

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, JUNE 23RD, 2008**

PRESENT: Mayor Fedeli, Councillors Chirico, Campbell, Vaillancourt, Vrebosch-Merry, Mayne, Bain, Koziol, Graham, Mendicino, Anthony

CORRESPONDENCE:

899430 Ontario Inc. & 2142727 Ontario Inc.	re Rezoning application - Airport Road and Golf Course Road	(455)
Nipissing Country Music Association	re Northern Ontario Open Country Singing Contest	(462)
North Bay Parry Sound District Health Unit	re Health Unit Municipal Reserve Fund	(464)
Temagami, Municipality of	re Emergency Evacuation Facilities	(461)

REPORTS FROM OFFICERS:

Bullock, P.	re Green Policy	(456)
Burke, M.B.	re Surplus Storm Sewer Easement	(463)
Burke, M.B.	re 911 Emergency Call Service Agreement	(465)
Burke, M.B.	re Status of Grey's Road	(466)
Conrad, C.M.	re Citizen appointment	(479)
Elliott, G.	re North Bay-Mattawa Conservation Authority CN Culvert Removal and Chippewa Creek Realignment Project	(469)
Houston, J.	re North Bay-Mattawa Conservation Authority CN Culvert Removal and Chippewa Creek Realignment Project	(469)
Kitlar, S.	re Northern Ontario Open Country Singing Contest	(462)
Knox, J.D	re Airport Runway 08/26 Project and Airport Capital Assistance Program	(467)
Linkie, D.G.	re Fire Chief appointment	(480)
Love, G.	re Emergency Evacuation Facilities	(461)
Manning, J.	re Tender 2008-63, Supply of waterworks, manhole and sewer supplies	(468)
McArthur, S.	re Closure of road allowance in a block bounded by Connaught Avenue, Tiffany Court and Ontario Northland Railway	(481)
Rogers, B.A.	re Health Unit Municipal Reserve Fund	(464)

Res. #2008-450: Moved by Councillor Mendicino, seconded by Councillor Bain
WHEREAS mining municipalities in Ontario face a unique challenge in delivering high quality services to a burgeoning mining and processing industry whose major operations are largely not assessable for property tax;

AND WHEREAS compared to municipalities, the provincial and federal governments derive the vast majority of taxes from mining activity and this disparity is growing;

AND WHEREAS the Province of Ontario has eliminated grants specific to mining municipalities;

AND WHEREAS there are examples of provincial-municipal resource revenue sharing in Canadian jurisdictions;

THEREFORE BE IT RESOLVED THAT the Council of the City of North Bay endorses the report of the City of Greater Sudbury Advisory Panel on

Resource Revenues, entitled "A Refined Argument", and calls upon the Province of Ontario to enter into negotiations as recommended in the report;

AND BE IT FURTHER RESOLVED THAT the City of North Bay calls upon the Province of Ontario to use any revenue-sharing framework established with Greater Sudbury as a model to address the similar needs of other mining municipalities in Ontario;

AND BE IT FINALLY RESOLVED THAT the City of North Bay requests that member municipalities of the Federation of Northern Ontario Municipalities (FONOM) and the Association of Municipalities of Ontario (AMO), as well as all Ontario mining municipalities, support this initiative.

"CARRIED"

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

Yeas: Councillor Bain, Vaillancourt, Koziol, Vrebosch-Merry, Graham, Mendicino, Anthony, Campbell, Chirico, Mayne, Mayor Fedeli

Res. #2008-451a: Moved by Councillor Bain, seconded by Councillor Mendicino
That minutes for the public meetings held on:

- Monday, June 9, 2008
- Monday, June 16, 2008

be adopted as presented.

"CARRIED"

Res. #2008-451b: Moved by Councillor Bain, seconded by Councillor Mendicino
That minutes for the closed meeting held on:

- Monday, June 9, 2008

be adopted as presented.

"CARRIED"

Res. #2008-452: Moved by Councillor Anthony, seconded by Councillor Mendicino
That Community Services Committee Report No. 2008-21 relating to:

- Planning Services User Fees

be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2008-21

June 23, 2008

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2008-21 and recommends:

1. That
 - a) Council adopts the principle of 50% cost recovery target for City of North Bay Planning Services and North Bay-Mattawa Conservation Authority Environmental Planning Services through planning application fees;
 - b) Council implements a fee structure for planning applications with associated fee increases as shown on Schedule "A" to Report CSBU 2008-39, to be phased in over a five (5) year period; and
 - c) a by-law be presented to Council for three (3) readings to adopt the Planning Services Fees.

All of which is respectfully submitted.

