDATION

That Council authorize the City Clerk to amend the Fence By-law No. 2002-105 as set out in Report to Council CSBU 2012 - 50

BACKGROUND

A review of the current fence by-law has resulted in three (3) proposed amendments as follows.

1. Section 1 – Definitions

Sentence 1. (a) - "Barrier" means a fence, privacy screen, sound barrier, retaining wall, safety barrier or other accessory uses."

Retaining walls and accessory uses are governed by the provisions of the Ontario Building Code (OBC). There are minimum construction requirements prescribed in the OBC for retaining walls as well as accessory uses. It is proposed that these two items are removed from the definition of a barrier.

It is recommended that Sentence 1. (a) be amended to read – "Barrier" means a fence, privacy screen, sound barrier or safety barrier.

2. Section 1 – Definitions

Sentence 1. (g) – "Front Yard" means a yard extending across the full width of the lot between the street line and the face of the building and includes the exterior side yard on a corner lot.

Historically, this definition has been interpreted to mean that no portion of an exterior side yard could have a fence greater than 4' - 0" in height. This was not the intent of the By-law. The purpose of the reference to exterior side yard in the definition of front yard was to provide clarity to the fact that the front yard extended across the full width of the lot and included that portion of the lot which was the extension of the exterior side yard. The intent of the By-law was to allow 6' - 0" fences in an exterior side yard provided they are erected in manner that protects the "daylight corner" and are no closer to the front property line than the front face of the building. For some time now, when issuing fence permits this has been our practice. It is proposed, as a housekeeping item that the reference to the exterior side yard be removed from the definition. A sample drawing we provide to our customers is attached which further clarifies this item.

It is recommended that Sentence 1.(g) be amended to read – "Front Yard" means a yard across the full width of the lot between the street line and the face of the building.

3. New Section – Fence Variances

The Legal Department has requested that the Fence by-law be amended to properly define the fence variance process. By virtue of the *Statutory Powers and Procedures Act* there has to be the opportunity for a hearing. Rather than have Council consider such hearings, it is recommended that the Property Standards Committee receive the delegated powers to hold such a hearing. Pursuant to Section 23.1 of the *Municipal Act*, Council has the authority to delegate this decision-making power to a committee.

The recommended procedure for the By-law would be:

1. In the event that an owner wishes to vary the limitation in the Fence By-law, an application shall be made to the Property Standards Committee through the Chief Building Official. The CBO shall notify all property owners within 61 metres (200 feet) of the requested variance. Building Services staff will prepare a recommendation for the Property Standards Committee.
2. The Property Standards Committee shall hold a public meeting to consider the variance request and make a decision. The notice of the decision shall be given to the applicant and all circulated property owners and any other person that requests to be notified.
3. The applicant or any person who made oral or written submissions to the Property Standards Committee may appeal the decision within 10 days to Council through a letter of appeal to the CBO. The CBO will forward the letter of appeal and any information considered by the Property Standards

Committee to City Council for their consideration. Council may uphold or vary the decision of the Property Standards Committee or do any act or make any decision that it might have done had it conducted the hearing itself and the application shall not be entitled to a further hearing on the matter before Council and the decision of Council shall be final.

The user fee for Fence By-law variances is set out in the User Fee By-law 2007-115. It is recommended that the user fee associated with requests for variances to the fence By-law remain at the current rate of \$210.00.

The fee for a fence permit is an additional \$109.00 as set out in the Building By-law 2007-07. Any increase in the combined fee total of \$319.00 may be seen as cost prohibitive for our customers. Fences are a common element in a residential setting and it is proposed that the fees do not increase in order to encourage the public to obtain fence permits.

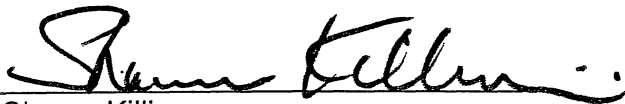
It is recommended that Fence By-law 2002-105 be amended to include a new section - "Fence Variances" as described.

OPTIONS / ANALYSIS

Option # 1: To amend the Fence By-law No. 2002-105
This is the recommended option.

Option # 2: Not to amend the Fence by-law 2002-105

Respectfully submitted,



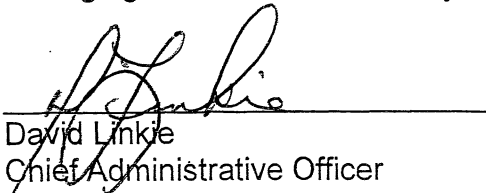
Shawn Killins
Chief Building Official
Manager of Building Services

We concur in this report and recommendation.

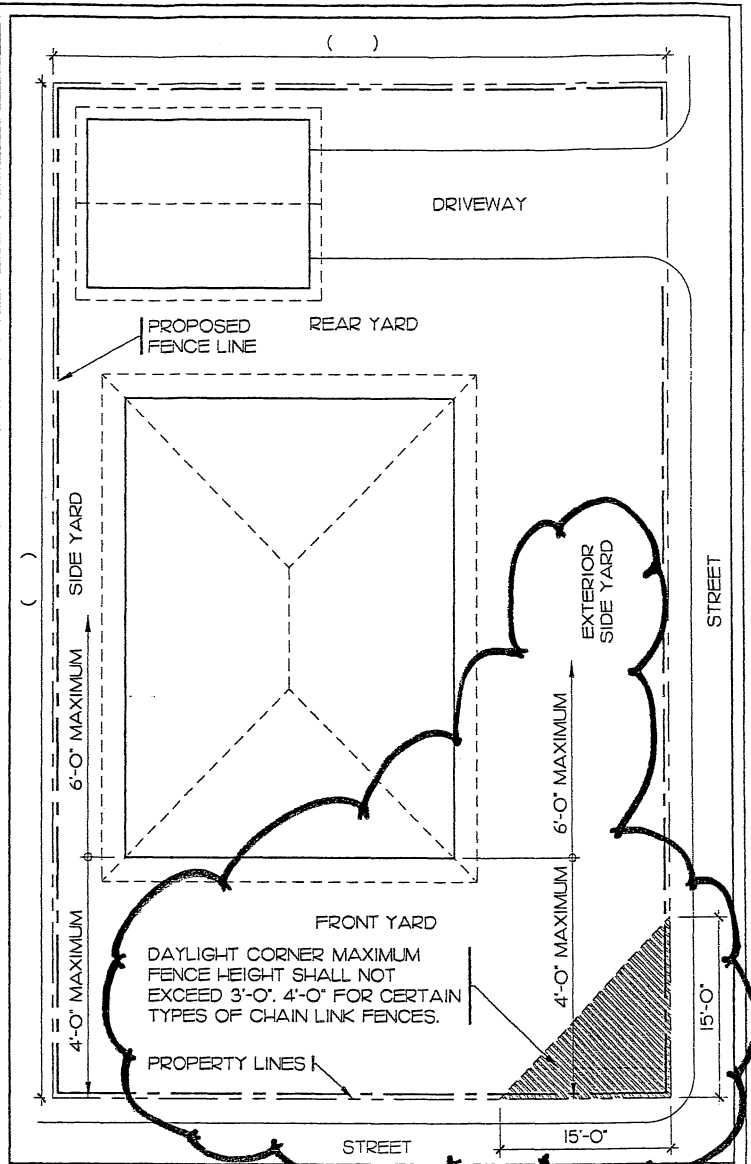
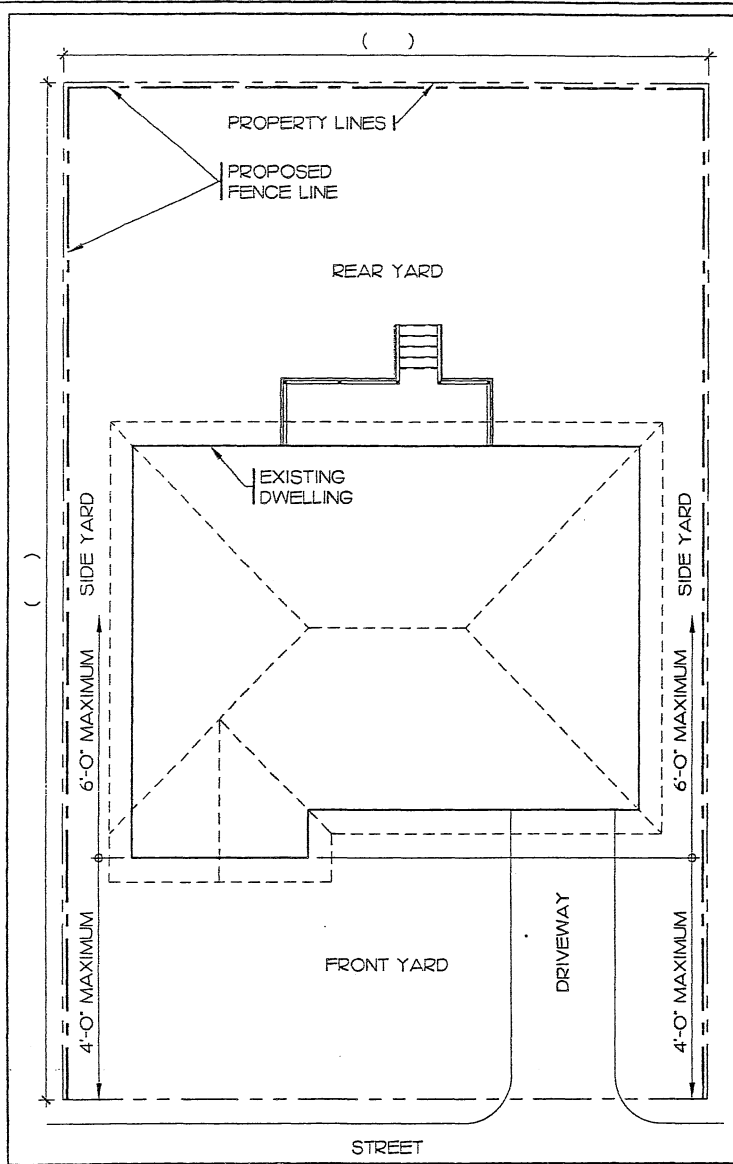


Jerry Knox
Managing Director of Community Services

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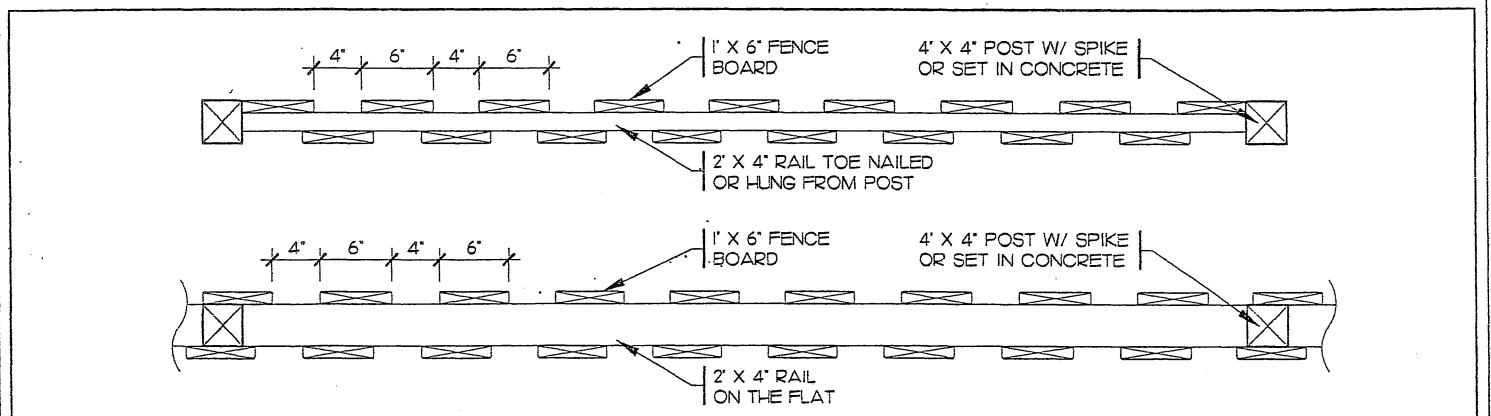


David Linkie
Chief Administrative Officer

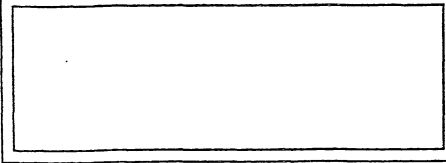


1 FENCE PLAN - INTERIOR LOT
 A2.0 SCALE 1/16" = 1'-0"

2 FENCE PLAN - CORNER LOT
 A3.0 SCALE 1/16" = 1'-0"



3 FENCE DETAILS - PLAN VIEW
 A2.0 SCALE 3/4" = 1'-0"



**SAMPLE FENCE
 DRAWINGS**

THIS SAMPLE IS INTENDED TO ASSIST THE APPLICANT IN
 PREPARING THEIR PLAN OF PROPOSED CONSTRUCTION



A2.0
 PAGE NUMBER

CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2002-105

BEING A BY-LAW TO REGULATE FENCES AND TO REQUIRE FENCES AROUND SWIMMING POOLS

WHEREAS Section 210 (30) of the *Municipal Act*, R.S.O. 1990, M.45, as amended authorizes Council to pass by-laws to require fences around swimming pools.

AND WHEREAS Section 210, subsection 21, 25-30 of the *Municipal Act*, R.S.O. 1990, M.45, as amended authorizes the Council to pass by-laws to regulate the construction of fences.

