

**MINUTES OF THE REGULAR MEETING  
OF CITY COUNCIL  
HELD MONDAY, FEBRUARY 2<sup>ND</sup>, 2009**

**PRESENT:** Deputy Mayor Chirico, Councillors Campbell, Vaillancourt, Mayne, Koziol, Graham, Mendicino

**CORRESPONDENCE:**

Conseil scolaire public de Nord-Est de l'Ontario	re Rezoning application - 820 Lakeshore Drive	(51)
Norman, Betty and Harvey	re Rezoning application - Carmichael Drive	(55)
P.A. Blackburn Limited	re Rezoning application - 640 McKeown Avenue	(53)
Perrotta, Mario Luigi	re Rezoning application - 764 Cedar Street	(56)
Royal Canadian Legion, Branch 23	re 2009 Poppy Campaign and Tag Day	(49)

**REPORTS FROM OFFICERS:**

Bradford, S.	re Proposed Information and Communications Standard under the <i>Accessibility for Ontarians with Disability Act</i>	(54)
Burke, M.B.	re 2006 to 2008 Supplemental OMEX Assessment	(50)
Burke, M.B.	re Seymour Street Phase II Project - Sale to 1355 Seymour Street Inc.	(52)
Carvell, D.	re Proposed Information and Communications Standard under the <i>Accessibility for Ontarians with Disability Act</i>	(54)
Conrad, C.M.	re Proposed Information and Communications Standard under the <i>Accessibility for Ontarians with Disability Act</i>	(54)
Elliott, G.	re Courtesy Pedestrian Crosswalk Policy	(57)
Elliott, G.	re Pedestrian Crossing Signalization Project	(58)
Knox, J.D.	re Proposed Information and Communications Standard under the <i>Accessibility for Ontarians with Disability Act</i>	(54)
Rogers, B.A.	re 2009 Development Charges	(59)
Rogers, B.A.	re <i>Investing in Ontario Act, 2008</i>	(60)
Schroeder, D.	re Parks Building Rehabilitation Program	(61)

**Res. #2009-43:** Moved by Councillor Mendicino, seconded by Councillor Vaillancourt  
That minutes for the public meetings held on:

- Monday, January 19, 2009; and
- Monday, January 26, 2009

be adopted as presented.

"CARRIED"

**Res. #2009-44:** Moved by Councillor Mendicino, seconded by Councillor Vaillancourt  
That minutes for the closed meetings held on:

- Monday, January 19, 2009; and
- Monday, January 26, 2009

be adopted as presented.

"CARRIED"

**Res. #2009-45:** Moved by Councillor Mendicino, seconded by Councillor Graham  
That Community Services Committee Report No. 2009-01 relating to:

- Plan of Subdivision and Plan of Condominium applications by 899430 Ontario Inc. and 2142727 Ontario Inc. - Airport Road and Golf Club Road

be adopted as presented.

“CARRIED”

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2009-01**

February 2, 2009

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2009-01 and recommends:

1. That
  - a) the proposed Plan of Subdivision (15 Lots, File #48T-08106) by Miller & Urso Surveying Inc. on behalf of 899430 Ontario Inc. & 2142727 Ontario Inc. for Concession B, Part of Lot 18, in the former Township of Widdifield (Airport Road and Golf Club Road), shown as Lots 50 to 64 on Schedule “B” attached to the Planning Report from Steve McArthur dated October 1, 2008, be given Draft Approval subject to the conditions in Appendix “A” to the Planning Report prepared by Steve McArthur dated October 1, 2008;
  - b) the Owner(s) enter into a Subdivision Agreement with the City of North Bay prior to site development to address lot grading, stormwater management, buffer areas, sediment/erosion control, general drainage considerations, and parkland dedication; and
  - c) the proposed Plan of Condominium (90 units, Vacant Land & Standard - File #48CDM-08102) by Miller & Urso Surveying Inc. on behalf of 899430 Ontario Inc. & 2142727 Ontario Inc. for Concession B, Part of Lot 18, in the former Township of Widdifield (Airport Road and Golf Club Road), shown as Standard Condominium Units 1 to 41 and Vacant Land Condominium Units 1 to 49 on Schedule “B” attached to the Planning Report from Steve McArthur dated October 1, 2008, be given Draft Approval subject to the conditions in Appendices “B” and “C” to the Planning Report prepared by Steve McArthur dated October 1, 2008.

All of which is respectfully submitted.

ASSENTS  
MENDICINO  
GRAHAM

DISSENTS

Res. #2009-46: Moved by Councillor Mendicino, seconded by Councillor Graham  
That Community Services Committee Report No. 2009-02 relating to:

- Zoning By-Law amendment by 676585 Ontario Inc. and 655099 Ontario Ltd. - Pearce Street

be adopted as presented.

