



Council

Agenda

Regular Meeting of Council
March 5, 2012
at 7:00 p.m.

MEETINGS

**FOR THE WEEK OF
MARCH 5TH, 2012**

Monday, March 5, 2012

5:00 p.m.

Special Closed Meeting of Council
Council will adjourn in-camera for
training and educational purposes

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, MARCH 5, 2012**

PUBLIC PRESENTATIONS:

PUBLIC MEETING MINUTES:

Tuesday, February 21, 2012
Monday, February 27, 2012

CLOSED MEETING MINUTES (available for Council viewing in the Clerk's Office):

Tuesday, February 21, 2012

COMMITTEE REPORTS:

Nil

CORRESPONDENCE:

1. Official Plan Amendment and Rezoning applications by Brian McLean - North of Highway 63 at Songis Road (D09/D14/2012/MCLEA/SONGISRD).
2. Letter from The Royal Canadian Legion, Branch 23 dated January 5, 2012 re Poppy Campaign (M02/2012/SPECI/GENERAL).
3. Report from C.M. Conrad / S. Killins dated February 7, 2012 re Amendments to Property Standards By-Law (C00/2012/BYLAW/PROPERTY).
4. Report from R. Bellehumeur dated February 27, 2012 re Amendments to Parking for Disabled Persons By-Law (T02/2012/PARKI/DISAB).
5. Report from C.A. Murphy dated February 29, 2012 re Smoking By-Law (C00/2012/BY-LAW/SMOKING).
6. Report from I.G. Kilgour dated February 17, 2012 re Appointment of Municipal Weed Inspector 2012 (E00/2012/ENVIR/GENERAL).
7. Report from A. Cox dated February 3, 2012 re Asphalt Resurfacing Sheeting Program (On-Going) (F05/2012/ROADS/6052RD).
8. Report from A. Cox dated February 3, 2012 re Sidewalk Replacement Program and Pedestrian Safety Program including New Sidewalks (On-Going) (F05/2012/ROADS/605854RD).
9. Report from A. Cox dated February 3, 2012 re Bridge Rehabilitation Project (On-Going) (F05/2012/ROADS/6059RD).

10. Report from A. Cox dated February 3, 2012 re City's Share of New Development Costs (On-Going) (F05/2012/ROADS/6049RDSS).
11. Report from A. Cox dated February 3, 2012 re Traffic Signalized Pedestrian Crossing Project - various locations (F05/2012/ROADS/3203RD).
12. Report from A. Cox dated February 3, 2012 re Landfill Site Merrick - Leachate Treatment Project (F05/2012/ROADS/3108GD).
13. Report from A. Cox dated February 3, 2012 re Airport Road Resurfacing Program (O'Brien Street to Carmichael Drive) (F05/2012/ROADS/3402RD).
14. Report from A. Cox dated February 3, 2012 re Watermain (100mm) Replacement, Reaming or Relining Program (F05/2012/ROADS/6095WS).
15. Report from A. Cox dated February 3, 2012 re Watermain Looping-Automatic Flow Program (F05/2012/ROADS/6096WS).
16. Report from A. Cox dated February 3, 2012 re Asset Management Program (F05/2012/ROADS/3221RD).
17. Report from A. Cox dated February 3, 2012 re Traffic Control Signal Upgrades Program (F05/2012/ROADS/6057SL).
18. Report from A. Cox dated February 3, 2012 re Water and Sewer Reconstruction Program (On-Going) (F05/2012/ROADS/6092WS).
19. Report from A. Lang dated February 23, 2012 re 2012 North Bay-Mattawa Conservation Authority Capital Budget Allocation (F05/2012/NBMCA/6086CA).
20. Report from A. Lang dated February 23, 2012 re 2012 North Bay Public Library Capital Budget Allocation (F05/2012/NBPL/6088LB).
21. Report from A. Lang dated February 23, 2012 re 2012 Capitol Centre Capital Budget Allocation (F05/2012/CAPCE/6085OC).
22. Report from J. McDonald dated February 24, 2012 re Board of Management for the Downtown Improvement Area - 2012 Budget (F05/2012/OPEBU/DIA).
23. Report from L. Boissonneault / M. Karpenko dated February 29, 2012 re Capital Projects Status Report - December 2011 (F05/2012/CPSR/GENERAL).

BY-LAWS FOR CONSIDERATION:

General Government - First and second readings:

By-Law No. 2012-60 to stop up and close a portion of the unopened Bourke Street road allowance.

General Government - First, second and third readings:

By-Law No. 2012-59 to confirm proceedings of the Meeting of Council on February 21, 2012.

By-Law No. 2012-61 to authorize the Facilities Management Program.

By-Law No. 2012-62 to authorize the Ferguson Street Reconstruction Program (McIntyre Street to Chippewa Street).

By-Law No. 2012-63 to authorize the Residential Street Rehabilitation Program.

By-Law No. 2012-64 to authorize the Watermain Replacement Lakeshore Drive Project.

By-Law No. 2012-65 to authorize the Asphalt Resurfacing Program.

By-Law No. 2012-66 to authorize the Trout Lake Reconstruction Project (Connaught Avenue to Giroux Street).

By-Law No. 2012-67 to authorize the Lakeshore Bridge - Lavase River Study and Repairs Program.

By-Law No. 2012-68 to authorize the Main Street Project (Sherbrooke Street to Overpass).

By-Law No. 2012-69 to authorize the extension of sanitary sewers to Pinewood Park Drive area.

By-Law No. 2012-70 to authorize the North Bay Jack Garland Airport Maintenance Improvement Program.

By-Law No. 2012-71 to authorize the acquisition of an easement and execution of an Agreement with Jack Norman and Helen Norman relating to storm water development.

By-Law No. 2012-74 to execute an Agreement with McQuay International relating to compressor upgrades at North Bay City Hall.

Community Services - First, second and third readings:

By-Law No. 2012-55 to provide for the licensing and regulation of rental units in the City of North Bay.

By-Law No. 2012-72 to execute a Condominium Agreement with 40 Judge Development Corp. and the Royal Bank of Canada relating to Shore Haven Terrace.

MOTIONS:

MOTION TO ADJOURN IN-CAMERA:

IN-CAMERA CORRESPONDENCE:

24. ***Confidential*** report from M.B. Burke dated February 22, 2012 re Litigation matter.
25. ***Confidential*** report from P.E.G. Leckie dated February 28, 2012 re Property matter.

MOTION TO RECONVENE:

MOTION FOR RECONSIDERATION:

GIVING NOTICE:

ADJOURNMENT:

**MINUTES OF THE PUBLIC MEETING OF
CITY COUNCIL HELD UNDER THE *MUNICIPAL ACT*
HELD MONDAY, FEBRUARY 27TH, 2012**

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

1. Operating Budget

Deputy Mayor Chirico explained the purpose of the meeting.

Notice of the meeting was given by an advertisement in the Nugget on Saturday, February 11, 2012.

Deputy Mayor Chirico asked for public presentations relating to the proposed Operating Budget

Gerry Stewart – Premier Road

- Public Works Department – it would be cheaper to have the workers stay at the shop than for them to be driving around.
- The City would save on fuel costs and vehicle repairs costs.

Sadie Resko – Hughes Road

- The public washrooms in the Transit Building are now only open during business hours due to vandalism – this cost is covered by insurance and should not be used as an excuse to close the washrooms
- How much money is being saved? This is a disgrace.
- Copy of presentation provided.

DEPUTY MAYOR PETER CHIRICO

CITY CLERK CATHERINE CONRAD

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD TUESDAY, FEBRUARY 21ST, 2012**

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

PUBLIC PRESENTATIONS:

Geoff Laplante	re Expand Feasibility Study for Breakwater for Flat Water Sports Park
Jim Antler	re Sports Field User Fees & Field Requests
Barry Descheno	re Alexander Road Road Allowance

CORRESPONDENCE:

Laurier Avenue United Church of Canada	re Rezoning application - 449 Laurier Ave. (112)
Steve Crea Homes Limited	re Rezoning application - Perut Place Subdivision - Phase II - Perut Place Rd. (114)

REPORTS FROM OFFICERS:

Bellehumeur, R.	re Downtown Farmers' Market - 2012 Lease of Parking Lot # 11 (126)
Conrad, C.	re City Hall Building Rehabilitation Program - Compressor Upgrades (127)
Cox, A.	re Facilities Management Program (116)
Cox, A.	re Ferguson Street Project (117)
Cox, A.	re Residential Street Rehabilitation Program (118)
Cox, A.	re Watermain Replacement - Lakeshore Drive Project (119)
Cox, A.	re Asphalt Resurfacing Program (120)
Cox, A.	re Trout Lake Road Reconstruction Project - Connaught Ave. to Giroux St. (121)
Cox, A.	re Lakeshore Bridge - Lavase River Study & Repairs Program (122)
Cox, A.	re Main Street Reconstruction Project - Sherbooke St. to the Overpass (123)
Korell, A.	re Extension of Sanitary Sewers - Pinewood Park Drive Area Project (124)
Knox, J.	re North Bay Jack Garland Airport Project - 2012 Regular Repairs & Maintenance (125)
McArthur, S.	re Extension to Draft Approved Plan of Subdivision - 1736262 Ontario Ltd. (Consolidated Homes Ltd.) - Golf Course Road (111)
Morin-Strom, K.	re 2011 North Bay Drinking Water System Annual & Summary Report (113)
Valenti, P.	re Tender No. 2011-30, Cathodic Protection of Metallic Watermains (115)

Res. #2012-109: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis
That minutes for the public meeting held on:

- Monday, February 6, 2012

be adopted as presented.

"CARRIED"

Res. #2012-110: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis
That minutes for the closed meetings held on:

- Monday, January 23, 2012; and
- Monday, February 6, 2012

be adopted as presented.

“CARRIED”

Res. #2012-111: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That Council approve a request by Miller & Urso Surveying Inc., on behalf of 1736262 Ontario Ltd., (Consolidated Homes Ltd.) for an extension of the expiry date, from April 3rd, 2012 to April 3rd 2014, for the Draft Approved Plan of Subdivision comprising of eighteen (18) residential lots for single, detached dwellings and two (2) blocks for parkland dedication purposes on Golf Course Road in the City of North Bay.

Councillor Chirico declared a conflict of interest as the developer is a client of his employer, The Royal Bank of Canada.

“CARRIED”

Res. #2012-112: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the rezoning application by Beryl Johansen on behalf of The Trustees of the Laurier Avenue North Bay Congregation of the United Church of Canada – 449 Laurier Avenue be received.

“CARRIED”

Res. #2012-113: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That City Council receive for information purposes the 2011 Annual and Summary reports for the North Bay Drinking Water System, attached to Report to Council EESW 2012-14 dated February 15, 2012, and make the reports available to the public.

“CARRIED”

Res. #2012-114: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the rezoning application by Miller & Urso Surveying Inc., on behalf of Steve Crea Homes Limited – Perut Place Subdivision – Phase II – Perut Place Road be received.

“CARRIED”

Res. #2012-115: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That City Council approve the award of a contract to 1460973 Ontario Limited o/a C.P. Systems in the amount of \$136,240.00 (excluding HST), for installation of cathodic protection on approximately 3,200 metres of metallic watermains.

“CARRIED”

Res. #2012-116: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Facilities Management Program, being a 2012 Capital Budget Project No. 3102RD, at a net debenture cost of \$100,000.00.

“CARRIED”

Res. #2012-117: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Ferguson Street Project, being a 2012 Capital Budget Project No. 3104RD, at a net debenture cost of \$1,500,000.00 and being a 2012 Water and Sanitary Sewer Capital Budget Project No. 3104WS, at a net debenture cost of \$1,700,000.00.

"CARRIED"

Res. #2012-118: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Residential Street Rehabilitation Program, being a 2012 Capital Budget Project No. 6053RD, at a net debenture cost of \$200,000.00 and being a 2012 Water and Sanitary Sewer Capital Budget Project No. 6053WS, at a net debenture cost of \$266,000.00.

"CARRIED"

Res. #2012-119: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Watermain Replacement Lakeshore Drive Project for the Engineering, Environmental Services and Works Department, being a 2012 Water and Sanitary Sewer Capital Budget Project No. 3208WS, at a net debenture cost of \$200,000.00.

"CARRIED"

Res. #2012-120: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Asphalt Resurfacing Program for the Engineering, Environmental Services and Works Department, being a 2012 Capital Budget Project No. 6051RD, at a net debenture cost of \$2,300,000.00 and a 2012 Water and Sanitary Sewer Capital Budget Project No. 6051WS, at a net debenture cost of \$212,000.00.

"CARRIED"

Res. #2012-121: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Street Reconstruction of Trout Lake Road, being a 2012 Capital Budget Project No. 3107RD, at a net project cost of \$2,700,000.00, which includes a net debenture cost of \$450,000.00 and a 2012 Water and Sanitary Sewer Capital Budget Project No. 3107WS, at a net debenture cost of \$200,000.00.

"CARRIED"

Res. #2012-122: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Lakeshore Bridge – Lavase River Study and Repairs Program, being a 2012 Capital Budget Project No. 3001RD, at a project cost of \$500,000.00, which includes a net debenture cost of \$166,667.00.

"CARRIED"

Res. #2012-123: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Main Street Project, being a 2012 Capital Budget Project No. 3105RD, at a net debenture cost of \$1,500,000.00 and a 2012 Water and Sanitary Sewer Capital Budget Project No. 3105WS, at a net debenture cost of \$400,000.00.

"CARRIED"

Res. #2012-124: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Extension of Sanitary Sewers to the Pinewood Park Drive area, project for the Engineering, Environmental Services and Works Department, being a 2012 Water and Sanitary Sewer Capital Budget Project No. 3304SS, at a project cost of \$4,750,000.00, which includes a net debenture cost of \$2,500,000.00.

Mayor McDonald declared a conflict of interest as he owns property in the deferred area – Cedar Heights.

"CARRIED"

Res. #2012-125: 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 improvements to the North Bay Jack Garland Airport, being a 2012 Capital Budget Project No. 6080AT, at a net debenture cost of \$300,000.00.

"CARRIED"

Res. #2012-126: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the Downtown Farmers' Market Board of Directors be granted permission to use Lot #11, the McIntyre Street East parking lot opposite City Hall, each Saturday from May 19, 2012 to October 6, 2012, between the hours of 8:00 am to 3:00 pm without charge, subject to the prior receipt of an Insurance Certificate satisfactory to the City Solicitor.

"CARRIED"

Res. #2012-127: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council authorize the expenditure of \$138,785.00 (HST extra), to McQuay International for upgrades to the compressor at North Bay City Hall.

"CARRIED"

Res. #2012-128: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a first and second time:

By-Law No. 2012-53 to stop up, close and convey a portion of the unopened Alexander Road Road Allowance.

"CARRIED"

Res. #2012-129: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-laws be read a first and second time:

By-Law No. 2012-34 to confirm proceedings of the Meeting of Council on February 6, 2012.

By-Law No. 2012-39 to authorize the 2012 Information Systems Technology Capital Program and Water & Sanitary Sewer Capital Information Systems Technology Program.

By-Law No. 2012-41 to authorize the Rural Roadway Reconstruction Program (On-Going).

By-Law No. 2012-42 to authorize the Water and Sanitary Sewer Building Roof Repairs Program.

By-Law No. 2012-43 to authorize the Sewage Plant and Pumping Station Improvement Program (On-Going).

By-Law No. 2012-44 to authorize the Water Treatment Plant and Facility Maintenance Program (On-Going).

By-Law No. 2012-45 to authorize the Vehicle and Equipment Replacement Program - Roads and Traffic Division.

By-Law No. 2012-46 to authorize the Hydrant and Water Valve Rehabilitation Program.

By-Law No. 2012-47 to authorize the Vehicle and Equipment Replacement Program - Sewer and Water Division.

By-Law No. 2012-48 to authorize the Design Work - Next Year's Projects.

By-Law No. 2012-49 to authorize the Road Culvert Replacement Program.

By-Law No. 2012-50 to authorize the Digester Cleaning and Grit Removal Program.

By-Law No. 2012-51 to authorize the Unidirectional Flushing of City Watermains.

By-Law No. 2012-52 to authorize the 2012 North Bay Police Services Capital Budget Allocation.

By-Law No. 2012-54 to execute an Agreement with Her Majesty the Queen as represented by the Minister of Community Safety and Correctional Services relating to the Court Security Prisoner Transportation Program.

"CARRIED"

Res. #2012-130: Moved by Councillor Chirico, seconded by Councillor Koziol That the following by-laws be read a third time and passed:

By-Law No. 2012-34 to confirm proceedings of the Meeting of Council on February 6, 2012.

By-Law No. 2012-39 to authorize the 2012 Information Systems Technology Capital Program and Water & Sanitary Sewer Capital Information Systems Technology Program.

By-Law No. 2012-41 to authorize the Rural Roadway Reconstruction Program (On-Going).

By-Law No. 2012-42 to authorize the Water and Sanitary Sewer Building Roof Repairs Program.

By-Law No. 2012-43 to authorize the Sewage Plant and Pumping Station Improvement Program (On-Going).

By-Law No. 2012-44 to authorize the Water Treatment Plant and Facility Maintenance Program (On-Going).

By-Law No. 2012-45 to authorize the Vehicle and Equipment Replacement Program - Roads and Traffic Division.

By-Law No. 2012-46 to authorize the Hydrant and Water Valve Rehabilitation Program.

By-Law No. 2012-47 to authorize the Vehicle and Equipment Replacement Program - Sewer and Water Division.

By-Law No. 2012-48 to authorize the Design Work - Next Year's Projects.

By-Law No. 2012-49 to authorize the Road Culvert Replacement Program.

By-Law No. 2012-50 to authorize the Digester Cleaning and Grit Removal Program.

By-Law No. 2012-51 to authorize the Unidirectional Flushing of City Watermains.

By-Law No. 2012-52 to authorize the 2012 North Bay Police Services Capital Budget Allocation.

By-Law No. 2012-54 to execute an Agreement with Her Majesty the Queen as represented by the Minister of Community Safety and Correctional Services relating to the Court Security Prisoner Transportation Program.