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

DEFINITIONS

1. For the purposes of this by-law:
 - a) "*Barrier*" means a fence, privacy screen, sound barrier, retaining wall, safety barrier or other accessory uses.
 - b) "*Chief Building Official*" means the Chief Building Official appointed by the Council of the Corporation of the City of North Bay.
 - c) "*City*" shall mean the Corporation of the City of North Bay
 - d) "*Commercial Zone*" shall mean a commercial zone as defined in the City of North Bay Zoning By-Law
 - e) "*Daylight Corner*" means on any corner lot a triangular space measured along the front yard and the exterior side yard property lines for a distance of fifteen (15) feet (4.5 metres) from their point of intersection.
 - f) "*Fence*" shall mean a barrier constructed of chain link or of wood, stone, metal or material having an equivalent degree of strength to enclose and/or define property boundaries or to enclose a swimming pool.
 - g) "*Front Yard*" means a yard extending across the full width of the lot between the street line and the face of the building and includes the exterior side yard on a corner lot.
 - h) "*Gate*" shall be a swinging or sliding barrier used to fill or close an access and includes a door.
 - i) "*Industrial Zone*" shall mean an industrial zone as defined in the City of North Bay Zoning By-Law.
 - j) "*Private Swimming Pool*" shall mean a privately owned indoor or outdoor pool of water, other than:
 - i) bathing beach
 - ii) a natural bathing area
 - iii) a hot tub that is above ground with a lockable cover, or
 - iv) a wading or reflecting pool containing water not in excess of eighteen (18) inches (0.45 metres) in depth.
 - k) "*Residential Zone*" shall mean a residential zone as defined in the City of North Bay Zoning By-Law.
 - l) "*Rural Zone*" shall mean a rural zone as defined in the City of North Bay Zoning By-Law.

GENERAL

2. No person shall construct, use or maintain or cause construction of a fence without a permit from the Chief Building Official.
3. The fee for a fence permit shall be as contained in the User Fee By-Law.
4. A fence shall be erected in compliance with regulations as set forth by the zoning by-laws and/or any other by-law which applies to a fence.
5. No person shall erect, construct, alter or maintain a fence containing barbed wire, electricity or any other material where there is a possibility that any person may be injured thereby.
6. Barriers other than property fences shall conform to the Building Code Act, S.O. 1992, c.23, as amended, or any successor thereof.
7. The Chief Building Official has the discretion to authorize a 15% variance in the fence height for material, barbed wire or site grading conditions.

FENCES IN RESIDENTIAL ZONES

8. A fence in a residential zone:
 - a) shall not exceed four (4) feet (1.2 metres) in height when located in the front yard, measured at the base (finished grade) to the top of the fence on the applicant's side,
 - b) shall not exceed four (4) feet (1.2 metres) in height in the rear yard of lakefront properties where access is provided from the rear yard to a public thoroughfare, measured at the base (finished grade) to the top of the fence on the applicant's side,
 - c) shall not exceed six (6) feet (1.8 metres) in height when located in the side or rear yards, measured at the base (finished grade) to the top of the fence on the applicant's side,
 - d) shall not exceed three (3) feet (0.9 metres) in height when located on a daylight corner, measured at the base (finished grade) to the top of the fence on the applicant's side, and
 - e) shall be constructed so as to permit at least 25% of the fence area, for the even passage of air and light, uniformly distributed over the face of the fence.
9. Notwithstanding Section 8(d), a four (4) foot (1.2 metre) chain link fence is permitted a daylight corner in a residential zone, if:
 - a) its posts are not more than three (3) inches (80 millimetres) in diameter, and
 - b) it is made of wire having a maximum gauge of twenty-four (24) and a minimum mesh of two (2) inches (50 millimetres).

FENCES IN COMMERCIAL, INDUSTRIAL OR RURAL ZONES

10. Fences in a commercial, industrial or rural zone:
 - a) shall not exceed six (6) feet (1.8 metres) in height when located in the front yard, measured at the base (finished grade) to the top of the fence on the applicant's side,
 - b) shall not exceed eight (8) feet (2.4 metres) in the side or rear yards, measured at the base (finished grade) to the top of the fence on the applicant's side, and
 - c) shall not exceed three (3) feet (0.9 metres) in height when located on a daylight corner, measured at the base (finished grade) to the top of the fence on the applicant's side.

11. Notwithstanding Section 10(c), a six(6) foot (1.8 metre) chain link fence is permitted in a daylight corner, in a commercial, industrial or rural zone if:
 - a) its posts are not more than three (3) inches (80 millimetres) in diameter, and
 - b) it is made of wire having a maximum gauge of twenty-four (24) and a minimum mesh of two (2) inches (50 millimetres).
12. A fence in a commercial, industrial, or rural zone may, upon approval by the Chief Building Official, be constructed with barbed wire or low voltage fencing and such approved barbed wire fencing must:
 - a) have a maximum of three strands of barbed wire, and
 - b) the first strand must be located at the top of the fence no less than eight (8) feet (2.4 metres) from the grade.
13. Notwithstanding sections 10, 11 and 23, where a commercial or industrial zone abuts a residential zone, the fence shall be constructed in accordance with the requirements of sections 8 and 9 of this by-law.

PRIVATE SWIMMING POOLS

14. Every private swimming pool shall be protected by a fence which complies with this by-law.
15. No person shall construct, use or maintain or cause construction, use or maintenance of a private swimming pool in the City unless the area in which the swimming pool is located is completely enclosed by fencing in compliance with the requirements of Sections 16, 17, 18, 19, 20 and 21 of this by-law.
16. Every fence constructed or used to enclose a private swimming pool including gates shall have a minimum four (4) feet (1.2 metres) height measured at the base (finished grade) to the top of the fence.
17. A fence forming all or part of a private swimming pool enclosure:
 - a) shall be vertically boarded wood construction, chain line construction, masonry, plastic, metal construction or a material having an equivalent degree of strength,
 - b) shall have no rails or other horizontal or diagonal bracing or attachments on the outside that may facilitate climbing, however this subsection shall not apply to prevent the construction or maintenance of a fence containing horizontal rails bracing members which are spaced a minimum of thirty-two (32) inches (0.8 metres) on center,
 - c) shall have no opening with a horizontal dimension greater than three (3) inches (75 millimetres), and
 - d) shall have no device for projecting electric current through the fence.
18. Gates forming part of a private swimming pool enclosure:
 - a) shall be of the same construction and height as that required for the fence,
 - b) shall be supported on substantial hinges, and
 - c) shall be equipped with a self-closing and self-latching device which must be placed at the top on the pool side of the gate.
19. The provisions of this by-law requiring the erection of a fence shall not apply if the outside walls of the private swimming pool are elevated at least four (4) feet (1.2 metres) above the grade of the ground abutting such walls provided that the exterior surface of the walls are so constructed as not to facilitate climbing and each entrance to the pool is protected with a gate complying with the requirements of Section 18.

are so constructed as not to facilitate climbing and each entrance to the pool is protected with a gate complying with the requirements of Section 18.

20. A fence, erected on the property lines, which complies with the provisions of Sections 16, 17 and 18 shall be deemed a sufficient fence if it completely encloses the yard in which the swimming pool is located.
21. A wall or walls of a building or buildings may form part of such swimming pool fence provided that all openings affording access from a building directly to an enclosed swimming pool area are equipped with a locking device not less than four (4) feet (1.2 metres) above the bottom of the floor.
22. The provisions of this by-law shall apply to all private swimming pools regardless of the date of construction of such private swimming pool.
23. Where,
 - a) the owner of the land upon which a private swimming pool is constructed, used or maintained has not constructed or maintained a fence according to the terms of this by-law, and
 - b) the owner has been given twenty-four (24) hours notice in writing by personal service or five (5) days notice by registered mail of the default in compliance with the terms of this by-law;

then the Chief Building Official may, at the expense of the landowner, undertake such work as is required to remedy the default on an emergency basis.

24. The City may recover the expenses incurred pursuant to Section 23 hereof by action or in like manner as municipal taxes.

ENFORCEMENT

25. This by-law shall be enforced by the Chief Building Official and the Building Department of the City.

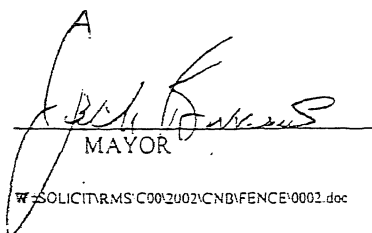
PENALTIES

26. Any person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for under the Provincial Offences Act, R.S.O. 1990, c. P.22, as amended, or any successor thereof.
27. By-law No. 33-88 is hereby repealed.

READ A FIRST TIME IN OPEN COUNCIL THE 26TH DAY OF AUGUST, 2002.

READ A SECOND TIME IN OPEN COUNCIL THE 26TH DAY OF AUGUST, 2002.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 26TH DAY OF AUGUST 2002.


MAYOR


DEPUTY CITY CLERK

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City of North Bay

Report to Council

CLERK'S DEPT.

Date: May 29, 2012

Report No.: CSBU 2012-23

Originator: Steve McArthur, Senior Planner – Current Operations

Subject: Request for Exemption from the Condominium Approval Process by Miller & Urso Surveying Inc. on behalf of B. Reichmann, I. Koch, B. Koch & D. Butler (Drew Street Condominium, 2034 Drew Street, City of North Bay)

File No.: D07/2012/CONDO/DREWST (FILE NO. 48CDM-12103)

RECOMMENDATION

- 1) That the Request for Exemption from the Condominium Approval Process by Miller & Urso Surveying Inc. on behalf of B. Reichmann, I. Koch, B. Koch & D. Butler for the property legally described as Plan M-161, Part Lots 13 to 15 and Lot 16, Reference Plan 36R-8352, Part 1, Parcels 12496 & 17826 W/F, known locally as 2034 Drew Street in the City of North Bay, as represented on Schedules "A" & "B" to Report to Council No. CSBU 2012-23, BE APPROVED.

BACKGROUND

An application has been made by Miller & Urso Surveying Inc. on behalf of B. Reichmann, I. Koch, B. Koch & D. Butler for an Exemption from Approval of a Plan of Condominium for lands described as Plan M-161, Part Lots 13 to 15 and Lot 16, Reference Plan 36R-8352, Part 1, Parcels 12496 & 17826 W/F, known locally as 2034 Drew Street in the City of North Bay.

The subject property is located on Drew Street and has a frontage of 20.122 metres (66 feet) and a total area of 959.7 square meters (10,330 sq. ft.). The building was constructed as a frame and brick apartment building in 1992 and consists of four (4) apartment style dwelling units.



Figure 1 – Photo of 2034 Dree Street

The property is zoned "Residential Multiple First Density Special Zone No. 47 (RM1 Sp. 47)" and is currently subject to Site Plan Control, registered in June of 1992 as Instrument No. 321520. The

building backs onto the Casseholme – Home for the Aged property and is bound to the east by the North Bay Bypass. Surrounding properties feature a mix of low and medium density residential uses, the aforementioned institutional use, and a number of commercial uses fronting on Cassells Street.

There are no easements required as part of the proposed condominium conversion and parking can be provided in designated areas on two (2) sides of the building.

With the approval of the City of North Bay's Official Plan, which came into effect January 6, 2012, new policies are in place to address condominium conversions within the community. The Official Plan states that *"The conversion of existing rental units to condominium may be permitted, provided that the rental vacancy rate for the City has been at or above 3% for two successive surveys, as reported by Canada Mortgage and Housing Corporation in the bi-annual rental vacancy survey."*

In the October 2011 market survey, as reported by the Canada Mortgage and Housing Corporation (CMHC), the rental vacancy survey was at 3.6% and the local rental availability rate sat at approximately 3.3%. This is an increase over 2.1% in October 2011. Planning Staff have discussed the CMHC Survey Results with staff at the District of Nipissing Social Services Administration Board in order to develop a better understanding of the potential causes related to the change in the vacancy rate. There is no justification for these increases given by CMHC, nor is there any obvious local trend that would drive such variations in these rates. Based on the lack of supporting information to providing an alternative explanation for the drastic change in the Availability and Vacancy rates, at this time the most likely explanation is that we are witnessing a statistical anomaly in the data. If this is the case, then the reported Availability and Vacancy rates should return to historical levels in future surveys. Staff continues to monitor the CMHC Survey, which is conducted twice per year (spring and fall). The results from the April 2012 survey have not yet been released.

The Official Plan goes on to state that *"A conversion may be permitted, where the rental vacancy rate is below 3%, where one or more of the following conditions are satisfied:*

- a) *The developer has a signed agreement with 50% or more of the existing tenants to purchase their unit as provided for in the Condominium Act 1998, as amended;*

The current tenants had not been notified of the conversion at the time of application. It should also be noted that there is no requirement for the current tenants to move out. They are protected under the *Tenant Protection Act* and under Section 2 of the *Condominium Act* which requires the Tenants to be offered first right of refusal. Under the legislation landlords are prohibited from evicting an existing tenant in order to give vacant possession to a prospective purchaser.

- b) *all of the resulting condominium units provide affordable ownership as defined by the Provincial Policy Statement 2005 or any successor policy documents;*

The conversion of this four (4) unit apartment building would create affordable housing units as defined by the Provincial Policy Statement (PPS 2005). The conversion of an existing building into a condominium provides an opportunity to increase the stock of available of entry-level affordable housing. No new affordable housing has been constructed in the City of North Bay since thirty (30) units were added to the pool in 2009. Meeting affordability targets has been an on-going challenge

for local builders and land developers who find it difficult to build affordable housing because the costs associated with developing land and building new dwelling units.

The Applicant has indicated that the sale units would be sold at an affordable target price, ranging from \$100,000 to \$180,000 on the open market.