“CARRIED”

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2009-02**

February 2, 2009

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2009-02 and recommends:

1. That
  - a) the proposed Zoning By-Law Amendment by Miller & Urso Surveying Inc. on behalf of 676585 Ontario Inc. & 655099 Ontario Ltd. to rezone Concession B, Part of Lot 17, in the former Township of Widdifield (Pearce Street) from a "Residential Holding (RH)" zone and an "Open Space (O)" zone to a "Residential First Density Special (R1 Sp.)" zone and an "Open Space (O)" zone as shown on Schedule "A" to the Planning Report prepared by Steve McArthur dated October 10, 2008, be approved; and
  - b) the 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 a minimum 6m and maximum 8m front yard setback.

All of which is respectfully submitted.

ASSENTS  
MENDICINO  
GRAHAM

DISSENTS

Res. #2009-47: Moved by Councillor Mendicino, seconded by Councillor Graham That Community Services Committee Report No. 2009-03 relating to:

- City of North Bay & Canadore College partnership

be adopted as presented.

"CARRIED"

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2009-03**

February 2, 2009

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2009-03 and recommends:

1. That Council endorses the continued development of opportunities to formulate partnerships with Canadore College's Construction Skilled Trades Program.

All of which is respectfully submitted.

ASSENTS  
MENDICINO  
GRAHAM

DISSENTS

Res. #2009-48: Moved by Councillor Mendicino, seconded by Councillor Graham That Community Services Committee Report No. 2009-04 relating to:

- Pioneer Construction Inc. Legal Non-Conforming use interpretation - Stanley Road and Four Mile Lake Road

be adopted as presented.

“CARRIED”

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2009-04**

February 2, 2009

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2009-04 and recommends:

1. That
  - a) City Council acknowledges the Legal Non-Conforming Status of the Pioneer Construction Inc. pit on Stanley Road & Four Mile Lake Road (legally described as Concession 2, North ½ of Lot 10 and Part of Lot 9 in the former Township of Widdifield); and
  - b) the Zoning By-Law Amendment application be terminated, pursuant to the Applicant revising the Site Plan to meet the regulations and setback requirements of a property zoned “Rural Extractive Industrial (RME)” under Zoning By-Law 28-80.

All of which is respectfully submitted.

ASSENTS  
MENDICINO  
GRAHAM

DISSENTS

Res. #2009-49: Moved by Councillor Campbell, seconded by Councillor Vaillancourt  
That

- 1) Council approve November 1, 2009 (Sunday) for House-to-House distribution of Poppies; and
- 2) November 7, 2009 (Saturday) for a Tag Day.

“CARRIED”

Res. #2009-50: Moved by Councillor Campbell, seconded by Councillor Vaillancourt  
That Council acknowledges receipt of the request from OMEX for a supplemental assessment under the City’s Reciprocal Insurance Agreement for the period from 2006 to 2008.

“CARRIED”

Res. #2009-51: Moved by Councillor Mendicino, seconded by Councillor Graham  
That the rezoning application by Larocque Elder Architects on behalf of Conseil scolaire public de Nord-Est de l’Ontario - 820 Lakeshore Drive, be received.

“CARRIED”

Res. #2009-52: Moved by Councillor Campbell, seconded by Councillor Vaillancourt  
That Council agree to amend the Agreement of Purchase and Sale for the second hotel site on Seymour Street to extend the closing date to July 31, 2010, to require an additional deposit of \$40,000.00 and to amend the parking space allocations on the site, as set out in the Amending Agreement dated January 8, 2009.

“CARRIED”

Deputy Mayor Chirico declared a conflict of interest on the above matter as the purchaser is a client of his employer, the Royal Bank.

Res. #2009-53: Moved by Councillor Mendicino, seconded by Councillor Graham  
That the rezoning application by P.A. Blackburn Limited on behalf of Atlas Copco Canada inc. - 640 McKeown Avenue, be received.

“CARRIED”

Res. #2009-54: Moved by Councillor Campbell, seconded by Councillor Vaillancourt  
That 1) Council express its objection to the Minister of Community and Social Services with the proposed Information and Communications Standard on the basis of cost and time frames to implement;  
2) Council asks the Province of Ontario for a delayed five-year phase-in period and financial assistance in order to assist with the implementation of the proposed standard to be adopted under the authority of the *Accessibility of Ontarians with Disability Act (“AODA”)*; and  
3) Staff be directed to continue to monitor the development of the Information and Communications Standard as well as other standards being prepared under the AODA.

“CARRIED”

Res. #2009-55: Moved by Councillor Mendicino, seconded by Councillor Graham  
That the rezoning application by Miller & Urso Surveying Inc. on behalf of Betty & Harvey Norman, Carmichael Drive be received.

“CARRIED”

Res. #2009-56: Moved by Councillor Mendicino, seconded by Councillor Graham  
That the rezoning application by Miller & Urso Surveying Inc. on behalf of Mario Luigi Perrotta - 764 Cedar Street, be received.