"CARRIED"

Res. #2012-131: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a first and second time:

By-Law No. 2012-40 to authorize the King's Landing & Marina Rehabilitation Program.

Councillor Vaillancourt declared a conflict of interest as he owns a business at the Waterfront.

"CARRIED"

Res. #2012-132: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

By-Law No. 2012-40 to authorize the King's Landing & Marina Rehabilitation Program.

Councillor Vaillancourt declared a conflict of interest as he owns a business at the Waterfront.

"CARRIED"

Res. #2012-133: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-laws be read a third time and passed:

By-Law No. 2012-11 to rezone certain lands on Worthington Street East (Orlando Rosales & Mabel Hernandez – 403 Worthington Street East).

By-Law No. 2012-13 to rezone certain lands on Percy Street (2046304 Ontario Ltd. – 342 Percy Street).

By-Law No. 2012-15 to rezone certain lands on Bloem Street (North Bay General Hospital – 685 Bloem Street).

"CARRIED"

Res. #2012-134: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That the following by-law be read a first and second time:

By-Law No. 2012-25 to execute an Agreement with Conestoga-Rovers & Associates Limited relating to the design and permitting of a Leachate Treatment Facility at the Merrick Landfill Site.

"CARRIED"

Res. #2012-135: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That the following by-law be read a third time and passed:

By-Law No. 2012-25 to execute an Agreement with Conestoga-Rovers
& Associates Limited relating to the design and permitting of a
Leachate Treatment Facility at the Merrick Landfill Site.

"CARRIED"

Res. #2012-136: 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 7:37 p.m. for the following reason:
Item 18, being the potential disposition of lands by the Municipality.

"CARRIED"

Res. #2012-137: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council reconvene at 7:46 p.m.

Councillor Anthony left the meeting and did not reconvene.

"CARRIED"

Res. #2012-138: Moved by Councillor Chirico, seconded by Councillor Koziol
That 1) Council authorize the closing of the unopened portion of the
66 foot wide Bourke Street Road Allowance on the east
side of Durrill Street, in the block bounded by McLaren
Street, Jane Street and Harvey Street;

- 2) the lands be declared surplus;
- 3) the southerly 6 feet in width (Part 2, Plan 36R-13219) be
sold to the abutting owners, namely Dan & Ruth Burke, for
the appraised value of \$3,750.00;
- 4) the balance of the lot, being a 60 x 100 foot building lot,
(Part 1, Plan 36R-13219) be sold via the public tender
process;
- 5) the Mayor and City Clerk execute all documents necessary
to effect the purchase and sale of the subject lands; and
- 6) the proceeds of the sale to be paid into the Land Sales
Reserve Fund (99535).

"CARRIED"

Res. #2012-139: Moved by Councillor Bain, seconded by Councillor Maroosis
That this Regular Meeting of Council do now adjourn at 7:47 p.m.

"CARRIED"

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD



The Corporation of the
City of North Bay

200 McIntyre St. East
P.O. Box 360
North Bay, Ontario
Canada P1B 8H8
Tel: (705) 474-0400

Planning Services: 5th Floor, City Hall
Direct Line: (705) 474-0626, Ext. 2409
Facsimile: (705) 474-5928
Watts: 1-800-465-1882
Email: steve.mcarthur@cityofnorthbay.ca
Website: www.cityofnorthbay.ca

February 17, 2012

Mr. Brian McLean
405 Lakeshore Drive, Unit 1
North Bay, ON
P1A 2C5

Dear Mr. McLean,

Re: Proposed Official Plan and Zoning By-law Amendment by Brian McLean for the property legal described as Concession 4, North Part of Lot 2, Parcel 1631 in the former Township of Widdifield, North of Highway #63 at Songis Road in the City of North Bay.

Please accept this letter as our acknowledgement of receipt of the above-noted application to amend the City of North Bay's Official Plan and Zoning By-law No. 28-80 for the property legally described as Concession 4, North Part of Lot 2, Parcel 1631 in the former Township of Widdifield, North of Highway #63 at Songis Road in the City of North Bay.

We have reviewed the applications and have deemed them to satisfy the requirements of a "complete" application as of this date. In the event that further information is required as a result of a circulated agency request, it will be requested at that time.

Should you require any additional information, please feel free to contact the undersigned at 705-474-0626 ext. 2409.

Sincerely,

Steve McArthur, MCIP, RPP
Senior Planner, Current Operations

SM/dlb



150 First Ave. W
North Bay
Ontario, P1B 3B9

The Royal Canadian Legion #2

Branch 23

WiFi Accessible
legionbr23@cogeco.net

Office: 705-472-0390
Lounge: 705-472-4070
Fax: 705-472-3797



City of North Bay
200 McIntyre St East
P.O. Box 360
North Bay, ON
P1B 8H8

January 5, 2012

Dear Sir,

Royal Canadian Legion Branch 23 is requesting permission for its members and Ladies' Auxiliary to:

- Distribute poppies on **Saturday November 3, 2012.**
- Hold the Remembrance Day service at Memorial Gardens on **Sunday November 11, 2012**

Should you require further information please do not hesitate to contact me at 705-472-0390.

Sincerely,

Gloria Cox
Poppy Campaign Chairperson

"They served till death! Why not we?"

CITY OF NORTH BAY

#3

REPORT TO COUNCIL

CITY OF NORTH BAY

FEB 22 2012

Report No: CORP 2012-09

Date: February 7, 2012

Originator: Catherine Conrad, City Clerk
Shawn Killins, Chief Building Official

CLERK'S DEPT.

Subject: Proposed Amendments to Property Standards By-law No. 1999-06

RECOMMENDATION

That Council authorize the City Clerk to amend Property Standards By-law No. 1999-06 as set out in Report to Council CORP 2012-09.

BACKGROUND

A review of the current Property Standards By-law 1999-06 has identified a number of housekeeping matters, as follows:

1. Section 3.1 – Yards

Subsection 3.1.1 (4) – refers to “garbage, rubble, waste, construction material or other debris that constitutes an unsafe condition”. It is recommended that, the intent of the by-law is to prohibit the materials mentioned regardless of whether they constitute an unsafe condition.

It is recommended that Subsection 3.1.1 (4) be amended as follows:

“3.1.1(4) garbage, rubble, waste, discarded and unused construction material or other debris.”

2. Section 3.3 – Sewage and Drainage

Subsection 3.3.4 – refers to “No person shall maintain or change the grade of any property which causes excessive ponding or the entrance of water into a basement or cellar or an unsafe condition.” It is recommended that, it is desirable to prohibit the discharge of excessive storm water onto abutting properties in general.

It is recommended that Subsection 3.3.4 be amended as follows:

“3.3.4 No person shall maintain or change the grade of any property which causes excessive storm water to be discharged onto abutting properties causing an adverse affect.”

3. Section 3.5 – Accessory Buildings, Fences and Other Structures

Subsection 3.5.1 – refers to “Accessory buildings, fences and other structures appurtenant to the property shall be maintained in structurally sound condition and in good repair”. The maintenance of retaining walls has proven to be a property standards issue and it is recommended for clarification purposes that retaining walls be included in this section.

It is recommended that Subsection 3.5.1 be amended as follows:

“3.5.1 Accessory buildings, fences, retaining walls and other structures appurtenant to the property shall be maintained in structurally sound condition and in good repair.”

4. Section 4.9 – Walls, Ceilings and Floors

Subsection 4.9.1 – refers to “Every wall, ceiling and floor in a dwelling unit shall be maintained so as to provide a continuous surface free of holes, cracks, loose coverings or other defects.” Building Services receives numerous complaints relating to the presence of mould in residential dwelling units. For clarification purposes it is recommended that “mould” be added to this section.

It is recommended that Subsection 4.9.1 be amended as follows:

“4.9.1 Every wall, ceiling and floor in a dwelling unit shall be maintained so as to provide a continuous surface free of holes, cracks, mould, loose coverings or other defects.

5. Section 4.16 – Egress

Subsection 4.16.2, 4.16.3 & 4.16.4 – refers to the means of egress and exiting requirements for more than one dwelling unit. The *Ontario Fire Code*, Part 9 – Retrofit, prescribes the requirements for means of egress and exiting for multi-residential dwelling units.

It is recommended that Subsection 4.16.2, 4.16.3 & 4.16.4 be removed from the by-law as the *Ontario Fire Code* is the authority having provincial jurisdiction in these matters.

6. Section 4.18 – Ventilation – refers to the minimum requirements for natural and mechanical ventilation for rooms and spaces contained in a dwelling unit. The *Ontario Building Code* requires that exhaust systems including the ductwork to exhaust bathrooms and clothes dryers are independent of other exhaust ducts, are discharged directly to the outdoors and are constructed of smooth corrosion resistant material.

It is recommended that Section 4.18 be amended to add Subsection 4.18.4 to address these requirements as follows:

“4.18.4 Exhaust ducts including those connected to bathroom fans and laundry drying equipment are required to be independent of other exhaust ducts, discharged directly to the outdoors and constructed of smooth corrosion resistant material.

7. Section 4.21 – Occupancy Standards

Subsection 4.21.1 – refers to “For the purpose of computing habitable floor area, any area with the minimum ceiling height less than 1.95 metres shall not be considered as habitable.” It is recommended for clarification purposes that this sentence be removed from Subsection 4.21.1 and an additional Subsection 4.21.4 added to more accurately describe the minimum ceiling height requirement as follows:

“4.21.4 The minimum ceiling height in any dwelling unit measured from finished floor to finished ceiling shall not be less than 1.95 metres (6’-5”). Doors, means of egress and stair headrooms shall not be less than 1.95 metres in height as well.

8. Section 7.7 – Property Standards Committee

Section 7.7.1 – refers to a Committee consisting of “residents in the municipality”. The *Building Code Act* does not restrict members based on their residency status.

It is recommended that section 7.7.1 be amended as follows:

“7.7.1 A Property Standards Committee shall be established composed of not fewer than three members appointed by Council”.

Section 7.7.3 – refers to a term not to exceed a three year term and the appointments to be staggered. The term of Council is now four years and the practice has not been to stagger the terms.

It is recommended that section 7.7.3 be amended as follows:

“7.7.3 The term of office for members shall be the term of Council (four years).”

9. The current Schedule C-1 to the By-law appoints enforcement officers. This Schedule has not been updated since 2000.

It is recommended that Schedule C-1 be amended to appoint the following officers:

Shawn Killins	Chief Property Standards Officer Provincial Offences Officer
Doug Braund	Property Standards Officer Provincial Offences Officer
Richard Mountain	Property Standards Officer Provincial Offences Officer
Rikki Parrish	Property Standards Officer Provincial Offences Officer
Danny Rodgers	Property Standards Officer Provincial Offences Officer
Carly Sherritt	Property Standards Officer Provincial Offences Officer

OPTIONS ANALYSIS


Option # 1: To update the Property Standards By-law.
This is the recommended option.

Option # 2: Not to update the Property Standards By-law.
This option is not recommended as it does not reflect the current practices.

RECOMMENDED OPTION

To authorize the amendments to the Property Standards By-law 1999-06, as set out herein.

Respectfully submitted,




Catherine Conrad
City Clerk



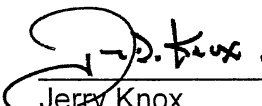
Shawn Killins
Chief Building Official

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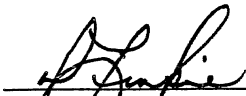
We concur in this report and recommendation.



Lea Janisse,
Managing Director of Corporate Services



Jerry Knox,
Managing Director of Community Services



David Linkie,
Chief Administrative Officer

Personnel designated for continuance: C. Conrad, City Clerk

Report to Council

Report No: CSBU 2012-36

Date: February 27, 2012

Originator: Rhéaume Bellehumeur,
Facilities & Parking Supervisor

Subject: **Amendments to By-Law 2007-089
Parking for Disabled Persons**

RECOMMENDATION

That City Council approve the proposed 2012 amendments to By-Law 2007-089, being a by-law to regulate on and off street parking for disabled persons as set out in Report to Council CSBU 2012-36.

BACKGROUND

By-Law 2007-089 was last updated in 2008. The proposed 2012 amendments, attached as Schedule '1', involve some changes to definitions, relocation of one accessible on-street stall, the addition of one accessible on-street stall, and amendments to the minimum size and number of required accessible parking stalls for new property developments.

The relocation of an accessible parking stall from the 500 block of Cassells Street around the corner to the 200 Block of Worthington Street West will allow easier access to the medical offices on Worthington, Schedule '2'. This move is supported by a local business on Cassells and by the Municipal Accessibility Committee.

The addition of an accessible parking stall on the 400 block of McIntyre Street West was requested by the Pro Cathedral once road construction was completed along Algonquin Avenue and Foran Street, Schedule '3'. This addition has been reviewed and supported by the Municipal Accessibility Committee.

As the demographics of the population change, there has been an increase demand for accessible parking stalls. The standards applied to the minimum number and size of required accessible parking stalls need to be adjusted accordingly to meet these demands and those of the future. The City of North Bay's Zoning By-Law 28-80 has also been updated with the proposed changes to these standards through By-Law 2011-205. These improved standards have also been reviewed and approved by the Municipal Accessibility Committee.

ANALYSIS / OPTIONS

Option 1 - That City Council approve the proposed 2012 amendments to By-Law 2007-089, being a by-law to regulate on and off street parking for disabled persons as set out in Report to Council CSBU 2012-36.

This is the recommended option. Under this option, City Council would update the by-law

regulating parking for disabled persons to meet current demands and requests.


Option 2 - Cancel proposed 2012 amendments to By-Law 2007-089.

This is not the recommended option. Under this option, City Council would not approve the proposed 2012 amendments to By-Law 2007-089. The City would not meet disabled parking requests and By-Law 2007-089 would not reflect the changes made to Zoning By-Law 28-80.


RECOMMENDED OPTION / FINANCIAL IMPLICATIONS

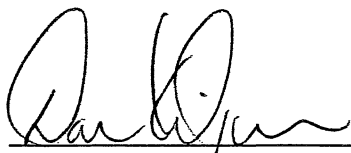
Option 1 - That City Council approve the proposed 2012 amendments to By-Law 2007-089, being a by-law to regulate on and off street parking for disabled persons as set out in Report to Council CSBU 2012-36.

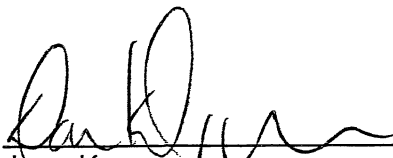
Respectfully submitted,


for 
Rhéaume Belhumeur
Facilities and Parking Supervisor

We concur in this report and recommendation,


Bev Hillier
Manager, Planning Services


Ian Kilgour
Director of Parks, Recreation & Leisure
Services

for 
Jerry Knox
Managing Director, Community Services


Dave Linkie
Chief Administrative Officer

Persons designated for continuance:

Facilities & Parking Supervisor
By-Law Enforcement Officer
Roads & Traffic Supervisor

Attachments: 1) Schedule '1' – Proposed Amendments to By-Law 2007-089
2) Schedule '2' – Location of disabled stalls, Worthington St. West
3) Schedule '3' – Location of disabled stalls, McIntyre St. West

THE CORPORATION OF THE CITY OF NORTH BAY

**AMENDMENT TO BY-LAW NO. 2007-89
(A BY-LAW TO REGULATE ON AND OFF STREET PARKING
FOR DISABLED PERSONS)**

Include:

1. (e) "Park" means the standing of a motor vehicle, whether occupied or not, with or without the engine activated.
- (f) "Accessible aisle" means as a flat, hard surface dedicated to pedestrian access only.

Delete:

2. (b) A designated parking space on municipal or private property shall have a width of not less than 5 metres, however this section shall not apply to any parking space that was in compliance with the previous Disabled Persons Parking By-Law on the day of passing of this by-law.
- (c) (ii) On streets and highways, as described in Schedules "A" and "B" The Corporation of the City of North Bay.

Insert in lieu thereof:

2. (b) A designated parking space on municipal or private property shall be of the dimensions described in Schedule "A", however, this section shall not apply to any parking space that was in compliance with the previous Disabled Persons Parking By-Law on the day of passing of this by-law.
- (c) (ii) On streets and highways, as described in Schedules "B" and "C" by The Corporation of the City of North Bay.

