

**MINUTES OF THE REGULAR MEETING  
OF CITY COUNCIL  
HELD TUESDAY, MARCH 29<sup>TH</sup>, 2005**

**PRESENT:** Mayor Fedeli, Councillors Chirico, Vaillancourt, Anthony, Bain, Campbell, Boldt, Mason, Koziol, Maroosis, Mendicino

**CORRESPONDENCE:**

1038634 Ontario Inc.	re Rezoning application - Duke Street	(185)
Allison, Dylan	re La Vase Park property	(195)
Guistra, Elisa	re Rezoning and Condominium applications - McKee Drive	(187)
Millford Developments	re Rezoning application - Gordon Drive and Norman Avenue	(186)
Scott, Linda	re Parking restrictions - Sherbrooke Street	(183)
Wylders Music Hall/The ZOO Niteclub	re Noise By-Law exemptions - Canada Day weekend and Heritage Festival weekend	(196)

**REPORTS FROM OFFICERS:**

Bullock, P.	re 2004 - Drinking Water System Summary	(184)
Bullock, P.	re Backflow Prevention Program	(192)
Burke, M.B.	re Heritage North Bay Agreement - Insurance	(200)
Conrad, C.M.	re Town of Hanover - Policing costs	(182)
Elliott, G.	re Parking restrictions - Sherbrooke Street	(183)
Hall, B.	re Deeming By-Laws - Lakeshore Drive	(194)
Houston, J.	re La Vase Park property	(195)
Kilgour, I.G.	re Dashnay Street road allowance	(199)
Kilgour, I.G.	re City surplus land (Eloy Road)	(212)
Kraemer, L.	re Property Tax Deferrals - Low income seniors and low-income persons with disabilities	(191)
Lang, A.	re Temporary Borrowing By-Law	(188)
Linkie, D.G.	re Agencies, Boards & Commissions	(198)
Manning, J.	re Tender 2004-15, Ready mix concrete	(193)
Manning, J.	re Request for Quotation 2005-13, Supply of work clothing	(197)
Simmonds, J.C.	re Noise By-Law exemptions - Canada Day weekend and Heritage Festival weekend - Wylders Music Hall/The ZOO Niteclub	(196)

**Res. #2005-178:** Moved by Councillor Mendicino, seconded by Councillor Chirico  
That minutes for the meetings held on:

- Monday, March 14, 2005; and
- Monday, March 21, 2005

be adopted as presented.

"CARRIED"

**Res. #2005-179:** Moved by Councillor Mendicino, seconded by Councillor Koziol  
That Community Services Committee Report No. 2005-07 relating to:

- rezoning application by Jim and Lynda Layode on behalf of Patricia  
Cliche - 1270 Highway 17 East

be adopted as presented.

"CARRIED"

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2005-07**

March 29, 2005

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2005-07 and recommends:

1. That
  - a) the proposed Zoning By-Law Amendment by Jim and Lynda Layode on behalf of Patricia Cliche to rezone Concession 17, Part Lots 26 and 27, 36R-6776, Part 4, Parcel 5847 W&F (1270 Highway 17 East) from a "Rural Commercial (RC)" zone to a "Rural Residential Lakefront (RRL)" zone be approved; and
  - b) the subject property be placed under Site Plan Control pursuant to Section 41 of the *Planning Act*, R.S.O. 1990 in order to regulate servicing, access, lot grading, drainage, vegetative buffers and building location prior to any site alteration or construction on the site.

All of which is respectfully submitted.

ASSENTS  
MENDICINO  
KOZIOL  
MAROOSIS  
FEDELI

DISSENTS

Res. #2005-180: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That Community Services Committee Report No. 2005-08 relating to:

- rezoning application by Goodridge Planning Solutions/Robert Nodder and Theresa Thretheway - Dashnay Street

be adopted as presented.

"CARRIED"

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2005-08**

March 29, 2005

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2005-08 and recommends:

1. That the proposed Zoning By-Law Amendment by Goodridge Planning Solutions/ Robert Nodder and Theresa Thretheway to rezone the unopened portion of the Dashnay Street road allowance between Lot 125, Plan 15 and Lot 37, Plan 89 from a "Residential Multiple Third Density (RM3)" zone to a "Residential Second Density (R2)" zone be approved.

All of which is respectfully submitted.

ASSENTS  
MENDICINO  
KOZIOL  
FEDELI

DISSENTS  
MAROOSIS

Res. #2005-181: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That Community Services Committee Report No. 2005-09 relating to:

- rezoning application by Ty-Crop Investments Limited - Highway 11 North

be adopted as presented.