- c) *the existing market rents of the units proposed for conversion are above the average market rent levels for the City of North Bay, as reported yearly by the CMHC Rental Housing Market Survey for rental units of a similar dwelling/structure and bedroom type; or*

The applicant has indicated that the average rent for the two bedroom units is \$825 to \$875. The average rental price in North Bay in October 2011 was \$802 for a two bedroom unit. The average rental prices from the April 2012 survey have not been released yet.

- d) *It can be demonstrated that the resulting conversion will have no net reduction on the availability of affordable housing, as defined by the Provincial Policy Statement 2005 or any successor policy documents.*

Based on our discussions with the DNSSAB regarding this application for Condominium Conversion, the staff is of the opinion that the removal of these four (4) units from the rental pool should have little to no effect on these rates or availability of affordable rental units within the Community.

ANALYSIS/OPTIONS

Applications for Approval of a Plan of Condominium can be dealt with in two ways:

Option 1

The Applicant could apply for a Plan of Condominium, which is similar to subdivision approval, where the Applicant receives conditional approval, and upon satisfying the conditions of approval the Applicant receives final approval and registers the Condominium Plan. This process is used primarily where no prior approvals have been given under the Planning Act, R.S.O. 1990, c. P. 13.

Option 2

Section 9 of the Condominium Act, 1998, allows a second process where the approval of the Condominium is exempt from Section 51 of the Planning Act. Section 9 of the Condominium Act permits the Municipality to grant an exemption if it deems it appropriate in the circumstance.

The criteria for granting such an exemption relates to the fact that the development is an existing building, no changes are being proposed to the building and that there are no municipal concerns outstanding.


RECOMMENDED OPTION / FINANCIAL IMPLICATION

Option 2 is the recommended option.

In my professional opinion, the exemption process is appropriate for the subject application for the aforementioned reasons. The building and property conforms to the residential policies of the Official Plan. The "Residential Multiple First Density Special Zone No. 47 (RM1 Sp. 47)" on the property permits the existing two (2) storey, four (4) unit building.

The condominium approval went through the planning process prior to construction in 1992. Planning Services has conducted an on-site inspection and has reviewed the application and has no issues with the proposal. The proposed condominium conversion meets the intent of the City's Official Plan policies for condominium conversions.

Respectfully submitted,



Steve McArthur, MCIP, RPP
Senior Planner, Current Operations


We concur with this report and recommendations.



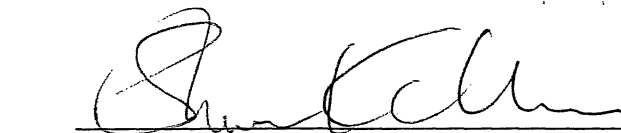
Beverley Hillier, MCIP, RPP
Manager, Planning Services




Peter Leckie
City Solicitor



for Alan Korell
Managing Director, Engineering,
Environmental Services and Public Works



Jerry D. Knox,
Managing Director, Community Services



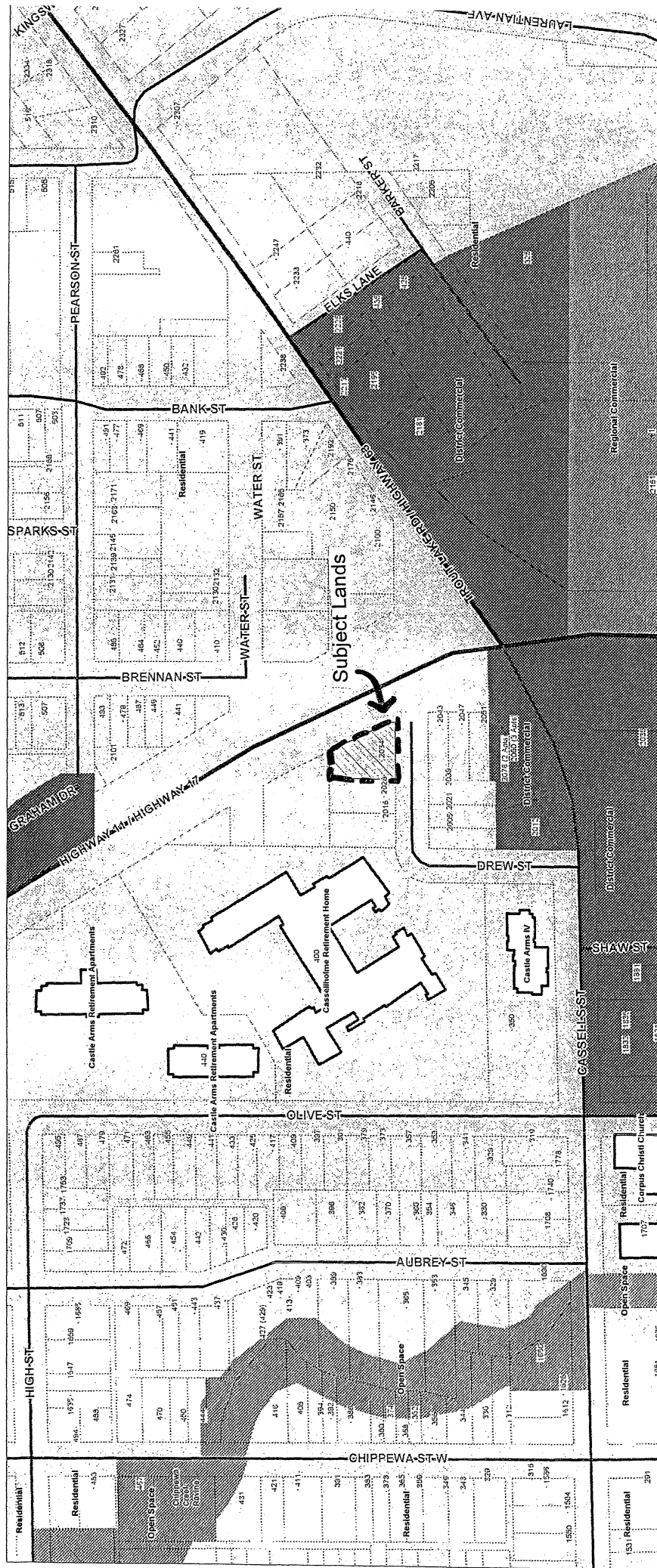
David G. Linkie
Chief Administrative Officer

Personnel designated for continuance: Steve McArthur - Senior Planner, Current Operations

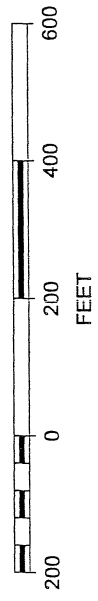
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SCHEDULE A



SCALE 1 : 3,390

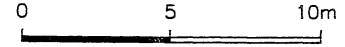


LOT COVERAGE

AREA OF PROPERTY = 959.7m²
 AREA OF BUILDING = 188.6m²
 AREA OF COVERED ENTRANCES = 7.1m²
 AREA OF FRAME SHED = 19.2m²
 LOT COVERAGE = 22.4%

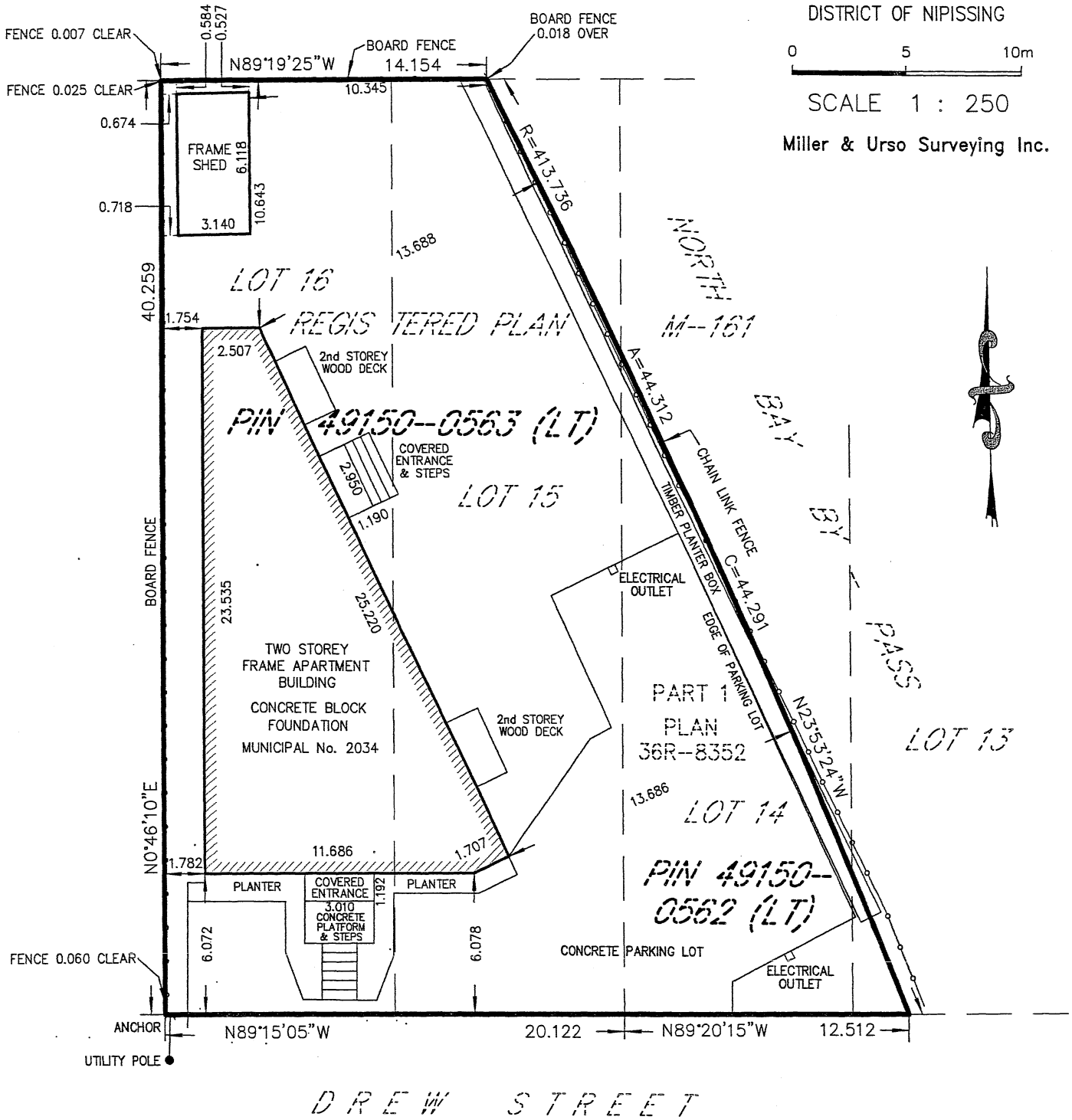
SCHEDULE B

CITY OF NORTH BAY
 DISTRICT OF NIPISSING



SCALE 1 : 250

Miller & Urso Surveying Inc.



METRIC

DISTANCES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

Miller & Urso Surveying Inc.
 Ontario Land Surveyors ♦ Canada Land Surveyors
 Planning Consultants

1501 SEYMOUR STREET
 NORTH BAY ON P1A 0C5

TEL: (705) 474-1210
 FAX: (705) 474-1783

CITY OF NORTH BAY
REPORT TO COUNCIL

RECEIVED
CITY OF NORTH BAY

MAY 31 2012

CLERK'S DEPT.

Report No: CORP 2012-75

May 30, 2012

Originator: Margaret Karpenko

Subject: Redevelopment Cassellholme Home for the Aged

RECOMMENDATIONS:

1. That the municipality of North Bay supports the redevelopment of Cassellholme East Nipissing District home for the Aged, including the addition of 32 beds for a total of 272 beds; and supports the proposal for the Board of Management to borrow the funds necessary to complete the project directly from Infrastructure Ontario, and repay the debt using a combination of: capital subsidy payments by the Ministry of Health and Long-Term care (25 years) as well as revenue from operations and annual levy to the municipalities in proportion; and
2. That City Council **not support** the redevelopment should Cassellholme be unsuccessful in obtaining debt directly from Infrastructure Ontario; the debt load required by the Municipality would then be too significant and would cause financial hardship to the services provided by the Municipality and the rate payers of the community.

BACKGROUND:

The Cassellholme Board of Management called a meeting on May 16, 2012 with all the member municipalities to share the plans for the redevelopment of Cassellholme. At this meeting the member municipalities were asked to show support for the project and preferred financing by way of resolution. On May 24th the Mayor and Council received the attached letter with the formal request from Cassellholme to increase the number of beds by 32 as well as to obtain member support for the Board of Management to obtain financing directly from Infrastructure Ontario.

The plan for the redevelopment of Cassellholme is estimated to cost approximately \$60M. The Provincial share can be stated as \$16.80 per resident per day or 1.4 million annually by the Ministry of Health and Long-Term Care and \$196,224 annually by the NELHIN. The total provincial contribution for the Cassellholme project is 36 million. The balance would then be funded by the member municipalities. Financing under the Long Term-Care Act is generally interpreted as restricted and provides Cassellholme the authority to levy municipalities for both operating and capital needs. Therefore, traditional financing for such a project would mean that each member municipality would be levied in advance for all needed capital. This then requires municipalities to borrow their share up front. In this scenario the City of North Bay would be required to finance \$49 million in a given year. This amount represents more than half the City's current outstanding debt.

Recognizing the burden on the municipalities, Cassellholme has received a proposed counter interpretation on the Long-Term Care Act that would allow Cassellholme to obtain debt directly. With this interpretation, Cassellholme then approached Infrastructure Ontario to receive financing directly. Under this financing model Cassellholme would levy the municipalities for an Operating

amount and a capital amount. Although the amounts to be levied under this scenario are also significant it is Administration's opinion that this has a lesser impact on the municipal fiscal position than the first option. The 2012 operating levy is 2.4 million for the City of North Bay. Under this option the combined levy in 2016 will be 4.4 million. This is a significant increase that would impact both the capital and operating budgets and require a great level of discipline to prioritize the City's infrastructure and operating priorities.