Delete:

SCHEDULE "A"

<u>NO. OF AUTOMOBILE PARKING SPACES</u>	<u>NO. OF DESIGNATED PARKING SPACES</u>
1 - 19	Nil
20 - 99	1 minimum
100 - 199	2 minimum
200 - 299	3 minimum
300 - 399	4 minimum
400 - 499	5 minimum
500 or more	6 minimum

**PARKING REQUIREMENTS TO SERVE DISABLED PERSONS AT
HOSPITALS, MEDICAL CENTRES OR CLINICS**

1 - 30	1 minimum
31 - 60	2 minimum
61 - 100	3 minimum
for each additional 30 or part thereof	1 minimum to a maximum of 12

Insert in lieu thereof:

SCHEDULE "A"

Accessible Parking Stall Minimums for Off Street Parking

# of Automobile Parking Spaces	# of Accessible Parking Spaces
10 - 30	1
31 - 60	2
61 - 90	3

1 more for each additional 30 or part thereof

Minimum width of accessible parking stalls for Off Street Parking

	Stall Width	Aisle Width	Total Width
Single stall	5.0 m	N/A	5.0 m
Single stall with accessible aisle	3.5 m	1.5 m	5.0 m
Double stall with shared accessible aisle	2 @ 3.5 m	1.5 m	8.5 m

Delete:

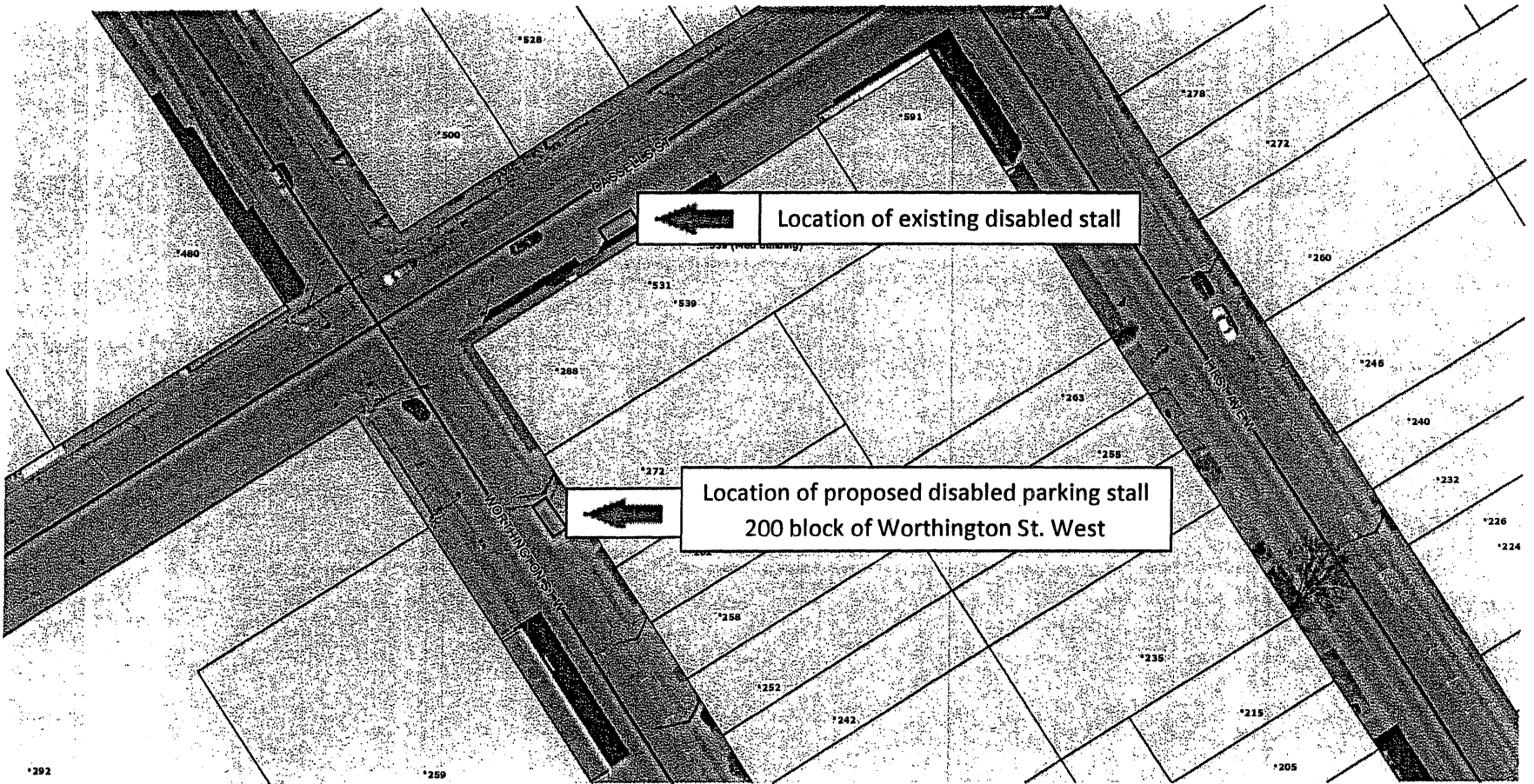
SCHEDULE "B"

ROAD	SIDE	FROM	TO
Cassells Street	East	A point 30 metres north of Worthington Street	A point 41 metres north of Worthington Street

Insert in lieu thereof:

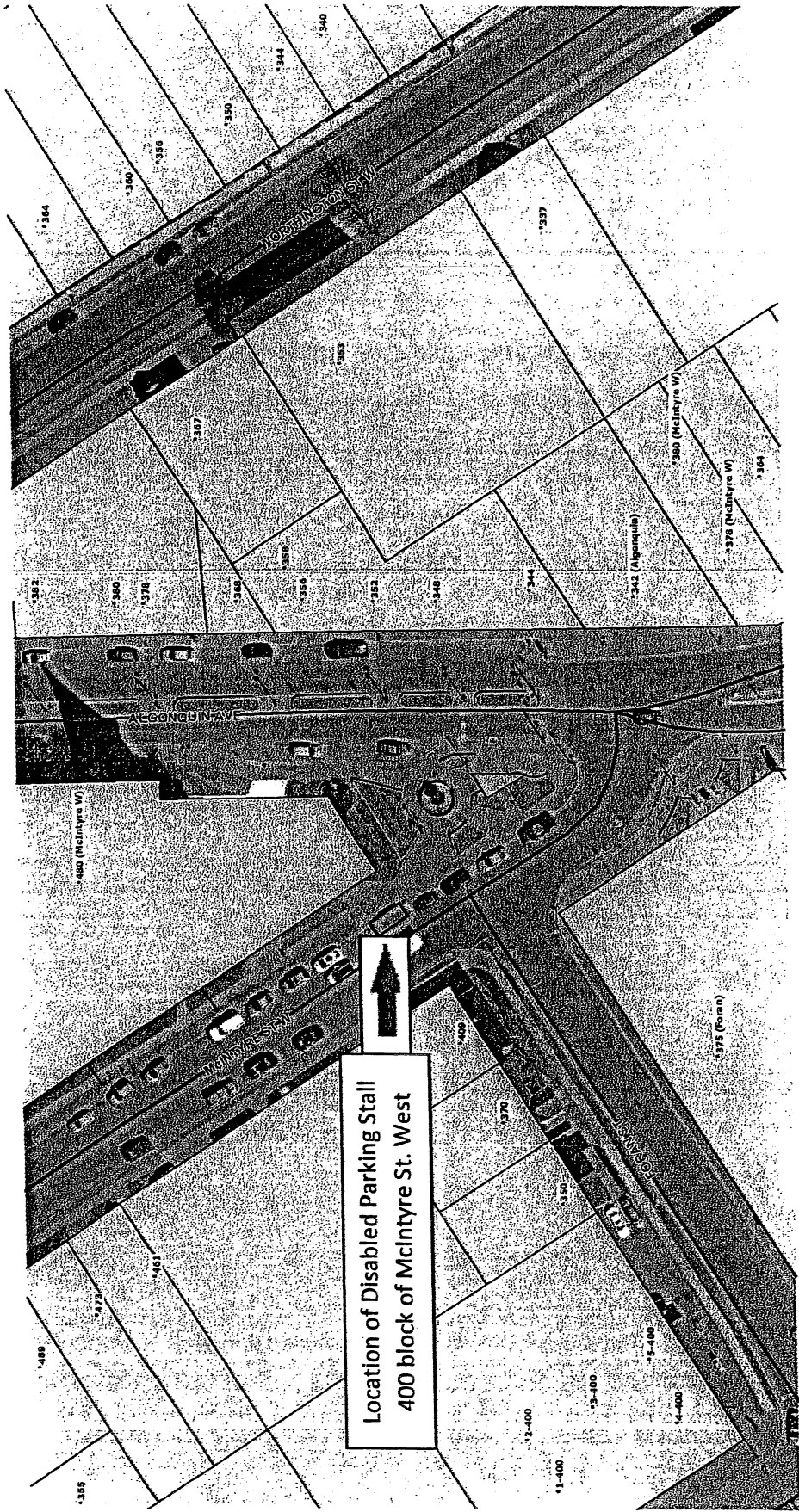
SCHEDULE "B"

ROAD	SIDE	FROM	TO
Worthington Street West	North	A point 28 metres east of Cassells Street	A point 35 metres east of Cassells Street
McIntyre Street West	North	A point 101 metres east of Plouffe Street	A point 107 metres east of Plouffe Street



Schedule '2' – Location of disabled stalls, Worthington Street West

Schedule '3' – Location of disabled stalls, McIntyre Street West



City of North Bay
Report to Council

RECEIVED
CITY OF NORTH BAY

MAR 01 2012

Report No.: CORP-2012-28

Date: February 29, 2012

Originator: Christina A. (Tina) Murphy, Assistant City Solicitor/City Prosecutor

Subject: Smoking By-Law

CLERK'S DEPT.

RECOMMENDATION

That Smoking By-Law No. 2003-05 be repealed and the following new Smoking By-Law, attached as "Schedule A" to Report to Council No. CORP-2012-28 be passed.

BACKGROUND

Since the Smoking By-Law was passed in 2003, there have been seven amending by-laws. In order to make the by-law easier to access, it is proposed that the amendments be collated into one new by-law. The proposed new by-law contains a provision that would repeal all of the amending by-laws. Therefore, this is primarily a "house-keeping" endeavour to tidy up the by-law.

There are two changes proposed, as well.

Section 6.2 adds the offence of obstructing an inspector. This offence is commonly found in by-laws and statutes where there is an inspection authority. In addition to encouraging compliance, it makes it easier for the Health Unit and for by-law enforcement officers to enforce the law.

Section 3.5 and Schedule "C", together, add the Steve Omischl Sports Field Complex as City property on which smoking is prohibited. This is not a change for the citizens of North Bay, as it is already provided for in By-Law # 2011-183, which is an amendment to the Parks By-Law. However, for the sake of completeness and for the public's ease of reference, it is logical to include it in the Smoking By-Law as well, which is the by-law that is directly on point.

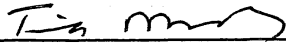
ANALYSIS/OPTIONS

1. To repeal the existing Smoking By-Law No. 2003-05 and pass a new Smoking By-Law, attached as "Schedule A" to this report.
2. Not to change the existing Smoking By-Law, which itself is out of date and therefore difficult to enforce.

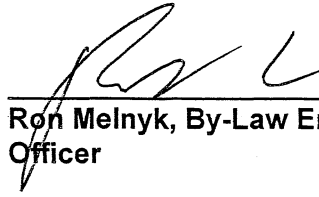
RECOMMENDED OPTION

That Smoking By-Law No. 2003-05 be repealed and the following new Smoking By-Law, attached as "Schedule A" to Report to Council No. CORP-2012-28 be passed.

Respectfully submitted,




Christina A. (Tina) Murphy, Assistant City
Solicitor/City Prosecutor

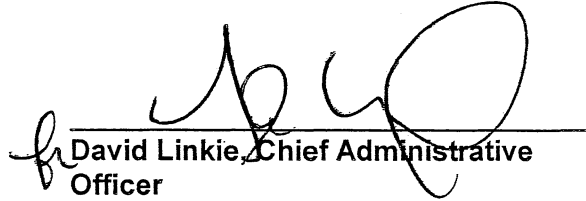


Ron Melnyk, By-Law Enforcement
Officer

We concur in this report and recommendation.



Peter Leckie, City Solicitor



David Linkie, Chief Administrative
Officer

Personnel designated for continuance:

Attachments: (1) Draft Smoking By-Law

CAM/vgh

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THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-XX

BEING A BY-LAW TO REGULATE SMOKING IN PUBLIC
PLACES AND WORKPLACES IN THE CORPORATION OF
THE CITY OF NORTH BAY

WHEREAS Section 115 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, authorizes the Council of a local municipality to pass a by-law to prohibit or regulate the smoking of tobacco in public places and workplaces within the municipality;

AND WHEREAS section 10(2) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, authorizes a municipality to pass by-laws respecting health, safety, and well-being of persons;

AND WHEREAS section 12 of the *Smoke-Free Ontario Act*, S.O. 1994, c. 10, as amended, permits municipalities to enact smoking by-laws that are more restrictive than sections 9 and 10 of the Act;

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

PART 1 – DEFINITIONS

- 1.1 In this by-law:
- 1.2 "**apartment building**" means a building containing six (6) or more dwelling units;
- 1.3 "**City**" means The Corporation of the City of North Bay;
- 1.4 "**employee**" means a person who performs any work for or supplies any service to an employer, or a person who receives any instruction or training in the activity, business, work, trade, occupation or profession of an employer and includes a volunteer and a person who is self-employed and "employment" has a corresponding meaning;
- 1.5 "**employer**" means any person who, as the owner, proprietor, manager, contractor, superintendent, supervisor or overseer of any activity, business, work, trade, occupation, or profession, has control over or direction of, or is directly or indirectly responsible for the employment of an employee;
- 1.6 "**entranceway**" means the area within a nine metre radius surrounding designated entrances to all municipal buildings and other buildings or properties listed on Schedule "A", but does not include an outdoor patio as defined in the *Smoke-Free Ontario Act*, S.O. 1994, c. 10 or a street, road or highway;
- 1.7 "**inspector**" means any employee or class of employee of the North Bay Parry Sound District Health Unit authorized by the Medical Officer of Health to carry out an inspection under and to enforce the provisions of this by-law, or a person or class of person appointed by Council of the City as a by-law enforcement officer to enforce this by-law;
- 1.8 "**municipal building**" means any building or portion thereof owned or leased by the Corporation of the City of North Bay;
- 1.9 "**North Bay Regional Health Centre**" ("NBRHC") means all properties owned or leased solely by the North Bay General Hospital and/or the Northeast Mental Health Centre, being the lands set out in Schedule "B";

- 1.10 **"outdoor patio"** means an outdoor area or partially enclosed outdoor area that is adjacent to an establishment where food or beverages are sold and where food or beverages, or both, are consumed by the public;
- 1.11 **"person"** includes a corporation;
- 1.12 **"proprietor"** means the person who ultimately controls, governs or directs the activity carried on within a public place and includes the person actually in charge of the premises at any particular time;
- 1.13 **"public place"** means any building, structure, vessel, vehicle or conveyance, or part thereof, whether covered by a roof or not, to which the public has access as of right or by invitation, expressed or implied, whether or not a fee is charged for entry but does not include an outdoor patio or a street, road or highway;
- 1.14 **"smoke"** or **"smoking"** includes the carrying of a lighted cigar, cigarette, pipe or any other lighted smoking equipment, but does not include smoke or smoking where smoke or smoking is used in a stage production of a theatrical performance;
- 1.15 **"workplace"** means a building, structure, vessel, vehicle or conveyance or part thereof in which one or more employees work, including any other area utilized by employees but does not include an outdoor patio or a street, road or highway.

PART 2 – WORKPLACES

- 2.1 No person shall smoke in any workplace within the City whether or not a No Smoking sign is posted.
- 2.2 Every employer shall:
- (i) ensure compliance with this by-law;
 - (ii) give notice to each employee in the workplace that smoking is prohibited in the workplace;
 - (iii) post No Smoking signs in accordance with Part 4 of this by-law in conspicuous locations at every entrance and in every washroom in the workplace indicating that smoking is prohibited in the workplace; and
 - (iv) ensure that no ashtrays or like paraphernalia are placed or permitted to remain in any part of the workplace.
- 2.3 Sections 2.1 and 2.2 do not apply to:
- (i) a part of a workplace that is used as a private residence;
 - (ii) a room in a hotel, motel or other place where rooms are rented for sleeping accommodation, provided the room is used for sleeping accommodation only and the room is designated and specifically set aside as a room in which smoking is permitted; or
 - (iii) a workplace located in a dwelling where the only employees of that workplace are persons who live in the dwelling.

PART 3 – PUBLIC PLACES

- 3.1 No person shall smoke in any public place within the City whether or not a No Smoking sign is posted.

- 3.2 Every proprietor of a public place shall:
- (i) ensure compliance with this by-law;
 - (ii) give notice to each person in the public place that smoking is prohibited in the public place;
 - (iii) post No Smoking signs in accordance with Part 4 of this by-law in conspicuous locations at every entrance and in every washroom in the public place indicating that smoking is prohibited in the public place; and
 - (iv) ensure that no ashtrays or like paraphernalia are placed or permitted to remain in any public place.
- 3.3 Sections 3.1 and 3.2 do not apply to a room in a hotel, motel or other place where rooms are rented for sleeping accommodation, provided the room is used for sleeping accommodation only and the room is designated and specifically set aside as a room in which smoking is permitted.
- 3.4 No person shall smoke on the NBRHC property, as designated in Schedule "B" of this by-law.
- 3.5 No person shall smoke on City property as designated in Schedule "C" of this by-law.

PART 4 – ENTRANCEWAY PROHIBITION

- 4.1 No person shall smoke in:
- (i) an entranceway to a municipal building designated by Official Signs on display;
 - (ii) a designated workplace entranceway as set out in Schedule "A"; or
 - (iii) the entranceway to an apartment building as set out in Schedule "D".
- 4.2 No person shall place or cause to be placed a receptacle for smoking within the 9 metre radius of a designated entranceway.
- 4.3 An entranceway to 4.1(ii) or 4.1(iii) may be designated as a non-smoking entranceway under this by-law, by amendment to Schedule "A" hereof, at the request of the employer or proprietor, respectively. The owner or proprietor of a building may submit a letter to the City Clerk to request a designated entranceway by including the following details:
- (i) the name, mailing address, and phone number of the employer or proprietor requesting the prohibition; and
 - (ii) the address of the property and a description of the location of the entranceway to be designated as non-smoking.

PART 5 – SIGNAGE REQUIRED

- 5.1 Every employer and every proprietor shall post and maintain in conspicuous locations at each entrance to the facility and in every washroom, a sign at least 14 centimetres (5.5 inches) by 14 centimetres (5.5 inches) in size that includes:
- (i) a depiction of the international No Smoking symbol at least 7.5 centimetres (3 inches);

- (ii) lettering at least 0.8 centimetres (5/16 inch) high and at least 0.2 centimetres (1/16 inch) wide at the narrowest point; and
- (iii) with the rest of the lettering sized proportionately, which reads "City of North Bay; Maximum Fine (\$5000)".

5.2 Where a No Smoking sign is required to be placed or posted under this by-law, the sign shall have the proportions, characteristics and minimum measurements as set out in Section 5.1 as depicted in Schedule "E" and consists of two (2) contrasting colours, or if the lettering and graphic symbol is to be applied directly to surface or to be mounted on a clear panel, the lettering and graphic symbol shall contrast with the background.

5.3 Despite the fact that the symbol referred to in Schedule "E" is a cigarette, it may include a lighted cigar, cigarette, pipe or any other lighted smoking instrument.