“CARRIED”

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2005-09**

March 29, 2005

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2005-09 and recommends:

1. That
  - a) the proposed Zoning By-Law Amendment by Ty-Crop Investments Limited to rezone Concession 3, Part of Lot 20, 36R-10495, Part 2, Remainder of Parcel 18762 W/F from a “Restricted Industrial Special Zone No. 45 (M5 Sp.45)” to a “Rural Extractive Industrial Special Zone (RME Sp.)” 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 implement the recommendations contained with the Scoped Site Environmental Impact Study prepared by Fri Ecological Services, rehabilitation, aggregate removal locations, dust control measures, ingress and egress, vegetative buffer development, lighting and fencing.

All of which is respectfully submitted.

ASSENTS  
MENDICINO  
KOZIOL  
MAROOSIS  
FEDELI

DISSENTS

- Res. #2005-182: Moved by Councillor Anthony, seconded by Councillor Bain
- That
1. Council support the Town of Hanover’s Resolution requesting that a representative from the Association of Municipalities of Ontario be allowed to take part in salary deliberations between the Province of Ontario and the Ontario Provincial Police;
  2. the financial burden of policing to municipalities be looked at as part of the Community Reinvestment Fund (CRF) by the Province of Ontario; and

3. a copy of this resolution in support of the Town of Hanover be forwarded to Premier Dalton McGuinty; Greg Sorbara, Minister of Finance, Monte Kwinter, Minister of Community Safety and Correctional Services; Monique Smith, M.P.P.

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(Nipissing) and to the Association of Municipalities of Ontario.

“CARRIED”

Res. #2005-183: Moved by Councillor Mason, seconded by Councillor Boldt  
That Traffic & Parking By-Law No. 2002-01, Schedule 18 be amended by adding the following to control parking on Sherbrooke Street:

Schedule 18 “No Parking At Anytime” - Schedule “S”

<u>Road</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Sherbrooke Street	West	Worthington Street	East First Avenue East

“CARRIED”

Res. #2005-184a: Moved by Councillor Mason, seconded by Councillor Boldt  
That 1) North Bay City Council receive the “City of North Bay - 2004 - Drinking Water System Summary Report” as completed in compliance with O.Reg. 170/03 Schedule 22; and  
2) a copy of Council’s resolution acknowledging receipt of the 2004 Summary Report be forwarded to the Ontario Ministry of the Environment.

“CARRIED AS AMENDED”

Res. #2005-184b: Moved by Councillor Boldt, seconded by Councillor Chirico  
That Section (2) regarding forwarding a copy of Council’s resolution acknowledging receipt of the 2004 Summary Report be forwarded to the Ontario Ministry of the Environment be deleted.

“CARRIED”

Res. #2005-185: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That the rezoning application by Rick Miller on behalf of 1038634 Ontario Inc. - Duke Street West be received.

“CARRIED”

Res. #2005-186: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That the rezoning application by Rick Miller on behalf of Millford Developments - Gordon Drive and Norman Avenue be received.

“CARRIED”

Res. #2005-187: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That the rezoning and condominium applications by Rick Miller on behalf of Elisa Giustra - McKee Drive be received.

“CARRIED”

Res. #2005-188: Moved by Councillor Chirico, seconded by Councillor Anthony  
That City Council approve the preparation of a by-law to authorize temporary borrowing from time to time to meet current expenditures during the fiscal year ending December 31, 2005.

“CARRIED”

Res. #2005-189: Moved by Councillor Chirico, seconded by Councillor Anthony  
That accounts totalling \$6,287,232.07 for February 2005 be approved.

“CARRIED”

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Res. #2005-190: Moved by Councillor Chirico, seconded by Councillor Anthony  
That accounts for Clarion Resort - Pinewood Park totalling \$782.68 be approved.

“CARRIED”

Councillor Mason declared a conflict of interest on the above matter as he is employed by Clarion Resort - Pinewood Park.

Res. #2005-191: Moved by Councillor Chirico, seconded by Councillor Anthony  
That

- 1) Council enacts a new Tax Deferral By-Law for the purposes of relieving financial hardship to low-income seniors and low-income persons with disabilities whereby rescinding By-Law No. 206-98; and
- 2) By-Law No. 2005-28, be given three readings at the April 11<sup>th</sup> Regular Council Meeting.

“CARRIED”

Res. #2005-192: Moved by Councillor Mason, seconded by Councillor Boldt  
That

- 1) a Backflow Prevention Program be initiated with a survey of all Industrial, Commercial and Institutional buildings to be completed by September 2005; and
- 2) once the survey is complete, a report be brought back to Council identifying the next steps of a Backflow Prevention Program.

“CARRIED”

Res. #2005-193: Moved by Councillor Mason, seconded by Councillor Boldt  
That North Bay City Council approve a contract be awarded to Lafarge Canada Inc. in the estimated amount of \$83,754.00 (GST extra) for the supply of ready mix concrete on an as and when requested basis from the date of contract to October 1, 2005.