Should Cassellholme not receive the financing directly from Infrastructure Ontario and levy the municipality directly the following are some of the challenges the City of North Bay will have:

1. Moody's credit rating agency provides the City of North Bay with a credit rating that is referred to by prospective investors when we sell debentures. Our rating is currently Aa2 and has steadily improved since 2002, mainly because of a prudent fiscal plan, stable operations and an increase in our reserves. Their comments in the most recent credit analysis in January 2012 stated that "a substantially expanded capital program requiring materially higher than anticipated levels of new debt issuance could exert downward pressure on the City's rating" thus increasing the City's cost of debt.
2. The City's Long Term Capital Funding Policy states that debt servicing costs (principal and interest payments) do not exceed 15% of the total tax levy. Currently that ratio is below 15%. Additional debt of \$49M would put that ratio over 15%. It would also push up the debt to revenue ratios that Moody's use in their credit rating to a level that could put downward pressure on the rating.
3. The City, being forced into substantial new debt, would have to re-evaluate its current capital plan and eliminate strategic and critical capital projects to remain within appropriate debt levels. The long term effect has significant economic implications as the City would be limited in its ability to attract new business and grow.

It is Administration's opinion that should Cassellholme not be successful in obtaining debt directly through Infrastructure Ontario the project for redevelopment must be cancelled.

ANALYSIS / OPTIONS:

Option #1:

That the municipality of North Bay supports the redevelopment of Cassellholme East Nipissing District home for the Aged, including the addition of 32 beds for a total of 272 beds; and supports the proposal for the Board of Management to borrow the funds necessary to complete the project directly from Infrastructure Ontario, and repay the debt using a combination of: capital subsidy payments from the Ministry of Health and Long-Term care (25 years) as well as revenue from operations and annual levy to the municipalities in proportion; and

That City Council **not support** the redevelopment should Cassellholme be unsuccessful in obtaining debt directly from Infrastructure Ontario; the debt load required by the Municipality would then be too significant and would cause financial hardship to the services provided by the Municipality and the rate payers of the community.

Option #2:

That City Council not provide support to the Cassellholme Board and request that plans for development be discontinued.

RECOMMENDED OPTION / FINANCIAL IMPACTS:

That the municipality of North Bay supports the redevelopment of Cassellholme East Nipissing District home for the Aged, including the addition of 32 beds for a total of 272 beds; and supports the proposal for the Board of Management to borrow the funds necessary to complete the project directly from Infrastructure Ontario, and repay the debt using a combination of: capital subsidy payments from the Ministry of Health and Long-Term care (25 years) as well as revenue from operations and annual levy to the municipalities in proportion; and

That City Council **not support** the redevelopment should Cassellholme be unsuccessful in obtaining debt directly from Infrastructure Ontario; the debt load required by the Municipality would then be too significant and would cause financial hardship to the services provided by the Municipality and the rate payers of the community.


This represents a significant increase that would impact both the capital and operating budgets and require a great level of discipline to prioritize the City's infrastructure and operating priorities.

Respectfully submitted,



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer

I concur in this report and recommendation.



David Linkie
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

Attachments: Letter from Cassellholme dated May 24, 2012



CASELLHOLME
THE HEART OF THE COMMUNITY

May 24, 2012

His Worship Al McDonald
Mayor, **City of North Bay**
200 McIntyre Street East, P.O. Box 360
North Bay, ON P1B 8H8

His Worship Wayne Brown
Mayor, **Municipality of Calvin**
1355 Peddlers Drive, RR#2
Mattawa, ON POH 1V0

His Worship Bill Vrebosch
Mayor, **Municipality of East Ferris**
390 Hwy#94,
Corbeil, ON POH 1K0

His Worship Leo Jobin
Mayor, **Township of Chisholm**
2847 Chiswick Line
Powassan, ON POH 1Z0

His Worship Dean Backer
Mayor, **Town of Mattawa**
160 Water Street, P.O. Box 390
Mattawa, ON POH 1V0

His Worship Peter Murphy
Mayor, **Mattawan Township**
P.O. Box 610
Mattawa, ON POH 1V0

Her Worship Jane Dumas
Mayor, **South Algonquin Township**
P.O. Box 217, Hay Creek Road
Whitney, ON K0J 2M0

His Worship Robert Corriveau
Mayor, **Papineau Cameron Township**
4861 Hwy 17 West, P.O. Box 630
Mattawa, ON POH 1V0

His Worship Randall McLaren
Mayor, **Township of Bonfield**
365 Hwy 531
Bonfield, ON POH 1E0

Dear Mayor and Council:

Re: Redevelopment Cassellholme Home for the Aged

We would foremost like to take this opportunity to thank you for attending the meeting of May 16, 2012 and allowing us to share with you our plans for the redevelopment of Cassellholme. The Board of Management acknowledges the significant financial challenges that the municipalities are facing. The Board has and will continue to make every effort to lessen this burden.

While planning the redevelopment, Cassellholme Board of Management investigated the opportunity to expand its services by adding 32 beds to its current 240 to create a 272 bed Home. In July 2011, Cassellholme made application to the North East Local Health Integration Network (NELHIN) for these additional beds. As was demonstrated at the presentation, these additional beds have very little impact on the projected operating budget or contributions required from the municipalities.

In September 2011, the NELHIN recommended that this proposal be accepted and further agreed in February 2012 to provide capital and operating funding for these additional beds, equivalent to that provided directly by the Ministry of Health and Long-Term Care (ministry) for the original 240 beds. The NELHIN, however, requires confirmation of Cassellholme's ability to finance the project and as a result, this recommendation has not been advanced by the NELHIN to the Minister of Health. Approval of financing has also been stalled in part because we do not have approval of the 32 beds. The Board of Management continues to dialogue with both the NELHIN and the ministry to determine a favourable borrowing strategy which best suits the municipalities.

The ministry provides its share of the funding for this project by way of payments over 25 years, calculated as \$16.80/resident/day. The ministry interprets the Long-Term Care Homes Act, 2007 as requiring member municipalities to each provide its share of the total required capital, in advance. At our meeting, Cassellholme provided estimates of the impact on each municipality's levy which this financing strategy would generate, starting in 2016. In essence, this means that municipalities would finance both the municipal share and that share which will be repaid by provincial funding over 25 years.

The Board of Management is trying to avoid this unnecessary debt burden on the municipalities by having Cassellholme borrow the required funds directly from Infrastructure Ontario. Infrastructure Ontario has determined that it has authority to lend to Cassellholme directly, but the ministry believes this to be prohibited by the Long -Term Care Homes Act, 2007. On the advice of the ministry, Cassellholme sought independent legal counsel which suggested, when read in conjunction with the Legislation Act, 2006, that Cassellholme did, in fact, have the power to borrow for the project. This legal opinion has now been shared with the minister's office. Resolution of this issue is pivotal to completing the Financing Plan for the project.

To assist us in advancing the redevelopment program, we are requesting each member municipality to provide a resolution of council which states:

“The municipality of _____ supports the redevelopment of Cassellholme East Nipissing District Home for the Aged, including the addition of 32 beds for a total of 272 beds; and supports the proposal for the Board of Management to borrow the funds necessary to complete the project directly from Infrastructure Ontario, and repay the debt using a combination of: capital subsidy payments by the Ministry of Health and Long-Term Care (25 years) as well as revenue from operations and annual levy to the municipalities in proportion.”

Your earliest consideration of this request would be most appreciated. If there is anything we can do to assist you in this regard, please contact Ms. Brenda Loubert, Administrator at 705-474-4250 ext. 233. We would be happy to help in any way we can and look forward to receiving your reply.

Thank you for your support of Cassellholme.

Sincerely,

A handwritten signature in black ink, appearing to read 'Peter Chirico', with a stylized flourish at the end.

Peter Chirico
Chair, Board of Management
Cassellholme East Nipissing District Home for the Aged

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-142

**BEING A BY-LAW TO STOP UP, CLOSE AND CONVEY
A PORTION OF THE LANEWAY LOCATED IN A BLOCK BOUNDED BY MAHER
STREET, REGINA STREET, HARDY STREET AND LAURIER AVENUE, 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 abutting Lots 61 and 80, Plan 72, be closed, stopped up and sold to the abutting owner;

AND WHEREAS by Resolution No. 2011-695 passed on the 17th day of October, 2011 Council approved the closure of the laneway;

AND WHEREAS the laneway abutting Lots 61 and 80, Plan 72, 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 61 and 80, Plan 72, designated as Part 1 on Reference Plan 36R-13267 is hereby closed, stopped up and conveyed.
2. The City shall transfer Part 1, Plan 36R-13267 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.

READ A FIRST TIME IN OPEN COUNCIL THE 4TH DAY OF JUNE, 2012.

cc. READ A SECOND TIME IN OPEN COUNCIL THE 4TH DAY OF JUNE, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 18TH DAY OF JUNE, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

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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 18th day of June, 2012, 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 Maher Street, Regina Street, Hardy Street and Laurier Avenue, located in the City of North Bay as shown on the key map below and described as follows:

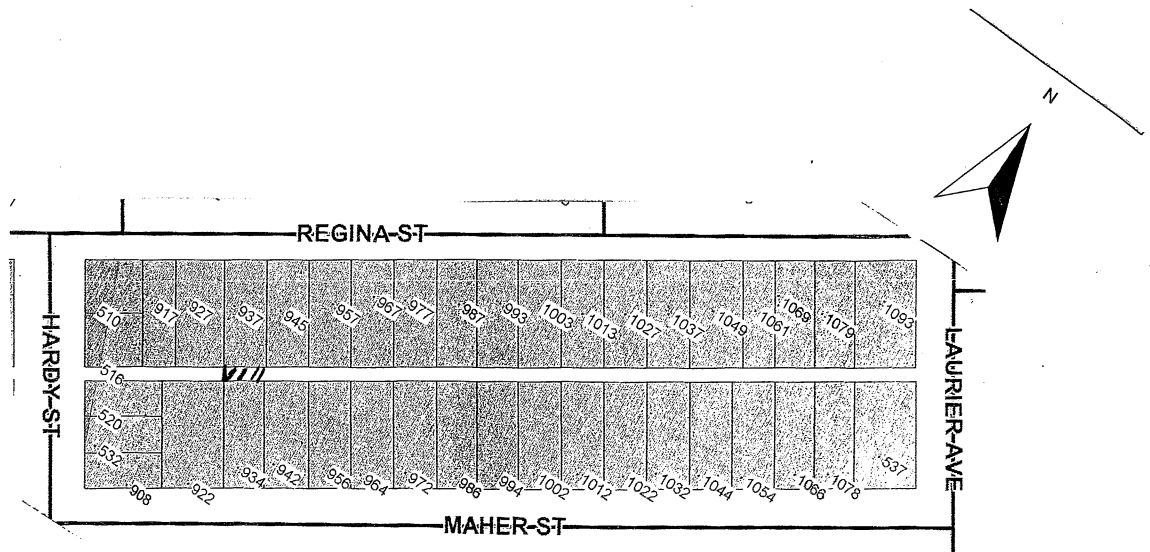
That portion of the laneway located in a block bounded by Maher Street, Regina Street, Hardy Street and Laurier Avenue, and bounded on the north by Lot 80 and on the south by Lot 61, Plan 72, designated as Part 1, on Reference Plan 36R-13267, in the City of North Bay, in the Land Titles Division of Nipissing 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 19th day of May, 2012.

Catherine Conrad
City Clerk



THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-145

**A BY-LAW TO AUTHORIZE THE STEVE OMISCHL
SPORTS FIELD COMPLEX REHABILITATION AND
DEVELOPMENT PROGRAM**

WHEREAS the *Municipal Act, 2001* (S.O. 2001, c-25), Section 10 authorizes the Council to pass a by-law for the purposes therein stated;

AND WHEREAS the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

AND WHEREAS the Council passed Resolution 2012-337 at its Meeting held Tuesday, May 22nd, 2012, authorizing the Steve Omischl Sports Field Complex Rehabilitation and Development Program being 2012 Community Services Capital Budget Project No. 6070PR, with a net debenture cost of \$150,00.00;

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

1. That the expenditure of \$150,000.00 for the Steve Omischl Sports Field Complex Rehabilitation and Development Program for the following be hereby authorized:

Steve Omischl Sports Field Improvement Costs	\$142,500.00
Financing Costs	<u>\$ 7,500.00</u>
Net Amount to be Debentured	\$ 150,000.00

2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note(s) and/or temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$150,000.00 limited in this by-law.
3. Any promissory note(s) issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten (10) years.

READ A FIRST TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

cc: READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 4TH DAY OF JUNE, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-146

**A BY-LAW TO AUTHORIZE THE
TRANSIT CAPITAL PROGRAM**

WHEREAS the *Municipal Act, 2001* (S.O. 2001, c-25), Section 10 authorizes the Council to pass a by-law for the purposes therein stated;

AND WHEREAS the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

AND WHEREAS the Council passed Resolution 2012-338 at its Meeting held Tuesday, May 22, 2012, authorizing the Transit Capital Program being 2012 Community Services Capital Budget Project No. 6081TR, with a net debenture cost of \$26,250.00;

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

1. That the expenditure of \$26,250.00 for the Transit Capital Program for the following be hereby authorized:

Construction Contract	\$25,000.00
Financing Costs	<u>\$ 1,250.00</u>

Net Amount to be Debentured	\$26,250.00
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2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note(s) and/or temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$26,250.00 limited in this by-law.
3. Any promissory note(s) issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten (10) years.