5.4 Deviations from the colour or content of the sign prescribed by this section that do not affect the substance or that are not calculated to mislead do not vitiate the sign.

5.6 Any sign prohibiting smoking that refers to a previous version of this by-law or that fails to refer to a by-law number is deemed to be referring to this by-law.

5.7 Where an entranceway has been designated as non-smoking under Part 4 of this by-law, the employer or proprietor shall post and maintain in a conspicuous location adjacent to the designated entrance a sign at least 14 centimeters (5.5 inches) by 14 centimeters (5.5 inches) in size that includes:

- (i) a depiction of the international No Smoking symbol at least 7.5 centimeters (3 inches) in height;
- (ii) lettering at least 0.8 centimetres (5/16 inch) high and at least 0.2 centimetres (1/16 inch) wide at the narrowest point that reads "Smoking is prohibited within 9 metres of this entranceway"; and
- (iii) with the rest of the lettering sized proportionately, which reads "City of North Bay Bylaw".

as set out in Schedule "F".

PART 6 – INSPECTIONS

6.1 An inspector may, at any reasonable time, enter any public place or workplace for the purposes of determining compliance with this by-law.

6.2 No person shall hinder or obstruct, or attempt to hinder or obstruct, any inspector who is exercising a power or performing a duty under this by-law, including carrying out an inspection.

PART 7 – OFFENCES AND ENFORCEMENT

7.1 Any person who contravenes any of the provisions of this by-law is guilty of an offence and upon conviction is liable to a fine of not more than Five Thousand Dollars (\$5,000.00).

7.2 If this by-law is contravened and a conviction entered, the court in which the conviction has been entered and any court of competent jurisdiction thereafter may, in addition to any other remedy and to any penalty that is imposed, make an order prohibiting the continuation or repetition of the offence by the person convicted.

PART 8 – CONFLICTS

8.1 If a provision of this by-law conflicts with an Act or Regulation or another by-law, the provision that is the most restrictive of smoking shall prevail.

PART 9 – SEVERABILITY

9.1 If any section or sections of the by-law or parts thereof, are found in any court of law to be illegal or beyond the power of the City to enact, such section or sections or parts thereof shall be deemed to be severable and all other sections or parts of the by-law shall be deemed to be separate and independent thereof and have been enacted as such.

PART 10 – REPEAL

10.1 All by-laws of the Corporation of the City of North Bay previously providing for the regulation of smoking in public places or workplaces are hereby repealed.

PART 11 – EFFECTIVE DATE

11.0 This by-law shall come into effect upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THE ____ DAY OF _____ 2012.

READ A SECOND TIME IN OPEN COUNCIL THE ____ DAY OF _____, 2012.

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

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

Schedule "A" to the Corporation of the City of North Bay By-Law No. 2012-XX.

Designated **workplaces** with entranceway smoking prohibitions:

Workplace and Address	Entranceway(s)	Date of Designation
Northgate Mall 1500 Fisher Street	Parkdale Entrance	May 1, 2010
Northgate Mall 1500 Fisher Street	Tower Court Entrance	May 1, 2010
Northgate Mall 1500 Fisher Street	Food Court Entrance	May 1, 2010
Northgate Mall 1500 Fisher Street	ONR Entrance	May 1, 2010
Calvary Temple 271 Ski Club Road	All Entrances	May 1, 2010
133 Main Street West	Front Entrance off Main Street Rear Entrance off Oak Street	May 1, 2010
Odd Fellows Temple 1272 Algonquin Avenue	Front Entrance to Algonquin Ave. Rear Side Entrance to Parking lot	May 1, 2010
Momma Poon's 1260 Algonquin Avenue	Front Entrance to Algonquin Ave. Rear Entrance to Highland Road	May 1, 2010
CIBC 1236 Algonquin Avenue	Front Entrance to Algonquin Ave. Rear Entrance to Highland Road	May 1, 2010
North Bay Parry Sound District Health Unit 681 Commercial Street	All Entrances (1 Public and 2 Employee)	May 1, 2010
North Bay Parry Sound District Health Unit 700 Cassells Street	Rear Main Entrance off Parking Lot	May 1, 2010
Northern Honda 1401 Seymour Street	Main Showroom Entrance, Employee Showroom Fire Exit Service Entrance, Parts/Receiving Entrance, Garage Man-Door at Rear Facing South-East	May 1, 2010
Yes! Employment Services 945 Stockdale Road	Main Entrance, 2 Side Entrances and 2 Rear Entrances	July 26, 2010
One Kids Place 400 McKeown Avenue	Main Entrance Under Canopy to be Designated	July 26, 2010
North Bay Mall 300 Lakeshore Drive	Winners Entrance, No Frills Entrance, Sport Check Entrance	July 26, 2010
True North Chevrolet Cadillac 1370 Seymour Street	All Doors and Entrances	October 31, 2011
The North Bay Food Bank 1319 Hammond Street	Main Entrance	October 31, 2011
PT Works 1831 Cassells Street	Employee Entrance facing Shaw Street, Customer Entrance facing Olive Street	October 31, 2011
The Lighthouse 975 McKeown Avenue	Front Entrance	October 31, 2011
Martel & Mitchell Physiotherapy 760 Cassells Street	Front Entrance	October 31, 2011
First Choice Hair Cutters 975 McKeown Avenue	Front Entrance	October 31, 2011

Schedule "B" to the Corporation of the City of North Bay By-Law No. 2012-XX.

The North Bay Regional Health Centre includes the following properties:

1. Parcel 19012 Widdifield & Ferris:
Part of Lot 23, Concession B, former Township of Widdifield, now
City of North Bay, District of Nipissing, Parts 1 to 5 on Plan 36R- 10957 & Parts 9
& 10, on Plan 36R-11367;
Part of Lot 24, Concession B, former Township of Widdifield, now
City of North Bay, Parts 6 to 15 on Plan 36R-10957 and Parts 1, 2, 3 & 5 on Plan
36R-11367;
Save and except parts 1 & 2 on Plan 36R-11522;
Subject to L T77541 partially released by L T 406505;
Subject to LT405939, City of North Bay, in the District of Nipissing.
Municipally known as 50 College Drive
2. Parcel 19063 Widdifield & Ferris;
Part of Lot 23, Concession B, former Township of Widdifield, now
City of North Bay, Parts 11, 12, 13, 14, 15, 16 & 17 on Plan 36R-11367;
Subject to L T405939, L T77541, North Bay, District of Nipissing
Municipally known as 50 College Drive
3. Part of Lot 1, Concession B, of the Township of Commanda, Parts 16 to 25 on
Plan 36R-10957;
Subject to CD118, CD120 and NB162482, City of North Bay, in the District of
Nipissing
Municipally known as 50 College Drive
4. Parcel 6-2 Section 36M-540
Part Block 6, Plan 36M-540, West Ferris
Part 1, Plan 36R-7158
North Bay, District of Nipissing
P.I.N. #49177-0026
Municipally known as 35 Ferris Drive and 43 Ferris Drive
5. Lots 89-92, Lots 121-124, Plan 57 Widdifield
Part Lots 125 and 88, Plan 57
Part Lane Plan 57 abutting Lots 121-131 and
Lots 82-92 as closed by NB53093 as in NB159210
North Bay, District of Nipissing
P.I.N. #49155-0398
Municipally known as 120 King Street West
6. Block A, Plan 116 Widdifield, except MRO
North Bay, District of Nipissing
P.I.N. #49161-0003 and
Block A, Plan 116 Widdifield except SRO
North Bay, District of Nipissing
P.I.N. #49161-0004
Municipally known as 1765 Jane Street

Schedule "C" to the Corporation of the City of North Bay By-Law No. 2012-XX.

Corporation of the City of North Bay Properties as follows:

1. The Steve Omischl Sports Field Complex
Located at the south end of Lakeshore Drive
Lot 12, RCP 5, and Part Lot 36, Concession
13, former Township of West Ferris
Parcels 2327 & 8654 Widdifield & Ferris
Municipally known as 1105 Lakeshore Drive.

Schedule "D" to the Corporation of the City of North Bay By-Law No. 2012-XX.

Designated apartment buildings containing more than six (6) units with entranceway smoking prohibitions:

Apartment Address	Entranceway(s)	Date of Designation
348 Worthington Street East	Front Entrance facing Worthington Street East	May 1, 2010
190 Lavase Road	Front Entrance facing Lavase Road	May 1, 2010
430 Wickstead Avenue	Entrance at front of Office Building	May 1, 2010
420 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
432 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
444 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
462 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
474 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
486 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
40 Judge Avenue	14 separate 6-plex main entrances	May 1, 2010
134 Lindsay Street	Front Entrance	May 1, 2010
141 Lindsay Street	Front Entrance	May 1, 2010
387 Main Street West	Front Entrance	May 1, 2010
198 Hughes Road	Front Entrance	May 1, 2010
135 Worthington Street West	Front Entrance off Worthington Street West	May 1, 2010
365 Lakeshore Drive	Front Entrance to Lobby facing West	May 1, 2010
116 Blair Street	Front Entrance	May 1, 2010
480 Fisher Street	Rear Entrance Parking Lot	May 1, 2010
1272 Algonquin Avenue	Rear Side Entrance to Parking Lot	May 1, 2010
Marina Point Retirement Village 130 Elm Street	Main Entrance	July 26, 2010
Bay Manor 648 Main Street West	Front Entrance Facing Main Street	October 31, 2011
Douglas Court 820 Douglas Street	Front Entrance Facing Douglas Street	October 31, 2011
Elizabeth Court 19 Johnston Road	Front Entrance Facing Johnston Road	October 31, 2011
College Heights 730 Rose Avenue	Front Entrance Facing Private Parking Lot	October 31, 2011





Report to Council

Report No: CSBU 2012 - 35

Date: February 17, 2012

Originator: Ian G. Kilgour, Director, Parks, Recreation and Leisure Services

Subject: Appointment of Municipal Weed Inspector 2012

RECOMMENDATION

That City Council appoint the City's Parks and Facilities Manager as Municipal Weed Inspector for 2012, and the City Clerk be authorized to prepare the appropriate By-law to appoint the City's Parks and Facilities Manager as the Municipality's Weed Inspector for 2012 and submit the name of the Municipal Weed Inspector to the Provincial Chief Inspector before April 1st of this year.

BACKGROUND

Under Section 6 (1) of the *Weed Control Act, R.S.O. 1990, Chapter W.5*, Councils of every county, district, municipality and regional municipality shall by By-law appoint one or more persons as area weed inspectors. The name of the appointed weed inspector must be reported to the province's Chief Inspector before April 1st.

City Council has appointed the Parks and Facilities Manager as the Municipal Weed Inspector each year as required by the province's *Weed Control Act*. The weed inspector qualification is outlined in the Parks Manager's job description and is a prerequisite to employment with the City.

ANALYSIS / OPTIONS

Option #1:

Approve the appointment of the City's Parks and Facilities Manager as the Municipal Weed Inspector for 2012, prepare the appropriate By-law, and report the name of the City's Weed Inspector to the province's Chief Weed Inspector before April 1st of this year.

Option #2:

Not approve the appointment of a Municipal Weed Inspector.

RECOMMENDED OPTION

Option #1:

Approve the appointment of the City's Parks and Facilities Manager as the Municipal Weed Inspector for 2012, prepare the appropriate By-law, and report the name of the City's Weed Inspector to the province's Chief Weed Inspector before April 1st of this year.

There are no financial implications for this request.

Respectfully submitted,



Ian G. Kilgour
Director, Parks, Recreation and Leisure
Services

IGK/dlb

W:\PLAN\RMS\C00\2012\CSBU\RTC\0035-2012MunicipalWeedInspector.doc

pc ✓ attach. ~~Letter from Ministry of Agriculture and Food~~ ✓

We concur in this report and recommendation.



Jerry D. Knox
Managing Director, Community Services



David G. Linkie
Chief Administrative Officer

Person designated for continuance: Parks & Facilities Manager

Copy: David Schroeder, Parks Manager
Peter E.G. Leckie, City Solicitor

CITY OF NORTH BAY

REPORT TO COUNCIL

#7

CITY OF NORTH BAY

MAR 01 2012

CLERK'S DEPT.

REPORT NO: EESW-2012-007

DATE: February 3, 2012

ORIGINATOR: Angela Cox
Manager, Finance and Administration

SUBJECT: 2012 Capital Budget Project –6052RD Asphalt Resurfacing Sheeting Program (On-going)

RECOMMENDATION:

That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Asphalt Resurfacing Sheeting Program, being a 2012 capital budget project #6052RD, at a net debentured cost of \$106,000.

BACKGROUND:

The approved 2012 Capital Budget included an amount of \$106,000 for the 6052RD Asphalt Roadway Sheeting Program. Over the past year we have implemented a program whereby the City puts aside capital funds to do emergency asphalt repairs in sections of roadways until they can be addressed through the regular capital reconstruction budget. The sections of roads to be done are chosen by roads personnel where they are encountering significant maintenance costs and safety concerns.

A Schedule to the proposed By-Law is submitted for Council's consideration.

Construction Contract	\$100,700
Financing	\$5,300
Net Debenture Cost	\$106,000

ANALYSIS/OPTIONS

Option 1: Proceed with the Authorizing By-law

Proceed with the 6052RD Asphalt Resurfacing Sheeting Program. The roads chosen for this program are in relatively poor condition and warrant these emergency repairs providing these repairs improve the riding surface of these roads until reconstruction can occur.

Option 2: Cancel outright or reduce

The Council has the option of canceling this project, or reducing the expenditure limit. This action would increase the number of backlogs of deteriorating roadways, which has the potential to create higher maintenance

costs, serious inconvenience to the public and/or posing safety concerns to the traveling public.

RECOMMENDED OPTION

That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Asphalt Resurfacing Sheeting Program, being a 2012 capital budget project #6052RD, at a net debentured cost of \$106,000.

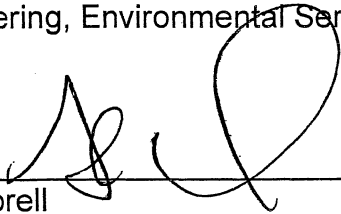
Respectfully Submitted,



Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services & Works



Domenic Schiavone
Director, Public Works

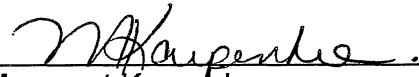


Alan Korell
Managing Director
Engineering, Environmental Services & Works

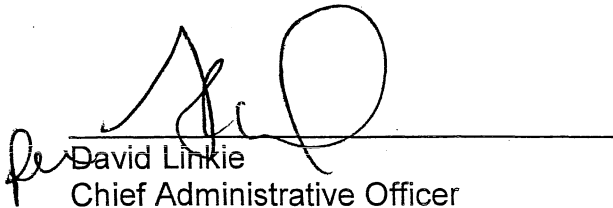
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Person designated for continuance: Joe Germano

Attachments: Capital Project Status Sheet

Copy for: Cathy Conrad

Project Summary

Project Number: 6052RD	Active: Yes
Title: ASPHALT SHEETING ON-GO	
Asset Type: INFRASTRUCTURE - Roads	
Division: Engineering, Environmental & Works	
Budget Year: 2012	
Scenario Name: Main	
Budget Status: Staff Input	
Regions:	
Project Type: ROADS	

Project Description				Project Comments		
The Sheeting Program is an ongoing program to address localized serious deficiencies in asphalt paving that have to be addressed quickly due to safety concerns which affect our citizens.						
Scenario Description				Scenario Comments		
Project Forecast				Project Detailed 2012		
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount
2012	106,000	106,000	0	Expense		
2013	109,000	109,000	0	3425	CONSTRUCTION CONTRACT	106,000
2014	112,000	112,000	0			Total Expense: 106,000
2015	115,000	115,000	0	Revenue		
2016	118,000	118,000	0	0286	Pay As you Go	106,000
2017	122,000	122,000	0			Total Revenue: 106,000
2018	126,000	126,000	0			
2019	130,000	130,000	0			
2020	134,000	134,000	0			
2021	138,000	138,000	0			
	1,210,000	1,210,000	0			
Related Projects				Operating Budget Impact		
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date
2012						

CITY OF NORTH BAY

#8

REPORT TO COUNCIL

REPORT NO: EESW-2012-008

DATE: February 3, 2012

ORIGINATOR: Angela Cox
Manager, Finance and Administration

SUBJECT: 2012 Capital Budget Project – 6058RD Sidewalk Replacement Program and 6054RD Pedestrian Safety Program including New Sidewalks (On-going)

RECOMMENDATION:

1. That a Capital Expenditure By-Law be prepared for City Council's consideration to authorize the Sidewalk Replacement Program being 2012 project #6058RD, at a net debentured cost of \$160,000 and the Pedestrian Safety Program including new sidewalks project #6054RD, at a net debentured cost of \$106,000.
 2. That individual reports may be provided to City Council with respect to the various components of this project.
-

BACKGROUND:

The approved 2012 – 2021 ten year capital budget includes an amount of \$160,000 for the Sidewalk Replacement Program and an amount of \$106,000 for the Pedestrian Safety Program including the construction of new sidewalks for the 2012 capital operating year.

These projects provide for an ongoing capital program for replacing deteriorated sidewalks and adding new sidewalks as outlined in the sidewalk evaluation program. A list of the highest priority sidewalks scheduled for replacement will be provided to Council for consideration.

The Sidewalk Replacement Program will be funded from a combination of capital programs as follows:

<u>Project Descriptions</u>	<u>Approved Budget</u>
Sidewalk Replacement Program	\$152,000
Pedestrian Safety Program	\$100,700
Financing Charge	\$13,300
Total Funding Available	\$266,000

ANALYSIS/OPTIONS

Option 1: Proceed with the Authorizing By-Law

To approve the Sidewalk Replacement Program budget of \$160,000 and the Pedestrian Safety Program budget of \$106,000 for the 2012 operating year.

Reports on the specific projects and estimated cost of each of the various expenditure components of this project may be brought forward to City Council. This Option is recommended.

Option 2: Cancel outright or reduce

That Council has the option of canceling these projects, or reducing the expenditure limit. This will result in unsafe sections of sidewalks and increase liability to the City.