ASSENTS
 ANTHONY
 MENDICINO
 GRAHAM
 FEDELI

DISSENTS

Res. #2008-453: Moved by Councillor Anthony, seconded by Councillor Mendicino That Community Services Committee Report No. 2008-22 relating to:

- Rezoning application by 688452 Ontario Ltd., 2967 Highway 11 North be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2008-22

June 23, 2008

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2008-22 and recommends:

1. That
 - a) the proposed Zoning By-Law Amendment by Lukmann Waja on behalf of 688452 Ontario Ltd. to rezone Concession A, Part Lot 21, Remainder of Parcel 6952 W/F (2967 Highway 11 North) from a "Highway Commercial (C6)" zone to a "Restricted Industrial (M5)" 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*, as amended."

All of which is respectfully submitted.

ASSENTS
 ANTHONY
 MENDICINO
 GRAHAM
 FEDELI

DISSENTS

Res. #2008-454: Moved by Councillor Anthony, seconded by Councillor Mendicino That Community Services Committee Report No. 2008-23 relating to:

- Official Plan Amendment and Rezoning application by William Robinson, 201 Widdifield Station Road

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2008-23

June 23, 2008

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2008-23 and recommends:

1. That
 - a) the proposed Official Plan Amendment by Harriman & Associates on behalf of William Robinson to change the designation on Concession 4, North ½ Lot 14 (201 Widdifield Station Road) from “Rural” to “Rural Residential Estate” as shown on Schedule “B” to the City of North Bay’s Official Plan be approved; and
 - b) the proposed Zoning By-Law Amendment by Harriman & Associates on behalf of William Robinson to rezone Concession 4, North ½ Lot 14 (201 Widdifield Station Road) from a “Rural (A)” zone to a “Rural Residential Estate (RRE)” zone as shown on Schedule “A” attached to the Planning Report dated May 9, 2008 be approved.

All of which is respectfully submitted.

ASSENTS
ANTHONY
MENDICINO
GRAHAM
FEDELI

DISSENTS

Res. #2008-455: Moved by Councillor Anthony, seconded by Councillor Mendicino That the Rezoning, Draft Plan of Condominium and Subdivision applications by Miller & Urso Surveying Inc. on behalf of 899430 Ontario Inc. & 2142727 Ontario Inc. for Concession B, Part of Lot 18, Highland Woods, be received.

“CARRIED”

Res. #2008-456: Moved by Councillor Koziol, seconded by Councillor Bain That the “Think Green Campaign” Goals & Objectives be adopted as outlined in Report to Council EEW 2008-30 and referred to the Engineering & Works Committee.

“CARRIED”

Res. #2008-457: Moved by Councillor Chirico, seconded by Councillor Campbell That accounts totaling \$8,337,361.12 for May 2008 be approved.

“CARRIED”

Res. #2008-458: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That accounts for Royal Bank totaling \$1,505.90 for May 2008 be approved.

“CARRIED”

Councillor Chirico declared a conflict of interest on the above matter as he is employed by the Royal Bank.

Res. #2008-459: Moved by Councillor Chirico, seconded by Councillor Campbell
That accounts totaling \$75.00 for MTO (Fisher Street location) for April 2008 be approved.

“CARRIED”

Councillor Graham declared a conflict of interest on the above matter as he is the owner/operator of the Licensing Office.

Res. #2008-460: Moved by Councillor Chirico, seconded by Councillor Campbell
That accounts totaling \$1,124.00 for MTO (Fisher Street location) for May 2008 be approved.

“CARRIED”

Councillor Graham declared a conflict of interest on the above matter as he is the owner/operator of the Licensing Office.

Res. #2008-461: Moved by Councillor Anthony, seconded by Councillor Mendicino
That 1) the Chief Administrative Officer be authorized to enter into an Agreement with the Municipality of Temagami in order that North Bay serve as a receiving centre for persons evacuated from Temagami during emergency situations; and
2) the Letter of Understanding between the Municipality of Temagami and the City of North Bay be updated, as outlined in Report to Council CSBU 2008-72.

“CARRIED”

Res. #2008-462: Moved by Councillor Anthony, seconded by Councillor Mendicino
That 1) the Nipissing Country Music Association be granted permission to hold the 2008 Northern Ontario Open Country Singing Contest on August 22nd, 23rd, & 24th, 2008 in Lee Park pursuant to By-Law No. 142-76 (Noise By-Law); and
2) the request by the Nipissing Country Music Association regarding exemption from the Noise By-Law, exclusivity over the event and grounds and a temporary closure of the Kate Pace Way through the event area, be approved as outlined in Report to Council CSBU 2008-73.