READ A FIRST TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

cc . READ A SECOND TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 4TH DAY OF JUNE, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-149

**BEING A BY-LAW TO CONFIRM PROCEEDINGS
OF THE MEETING OF COUNCIL ON
MAY 22, 2012**

WHEREAS the *Municipal Act, R.S.O. 2001*, Chapter 25, (the "Act") Section 5(1), provides that the powers of a municipal corporation shall be exercised by Council;

AND WHEREAS Section 5 (3) of the Act provides a municipal power, including a municipality's capacity, rights, powers and privileges under section 9 of the Act, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise and any of the matters shall be implemented by the exercise of the natural person powers;

AND WHEREAS in many cases action which is taken or authorized to be taken by Council does not lend itself to the passage of an individual by-law;

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

1. That the actions of the Council of The Corporation of the City of North Bay at its meeting held on May 22, 2012 in respect of each motion, resolution and other action passed and taken by the Council at its said Meeting is, except where the prior approval of the Ontario Municipal Board or other authority is by law required, hereby adopted, ratified and confirmed.
2. That where no individual by-law has been passed with respect to the taking of any action authorized in or by the Council mentioned in Section 1 hereof or with respect to the exercise of any powers of the Council, then this by-law shall be deemed for all purposes to the by-law required for approving and authorizing the taking of any action authorized therein or thereby required for the exercise of any powers therein by Council.
3. That the Mayor and the proper officers of The Corporation of the City of North Bay are hereby authorized and directed to do all things necessary to give effect to the said actions or to obtain approvals where required, and to execute all documents as may be necessary and directed to affix the corporate seal to all such documents as required.

READ A FIRST TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

cc
READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 4TH DAY OF JUNE, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-150

**BEING A BY-LAW TO APPOINT A
DEPUTY MAYOR**

WHEREAS Section 242 of the *Municipal Act, 2001* as amended, provides that a municipality may appoint a member of the Council to act in the place of the head of council and to preside at meetings when the head of council is absent or refuses to act or the office is vacant;

AND WHEREAS The Corporation of the City of North Bay's Procedural By-law provides that the Councillor who placed first in the municipal election be appointed Deputy Mayor for the term of Council;

AND WHEREAS Councillor Peter Chirico placed first in the October 25, 2010 municipal election and was appointed Deputy Mayor pursuant to By-law No. 2010-234;

AND WHEREAS Council has accepted Peter Chirico's resignation from Council and declared his seat vacant;

AND WHEREAS Councillor Sean Lawlor placed second in the October 25, 2010 municipal election.

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

1. That Councillor Sean Lawlor be appointed as the Deputy Mayor for
The Corporation of the City of North Bay for the balance of the 2010-
2014 term of Council effective June 4, 2012.
2. That By-law No. 2010-234 is hereby repealed.

READ A FIRST TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS
4TH DAY OF JUNE, 2012.

ll

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-151

**BEING A BY-LAW TO APPOINT THE
MANAGING DIRECTOR, COMMUNITY
SERVICES**

WHEREAS by Resolution No. 2012-_____ passed by Council at its Regular Meeting held on June 4, 2012, Council approved the appointment of Peter Chirico to the position of Managing Director, Community Services effective July 9, 2012;

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

1. That Peter Chirico be appointed to the position of Managing Director, Community Services effective the 9th day of July, 2012.

READ A FIRST TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 4TH DAY OF JUNE, 2012.

cc

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-152

BEING A BY-LAW TO AUTHORIZE THE EXECUTION OF AN AGREEMENT BETWEEN HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTER OF COMMUNITY SAFETY AND CORRECTIONAL SERVICES AND NORTH BAY POLICE SERVICES BOARD AND THE CORPORATION OF THE CITY OF NORTH BAY RELATING TO COMMUNITY POLICING PARTNERSHIPS (CPP) PROGRAM

WHEREAS the agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services and North Bay Police Services Board relating to the Community Policing Partnerships (CPP) Program was approved by Resolution No. 2003-40 passed on the 7th day of April 2003;

AND WHEREAS the agreement is being renewed for a further two year term and shall expire on March 31, 2014;

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 as of the 1st day of April, 2012 with Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services and North Bay Police Services Board relating to Community Policing Partnerships (CPP) Program.
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 Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services and North Bay Police Services Board and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

cc

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 4TH DAY OF JUNE, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-153

BEING A BY-LAW TO AUTHORIZE THE EXECUTION OF AN AGREEMENT BETWEEN HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTER OF COMMUNITY SAFETY AND CORRECTIONAL SERVICES AND THE NORTH BAY POLICE SERVICES BOARD AND THE CORPORATION OF THE CITY OF NORTH BAY RELATING TO THE SAFER COMMUNITIES - 1,000 OFFICERS PARTNERSHIP PROGRAM

WHEREAS the agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services and the North Bay Police Services Board for the Safer Communities - 1,000 Officers Partnership Program was approved by Resolution No. 2005-643 passed on the 6th day of September 2005;

AND WHEREAS the agreement is being renewed for a further two year term and shall expire on March 31, 2014;

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 as of the 1st day of April, 2012 with Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services and the North Bay Police Services Board for the Safer Communities - 1,000 Officers Partnership Program.
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 Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services and the North Bay Police Services Board and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

cc. READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 4TH DAY OF JUNE, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-134

**BEING A BY-LAW TO STOP UP, CLOSE AND CONVEY
A PORTION OF THE LANEWAY LOCATED IN A BLOCK BOUNDED BY BEATTIE
STREET, BURNS STREET, GREENWOOD AVENUE AND NORWOOD AVENUE
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 abutting Lots 115, 116, 117, 118, 119, 120, 192 and 193, Plan 86 be closed, stopped up and sold to the abutting owners;

AND WHEREAS by Resolution No. 2011-559 passed on the 2nd day of August, 2011, Council approved the closure of the laneway;

AND WHEREAS the laneway abutting Lots 115, 116, 117, 118, 119, 120, 192 and 193, Plan 86 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 115, 116, 117, 118, 119, 120, 192 and 193, Plan 86 designated as Parts 1, 2, 3, 4, 5 and 6 on Reference Plan 36R-13257 is hereby closed, stopped up and conveyed.
2. The City shall transfer Parts 1, 2, 3, 4, 5 and 6 on Reference Plan 36R-13257 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.

READ A FIRST TIME IN OPEN COUNCIL THE 14TH DAY OF MAY, 2012.

cc READ A SECOND TIME IN OPEN COUNCIL THE 14TH DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 4TH DAY OF JUNE, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

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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 4th day of June, 2012, 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 Beattie Street, Burns Street, Greenwood Avenue and Norwood Avenue**, located in the City of North Bay as shown on the key map below and described as follows:

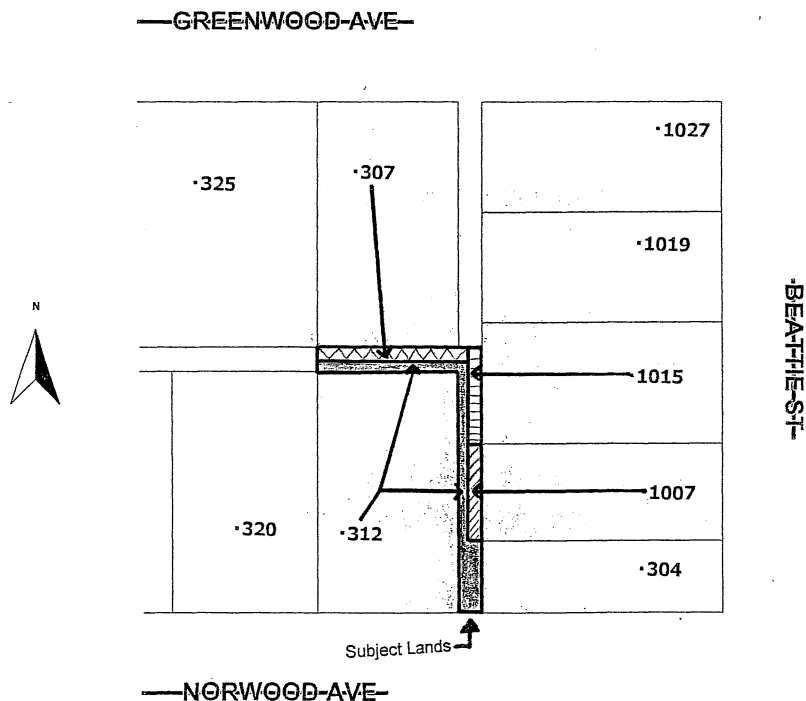
That portion of the **laneway located in a block bounded by Beattie Street, Burns Street, Greenwood Avenue and Norwood Avenue**, and bounded on the south by Lots 115 and 116, on the north by Lots 192 and 193 and on the east by Lots 117 to 120, both inclusive, Plan 86, designated as Parts 1, 2, 3, 4, 5 and 6 on Reference Plan 36R-13257, 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 12th day of May, 2012.

Catherine Conrad
City Clerk



THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-114

**A BY-LAW TO AMEND ZONING BY-LAW NO. 28-80
TO REZONE CERTAIN LANDS ON LAURIER STREET
FROM A "RESIDENTIAL THIRD DENSITY (R3)" ZONE
TO A "RESIDENTIAL THIRD DENSITY SPECIAL ZONE NO. 128 (R3 SP.128)"**

(1168108 ONTARIO INC. – 449 LAURIER AVENUE)

WHEREAS the owner of the subject property has initiated an amendment to the Zoning By-law;

AND WHEREAS the Council of The Corporation of the City of North Bay has ensured that adequate information has been made available to the public, and has held at least one public meeting after due notice for the purpose of informing the public of this By-law;

AND WHEREAS it is deemed desirable to amend the zoning designation shown on Schedule "B-51" of By-law No. 28-80 pursuant to Section 34 of the Planning Act R.S.O. 1990, as amended.

AND WHEREAS Council passed a resolution on June 4th, 2012 to approve this rezoning.

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

- 1) Schedule "B-51" of By-law No. 28-80 is amended by changing the zoning designation of the property shown on Schedule "A" attached hereto (which property is more particularly described as Registered Plan No. 56, Part Lot 38, known locally as 449 Laurier Avenue in the City of North Bay) from a "Residential Third Density (R3)" zone to a "Residential Third Density Special Zone No. 128 (R3 Sp.128)".
- 2) Section 11 of By-law No. 28-80 is amended by inserting at the end thereof the following Section 11.2.128:
 - 11.2.128 Residential Third Density Special Zone No.128 (R3 Sp.128)
 - 11.2.128.1 The property description of this "Residential Third Density Special Zone No. 128 (R3 Sp.128)" is Registered Plan No. 56, Part Lot 38, known locally as 449 Laurier Avenue in the City of North Bay, as shown on the attached Schedules and on Schedule "B-51".
 - 11.2.128.2 The permitted land uses in this "Residential Third Density Special Zone No. 128 (R3 Sp.128)" are as follows:
 - Day Nursery;
 - Single Detached Dwelling (minimum frontage of 13.7m)
 - Duplex Dwelling

- Semi-Detached Dwelling
- Group Home Type 1
- Accessory Home Based Businesses
- Parks, Playgrounds & Non-Profit Uses
- Institutional Uses

11.2.128.3 The regulations for this “Residential Third Density Special Zone No. 128 (R3 Sp.128)” are as follows:

- i) Increase the Maximum Lot Coverage permitted to the existing 70%;
- ii) Decrease the front yard setback from the required 6.0 metres to the existing 3.0 metres;
- iii) Decrease the northerly interior side yard setback from the required 1.8 metres to the existing 0.5 metres;
- iv) Decrease the rear yard setback from the required 7.6 metres to the existing 1.0 metres; and
- v) Permit a Day Nursery to locate and operate in this zone without being a secondary use to a main institutional or public use.

11.2.128.4 The use of land or building in this “Residential Third Density Special Zone No. 128 (R3 Sp.128)” shall conform to all other regulations of this By-law, except as hereby expressly varied.

- 3) Section 11 of By-law No. 28-80 is further amended by inserting “Residential Third Density Special Zone No. 128 (R3 Sp.128)” as shown on Schedule "B" to this By-law.
- 4) Pursuant to Section 41 of the Planning Act, R.S.O. 1990 as amended, those lands shown as hatched on Schedule “A” attached hereto are hereby designated a Site Plan Control Area.
- 5)
 - a) Notice of this By-law shall be given by the Clerk in the manner and form and to the persons prescribed by Section 6 of O.Reg. 545/06 as amended.
 - b) Where no notice of appeal is filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, then this By-law shall be deemed to have come into force on the day it was passed.

- c) Where one or more notices of appeal are filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, setting out the objection to the By-law and the reasons in support of the objection, then this By-law shall not come into force until all appeals have been finally disposed of, whereupon the By-law shall be deemed to have come into force on the day it was passed.

READ A FIRST TIME IN OPEN COUNCIL THE 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THE 4TH DAY OF JUNE, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS ____ DAY OF _____, 2012.