RECOMMENDED OPTION

That a Capital Expenditure By-Law be prepared for City Council's consideration to authorize the Sidewalk Replacement Program being 2012 project #6058RD, at a net debentured cost of \$160,000 and the Pedestrian Safety Program including new sidewalks project #6054RD, at a net debentured cost of \$106,000.

Respectfully Submitted,



Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services & Works

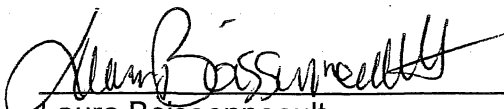


Domenic Schiavone
Director, Public Works

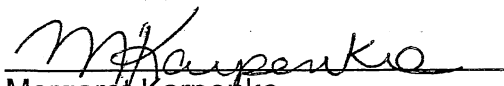


Alan Korell
Managing Director
Engineering, Environmental Services & Works

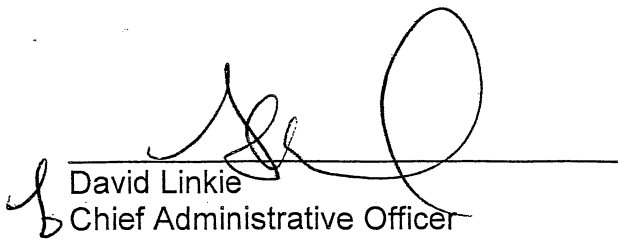
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Person designated for continuance: Joe Germano

Attachments: Capital Project Status Sheet

Copy for: Cathy Conrad

Project Summary

Project Number:	6058RD		
Title:	SIDEWALK REPLACEMENT PROGRAM ON-GO		
Asset Type:	INFRASTRUCTURE - Roads		
Division:	Engineering, Environmental & Works		
Budget Year:	2012		
Scenario Name:	Main	Active:	Yes
Budget Status:	Staff Input		
Regions:			
Project Type:	ROADS		

Project Description				Project Comments			
This project provides for an ongoing capital program for the replacement of deteriorated sidewalks and results from the Sidewalk Evaluation Project which took place in 2003 and 2004. A list of the highest priority sidewalks scheduled for replacement will be provided to Council for consideration.				See 6010RD for 2011 budget.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	160,000	160,000	0	Expense			
2013	165,000	165,000	0	3425	CONSTRUCTION CONTRACT		160,000
2014	170,000	170,000	0			Total Expense:	160,000
2015	175,000	175,000	0	Revenue			
2016	180,000	180,000	0	0286	Pay As you Go		160,000
2017	185,000	185,000	0			Total Revenue:	160,000
2018	191,000	191,000	0				
2019	197,000	197,000	0				
2020	203,000	203,000	0				
2021	209,000	209,000	0				
	<u>1,835,000</u>	<u>1,835,000</u>	<u>0</u>				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012							

Project Summary

Project Number:	6054RD	Active:	Yes
Title:	PEDESTRIAN SAFETY PROGRAM ON-GO		
Asset Type:	INFRASTRUCTURE - Roads		
Division:	Engineering, Environmental & Works		
Budget Year:	2012		
Scenario Name:	Main		
Budget Status:	Staff Input		
Regions:			
Project Type:			

Project Description				Project Comments			
This project provides for an ongoing capital program for the replacement of deteriorated sidewalks and the addition of new sidewalks and other safety facilities, such as pedestrian actuated signals.				See 6006RD for 2011 related work.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	106,000	106,000	0	Expense			
2013	109,000	109,000	0	3425	CONSTRUCTION CONTRACT		106,000
2014	112,000	112,000	0			Total Expense:	106,000
2015	115,000	115,000	0	Revenue			
2016	118,000	118,000	0	0286	Pay As you Go		106,000
2017	122,000	122,000	0			Total Revenue:	106,000
2018	126,000	126,000	0				
2019	130,000	130,000	0				
2020	134,000	134,000	0				
2021	138,000	138,000	0				
	<u>1,210,000</u>	<u>1,210,000</u>	<u>0</u>				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012							

REPORT TO COUNCIL

REPORT NO: EESW-2012-005

DATE: February 3, 2012

ORIGINATOR: Angela Cox
 Manager, Finance and Administration

SUBJECT: 2012 Capital Budget Project – 6059RD Bridge Rehabilitation (On-going)

RECOMMENDATION:

1. That a Capital Expenditure By-Law be prepared for the Council's consideration to authorize the Bridge Rehabilitation Project being 2012 project #6059RD, at a net debentured cost of \$106,000.
2. That individual reports may be provided to Council with respect to the various components of this project.

BACKGROUND:

The approved 2012-2021 ten year capital budget included an amount of \$106,000 in the year 2012 for the 6059RD Bridge Rehabilitation Project. This project is anticipated to be ongoing.

The City inspects half of all our bridges every year. The Bridge Inspection Analysis includes a list of fairly minor repairs which if done will extend the useful life of these bridges. Therefore, it is the intent of this project to start addressing these needs so that we can delay future major expenditures on our bridges and maintain service to the public.

A Schedule to the proposed By-Law is submitted for Council's consideration.

Construction Contract	\$100,700
Financing costs	\$5,300
Net Debenture Cost	\$106,000

ANALYSIS/OPTIONS:Option 1 - Proceed with the Authorizing By-Law

The approved Ten Year Capital Budget for 2012 included an amount of \$106,000 for the 6059RD Bridge Rehabilitation Project.

Reports on the specific projects and estimated cost of each of the various expenditure components of this project may be brought forward to City Council. This Option is recommended.

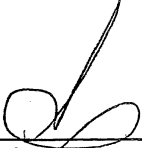
Option 2 - Cancel outright or reduce

The Council has the option of canceling this project, or reducing the expenditure limit. This may have a long term effect of larger capital expenditures being needed on bridges in the future.

RECOMMENDED OPTION:

That a Capital Expenditure By-Law be prepared for the Council's consideration to authorize the Bridge Rehabilitation Project being 2012 project #6059RD, at a net debentured cost of \$106,000.

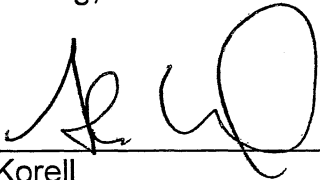
Respectfully Submitted,



Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services & Works

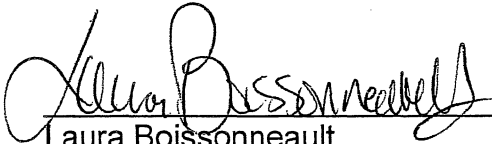


Domenic Schiavone
Director, Public Works

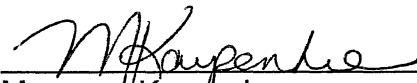


Alan Korell
Managing Director
Engineering, Environmental Services & Works

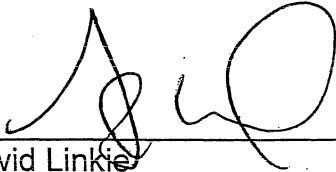
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Person designated for continuance: Joe Germano

Attachments: Capital Project Status Sheet

Copy for: Cathy Conrad

Project Summary

Project Number:	6059RD	Active:	Yes
Title:	BRIDGE REHAB ON-GO		
Asset Type:	INFRASTRUCTURE - Roads		
Division:	Engineering, Environmental & Works		
Budget Year:	2012		
Scenario Name:	Main		
Budget Status:	Staff Input		
Regions:			
Project Type:	ROADS		

Project Description				Project Comments			
The bridge rehabilitation program provides annual funding to repair minor deficiencies in the City's bridges, pedestrian bridges and major culverts to capture additional life expectancy and maintain service to the public. There are currently more than 100 structures being maintained through this funding.				See 6011RD for 2011 budget.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	106,000	106,000	0	Expense			
2013	109,000	109,000	0	3425	CONSTRUCTION CONTRACT		106,000
2014	112,000	112,000	0			Total Expense:	106,000
2015	115,000	115,000	0	Revenue			
2016	118,000	118,000	0	0286	Pay As you Go		106,000
2017	122,000	122,000	0			Total Revenue:	106,000
2018	126,000	126,000	0				
2019	130,000	130,000	0				
2020	134,000	134,000	0				
2021	138,000	138,000	0				
	1,210,000	1,210,000	0				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012							

City of North Bay

Report to Council

Report No.: EESW-2012-006

Date: February 3, 2012

Originator: Angela Cox,
Manager, Finance & Administration

Subject: 2012 Capital Budget Project – 6049RD/SS/WS City Share of New
Development Costs (On-gong)

RECOMMENDATION

That a Capital Expenditure By-law be prepared for Council's consideration to authorize the City's share of the New Development Cost Project of the Engineering, Environmental Services & Works Department, being a 2012 capital budget project #6049RD, at a net debentured cost of \$195,000 and water and sewer capital project #6049WS, at a net debentured cost of \$140,000.

BACKGROUND

The approved 2012-2021 ten year capital budget included a total amount of \$335,000 to fund works in association with ongoing development projects within the City. Development in 2012 is scheduled for Highland Woods subdivision.

A schedule to the proposed by-law is submitted for Council's consideration.

Construction Contract 6049RD	\$185,250
Construction Contract 6049WS	\$133,000
Financing costs	\$ 16,750
Net Debentured Costs	\$335,000

OPTION/ANALYSIS

Option 1 – Proceed with the Authorizing By-law

That Council proceeds with the authorizing by-law to approve the expenditure as detailed in the 2012 capital budget in the amount of \$335,000 for the City's share for work on new development projects. This option is recommended.

Option 2 – Cancel outright or reduce expenditure

That Council cancels outright or reduces the expenditure for this project. This would either effect in the proposed development or increase future costs by not taking

advantage of working with the proposed development that address issues related to City services. This option is not recommended.

RECOMMENDED OPTION

That a Capital Expenditure By-law be prepared for Council's consideration to authorize the City's share of the New Development Cost Project of the Engineering, Environmental Services & Works Department, being a 2012 capital budget project #6049RD, at a net debentured cost of \$195,000 and water and sewer capital project #6049WS, at a net debentured cost of \$140,000.

Respectfully Submitted,

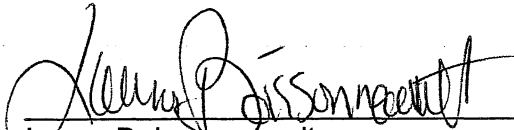


Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services &
Works

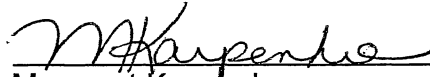


Alan Korell
Managing Director
Engineering, Environmental Services
& Works

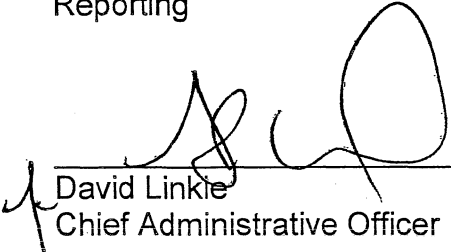
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial
Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Person designated for continuance: Alan Korell

Attachments: Capital Project Status Sheet

Copy for: Cathy Conrad

Project Summary

Project Number:	6049RD		
Title:	CITY SHARE OF NEW DEVELOPMENT COSTS ON-GO		
Asset Type:	INFRASTRUCTURE - Roads		
Division:	Engineering, Environmental & Works		
Budget Year:	2012		
Scenario Name:	Main	Active:	Yes
Budget Status:	Staff Input		
Regions:			
Project Type:	ROADS		

Project Description				Project Comments			
This project provides the financial ability to fund the City share of miscellaneous infrastructure costs in support of new developments such as storm sewer and off site works that are not recoverable from the development charges reserve.				See project #6049WS & 6049SS for 2012 water and sanitary related work. Also see project #6001WS & 6001SS for 2011 water and sanitary related work.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	195,000	195,000	0	Expense			
2013	215,000	215,000	0	3130	CONSULTANT FEES		195,000
2014	225,000	225,000	0			Total Expense:	195,000
2015	240,000	240,000	0	Revenue			
2016	255,000	255,000	0	0286	Pay As you Go		195,000
2017	270,000	270,000	0			Total Revenue:	195,000
2018	285,000	285,000	0				
2019	300,000	300,000	0				
2020	309,000	309,000	0				
2021	318,000	318,000	0				
	2,612,000	2,612,000	0				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner		Manager		Est. Completion Date	
2012							

Project Summary

Project Number:	6049WS	Active:	Yes
Title:	CITY SHARE OF NEW DEVELOPMENT COSTS ON-GO		
Asset Type:	INFRASTRUCTURE - Water		
Division:	Water		
Budget Year:	2012		
Scenario Name:	Main		
Budget Status:	Staff Input		
Regions:			
Project Type:	WATER		

Project Description				Project Comments			
This project provides the financial ability to fund the City share of miscellaneous infrastructure costs in support of new developments such as storm sewer and off site works that are not recoverable from the development charges reserve.				See project #6049RD for 2012 road related work. Also see project #6001RD for 2011 road related work.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	140,000	140,000	0	Expense			
2013	160,000	160,000	0	3130	CONSULTANT FEES		140,000
2014	180,000	180,000	0			Total Expense:	140,000
2015	200,000	200,000	0	Revenue			
2016	220,000	220,000	0	.0300	Pay As You Go Water		140,000
2017	240,000	240,000	0			Total Revenue:	140,000
2018	260,000	260,000	0				
2019	280,000	280,000	0				
2020	300,000	300,000	0				
2021	320,000	320,000	0				
	<u>2,300,000</u>	<u>2,300,000</u>	<u>0</u>				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager				Est. Completion Date
2012							

City of North Bay

Report to Council

Report No.: EESW-2012-023

Date: February 3, 2012

Originator: Angela Cox,
Manager, Finance & Administration

Subject: 2012 Capital Budget Project – 3203RD Traffic Signalized Pedestrian Crossings- Various Locations

RECOMMENDATION

That a Capital Expenditure By-law be prepared for Council's consideration to authorize the Traffic Signalized Pedestrian Crossings Project of the Engineering, Environmental Services & Works Department, being 2012 capital budget project #3203RD, at a net debentured cost of \$100,000.

BACKGROUND

This project provides for works on traffic signals, signage and roadway modifications to enhance public pedestrian safety.

A schedule to the proposed by-law is submitted for Council's consideration.

Construction Contract	\$95,000
Financing costs	\$ 5,000
Net Debentured Costs	\$100,000

OPTION/ANALYSIS

Option 1 – Proceed with the Authorizing By-law

That Council proceeds with the authorizing by-law to approve the expenditure as detailed in the 2012 capital budget in the amount of \$100,000 for the Traffic Signalized Pedestrian Crossings project. This option is recommended.

Option 2 – Cancel outright or reduce expenditure

That Council cancels outright or reduces the expenditure for this project. This would postpone any work on traffic signals, signage and roadway modifications that would enhance public pedestrian safety. This option is not recommended.

RECOMMENDED OPTION

That a Capital Expenditure By-law be prepared for Council's consideration to authorize the Traffic Signalized Pedestrian Crossings Project of the Engineering, Environmental Services & Works Department, being 2012 capital budget project #3203RD, at a net debentured cost of \$100,000.

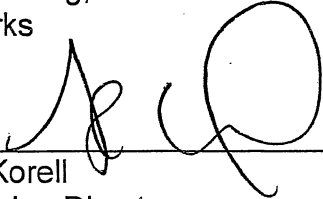
Respectfully Submitted,



Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services
& Works

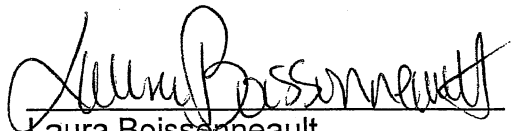


Domenic Schiavone
Director, Public Works

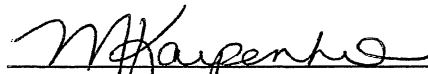


Alan Korell
Managing Director
Engineering, Environmental Services & Works

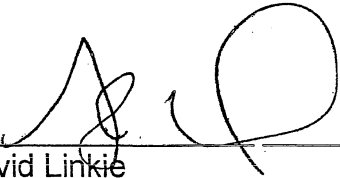
We concur in this report and recommendation.




Laura Boissonneault
Supervisor of Budgets and Financial
Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



 _____
David Linkie
Chief Administrative Officer

Person designated for continuance: Joe Germano

Attachments: Capital Project Status Sheet

Copy for: Cathy Conrad

Project Summary

Project Number:	3203RD	Active:	Yes
Title:	TRAFFIC SIGNALIZED PEDESTRIAN CROSSINGS-VARIOUS LOCATIONS		
Asset Type:	MACHINERY & EQUIPMENT - Street & Traffic Lighting		
Division:	Engineering, Environmental & Works		
Budget Year:	2012		
Scenario Name:	Main		
Budget Status:	Staff Input		
Regions:			
Project Type:	ROADS		

Project Description				Project Comments			
This project provides for works on traffic signals, signage and roadway modifications to enhance public pedestrian safety.							
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	100,000	100,000	0	Expense			
2014	100,000	100,000	0	3425	CONSTRUCTION CONTRACT		
	200,000	200,000	0			Total Expense:	100,000
				Revenue			
				0286	Pay As you Go		
						Total Revenue:	100,000
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2011			ALAN KORELL				

REPORT TO COUNCIL

REPORT NO: EESW-2012-021

DATE: February 3, 2012

ORIGINATOR: Angela Cox
 Manager, Finance and Administration

SUBJECT: 2012 Capital Budget Project – 3108GD Landfill Site Merrick – Leachate
 Treatment Project

RECOMMENDATION:

That a Capital Expenditure By-Law be prepared for the Council's consideration to authorize the Landfill Site Merrick – Leachate Treatment Project being 2012 project #3108GD, at a net debentured cost of \$1,700,000.

BACKGROUND:

This project involves the development of plans to treat leachate at the Merrick Landfill Site to be ready to take action if treatment is triggered by Certificate of Approval conditions.

A Schedule to the proposed By-Law is submitted for Council's consideration.