“CARRIED”

Res. #2008-463: Moved by Councillor Koziol, seconded by Councillor Bain
That Council authorize the release of storm sewer easements, being Parts 4, 5, 6, 7, 8, 9 and 11, on Plan 36R-11882, which are no longer required at the base of Algonquin Avenue beside Ecole Secondaire Algonquin and that the City Solicitor be authorized to process the necessary documentation.

“CARRIED”

Res. #2008-464: Moved by Councillor Chirico, seconded by Councillor Campbell
That City Council approve a new Memorandum of Agreement authorizing the establishment of a Municipal Reserve Fund for the North Bay Parry Sound District Health Unit not to exceed 1.5% of the Health Unit's total annual operating budget for all programs.

"CARRIED"

Res. #2008-465: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council authorize the execution of an Agreement for the Provision of E9-1-1 Emergency Calling Service in the Province of Ontario with O.N. Tel Inc.

"CARRIED"

Res. #2008-466: Moved by Councillor Koziol, seconded by Councillor Bain
That Council confirm that Grey's Road is a seasonal road to be open to the public and signed accordingly.

"CARRIED"

Res. #2008-467: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council authorize the Chief Financial Officer to utilize up to \$100,000.00 from the Completed Capital Works Reserve Fund to fund the costs associated with hiring a consultant for the design of the Airport Runway 08/26 Project and the completion of the Airport Capital Assistance Program (ACAP) funding application.

"CARRIED"

Res. #2008- 468: Moved by Councillor Koziol, seconded by Councillor Bain
That 1) North Bay City Council approve a contract be awarded to Wamco Waterworks Northern Inc. (Sections A, B, C, D, F, G, H) in the amount of \$85,975.32 (taxes included) to supply waterworks, manhole and sewer supplies on an as and when requested basis from the date of contract to June 30, 2009; and
2) North Bay City Council approve a contract be awarded to Corix Water Products (East) Inc. (Section E) in the amount of \$19,109.60 (taxes included) on an as and when requested basis from the date of contract to June 30, 2009.

"CARRIED"

Res. #2008-469: Moved by Councillor Koziol, seconded by Councillor Bain
That 1) joint funding of the CN Culvert Removal and Chippewa Creek Realignment project with the North Bay-Mattawa Conservation Authority be approved;
2) Chief Financial Officer be authorized to transfer \$300,000 from the Property Development Reserve Fund to fund the project;
3) proceeds from sales of lots created by the project be directed to the reserve fund to reimburse these costs;
4) use of the granular materials from the CN Embankment for creation of the Kate Pace Way extension on Booth Road be approved; and

- 5) reconstruction of the Cassells Street "Dip" at the past trestle location be postponed to the 2009 construction season.

"CARRIED"

Res. #2008-470: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a first and second time:

By-Law No. 2008-160 to execute an Agreement with Community Waterfront Friends Inc. and North Bay Area Museum Society relating to Heritage North Bay Funding.

By-Law No. 2008-165 to authorize the sale of lands no longer required for municipal purposes to Jurgen and Luisa Valerio-Mohr (Wyld Street).

"CARRIED"

Res. #2008-471: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a third time and passed:

By-Law No. 2008-160 to execute an Agreement with Community Waterfront Friends Inc. and North Bay Area Museum Society relating to Heritage North Bay Funding.

By-Law No. 2008-165 to authorize the sale of lands no longer required for municipal purposes to Jurgen and Luisa Valerio-Mohr (Wyld Street).

"CARRIED"

Res. #2008-472: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-laws be read a first and second time:

By-Law No. 2008-148 to adopt Official Plan Amendment No. 110 (William Robinson - 201 Widdifield Station Road).

By-Law No. 2008-149 to rezone certain lands on Widdifield Station Road (William Robinson - 201 Widdifield Station Road).

By-Law No. 2008-150 to rezone certain lands on Highway 11 North (688452 Ontario Limited - 2967 Highway 11 North).

"CARRIED"

Res. #2008-473: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-laws be read a first and second time:

By-Law No. 2008-151 to designate a Site Plan Control area on certain lands on Highway 11 North (688452 Ontario Limited - 2967 Highway 11 North).

By-Law No. 2008-158 to amend By-Law No. 2007-07 to regulate administration of Building Permits.

By-Law No. 2008-164 to deem Part Lot 2, Plan 56 designated as Parts 8, 9 and 10, Plan 36R-12076 as not being subject to Part Lot Control pursuant to Section 50(7) of the *Planning Act*.

By-Law No. 2008-170 to execute a Memorandum of Understanding with Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services relating to a Level 2 Provincial CBRNE/HAZMAT Team.

By-Law No. 2008-171 to execute a Governance Agreement with Her Majesty the Queen in Right of the Province of Ontario as represented by the Minister of Transportation for the Province of Ontario relating to Joint Procurement of Transit Buses for 2009 and 2010.