“CARRIED”

Res. #2009-57: Moved by Councillor Koziol, seconded by Councillor Mayne  
That recommendations 1 and 2 of Report EESW-2009-001 from George Elliott relating to Courtesy Crosswalks be referred to the Engineering & Works Committee.

“CARRIED”

Res. #2009-58: Moved by Councillor Koziol, seconded by Councillor Mayne  
That the 2009 allocation of \$100,000 for the Pedestrian Crossing Signalization Project in the 2009 approved Capital Budget be approved for the design and installation on Oak Street near Fraser Street and the design of the Memorial Drive crossing near the Heritage Carousel.

“CARRIED”

Res. #2009-59: Moved by Councillor Campbell, seconded by Councillor Vaillancourt  
That there be no indexing adjustment to development charges rates in 2009.

“CARRIED”

Res. #2009-60: Moved by Councillor Campbell, seconded by Councillor Vaillancourt That Report CORP 2009-15 from Brian Rogers relating to the *Investing in Ontario Act 2008* be referred to the General Government Committee.

“CARRIED”

Res. #2009-61: Moved by Councillor Mendicino, seconded by Councillor Graham That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Parks Building Rehabilitation Program, being 2009 Capital Budget Project No. 71, at a net debenture cost of \$220,000.00.

“CARRIED”

Res. #2009-62: Moved by Councillor Campbell, seconded by Councillor Vaillancourt That the following by-law be read a first and second time:

By-Law No. 2009-13 to stop up, close and convey a portion of a laneway in a block bounded by Eva Street, O’Brien Street and Kehoe Street.

“CARRIED”

Res. #2009-63: Moved by Councillor Campbell, seconded by Councillor Vaillancourt That the following by-law be read a first time and then referred to the General Government Committee:

By-Law No. 2009-16 to require the installation and maintenance of carbon monoxide alarms in all residential occupancies containing fuel fire appliances and/or have attached garage(s).

“CARRIED”

Res. #2009-64: Moved by Councillor Campbell, seconded by Councillor Vaillancourt That the following by-law be read a first and second time:

By-Law No. 2009-14 to authorize the Memorial Gardens Rehabilitation Program.

“CARRIED”

Res. #2009-65: Moved by Councillor Campbell, seconded by Councillor Vaillancourt That the following by-law be read a third time and passed:

By-Law No. 2009-14 to authorize the Memorial Gardens Rehabilitation Program.

“CARRIED”

Res. #2009-66: Moved by Councillor Mendicino, seconded by Councillor Graham That the following by-law be read a first and second time:

By-Law No. 2009-07 to rezone certain lands on Pearce Street (676585 Ontario Inc. and 655099 Ontario Ltd. - Pearce Street).

“CARRIED”

Res. #2009-67: Moved by Councillor Mendicino, seconded by Councillor Graham That the following by-law be read a first and second time:

By-Law No. 2009-08 to designate a Site Plan Control Area on certain

lands on Pearce Street (676585 Ontario Inc. and 655099 Ontario Ltd. - Pearce Street).

“CARRIED”

Res. #2009-68: Moved by Councillor Mendicino, seconded by Councillor Graham  
That the following by-law be read a third time and passed:

By-Law No. 2009-08 to designate a Site Plan Control Area on certain lands on Pearce Street (676585 Ontario Inc. and 655099 Ontario Ltd. - Pearce Street).

“CARRIED”

Res. #2009-69: Moved by Councillor Koziol, seconded by Councillor Mayne  
That the following by-law be read a first and second time:

By-Law No. 2009-15 to authorize a special sewer charge (Lots 81 & 82, Plan M-312 - Surrey Drive).

“CARRIED”

Res. #2009-70: Moved by Councillor Koziol, seconded by Councillor Mayne  
That the following by-law be read a third time and passed:

By-Law No. 2009-15 to authorize a special sewer charge (Lots 81 & 82, Plan M-312 - Surrey Drive).

“CARRIED”

Res. #2009-71: Moved by Councillor Campbell, seconded by Councillor Vaillancourt  
That Council adjourn in-camera pursuant to section 239 of the *Municipal Act, 2001*, as amended, at 7:47 p.m. to discuss Item 13, being a proposed disposal of land by the municipality.

“CARRIED”

Res. #2009-72: Moved by Councillor Campbell, seconded by Councillor Vaillancourt  
That Council reconvene at 7:58 p.m.

“CARRIED”

Res. #2009-73: Moved by Councillor Vaillancourt, seconded by Councillor Graham  
That this Regular Meeting of Council do now adjourn at 7:59 p.m.

“CARRIED”

---

DEPUTY MAYOR PETER CHIRICO

---

CITY CLERK CATHERINE CONRAD