Construction Contract	\$1,615,000
Financing costs	\$85,000
Net Debenture Cost	\$1,700,000

ANALYSIS/OPTIONS:**Option 1 – Proceed with the Authorizing By-law**

That Council proceeds with the authorizing by-law to approve the expenditure in the amount of \$1,700,000 for the Merrick Landfill's Leachate Treatment.

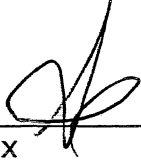
Option 2 – Cancel outright or reduce expenditure

That Council cancels outright or reduces the expenditure for this project. This would put us in violation of the Certificate of Approval under the Environmental Protection Act and the site would not be permitted to remain active. This option is not recommended.

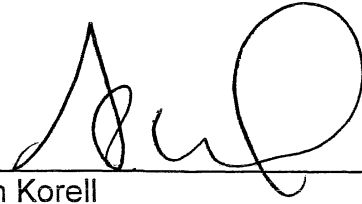
RECOMMENDED OPTION:

That a Capital Expenditure By-Law be prepared for the Council's consideration to authorize the Landfill Site Merrick – Leachate Management Project being 2012 project #3108GD, at a net debentured cost of \$1,700,000.

Respectfully Submitted,



Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services & Works

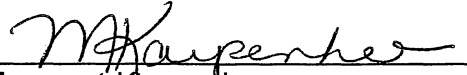


Alan Korell
Managing Director
Engineering, Environmental Services
& Works

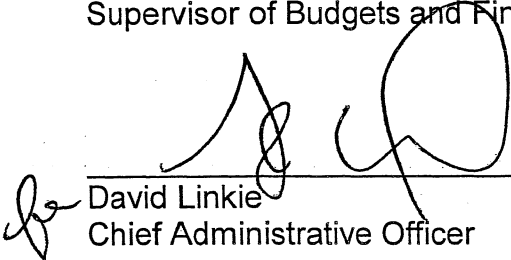
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Person designated for continuance: John Severino

Attachments: Capital Project Status Sheet

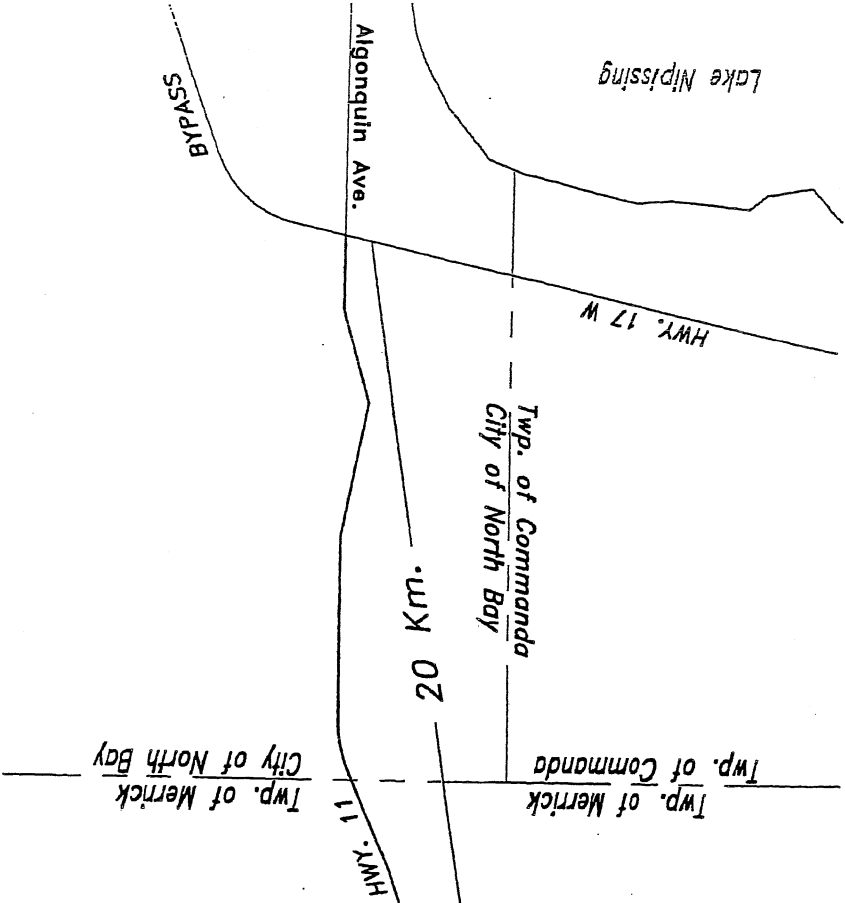
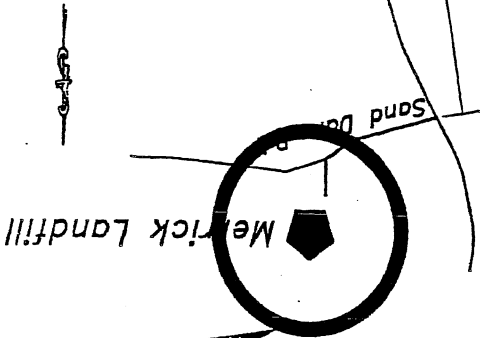
Copy for: Cathy Conrad

Project Summary

Project Number:	3108GD		
Title:	LANDFILL SITE (MERRICK) - LEACHATE TREATMENT		
Asset Type:	LAND IMPROVEMENTS - Waste Collection		
Division:	Engineering, Environmental & Works		
Budget Year:	2012		
Scenario Name:	Main	Active:	Yes
Budget Status:	Staff Input		
Regions:			
Project Type:	WASTE DISPOSAL		

Project Description				Project Comments			
The project involves the development of plans to treat leachate at the Merrick Landfill Site to be ready to take action if treatment is triggered by Certificate of Approval conditions.							
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	1,700,000	1,700,000	0	Expense			
2013	3,000,000	3,000,000	0	3425	CONSTRUCTION CONTRACT	1,700,000	
	4,700,000	4,700,000	0			Total Expense:	1,700,000
				Revenue			
				285	Debenture	1,700,000	
						Total Revenue:	1,700,000
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2011			ALAN KORELL				

**Landfill Site (Merrick) - Leachate
Treatment
PROJECT # 3108GD**



REPORT TO COUNCIL

REPORT NO: EESW-2012-024

DATE: February 3, 2012

ORIGINATOR: Angela Cox
 Manager, Finance and Administration

SUBJECT: 2012 Capital Budget Project – 3402RD Airport RD Resurfacing Program
 (O'Brien to Carmichael)

RECOMMENDATION:

That a Capital Expenditure By-Law be prepared for the Council's consideration to authorize the Airport RD Resurfacing Program being 2012 project #3402RD, at a net debentured cost of \$750,000.

BACKGROUND:

This project provides for the resurfacing of Airport Road from O'Brien to Carmichael Drive. This project will extend the life of the road, and reduce annual maintenance costs while providing a continued level of service. In addition, Airport Road continues to experience growing traffic volumes and as a major collector to the area of Airport Hill. The proposed works can also be coordinated with the proposed intersection improvements at Pearce Street.

A Schedule to the proposed By-Law is submitted for Council's consideration.

Construction Contract	\$712,500
Financing costs	\$37,500
Net Debenture Cost	\$750,000

ANALYSIS/OPTIONS:**Option 1 – Proceed with the Authorizing By-law**

That Council proceeds with the authorizing by-law to approve the expenditure in the amount of \$750,000 for the resurfacing of Airport Road. This will extend the life of the road and reduce annual maintenance costs while still providing a continued level of service. This option is recommended.

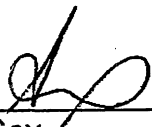
Option 2 – Cancel outright or reduce expenditure

That Council cancels outright or reduces the expenditure for this project. This would postpone the resurfacing of Airport Road which will increase the cost of maintain the road. This option is not recommended.

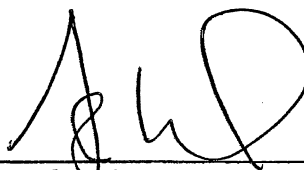
RECOMMENDED OPTION:

That a Capital Expenditure By-Law be prepared for the Council's consideration to authorize the Airport RD Resurfacing Program being 2012 project #3402RD, at a net debentured cost of \$750,000.

Respectfully Submitted,

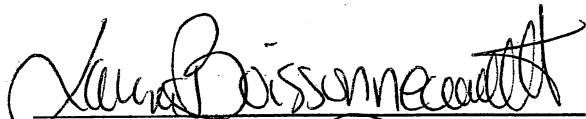


Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services & Works

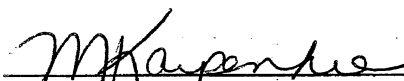


Alan Korell
Managing Director
Engineering, Environmental Services &
Works

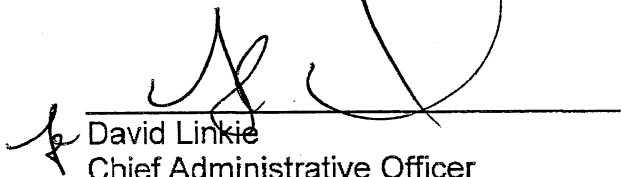
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Person designated for continuance: Alan Korell

Attachments: Capital Project Status Sheet

Copy for: Cathy Conrad

Project Summary

Project Number:	3402RD		
Title:	AIRPORT RD RESURFACING PROGRAM (O'BRIEN TO CARMICHAEL)		
Asset Type:	INFRASTRUCTURE - Roads		
Division:	Engineering, Environmental & Works		
Budget Year:	2012		
Scenario Name:	Main	Active:	Yes
Budget Status:	Staff Input		
Regions:			
Project Type:	ROADS		

Project Description				Project Comments			
This project provides for the resurfacing of Airport Road from O'Brien St. to Carmichael Dr. This project will extend the life of the road, and reduce annual maintenance costs while providing a continued level of service. In addition, Airport Road continues to experience growing traffic volumes and as a major collector to the area of Airport Hill. The proposed works can also be coordinated with the proposed intersection improvements at Pearce Street.							
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	750,000	750,000	0	Expense			
2013	750,000	750,000	0	3425	CONSTRUCTION CONTRACT		750,000
	1,500,000	1,500,000	0			Total Expense:	750,000
				Revenue			
				0286	Pay As you Go		750,000
						Total Revenue:	750,000
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager				Est. Completion Date
2011			ALAN KORELL				

CITY OF NORTH BAY**REPORT TO COUNCIL****REPORT NO:** EESW-2012-010**DATE:** February 3, 2012**ORIGINATOR:** Angela Cox
Manager, Finance & Administration**SUBJECT:** 2012 Capital Budget Project – 6095WS Watermain (100mm) Replacement, Reaming or Relining Program (On-going)**RECOMMENDATION:**

That the City Clerk prepare a by-law for approval to fund the Water Main (100mm) Replacement, Reaming or Relining Program identified as water and sanitary capital project #6095WS, at a net debentured cost of \$160,000.

BACKGROUND:

The City of North Bay has an ongoing program which allows for 100mm to 150mm watermains to be rehabilitated or replaced at various locations throughout the City. This program is intended to remedy or prevent a reduction in water quality, fire flow and circulation problems related to the inventory of small diameter mains.

OPTIONS/ANALYSIS

The approval of the 2012 Capital budget item for the 6095WS Water Main (100mm) Replacement, Reaming or Relining Program provides sufficient budget allocation to ensure that the City can rehabilitate or replace these services over end water mains are looped in the City each year.

Should City Council choose not to approve the 2012 allocation of funding at this time, it will delay the looping of various water mains throughout the City which will add to the existing maintenance costs and fail to address the existing water quality and circulation problems.

A Schedule to the proposed By-law is submitted for consideration of City Council.

Construction Contracts	\$152,000
Financing	<u>\$8,000</u>
Net Debentured Cost	\$160,000

RECOMMENDED OPTION

That the City Clerk prepare a by-law for approval to fund the Water Main (100mm) Replacement, Reaming or Relining Program identified as water and sanitary capital project #6095WS, at a net debentured cost of \$160,000.

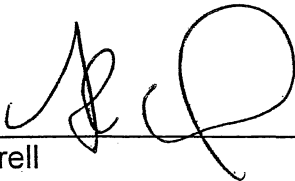
Respectfully Submitted,



Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services & Works



Domenic Schiavone
Director, Public Works

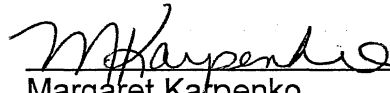


Alan Korell
Managing Director
Engineering, Environmental Services & Works

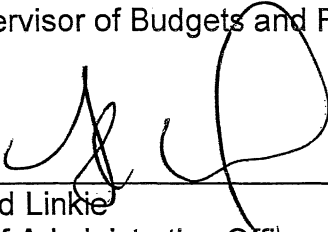
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Person designated for continuance: Shawn Remillard

Attachments: Capital Project Status Sheet

Copy for: Cathy Conrad

Project Summary

Project Number:	6095WS	Active:	Yes
Title:	WATERMAIN REPLACE/REAM/REL ON-GO		
Asset Type:	INFRASTRUCTURE - Water		
Division:	Water		
Budget Year:	2012		
Scenario Name:	Main		
Budget Status:	Staff Input		
Regions:			
Project Type:	WATER		

Project Description				Project Comments			
This project allows for 100mm and 150mm watermains to be rehabilitated or replaced at various locations throughout the City.				See 6046WS for 2011 budget.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	160,000	160,000	0	Expense			
2013	165,000	165,000	0	3425	CONSTRUCTION CONTRACT		160,000
2014	170,000	170,000	0			Total Expense:	160,000
2015	175,000	175,000	0	Revenue			
2016	180,000	180,000	0	0300	Pay As You Go Water		160,000
2017	185,000	185,000	0			Total Revenue:	160,000
2018	191,000	191,000	0				
2019	197,000	197,000	0				
2020	203,000	203,000	0				
2021	209,000	209,000	0				
	1,835,000	1,835,000	0				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012							

CITY OF NORTH BAY

REPORT TO COUNCIL

REPORT NO: EESW-2012-001

DATE: February 3, 2012

ORIGINATOR: Angela Cox
Manager, Finance & Administration

SUBJECT: 2012 Capital Budget Project – 6096WS Watermain Looping-Automatic Flow Program (On-going)

RECOMMENDATION:

That the City Clerk prepares a by-law for approval to fund the Watermain Looping- Automatic Flow Program identified as project #6096WS, in the approved Water Services capital budget, at a debenture cost of \$106,000.

BACKGROUND:

The City of North Bay has an ongoing program of looping watermains to improve water quality for its citizens. Water stagnates on dead end streets so the city flushes these dead ends to improve water quality but the ideal solution is to loop these dead ends to permanently solve the problem. Projects scheduled this year include Herman Crescent to Van Horne and from Van Horne to Strathcona streets.

OPTIONS/ANALYSIS

The approval of the 2012 capital budget item for the Watermain Looping Project provides sufficient budget allocation to ensure that a few of the dead end watermains are looped in the City each year.

Should Council choose not to approve the 2012 allocation of funding at this time, it will delay looping of watermains which add maintenance costs and does not address an existing problem.

FINANCIAL IMPLICATIONS

The proposed project totaling \$106,000 conforms to the approved costs for the 2012 Water Services capital budget.

A Schedule to the proposed By-law is submitted for consideration of City Council.

Construction Contracts	\$100,000
Financing	<u>\$6,000</u>
Net Debentured Cost	\$106,000

RECOMMENDED OPTION

That the City Clerk prepares a by-law for approval to fund the Watermain Looping- Automatic Flow Program identified as project #6096WS, in the approved Water Services capital budget, at a debenture cost of \$106,000.

Respectfully Submitted,



Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services & Works

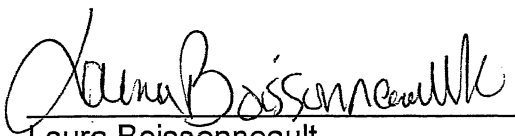


Domenic Schiavone
Director, Public Works

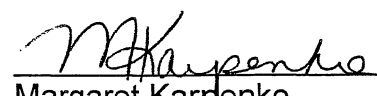


Alan Korell
Managing Director
Engineering, Environmental Services & Works

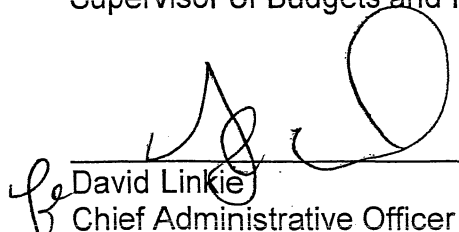
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Person designated for continuance: Shawn Remillard

Attachments: Capital Project Status Sheet

Copy for: Cathy Conrad

Project Summary

Project Number:	6096WS	Active:	Yes
Title:	WATERMAIN LOOPING ON-GO		
Asset Type:	INFRASTRUCTURE - Water		
Division:	Water		
Budget Year:	2012		
Scenario Name:	Main		
Budget Status:	Staff Input		
Regions:			
Project Type:	WATER		

Project Description				Project Comments			
This project is to provide for an ongoing water main looping and automatic flow program that links dead end watermains to improve the quality of water supplied by the City of North Bay.				See 6047WS for 2011 budget.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	106,000	106,000	0	Expense			
2013	109,000	109,000	0	3425	CONSTRUCTION CONTRACT		106,000
2014	112,000	112,000	0			Total Expense:	106,000
2015	115,000	115,000	0	Revenue			
2016	118,000	118,000	0	0300	Pay As You Go Water		106,000
2017	122,000	122,000	0			Total Revenue:	106,000
2018	126,000	126,000	0				
2019	130,000	130,000	0				
2020	134,000	134,000	0				
2021	138,000	138,000	0				
	<u>1,210,000</u>	<u>1,210,000</u>	<u>0</u>				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012							

CITY OF NORTH BAY

REPORT TO COUNCIL

REPORT NO: EESW-2012-022 **DATE:** February 3, 2012
ORIGINATOR: Angela Cox
Manager, Finance & Administration
SUBJECT 2012 Capital Budget Project – 3221RD Asset Management Program

RECOMMENDATION:

That a capital expenditure by-law be prepared for Council's consideration to authorize the Asset Management Program for the Engineering, Environmental Services and Works Department, being 2012 capital budget project No. 3221RD, at a net debentured cost of \$200,000.