By-Law No. 2008-172 to execute an Agreement with the North Bay Skyhawks Hockey Club relating to the lease of Memorial Gardens.

“CARRIED”

Res. #2008-474: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-laws be read a third time and passed:

By-Law No. 2008-151 to designate a Site Plan Control area on certain lands on Highway 11 North (688452 Ontario Limited - 2967 Highway 11 North).

By-Law No. 2008-158 to amend By-Law No. 2007-07 to regulate administration of Building Permits.

By-Law No. 2008-164 to deem Part Lot 2, Plan 56 designated as Parts 8, 9 and 10, Plan 36R-12076 as not being subject to Part Lot Control pursuant to Section 50(7) of the *Planning Act*.

By-Law No. 2008-170 to execute a Memorandum of Understanding with Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services relating to a Level 2 Provincial CBRNE/HAZMAT Team.

By-Law No. 2008-171 to execute a Governance Agreement with Her Majesty the Queen in Right of the Province of Ontario as represented by the Minister of Transportation for the Province of Ontario relating to Joint Procurement of Transit Buses for 2009 and 2010.

By-Law No. 2008-172 to execute an Agreement with the North Bay Skyhawks Hockey Club relating to the lease of Memorial Gardens.

“CARRIED”

Res. #2008-475: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-laws be read a first and second time:

By-Law No. 2008-168 to execute an Agreement with Ontario Northland Transportation Commission relating to a Pedestrian Crossing Agreement.

By-Law No. 2008-169 to execute an Agreement with Miller Northern Limited relating to the crushing of reclaimed asphalt.

By-Law No. 2008-173 to execute an Agreement with Trow Associates Inc. relating to contract administration and inspection services for the Oak Street reconstruction, Fraser Street to Wyld Street).

“CARRIED”

Res. #2008-476: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-laws be read a third time and passed:

By-Law No. 2008-168 to execute an Agreement with Ontario Northland Transportation Commission relating to a Pedestrian Crossing Agreement.

By-Law No. 2008-169 to execute an Agreement with Miller Northern Limited relating to the crushing of reclaimed asphalt.

By-Law No. 2008-173 to execute an Agreement with Trow Associates Inc. relating to contract administration and inspection services for the Oak Street reconstruction, Fraser Street to Wyld Street).

“CARRIED”

Res. #2008-477: Moved by Councillor Chirico, seconded by Councillor Campbell That Council adjourn in-camera pursuant to section 239 of the *Municipal Act, 2001*, as amended, at 8:25 p.m. to discuss Items # 16 & 17, being a personal matter about an identifiable individual, including municipal employees; Item #18, being a proposed or pending disposal of land by the municipality; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

“CARRIED”

Res. #2008-478: Moved by Councillor Chirico, seconded by Councillor Campbell That Council reconvene at 9:01 p.m.

“CARRIED”

Res. #2008-479: Moved by Councillor Chirico, seconded by Councillor Campbell That Council direct the City Clerk to bring forward a Striking Committee Report for a citizen appointment to the Municipal Accessibility Advisory Committee.

“CARRIED”

Res. #2008-480: Moved by Councillor Chirico, seconded by Councillor Campbell That Grant Love be appointed Fire Chief for the City of North Bay, effective July 1, 2008.

“CARRIED”

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

Yeas: Councillors Chirico, Vaillancourt, Mendicino, Koziol, Anthony, Graham, Campbell, Bain, Vrebosch-Merry, Mayne, Mayor Fedeli

Res. #2008-481: Moved by Councillor Chirico, seconded by Councillor Campbell That

- 1) the application by Miller & Urso Surveying Inc. on behalf of Perut Construction Limited to close an unopened portion of the road allowance in the Perut Place Subdivision (Phase 1), in the block bounded by Connaught Avenue, Tiffany Court and the Ontario Northland Railway (ONR) be approved;
- 2) Council declare that section of road allowance in the Perut Place Subdivision (Phase 1) in the block bounded by Connaught Avenue, Tiffany Court and the Ontario Northland Railway (ONR), as surplus;
- 3) the closure of the road allowance be subject to the granting of any required easements;

- 4) pursuant to Section 55.15 of City of North Bay Procedural By-Law No. 2007-218, Council transfer that section of road allowance in the Perut Place Subdivision (Phase 1), in the block bounded by Connaught Avenue, Tiffany Court and the Ontario Northland Railway (ONR), to the original dedicating owner for \$1.00; and
- 5) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject roadway.

“CARRIED”

Res. #2008-482: Moved by Councillor Bain, seconded by Councillor Mendicino
That this Regular Meeting of Council do now adjourn.

“CARRIED”

MAYOR VIC FEDELI

CITY CLERK CATHERINE CONRAD