MAYOR, ALLAN MCDONALD

CITY CLERK, CATHERINE CONRAD

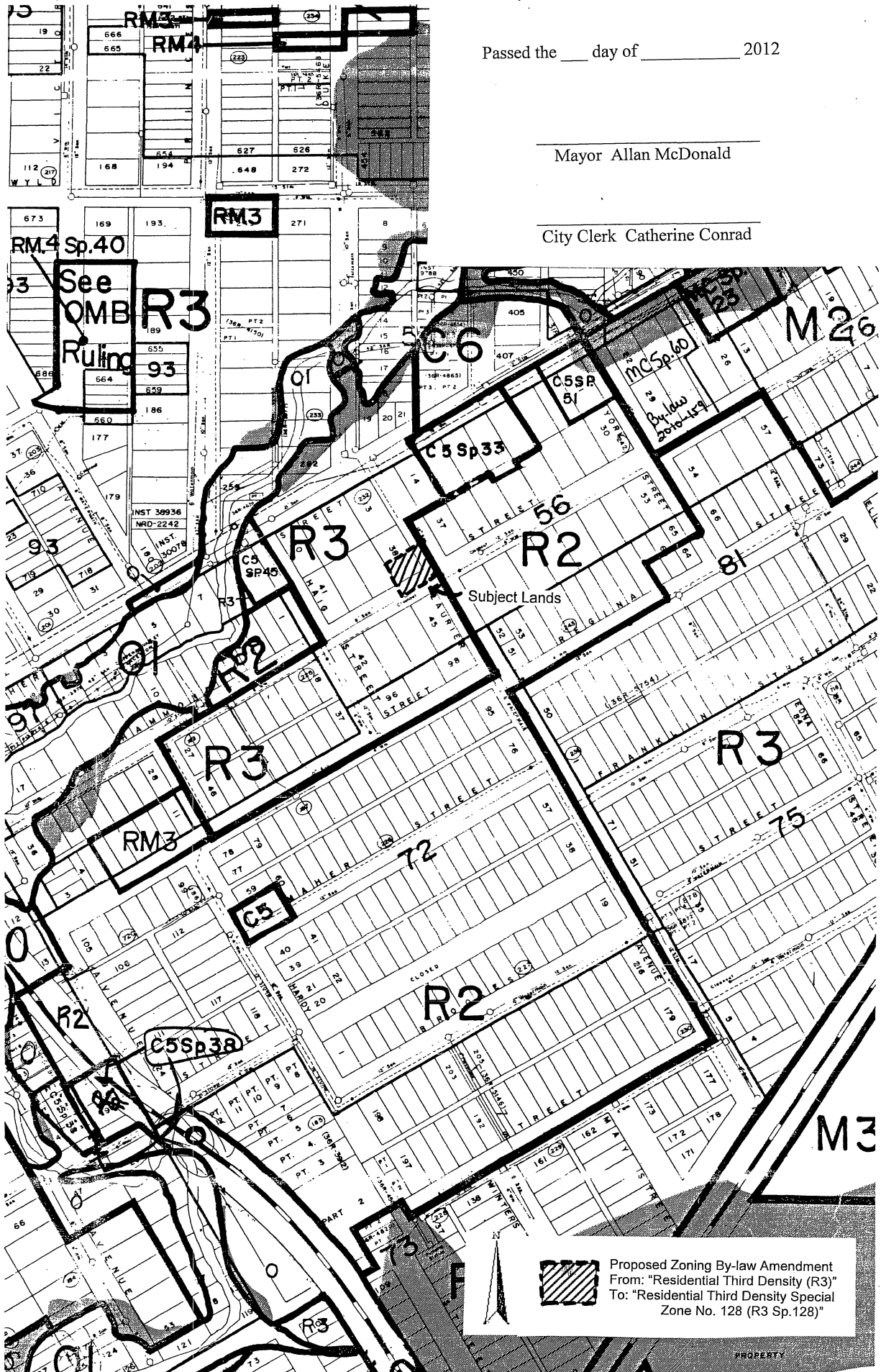
This is Schedule "A"

To By-law No. 2012- 114

Passed the ___ day of _____ 2012

Mayor Allan McDonald

City Clerk Catherine Conrad



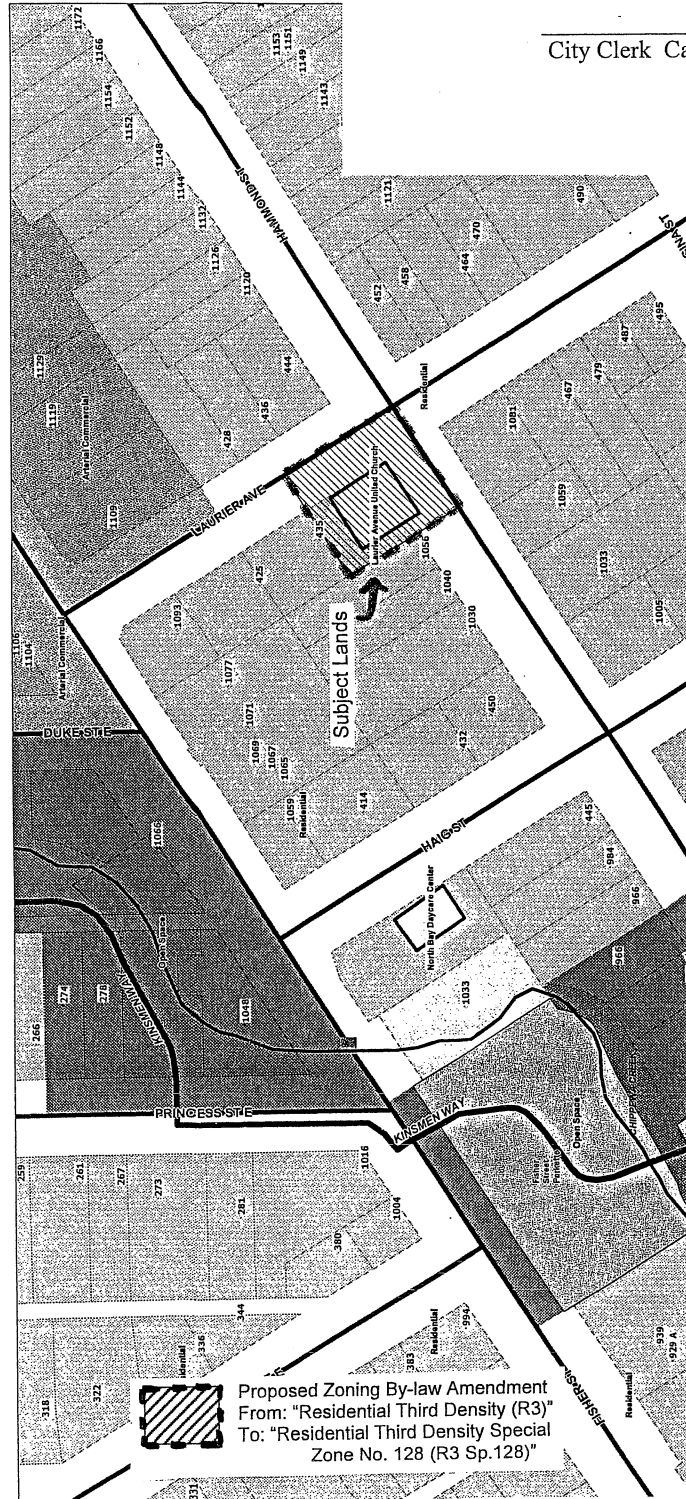
This is Schedule "B"

To By-law No. 2012- 114

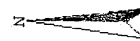
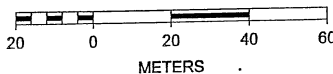
Passed the ___ day of _____ 2012

Mayor Allan McDonald

City Clerk Catherine Conrad



SCALE 1 : 1,510



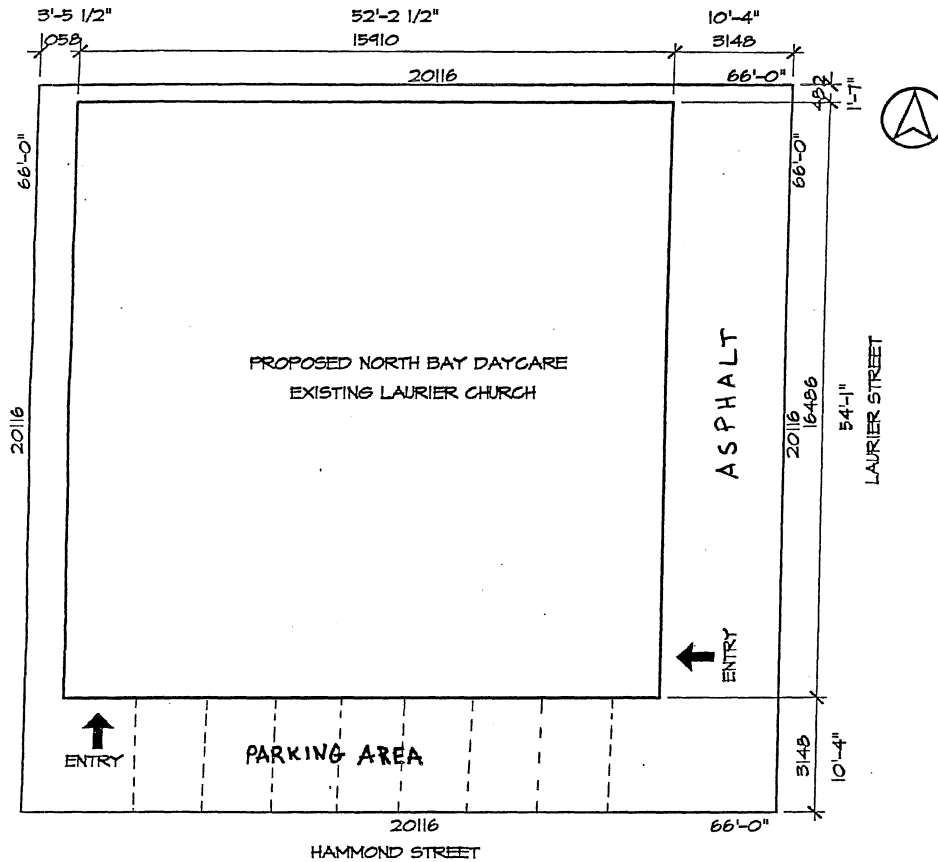
This is Schedule "C"

To By-law No. 2012- 114

Passed the ___ day of _____ 2012

Mayor Allan McDonald

City Clerk Catherine Conrad



SURVEY INFORMATION

1. PROPERTY SURVEY DIMENSION INFORMATION IS APPROXIMATED FROM A DRAWING PROVIDED BY THE OWNER DATED FEBRUARY 13, 2012. ACTUAL DIMENSION SETBACKS ARE NOT CONFIRMED BY THE ARCHITECT.
2. BUILDING DIMENSIONS ARE TAKEN FROM A DRAWING DATED APRIL, 1989 PREPARED BY BRIAN R. BERTRAND ARCHITECT.

THE CORPORATION OF THE CITY OF NORTH BAY**BY-LAW NO. 2012-120****A BY-LAW TO AMEND ZONING BY-LAW NO. 28-80 TO REZONE
CERTAIN LANDS NORTH OF HIGHWAY 63 AT SONGIS ROAD****(BRIAN MCLEAN – CONCESSION 4, NORTH PART OF LOT 2, PARCEL 1631)**

WHEREAS the owner of the subject property has initiated an amendment to the Zoning By-law;

AND WHEREAS the Council of The Corporation of the City of North Bay has ensured that adequate information has been made available to the public, and has held at least one public meeting after due notice for the purpose of informing the public of this By-law;

AND WHEREAS it is deemed desirable to amend the zone designation shown on Schedule “C-8” of By-law No. 28-80 pursuant to Section 34 of the Planning Act R.S.O. 1990, as amended.

AND WHEREAS Council passed a resolution on June 4, 2012 to approve this rezoning.

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

- 1) Schedule “C-8” of By-law No. 28-80 is amended by changing the zoning designation of the property shown on Schedules “A” and “B” attached hereto, and more particularly described as Concession 4, North Part of Lot 2, Parcel 1631 in the former Township of Widdifield, in the City of North Bay, from a “Rural (A)” zone to a “Rural Industrial Extractive (RME)” zone.
- 2) All buildings or structures erected or altered and the use of land in such “Rural Industrial Extractive (RME)” zone shall conform to all applicable provisions of By-law No. 28-80 of the Corporation of the City of North Bay.
- 3)
 - a) Notice of this By-law shall be given by the Clerk in the manner and form and to the persons prescribed by Section 4 of Reg. 254/06, as amended.
 - b) Where no notice of appeal is filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, then this By-law shall be deemed to have come into force on the day it was passed.
 - c) Where one or more notices of appeal are filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, setting out the objection to the By-law and the reasons in support of the objection, then this By-law shall not come into force until all appeals have been finally disposed of, whereupon the By-law shall be deemed to have come into force on the day it was passed.

READ A FIRST TIME IN OPEN COUNCIL THE 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THE 4TH DAY OF JUNE, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 18TH DAY OF JUNE 2012.