BACKGROUND

Further development of the asset management program is required to identify and prioritize projects within the roads budget. The continuance of the asset management program is also closely related to other corporate reporting requirements under the Public Service Accounting Board (PSB 3150). This project provides for the implementation of asset management initiatives for the City's Public Works Assets.

A schedule to the proposed by-law is submitted for Council's consideration.

Construction Contract	\$190,000
Financing costs	<u>\$10,000</u>
Net Debentured Costs	\$200,000

OPTION/ANALYSIS

Option 1 – Proceed with the Authorizing By-law

That Council proceeds with the authorizing by-law to approve the expenditure in the amount of \$200,000 for the Asset Management Program. This option is recommended.

Option 2 – Cancel outright or reduce expenditure

That Council cancels outright or reduces the expenditure for this project. This would postpone the continuance of the asset management program. This option is not recommended.

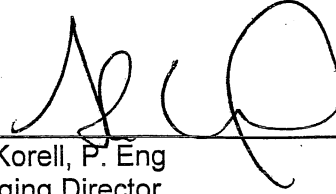
RECOMMENDED OPTION

That a capital expenditure by-law be prepared for Council's consideration to authorize the Asset Management Program for the Engineering, Environmental Services and Works Department, being 2012 capital budget project No. 3221RD, at a net debentured cost of \$200,000.

Respectfully Submitted,

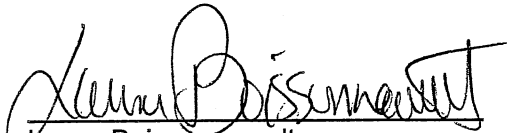


Angela Cox
Finance & Administration Manager
Engineering, Environmental Services & Works

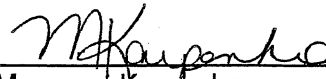


Alan Korell, P. Eng
Managing Director
Engineering, Environmental Services & Works

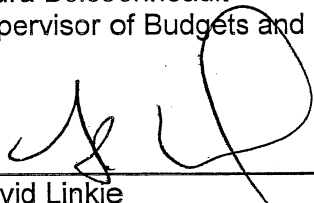
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial Reporting



Margaret Karpenko,
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Person designated for continuance: Ray Marshall

Copy for: Cathy Conrad

Project Summary

Project Number:	3143RD 3221 Rd	Active:	Yes
Title:	2012 ASSET MANAGEMENT PROGRAM		
Asset Type:	INFRASTRUCTURE - Roads		
Division:	Engineering, Environmental & Works		
Budget Year:	2012		
Scenario Name:	Main		
Budget Status:	Staff Input		
Regions:			
Project Type:	ROADS		

Project Description				Project Comments			
				To provide for the 2012 asset management program.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	200,000	200,000	0	Expense			
	200,000	200,000	0	3425	CONSTRUCTION CONTRACT		200,000
						Total Expense:	200,000
				Revenue			
				0286	Pay As you Go		200,000
						Total Revenue:	200,000
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager				Est. Completion Date
2012							

**CITY OF NORTH BAY
REPORT TO COUNCIL**

REPORT NO: EESW-2012-014**DATE:** February 3, 2012**ORIGINATOR:** Angela Cox
Manager, Finance and Administration**SUBJECT:** 2012 Capital Budget Project – 6057SL Traffic Control Signal Upgrade**RECOMMENDATION:**

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Traffic Control Signal Upgrade being a 2012 project #6057SL, at a net debentured cost of \$360,000.

BACKGROUND:

The approved 2012 Capital Budget included an amount of \$360,000 for the Traffic Control Signal Upgrade Project. This project provides for an ongoing program of traffic control signals upgrades throughout the City.

The installation of Camera Detection Systems will allow an increase in the flow of traffic. If project funding allows we will also include countdown pedestrian heads at various intersections and a purchase of an opticom system.

A Schedule to the proposed By-Law is submitted for consideration of City Council.

Construction Costs	\$360,000
Financing Costs	\$18,000
Net Debenture Cost	\$360,000

ANALYSIS/OPTIONS

Option 1: Proceed with the Authorizing By-Law

The approved Capital Budget for 2012 which includes an amount of \$360,000 for the Traffic Control Signal Upgrade.

Option 2: Cancel outright or reduce

The Council has the option of canceling this project, or reducing the expenditure limit. This will postpone the improvements required to meet the increased traffic demand in the residential area.

RECOMMENDED OPTION

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Traffic Control Signal Upgrade being a 2012 project #6057SL, at a net debentured cost of \$360,000.

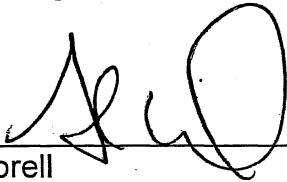
Respectfully Submitted,



Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services & Works



Domenic Schiavone
Director, Public Works

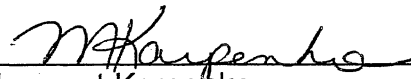


Alan Korell
Managing Director
Engineering, Environmental Services & Works

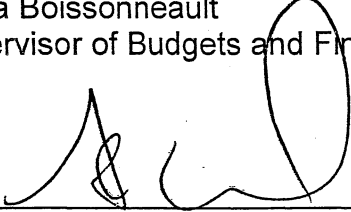
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



 _____
David Linkie
Chief Administrative Officer

Person designated for continuance: Joe Germano

Attachments: Capital Project Status Sheet

Copy for: Cathy Conrad

Project Summary

Project Number:	6057SL	Active:	Yes
Title:	TRAFFIC CONTROL SIGNAL UPGRADE ON-GO		
Asset Type:	INFRASTRUCTURE - Roads		
Division:	Engineering, Environmental & Works		
Budget Year:	2012		
Scenario Name:	Main		
Budget Status:	Staff Input		
Regions:			
Project Type:	ROADS		

Project Description				Project Comments			
This project provides for an ongoing program of traffic control signals upgrades throughout the City.				See 6009SL FOR 2011 data.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	360,000	360,000	0	Expense			
2013	165,000	165,000	0	3425	CONSTRUCTION CONTRACT		360,000
2014	170,000	170,000	0			Total Expense:	360,000
2015	175,000	175,000	0	Revenue			
2016	180,000	180,000	0	0286	Pay As you Go		360,000
2017	185,000	185,000	0			Total Revenue:	360,000
2018	191,000	191,000	0				
2019	197,000	197,000	0				
2020	203,000	203,000	0				
2021	209,000	209,000	0				
	2,035,000	2,035,000	0				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012							

CITY OF NORTH BAY

REPORT TO COUNCIL

REPORT NO: EESW-2012-035

DATE: February 27, 2012

ORIGINATOR: Angela Cox
Manager, Finance & Administration

SUBJECT: 2012 Capital Budget Project – 6092WS Water and Sewer Reconstruction Program (On-going)

RECOMMENDATION:

That the City Clerk prepares a by-law for approval to fund the Water and Sewer Reconstruction Program identified as project #6092WS, in the approved Water Services capital budget, at a debenture cost of \$53,000.

BACKGROUND:

The approved 2012-2021 ten year capital budget included an amount of \$53,000 for the Water and Sewer reconstruction program. The funding is to be used for replacing sections of water mains and sanitary sewers, which have a history of problems, usually because of under sizing or old age. The operating budget provides funds for maintenance and repair but does not include funds for larger scale replacements.

A Schedule to the proposed By-law is submitted for consideration of City Council.

Construction Contracts	\$50,350
Financing	<u>\$2,650</u>
Net Debentured Cost	\$53,000

OPTIONS/ANALYSIS

ANALYSIS/OPTIONS:

Option 1 - Proceed with the Authorizing By-Law

The approved ten year capital budget for 2012 includes an amount of \$53,000 for an annual program of water main and sanitary sewer replacements. There is a considerable ongoing need for replacement projects of a relatively minor nature.

Option 2 - Cancel outright or reduce

The Council has the option of canceling this project, or reducing the expenditure limit. This would have the effect of deferring important projects that, though minor in scope, are very important.

RECOMMENDED OPTION

That the City Clerk prepares a by-law for approval to fund the Water and Sewer Reconstruction Program identified as project #6092WS, in the approved Water Services capital budget, at a debenture cost of \$53,000.

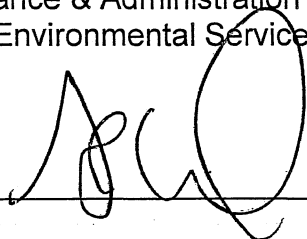
Respectfully Submitted,



Angela Cox
Manager, Finance & Administration
Engineering, Environmental Services & Works

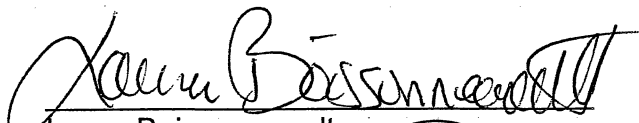


Domenic Schiavone
Director, Public Works

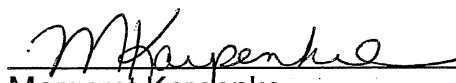


Alan Korell
Managing Director
Engineering, Environmental Services & Works

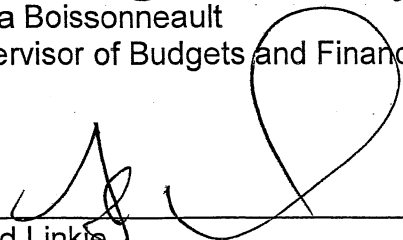
We concur in this report and recommendation.



Laura Boissonneault
Supervisor of Budgets and Financial Reporting



Margaret Karpenko
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Person designated for continuance: Shawn Remillard

Attachments: Capital Project Status Sheet

Copy for: Cathy Conrad

Project Summary

Project Number:	6092WS	Active:	Yes
Title:	WATER & SEWER RECONSTRUCTION ON-GO		
Asset Type:	INFRASTRUCTURE - Water		
Division:	Water		
Budget Year:	2012		
Scenario Name:	Main		
Budget Status:	Staff Input		
Regions:			
Project Type:	WATER		

Project Description				Project Comments			
This project provides for an on-going program to address identified deficiencies in the Water and Sanitary Sewer Department.				See 6043WS for 2011 budget.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	53,000	53,000	0	Expense			
2013	54,500	54,500	0	3425	CONSTRUCTION CONTRACT		53,000
2014	56,000	56,000	0			Total Expense:	53,000
2015	57,500	57,500	0	Revenue			
2016	59,000	59,000	0	0300	Pay As You Go Water		53,000
2017	61,000	61,000	0			Total Revenue:	53,000
2018	63,000	63,000	0				
2019	65,000	65,000	0				
2020	67,000	67,000	0				
2021	69,000	69,000	0				
	<u>605,000</u>	<u>605,000</u>	<u>0</u>				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012							

City of North Bay Report to Council

Report No: CORP 2012 - 22

Date: February 23, 2012

Originator: Al Lang

Subject: 2012 North Bay-Mattawa Conservation Authority Capital Budget
Allocation

RECOMMENDATION:

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2012 North Bay-Mattawa Conservation Authority Capital Projects, being Capital Project No. 6086CA, at a net debenture cost of \$469,000.

BACKGROUND:

The 2012 Capital Budget was passed by Council Resolution No. 2012-04 at its regular meeting held on January 9, 2012. Included in the 2012 budget was \$469,000 for the North Bay-Mattawa Conservation Authority.

Capital Works on Conservation Area Lands/Trails and DIA Regulation/Watershed Studies and Central Services	\$462,000
Temporary financing and contingency	<u>\$ 7,000</u>
Net Debenture Cost	<u>\$469,000</u>

ANALYSIS / OPTIONS:

Option # 1:

Not to approve the preparation of a Capital By-Law, thus delaying the programs for which the North Bay-Mattawa Conservation Authority is responsible for.

Option # 2:

To approve the \$469,000 levy as adopted and that the City Clerk prepare a Capital Expenditure By-Law for the 2012 capital allocation.

RECOMMENDED OPTION / FINANCIAL IMPLICATIONS:

Option # 2 is recommended.

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2012 North Bay–Mattawa Conservation Authority Capital Projects, being Capital Project No. 6086CA, at a net debenture cost of \$469,000.

Respectfully submitted,



Al Lang, CGA
Director of Financial Services

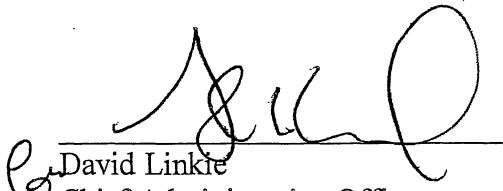
We concur in this report and recommendation.



Laura Boissonneault, CGA
Supervisor of Budgets & Financial Reporting



Margaret Karpenko, CMA
Chief Financial Officer / Treasurer



David Linkie
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

Attachment – Capital Project Information Sheet
NBMCA Capital Forecast

Project Summary

Project Number:	6086CA		
Title:	NORTH BAY MATTAWA CONSERVATION AUTHORITY ON-GO		
Asset Type:	OPERATING/MAINTENANCE - Commercial & Industrial		
Division:	Local Boards & Commissions		
Budget Year:	2012		
Scenario Name:	Main	Active:	Yes
Budget Status:	Staff Input		
Regions:			
Project Type:	CONSERVATION AUTHORITY		

Project Description				Project Comments			
This project provides for an ongoing program of capital works undertaken by the North Bay / Mattawa Conservation Authority.				See 6037CA for the 2011 budget.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	469,000	469,000	0	Expense			
2013	487,600	487,600	0	3425	CONSTRUCTION CONTRACT		469,000
2014	503,000	503,000	0			Total Expense:	469,000
2015	569,400	569,400	0	Revenue			
2016	870,400	870,400	0	0286	Pay As you Go		469,000
2017	75,000	75,000	0			Total Revenue:	469,000
2018	75,000	75,000	0				
2019	75,000	75,000	0				
2020	75,000	75,000	0				
2021	75,000	75,000	0				
	3,274,400	3,274,400	0				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012			MARGARET KARPENKO				

**NBMCA Capital Forecast
For the Five Year Period of 2012 to 2016
For the City of North Bay**

YEARS	PROGRAM AREA												
	CA Lands/Trails		WECI		Central Services		Watershed Studies		DIA Regulations		Total	Total	Total
	Benefitting	Non-Benefitting	Benefitting	Non-Benefitting	Benefitting	Non-Benefitting	Benefitting	Non-Benefitting	Benefitting	Non-Benefitting	Benefitting	Non-Benefitting	
2012	0	73600	50000	0	0	44000	175000	32800	0	93600	225000	244000	469000
2013	0	68000	75000	0	0	44000	175000	29600	0	96000	250000	237600	487600
2014	0	58400	75000	0	0	44000	200000	29600	0	96000	275000	228000	503000
2015	0	120000	75000	0	0	44000	200000	32000	0	98400	275000	294400	569400
2016	325000	75000	75000	0	0	65000	200000	32000	0	98400	600000	270400	870400

Current Year

Definitions

- CA Lands/Trails Activities in support of public access and use of CA owned properties including such things as trails, boardwalks, bridges, picnic tables, washrooms, signage, parking lots and roads.
- WECI Activities to support major maintenance and capital improvements or repair to water and erosion control structures. This may include studies related to these works.
- Central Services Capital or major maintenance in support of workshops, buildings, large vehicles and other types of structures or equipment required as part of the overall CA program
- Watershed Technical Studies Planning and Technical studies to determine types of hazard or natural heritage lands that the CA is responsible for managing or regulating including floodplain mapping, and watershed planning projects
- DIA Regulations Expenses related to the implementation of the DIA regulations of the conservation authority.

City of North Bay**Report to Council**

Report No: CORP 2012 - 20

Date: February 23, 2012

Originator: Al Lang

Subject: 2012 North Bay Public Library Capital Budget Allocation

RECOMMENDATION:

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2012 North Bay Public Library Capital Projects, being Capital Project No. 6088LB at a net debenture cost of \$850,000.

BACKGROUND:

The 2012 Capital Budget was passed by Council Resolution No. 2012-04 at its regular meeting held on January 9, 2012. Included in the 2012 budget was \$850,000 for the North Bay Public Library. The work includes the installation of a new elevator, staircase, A/V Reference area renovations, three new accessible washrooms, and code upgrades for building, fire and AODA. Cost allocation is as follows:

Building improvements	\$807,500
Temporary financing and contingency	<u>\$ 42,500</u>
Net Debenture Cost	<u>\$850,000</u>

ANALYSIS / OPTIONS:**Option # 1:**

Not to approve the preparation of a Capital By-Law. Any delays or deferment of the implementation of the Public Library Capital Projects would have a negative impact on the services provided to the community.

Option # 2:


To approve the \$850,000 allocation as adopted in the Capital Budget and that the City Clerk prepare a Capital Expenditure By-Law for the 2012 Capital allocation.

RECOMMENDED OPTION / FINANCIAL IMPLICATIONS:

Option # 2 is recommended.

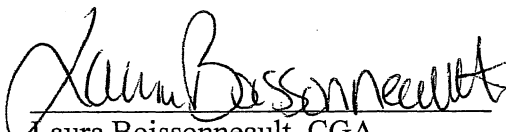
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2012 North Bay Public Library Capital Projects, being Capital Project No. 6088LB at a net debenture cost of \$850,000.

Respectfully submitted,

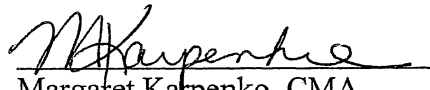


Al Lang, CGA
Director of Financial Services

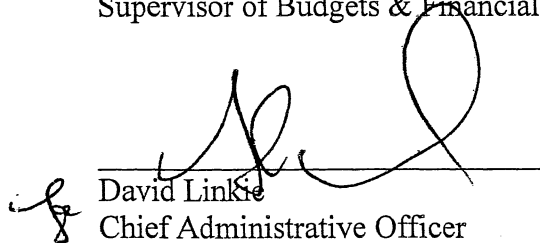
We concur in this report and recommendation.