“CARRIED”

Res. #2005-194: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That

- 1) Council adopts a Deeming By-Law to deem Lots 19 to 28, Plan M-210 not to be Lots on a Registered Plan of Subdivision; and
- 2) Council adopts a Deeming By-Law to deem Lot 260, Plan M-203 and Block 3, Registered Plan M-587 not to be a Lot or a Block on a Registered Plan of Subdivision.

“CARRIED”

Res. #2005-195: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That City Council deny the request by Mr. Allison to purchase back land expropriated for park development purposes, said property being located in La Vase Park south of the La Vase River.

“CARRIED”

Res. #2005-196: Moved by Councillor Mason, seconded by Councillor Boldt  
That Wylders Music Hall and The ZOO Niteclub be granted an exemption from the Noise By-Law until 2:00 a.m. of the next day for July 1, 2, 28, 29, 30 and 31, 2005, to allow for the exemption of music on their outdoor patio.

“CARRIED”

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Res. #2005-197: Moved by Councillor Chirico, seconded by Councillor Anthony  
That North Bay City Council approve that a contract be issued to Ecotrex Ltd. in the estimated amount of \$53,196.11 (taxes included) to supply the 2004 and 2005 issue of work clothing.

“CARRIED”

Res. #2005-198: Moved by Councillor Chirico, seconded by Councillor Anthony  
That

- 1) Council approve that the Rail Lands Development Advisory Committee be disbanded;
- 2) the City Clerk advise the members of the Rail Lands Advisory Committee that the Committee has been disbanded and thank them for their services;
- 3) Council continue the practice of establishing Ad Hoc Committees for prescribed periods of time in order to address specific issues; and
- 4) the Manager of Planning Services prepare a report for Council’s consideration, at such time as the new Official Plan process has sufficiently matured, in order to describe the merits of establishing a Sustainable Community Committee.

“CARRIED”

Res. #2005-199: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That

- 1) the unopened portion of the Dashnay Street road allowance bounded by McIntyre Street West, Nipissing Street, Copeland Street and Rock Street abutting Lot 125, Plan 15 and Lot 37, Plan 89 be closed and sold at its appraised value;
- 2) the closure and sale of the road allowance be subject to the granting of any required easements; and
- 3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject road allowance.

“CARRIED”

Res. #2005-200: Moved by Councillor Chirico, seconded by Councillor Anthony  
That the Heritage North Bay Agreement be amended to have the municipal liability insurance policy apply in the first instance for all operations and to add a mutual indemnity/insurance provision.

“CARRIED”

Res. #2005-201: Moved by Councillor Chirico, seconded by Councillor Anthony  
That the following by-laws be read a first and second time:

By-Law No. 2005-39 to authorize the Pete Palangio & West Ferris Arenas Improvement Program.

By-Law No. 2005-44 to execute an Agreement with Ontario Neurotrauma Foundation relating to a study on High Intensity Injury Prevention.

“CARRIED”

Res. #2005-202: Moved by Councillor Chirico, seconded by Councillor Anthony  
That the following by-laws be read a third time and passed:

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By-Law No. 2005-39 to authorize the Pete Palangio & West Ferris Arenas Improvement Program.

By-Law No. 2005-44 to execute an Agreement with Ontario Neurotrauma Foundation relating to a study on High Intensity Injury Prevention.

“CARRIED”

Res. #2005-203: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That the following by-laws be read a first and second time:

By-Law No. 2005-43 to rezone certain lands on Highway 17 East (Patricia Cliche - 1270 Highway 17 East)

By-Law No. 2005-47 to rezone certain lands on Highway 11 North (Ty-Crop Investments Limited).

By-Law No. 2005-49 to rezone certain lands on Dashnay Street (Goodridge Planning Solutions/Robert Nodder and Theresa Thretheway).

“CARRIED”

Res. #2005-204: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That the following by-laws be read a first and second time:

By-Law No. 2005-45 to execute a Lease Agreement with Her Majesty the Queen as represented by the Minister of Fisheries and Oceans relating to the North Bay Waterfront Marina.

By-Law No. 2005-46 to execute an Agreement with Nipissing First Nation relating to fire protection services for commercial and industrial properties.

By-Law No. 2005-48 to designate a Site Plan Control Area on certain lands on Highway 11 North (Ty-Crop Investments Limited).

“CARRIED”

Res. #2005-205: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That the following by-laws be read a third time and passed:

By-Law No. 2005-45 to execute a Lease Agreement with Her Majesty the Queen as represented by the Minister of Fisheries and Oceans relating to the North Bay Waterfront Marina.

By-Law No. 2005-46 to execute an Agreement with Nipissing First Nation relating to fire protection services for commercial and industrial properties.