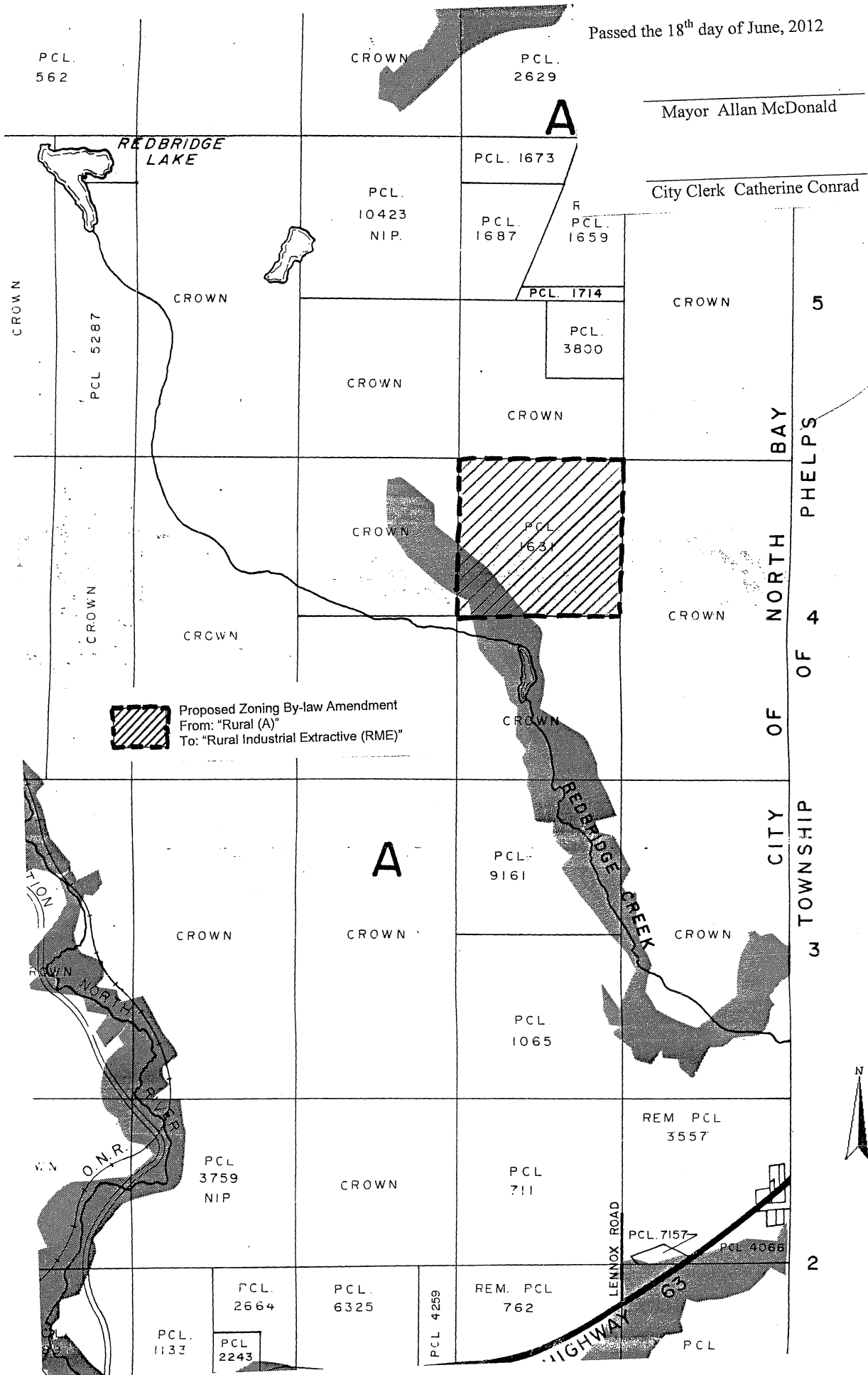
MAYOR ALLAN MCDONALD

CITY CLERK CATHERINE CONRAD

Passed the 18th day of June, 2012

Mayor Allan McDonald

City Clerk Catherine Conrad



This is Schedule "B"

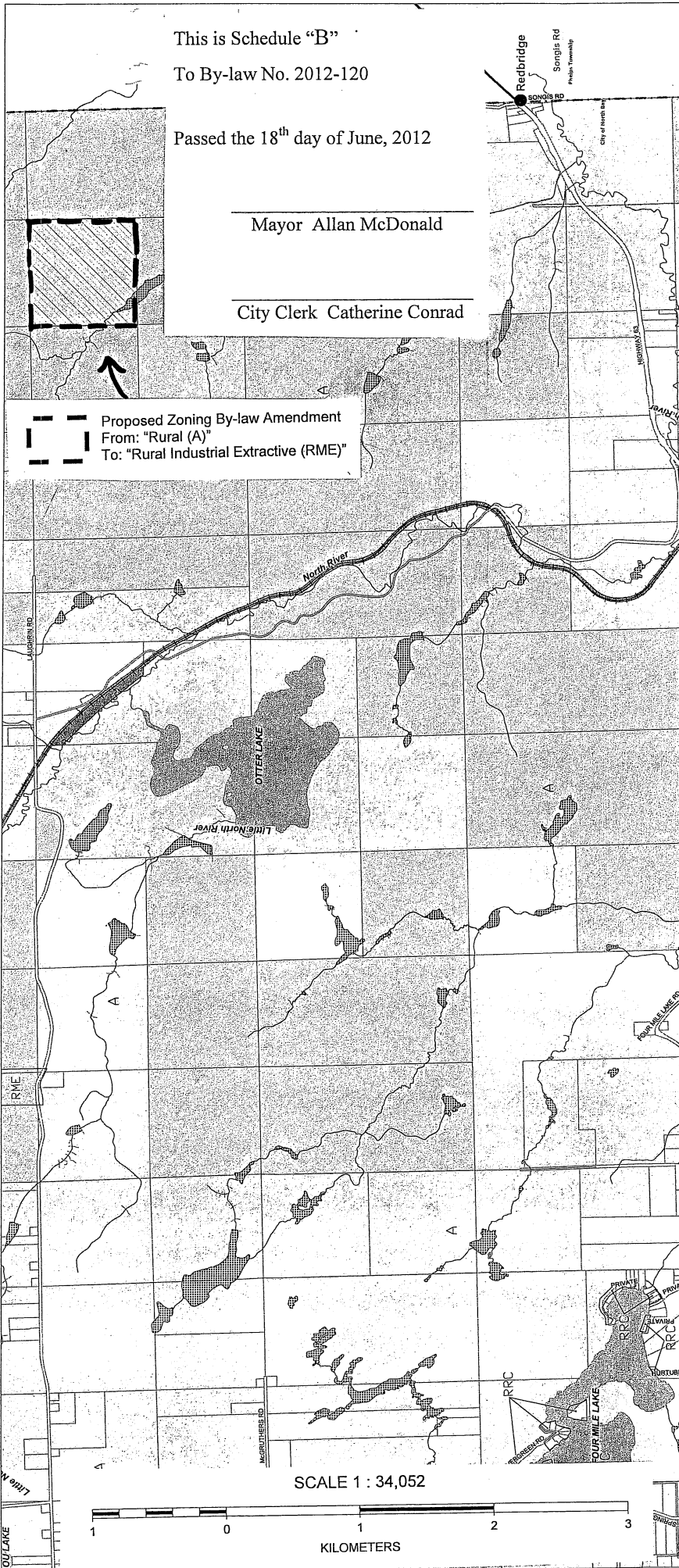
To By-law No. 2012-120

Passed the 18th day of June, 2012

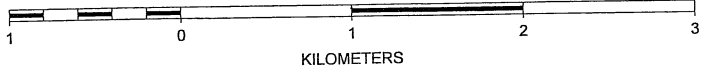
Mayor Allan McDonald

City Clerk Catherine Conrad

Proposed Zoning By-law Amendment
From: "Rural (A)"
To: "Rural Industrial Extractive (RME)"



SCALE 1 : 34,052



THE CORPORATION OF THE CITY OF NORTH BAY**BY-LAW NO. 2012-115****BY-LAW TO DESIGNATE A SITE PLAN CONTROL
AREA ON CERTAIN LANDS ON LAURIER AVENUE****(1168108 ONTARIO INC. – 449 LAURIER AVENUE)**

WHEREAS the Council of The Corporation of the City of North Bay, hereinafter referred to as the "City", deems it desirable to designate a Site Plan Control Area in the City of North Bay pursuant to Section 41 of the Planning Act R.S.O. 1990 as amended;

AND WHEREAS the Council deems it desirable to delegate to the Chief Administrative Officer the authority to enter into an agreement respecting the matters referred to herein;

AND WHEREAS Council intends to pass By-law No. 2012-114 to rezone the subject property to a 'Residential Third Density Special Zone No. 128 (R3 Sp.128)' to permit the conversion of the existing building (former Laurier United Church) into a day nursery.

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

- 1) That certain parcel of land composed of Registered Plan No. 56, Part Lot 38, known locally as 449 Laurier Avenue in the City of North Bay, which lands are more particularly described on Schedule "A" attached hereto, is hereby designated as a Site Plan Control Area.
- 2) As a condition approval, all buildings or structures and parking facilities shall be provided and maintained in a location that is satisfactory to the City of North Bay.
- 3) As a condition of approval of buildings and structures referred to in Section 2 hereof, no buildings or structures shall be erected, constructed, or placed on said Site Plan Control Area until the owner of the Site Plan Control Area has entered into an agreement with The Corporation of the City of North Bay respecting the provisions, to the satisfaction of and at no expense to the City of the following matters:
 - a) Parking facilities and access driveways and the surfacing of such areas and driveways;
 - b) Walkways and the surfacing thereof;
 - c) Facilities for lighting, including floodlighting;
 - d) Walls, fences, hedges, trees or shrubs, or other groundcover or facilities for the landscaping of the lands;
 - e) Collection areas and other facilities and enclosures for the storage of garbage and other waste material;
 - f) Grading or alteration in elevation or contour of the land and provision for the disposal of storm, surface and waste water from the land and from any buildings or structures thereon;
and
 - g) Adequate water supply for firefighting purposes.

- 4) a) The Chief Administrative Officer is hereby authorized to enter into, under Corporate Seal, one or more agreements on behalf of The Corporation of the City of North Bay with the owner of the subject lands herein to ensure the provision of all the facilities mentioned in this By-law, and to impose a fee of \$1,200 upon the owner for preparation.
- b) The said Agreement may be registered against the lands to which it applies and the City may enforce the provisions of the Registry Act or any successor legislation thereto and The Land Titles Act or any successor legislation thereto against any and all subsequent owners of the land.
- 5) a) The said Agreement shall be binding on the owner, its successors, assigns and heirs.
- b) The owner shall authorize the City to exercise the provisions of Section 427 of The Municipal Act, 2001 (S.O. 2001, c.25), as amended or any successor legislation thereto in the event of a breach by the owner of a condition of this agreement.
- 6) This By-law comes into force and effect upon being finally passed.

READ A FIRST TIME IN OPEN COUNCIL THE 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THE 4TH DAY OF JUNE, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 4TH DAY OF JUNE, 2012.

MAYOR ALLAN MCDONALD

CITY CLERK CATHERINE CONRAD

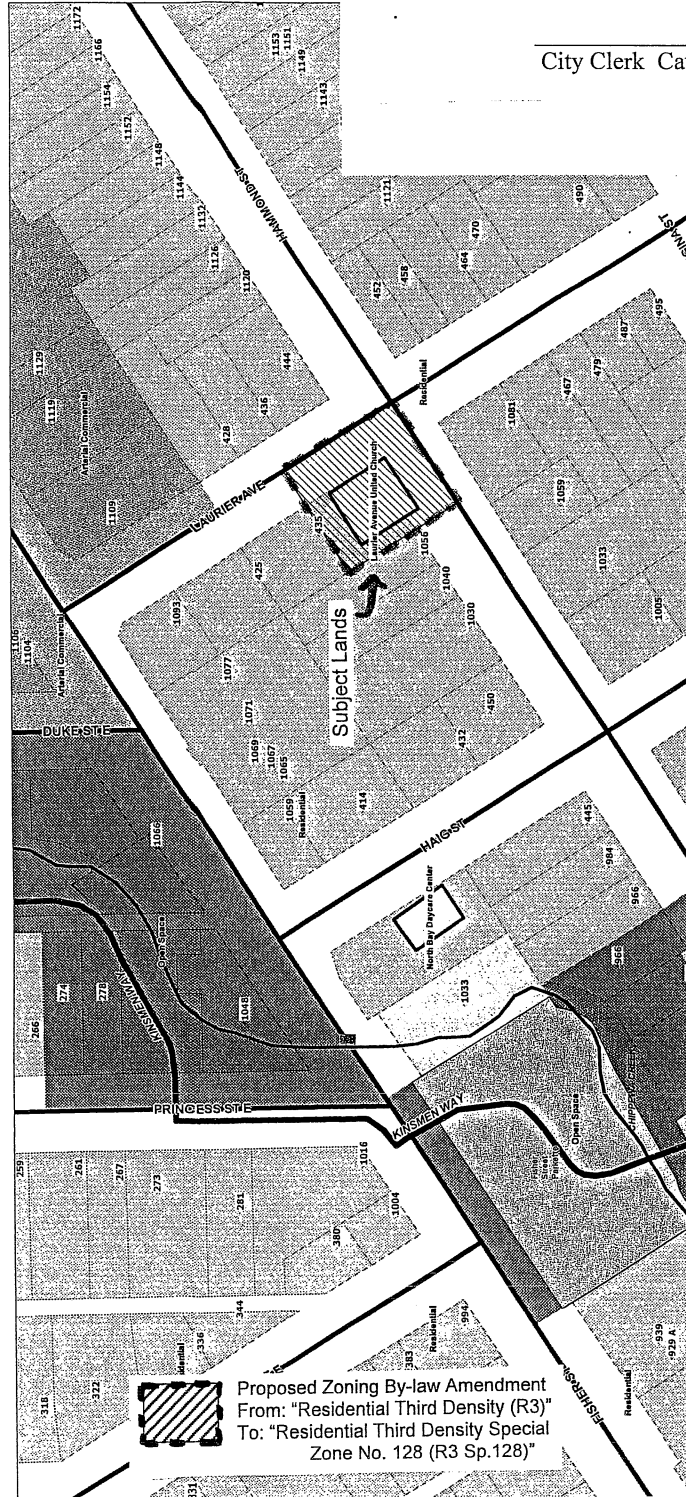
This is Schedule "A"