By-Law No. 2005-48 to designate a Site Plan Control Area on certain lands on Highway 11 North (Ty-Crop Investments Limited).

“CARRIED”

Res. #2005-206: Moved by Councillor Mason, seconded by Councillor Boldt  
That the following by-laws be read a first and second time:

By-Law No. 2005-40 to amend Traffic & Parking By-Law No. 2002-001 (Schedule 11 - School Bus Loading Zone).

By-Law No. 2005-41 to amend Traffic & Parking By-Law No. 2002-001 (Schedule 18 - No Parking Areas At Any Time).

“CARRIED”

Res. #2005-207: Moved by Councillor Mason, seconded by Councillor Boldt  
That the following by-laws be read a third time and passed:

By-Law No. 2005-40 to amend Traffic & Parking By-Law No. 2002-001 (Schedule 11 - School Bus Loading Zone).

By-Law No. 2005-41 to amend Traffic & Parking By-Law No. 2002-001 (Schedule 18 - No Parking Areas At Any Time).

“CARRIED”

Res. #2005-208: Moved by Councillor Bain, seconded by Councillor Boldt  
WHEREAS Children’s Mental Health Ontario promotes, supports and strengthens a sustainable system of mental health services for children, youth and their families;

AND WHEREAS last year treatment for thousands of children was disrupted and compromised because children’s mental health agencies in Ontario lost 212.6 FTE positions due to funding constraints;

AND WHEREAS a one-time injection of 3% to base budgets, though appreciated after 12 years of no increases, is simply not adequate to enable agencies to maintain existing staff or services;

AND WHEREAS it is important that children in treatment be able to create and sustain trusting relationships with their child and youth workers, social workers, psychologists and other treatment team members;

AND WHEREAS any reform efforts will fail unless there is more funding for existing core services;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of North Bay request the Province of Ontario to secure funding for that purpose.

“CARRIED”

Res. #2005-209: Moved by Councillor Mendicino, seconded by Councillor Anthony  
WHEREAS the North Bay & District Chamber of Commerce would like to assist with the facilitation of tourism in the region and recognizing the importance of tourism as a key economic development component in the region;

AND WHEREAS the Chamber has the ability and resources to act as a facilitator and currently has an application into FedNor Industry Canada on a project for a tourism fulfilment centre, which was identified as a gap or requirement for the tourism industry and is proposed to be a partnership with regional Chambers, Associations, etc., with the intent to drive business to regional operators and to close the sale;

AND WHEREAS the Chamber proposes to undertake a three (3) year pilot project designed to create a contact for tourism inquiries, create new, original and innovative tourism packages that encompass products from the whole region for families, groups and conventions, provide invaluable



service training to all front line staff in many sectors including hospitality and retail, track the success of individual components of marketing campaigns and, most importantly, to be responsible for the booking of tourism packages either online or through a toll free number,

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significantly increasing the closure rate of booking the sales;

AND WHEREAS the benefit of this project is two-fold; wanting to increase the number of tourists that visit the area (potentially with longer stays by providing packages) and increase the efficiency and tracking of the successes of the coordinated marketing campaigns provided by the partners;

AND WHEREAS the proposal has been submitted to the funding agents to undertake the task of creating a fulfilment bureau and the Chamber is seeking support of all regional partners to ensure this proposal is approved;

BE IT THEREFORE RESOLVED THAT the City of North Bay, through the Mayor and Council, provide a letter of support to the Chamber for this initiative and support the application submitted to the Federal Government to move forward with the fulfilment centre proposal.

“CARRIED”

Councillor Mason declared a conflict of interest on the above matter and he has an indirect pecuniary interest.

- Res. #2005-210: Moved by Councillor Chirico, seconded by Councillor Mendicino  
That: 1) Council support the Municipality of Callander's Resolution regarding their endeavors to secure government funding associated with infrastructure improvements to the Callander Medical Centre to meet the challenges of physician recruitment and to improve access to primary health care services at the Callander Medical Centre responsive to the needs of Callander and area residents; and
- 2) a copy of this resolution in support be forwarded to the Municipality of Callander and to Monique Smith, M.P.P. (Nipissing).

“CARRIED”

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

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

- Res. #2005-211: Moved by Councillor Chirico, seconded by Councillor Anthony  
That Council adjourn in-camera to discuss property matters 20 and 21.

“CARRIED”

- Res. #2005-212: Moved by Councillor Mendicino, seconded by Councillor Koziol  
That Council agree to declare surplus City owned lands described as Part Lot 1126 to 1130, Plan M-167, Parts 2, 3 and 11, Plan 36R-5570 and sold to the adjacent owner at its appraised value.

“CARRIED”

- Res. #2005-213 Moved by Councillor Mendicino, seconded by Councillor Chirico  
That this meeting do now adjourn.

“CARRIED”

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MAYOR

CITY CLERK

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