To By-law No. 2012- 115

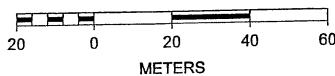
Passed the ___ day of _____ 2012

Mayor Allan McDonald

City Clerk Catherine Conrad



SCALE 1 : 1,510



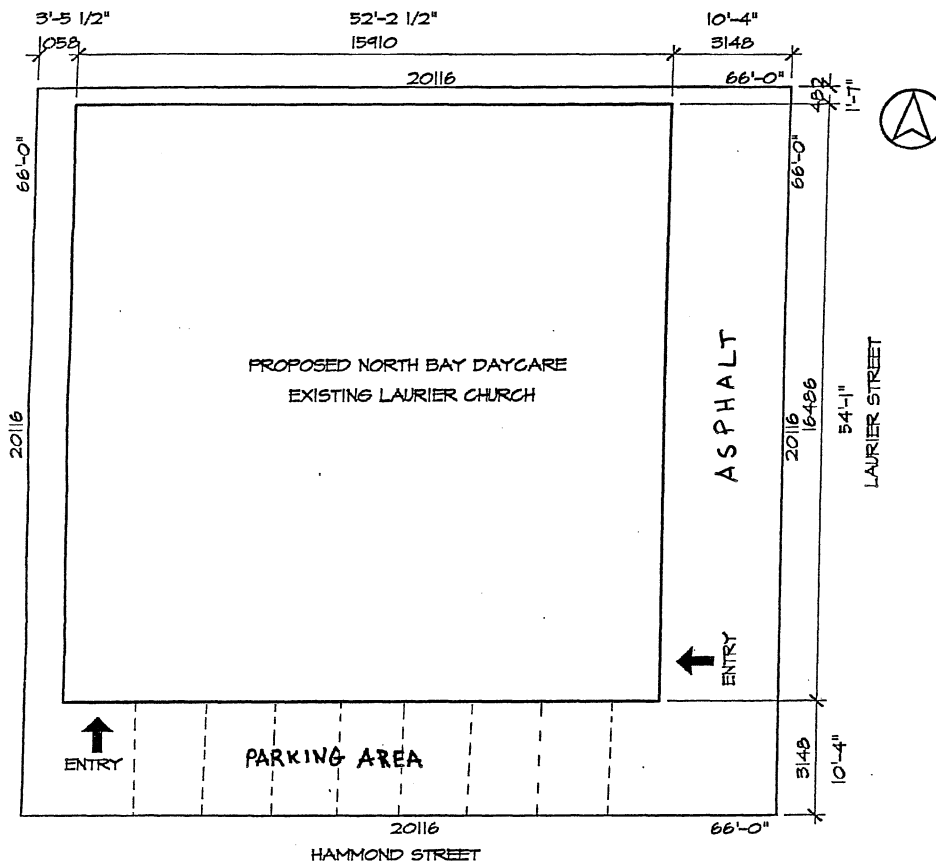
This is Schedule "B"

To By-law No. 2012- 115

Passed the ___ day of _____ 2012

Mayor Allan McDonald

City Clerk Catherine Conrad



SURVEY INFORMATION

1. PROPERTY SURVEY DIMENSION INFORMATION IS APPROXIMATED FROM A DRAWING PROVIDED BY THE OWNER DATED FEBRUARY 13, 2012. ACTUAL DIMENSION SETBACKS ARE NOT CONFIRMED BY THE ARCHITECT.
2. BUILDING DIMENSIONS ARE TAKEN FROM A DRAWING DATED APRIL, 1989 PREPARED BY BRIAN R. BERTRAND ARCHITECT.

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-154

**BEING A BY-LAW TO AUTHORIZE THE
EXECUTION OF AN AGREEMENT WITH D.J.
VENASSE CONSTRUCTION LIMITED
RELATING TO THE BUILD / DESIGN OF THE
LEE PARK MAINTENANCE BUILDING**

WHEREAS the agreement with D.J. Venasse Construction Limited for build / design of the new maintenance building at Lee Park was approved by Resolution No. 2012-335 passed on the 22nd day of May, 2012;

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 23rd day of May, 2012 with D.J. Venasse Construction Limited relating to the build / design of the new maintenance building at Lee Park in a form satisfactory to the City Solicitor.

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 D.J. Venasse Construction Limited and such further and other documents as may be reasonably required and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

CC
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 4TH DAY OF JUNE, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-155

**BEING A BY-LAW TO AUTHORIZE THE
EXECUTION OF A DECLARATION OF TERMS OF
SUBDIVISION RELATING TO THE AIRPORT
INDUSTRIAL BUSINESS PARK - PHASE II**

WHEREAS the Declaration of Terms of Subdivision for the Airport Industrial Business Park - Phase II was approved by Resolution No. 2012-_____ passed by Council on the 4th day of June, 2012;

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

1. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Declaration of Terms of Subdivision and to affix thereto the Corporate seal.

2. The roads laid out on the Registered Plan set out in the Declaration of Terms of Subdivision shall be deemed to be accepted by the City for the purpose of maintenance and repair only upon issuance of the Final Certificate of the City Engineer pursuant to the Declaration of Terms of Subdivision referred to herein.

READ A FIRST TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

cc
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 4TH DAY OF JUNE, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-156

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION
OF AN AGREEMENT WITH DARREN DAVIES,
OPERATING AS DS CONTRACTING RELATING TO
MARINA AND MARATHON BEACH BOARDWALK
REPLACEMENT**

WHEREAS the agreement with Darren Davies, operating as DS Contracting for the replacement of the boardwalk at the Waterfront Marina and the beachfront at Marathon Beach was approved by Resolution No. 2012-334 passed on the 22nd day of May, 2012;

**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 31st day of May, 2012 with Darren Davies, operating as DS Contracting relating to the replacement of the boardwalk at the Waterfront Marina and the beachfront at Marathon Beach in a form satisfactory to the City Solicitor.

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 Darren Davies, operating as DS Contracting and such further and other documents as may be reasonably required and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 4TH DAY OF JUNE, 2012.

cc. READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 4TH DAY OF JUNE, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

ADDENDUM

TO THE MEETING OF
JUNE 4TH, 2012

Community Services - First and second readings:

By-Law No. 2012-119 to adopt Official Plan Amendment No. 1 (Brian McLean - Concession 4, North Part of Lot 2, Parcel 1631).

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-119

OFFICIAL PLAN AMENDMENT NO. 1

(BRIAN MCLEAN – CONCESSION 4, NORTH PART OF LOT 2, PARCEL 1631)

WHEREAS the owner of the subject property has requested an amendment to the Official Plan of the North Bay Planning Area;

AND WHEREAS the Council of The Corporation of the City of North Bay has ensured that adequate information has been made available to the public and has held at least one public meeting after due notice for the purpose of informing the public of this By-law;

AND WHEREAS it is deemed desirable to amend the land use designation shown on Schedule "2" to the Official Plan of the North Bay Planning Area pursuant to Section 17 of the Planning Act R.S.O. 1990, as amended by the Statutes of Ontario, 19101, Chapter 4, Section 9.

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

- 1) The attached Schedules and explanatory text constituting Amendment No.1 to the Official Plan of the City of North Bay Planning Area are hereby adopted.
- 2) The appendices constitute revisions to the appendices only of the Official Plan and shall not constitute part of this Amendment.
- 3)
 - a) Notice of this By-law shall be given by the Clerk in the manner and form and to the persons prescribed by Section 4 of O. Reg. 254/06 as amended.
 - b) Where no notice of appeal is filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, then this By-law shall be deemed to have come into force on the day after the last day for filing an appeal
 - c) Where one or more notices of appeal are filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, setting out the objection to the By-law and the reasons in support of the objection, then this By-law shall not come into force until all appeals have been finally disposed of, whereupon the By-law shall be deemed to have come into force on the day after the last day all appeals have been finally disposed of.

READ A FIRST TIME IN OPEN COUNCIL ON THE 22ND DAY OF MAY, 2012.

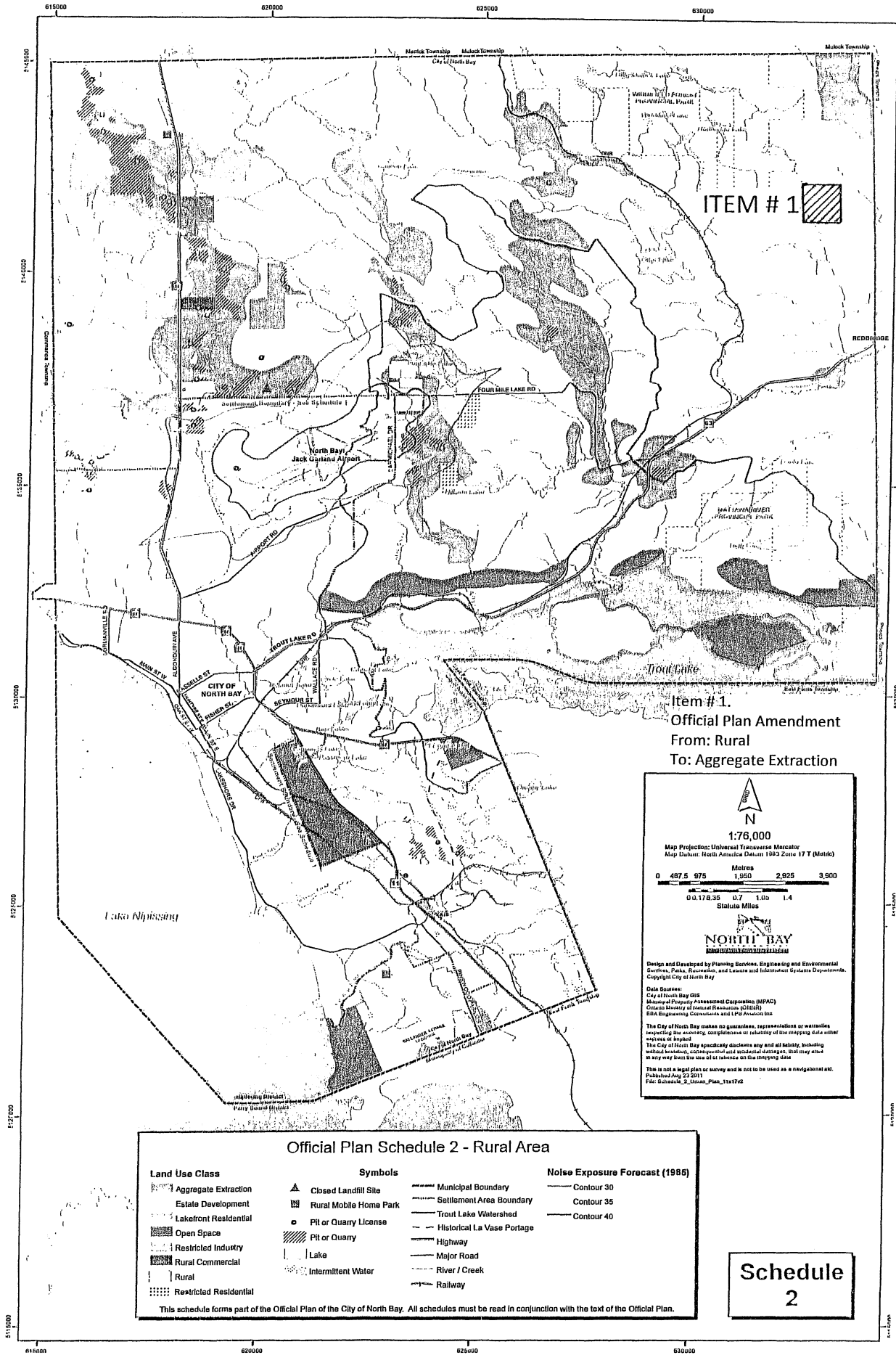
READ A SECOND TIME IN OPEN COUNCIL ON THE 22ND DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED ON THE ____ DAY OF _____, 2012.

MAYOR ALLAN MCDONALD

CITY CLERK CATHERINE CONRAD

SCHEDULE 1-A



ITEM # 1

**Item # 1.
Official Plan Amendment
From: Rural
To: Aggregate Extraction**

N

1:76,000

Map Projection: Universal Transverse Mercator
Map Datum: North America Datum 1983 Zone 17 T (Metric)

Metres	
0	3,900
0.017635	0.7 1.0 1.4
Statute Miles	

NORTH BAY
Municipality of North Bay

Design and Developed by Planning Services, Engineering and Environmental Services, Parks, Recreation, and Leisure and Information Systems Departments, Copyright City of North Bay

Data Sources:
City of North Bay GIS
Municipal Property Assessment Corporation (MPAC)
Ontario Ministry of Natural Resources (OMNR)
EBA Engineering Consultants and LPD Aviation Inc.

The City of North Bay makes no guarantee, representation or warranties regarding the accuracy, completeness or reliability of the mapping data either express or implied.
The City of North Bay expressly disclaims any and all liability, including without limitation, consequential and incidental damages, that may arise in any way from the use of or reliance on the mapping data.

This is not a legal plan or survey and is not to be used as a navigational aid.
Published Aug 23 2011
File: Schedule_2_0000_Plan_1161702

Official Plan Schedule 2 - Rural Area		
Land Use Class	Symbols	Noise Exposure Forecast (1985)
Aggregate Extraction	Closed Landfill Site	Municipal Boundary
Estate Development	Rural Mobile Home Park	Settlement Area Boundary
Lakelont Residential	Pit or Quarry License	Trout Lake Watershed
Open Space	Pit or Quarry	Historical La Vase Portage
Restricted Industry	Lake	Highway
Rural Commercial	Intermittent Water	Major Road
Rural		River / Creek
Restricted Residential		Railway
		Contour 30
		Contour 35
		Contour 40

This schedule forms part of the Official Plan of the City of North Bay. All schedules must be read in conjunction with the text of the Official Plan.

**Schedule
2**