Laura Boissonneault, CGA
Supervisor of Budgets & Financial Reporting



Margaret Karpenko, CMA.
Chief Financial Officer / Treasurer



David Linkie
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

Attachments – Capital Project Information Sheet
2012 Preliminary Capital Budget

Project Summary

Project Number:	6088LB	
Title:	NORTH BAY PUBLIC LIBRARY ON-GO	
Asset Type:	OPERATING/MAINTENANCE - Library	
Division:	Local Boards & Commissions	
Budget Year:	2012	
Scenario Name:	Main	Active: Yes
Budget Status:	Staff Input	
Regions:		
Project Type:	LIBRARY	

Project Description				Project Comments			
This project provides for an ongoing program of repairs, maintenance and other capital needs at the North Bay Public Library.				See 6039LB for the 2011 budget.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	850,000	850,000	0	Expense			
2013	300,000	300,000	0	5030	<i>BUILDING IMPROVEMENTS</i> COMPUTER HARDWARE & SOFTWARE	850,000	
2014	300,000	300,000	0			Total Expense:	850,000
2015	150,000	150,000	0	Revenue			
2016	150,000	150,000	0	0286	Pay As you Go	850,000	
2017	150,000	150,000	0			Total Revenue:	850,000
2018	150,000	150,000	0				
2019	150,000	150,000	0				
2020	150,000	150,000	0				
2021	150,000	150,000	0				
	<u>2,500,000</u>	<u>2,500,000</u>	<u>0</u>				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012			RON MIMEE				

NORTH BAY PUBLIC LIBRARY

Preliminary Capital Budget 2012

Installation of new elevator, staircase, renovations to AV/Reference area, \$807,500.
3 new accessible washrooms, upgrades to code for building, fire and AODA.
Document preparation and tendering.

Financing \$42,500

\$850,000

City of North Bay**Report to Council**

Report No: CORP 2012 - 19

Date: February 23, 2012

Originator: Al Lang

Subject: 2012 Capitol Centre Capital Budget Allocation

RECOMMENDATION:

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2012 Capitol Centre Capital Projects, being Capital Project No. 6085OC, at a net debenture cost of \$200,000.

BACKGROUND:

The 2012 Capital Budget was passed by Council Resolution No. 2012-04 at its regular meeting held on January 9, 2012. Included in the 2012 budget was \$200,000 for the Capitol Centre. The allocation is required for the ongoing capital upgrade program of the Capitol Centre. Details of the 2012 priorities are attached.

Capital Upgrades and Building Improvements	\$198,000
Temporary financing and contingency	<u>\$ 2,000</u>
Net Debenture Cost	<u>\$200,000</u>

ANALYSIS / OPTIONS:**Option # 1:**

Not to approve the preparation of a Capital By-Law, thus delaying the improvements to the Capitol Centre building.

Option # 2:


To approve the \$200,000 allocation as adopted and that the City Clerk prepare a Capital Expenditure By-Law for the 2012 Capital allocation.

RECOMMENDED OPTION / FINANCIAL IMPLICATIONS:

Option # 2 is recommended.

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2012 Capitol Centre Capital Projects, being Capital Project No. 6085OC, at a net debenture cost of \$200,000.

Respectfully submitted,

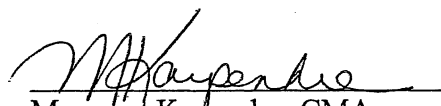


Al Lang, CGA
Director of Financial Services

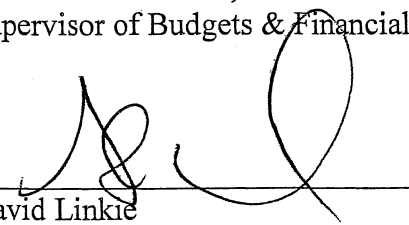
We concur in this report and recommendation.



Laura Boissonneault, CGA
Supervisor of Budgets & Financial Reporting



Margaret Karpenko, CMA.
Chief Financial Officer / Treasurer



David Linkie
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

Attachments – Capital Project Information Sheet
Capital Budget Forecasts - 2012

Project Summary

Project Number:	60850C	Title:	CAPITOL CENTRE ON-GO	Asset Type:	OPERATING/MAINTENANCE - Commercial & Industrial	Division:	Local Boards & Commissions	Budget Year:	2012	Scenario Name:	Main	Active:	Yes
Budget Status:	Staff Input	Regions:		Project Type:	OTHER CULTURAL								

Project Description				Project Comments			
This project provides for an ongoing program of repairs and maintenance to the Capitol Centre.				See 6036OC for the 2011 budget.			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	200,000	200,000	0	Expense			
2013	200,000	200,000	0	6068	CAPITOL CENTRE	200,000	
2014	200,000	200,000	0			Total Expense:	200,000
2015	200,000	200,000	0	Revenue			
2016	200,000	200,000	0	0286	Pay As you Go	200,000	
2017	200,000	200,000	0			Total Revenue:	200,000
2018	200,000	200,000	0				
2019	200,000	200,000	0				
2020	200,000	200,000	0				
2021	200,000	200,000	0				
2,000,000		2,000,000	0				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012			MARGARET KARPENKO				

Capital Budget Forecasts – years 2012 – 2016 – The Capitol Centre

2012 – Capital Request **\$200,000**

Second Year of Upgrades:

Structural Issues Identified from Building Condition Assessment

Exterior sidewalk & stairs, exterior service doors. Door hardware,
interior floors, ceilings, doors & hardware, handrails \$32,000

Mechanical Issues Identified from Building Condition Assessment

Chiller \$60,000

Electrical Issues Identified from Building Condition Assessment

Lighting Upgrades \$7,000

Production Booth Renovations II \$35,000

New Gallery Leibert \$50,000

New Gallery Parquet Flooring \$11,000

Computer Software: \$3,000

Contingency/financing: \$2,000

Total Expenditures: **\$200,000**

CITY OF NORTH BAY**REPORT TO COUNCIL**

Report No: CORP 2012-30

Date: February 24, 2012

Originator: Jennifer McDonald

Subject: Board of Management for the Downtown Improvement Area 2012 Budget

RECOMMENDATIONS:

- 1) That the Board of Management for the Downtown Improvement Area 2012 budget in the amount of \$145,640 with a resultant tax levy of \$112,830 be approved by City Council; and,
- 2) That the necessary by-law to provide for the levy and collection of special charges in respect of certain business improvement areas be prepared for the approval of City Council

BACKGROUND:

On February 15, 2012, in accordance with Section 205 (1) of the Ontario Municipal Act, the Board of Management for the Downtown Improvement Area held a meeting of the members of the improvement area to discuss the proposed budget. Six of the nine voting members of the Board were present at this budget meeting. This budget was passed unanimously by the members present at this meeting with the following motion:

Motion 2012-005:

- That the North Bay DIA 2012 Operating Budget in the amount of \$145,640 as presented be approved by the General Membership.

On February 21, 2012 the DIA Board conducted a meeting to ratify the motion approved at the General Membership meeting and passed the following resolution:

Resolution 2012-001

- That the Board of Management of the North Bay Downtown Improvement Area ratify Motion 2012-005 as carried by the DIA General Membership at their 2012 Budget Meeting, and that this resolution and budget be forwarded to City Council for their approval.

Significant items included in the budget are as follows:

- No tax rate increase for 2012. (Rate was last increased in 2004)
- Maximum levies will remain \$2,665 for Main Street properties and \$1,600 for non-Main Street properties
- Overall tax levy increased by \$3,937 or 3.62%
- Total Commercial phase-in assessment increased by \$1,128,192 or 4.03%
- Tax levy revenues are 77% of total DIA revenues
- Total expenses are up by \$22,011 or 17.8%
- \$10,000 of surplus from 2011 carried forward to 2012 to expand Gateway Banner Festival and to fund a Spring Campaign
- Reserve fund account balance as at December 31, 2011 is \$29,724

Should any program or event cost more than the amount budgeted, adjustments will be made within the Committee budget to maintain an overall balanced budget.

There is no financial impact on the City budget. A copy of the 2011 financial statements will be submitted to City Council once the audit is completed.

In accordance with Section 205 (2) of the Ontario Municipal Act, the DIA approved budget is being submitted to City Council for approval.

ANALYSIS/OPTIONS:

Option # 1:

Not to approve the 2012 budget as approved by the membership and DIA Board. This would materially impact the ability of the DIA to effectively manage the improvement, promotion, beautification and development of the downtown as a business and shopping area.

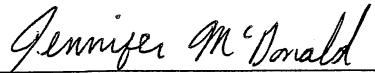
Option # 2:

Approve the 2012 budget to allow the DIA to manage their mandate to the business improvement area. As well, this provides sufficient time for notice to be sent to all property owners within the DIA as per section 210 (1) of the Ontario Municipal Act. This mailing allows time for a 60 day period for objections, preparation and passage of a by-law respecting the levy, collection of special charges and the inclusion of the tax on the City tax bills, to be processed in early June.

RECOMMENDATIONS:

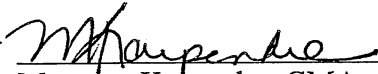
- 1) That the Board of Management for the Downtown Improvement Area 2012 budget in the amount of \$145,640 with a resultant tax levy of \$112,830 be approved by City Council; and,
 - 2) That the necessary by-law to provide for the levy and collection of special charges in respect of certain business improvement areas be prepared for the approval of City Council
-

Respectfully submitted,

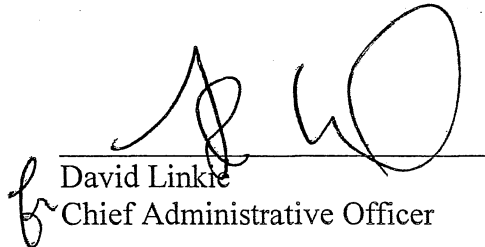


Jennifer McDonald, CMA
Financial Reports Coordinator / Treasurer, DIA

WE concur in this report and recommendation.



Margaret Karpenko, CMA
Chief Financial Officer / Treasurer



David Linkie
Chief Administrative Officer

Personnel designated for continuance: Treasurer, DIA

Attachment: 2012 DIA Budget

**THE BOARD OF MANAGEMENT FOR THE
DOWNTOWN IMPROVEMENT AREA
2012 BUDGET**

Da 2012 Budget

REVENUES	2011	2011	2012	2012 Budget	2012 Budget	Budget to	Budget to
	BUDGET	ACTUAL	BUDGET	To 2011 Budget	To 2011 Actual	Budget	Actual
TAX LEVY	\$108,893	\$108,893	\$112,830	\$3,937	\$3,937	3.62%	3.62%
TAX ADJUSTMENTS	(\$1,000)	\$1,168	(\$1,000)	\$0	(\$2,168)	0.00%	-185.63%
	\$107,893	\$110,061	\$111,830	\$3,937	\$1,769	3.65%	1.61%
MANAGEMENT COMMITTEE							
Grants	\$9,030	\$4,170	\$8,610	(\$420)	\$4,440	-4.65%	106.47%
Member development / meetings	\$1,200	\$870	\$1,200	\$0	\$330	0.00%	37.93%
Sundry Revenue	\$0	\$0	\$0	\$0	\$0		
	\$12,078	\$5,040	\$9,810	(\$420)	\$4,770	-3.48%	94.64%
PROMOTIONS COMMITTEE							
Advertising and promotion	\$2,000	\$4,517	\$13,500	\$11,500	\$8,984	575.00%	198.90%
	\$2,000	\$4,517	\$13,500	\$11,500	\$8,984	575.00%	198.90%
BEAUTIFICATION COMMITTEE							
Partnerships/Reserves	\$1,658	\$2,067	\$5,500	\$3,842	\$3,434	231.72%	166.15%
	\$1,658	\$2,067	\$5,500	\$3,842	\$3,434	231.72%	166.15%
ECONOMIC DEVELOPMENT and POLICY COMMITTEE							
Development programs	\$0	\$0	\$5,000	\$5,000	\$5,000	0.00%	
	\$0	\$0	\$5,000	\$5,000	\$5,000	0.00%	
TOTAL REVENUES	\$123,629	\$121,684	\$145,640	\$23,859	\$23,956	19.30%	19.69%
EXPENSES							
	2011	2011	2012	2012 Budget	2012 Budget	%	%
	BUDGET	ACTUAL	BUDGET	To 2011 Budget	To 2011 Actual	Budget	Actual
MANAGEMENT COMMITTEE							
Executive Director wages/benefits	\$45,743	\$45,680	\$46,933	\$1,190	\$1,253	2.60%	2.74%
Contract/student wages/benefits	\$10,339	\$4,424	\$10,580	\$240	\$6,156	2.33%	139.14%
Office supplies	\$1,700	\$1,875	\$2,000	\$300	\$125	17.65%	6.68%
Postage	\$175	\$62	\$175	\$0	\$113	0.00%	181.94%
Photocopying	\$50	\$3	\$100	\$50	\$97	100.00%	3184.62%
Office rent and parking	\$6,263	\$6,273	\$6,281	\$18	\$8	0.29%	0.12%
Audit and accounting	\$3,500	\$3,802	\$4,000	\$500	\$198	14.29%	5.22%
Telephone and internet	\$4,818	\$3,787	\$4,293	(\$526)	\$506	-10.91%	13.35%
Member development / meetings	\$1,500	\$1,282	\$1,500	\$0	\$218	0.00%	17.04%
Board/committee meetings	\$500	\$0	\$1,000	\$500	\$1,000	100.00%	
Manager / Board development	\$1,845	\$1,447	\$3,743	\$1,898	\$2,296	102.87%	158.59%
Equipment lease	\$1,697	\$1,697	\$1,697	\$0	\$0	0.00%	0.00%
Memberships and fees	\$501	\$501	\$501	\$0	(\$0)	0.00%	0.00%
Scholarships and donations	\$400	\$200	\$400	\$0	\$200	0.00%	100.00%
Technology system upgrade	\$2,500	\$2,045	\$1,800	(\$700)	(\$245)	-28.00%	-12.00%
General contingency	\$500	\$0	\$1,187	\$687	\$1,187	137.40%	
	\$82,032	\$73,078	\$86,190	\$4,158	\$13,111	5.07%	17.94%
PROMOTIONS COMMITTEE							
Promotions/marketing/advertising	\$25,450	\$17,426	\$31,450	\$6,000	\$14,024	23.58%	80.48%
	\$25,450	\$17,426	\$31,450	\$6,000	\$14,024	23.58%	80.48%
BEAUTIFICATION COMMITTEE							
Maintenance/beautification	\$9,947	\$9,396	\$15,000	\$5,053	\$5,604	50.80%	59.64%
	\$9,947	\$9,396	\$15,000	\$5,053	\$5,604	50.80%	59.64%
ECONOMIC DEVELOPMENT AND POLICY COMMITTEE							
Development programs	\$6,200	\$4,608	\$13,000	\$6,800	\$8,392	109.68%	182.11%
	\$6,200	\$4,608	\$13,000	\$6,800	\$8,392	109.68%	182.11%
TOTAL EXPENDITURES	\$123,629	\$104,509	\$145,640	\$22,011	\$41,131	17.80%	39.36%
Revenues Over (Under) Expenditures	(\$0)	\$17,175	(\$0)	\$1,848	(\$17,175)		

Tax Levy - No change in tax rates. Phase in of assessments results in 3.62% increase in levy
Maximum levy for Main Street properties remains \$2,665.
Maximum levy for non Main Street properties remains \$1,600.

**THE BOARD OF MANAGEMENT FOR THE
DOWNTOWN IMPROVEMENT AREA
2012 BUDGET**

	<u>Expenses</u>	<u>Revenues</u>
Management		
Executive Director/S. Students wages & benefits		
Executive Director wages	\$42,282	Increase of 2.6 % over 2011 (no increase in 2010 or 2011)
Mandatory Benefits	\$4,651	CPP, EI, EHT, WSIB
	<u>\$46,933</u>	
Admin/Promo Assistant 8 Weeks)		
\$11/hr @ 35 hrs - 8 weeks	\$3,080	\$2,870 HRDC (10.25 @ 35 hrs - 8 weeks)
Benefits incl vac pay (14.5%)	\$447	CPP, EI, EHT, WSIB
	<u>\$3,527</u>	
Downtown Beautification Student		
\$11/hr @ 35 hrs - 8 weeks	\$3,080	\$2,870 HRDC (10.25 @ 35 hrs - 8 weeks)
Benefits incl vac pay (14.5%)	\$447	CPP, EI, EHT, WSIB
	<u>\$3,527</u>	
Downtown/Farmers' Market Marketing Asst.		
\$11/hr @ 35 hrs - 8 weeks	\$3,080	\$2,870 HRDC (10.25 @ 35 hrs - 8 weeks)
Benefits incl vac pay (14.5%)	\$447	CPP, EI, EHT, WSIB
	<u>\$3,527</u>	
Total contract and student wages	<u>\$10,580</u>	<u>\$8,610</u> Total grants
Unless we receive approvals for funding, there will be no hiring of part-time or student help.		
Office Supplies	\$2,000	
Postage	\$175	
Photocopying	\$100	
Office Rent & Parking		
3 months @ \$461.11 & 9 months @ 9 months at \$470.82	\$5,621	Jan to Dec
Office Parking \$165.00 per quarter	\$660	
	<u>\$6,281</u>	
Audit and accounting		
2012 Audit fees	\$3,000	Estimate based on proposed 2012 fees
Treasurer's fee	\$1,000	
	<u>\$4,000</u>	
Telephone & internet		
Telephone	\$1,800	12 @ \$150
Internet hosting & Domain registration	\$357	335.25 + 21.30
Bell - Internet charges	\$804	12 @ 67
Phone Directories	\$132	Estimate based on 2011 rate
Rogers Wireless	\$1,200	12 @ \$100
	<u>\$4,293</u>	
Member Development/meetings		
AGM / Budget Meeting	\$1,500	\$1,200 Ticket sales
	<u>\$1,500</u>	
Board/Committee meetings	<u>\$1,000</u>	
Manager/Board Development		
Annual Ontario BIA Conference	\$3,743	See below
	<u>\$3,743</u>	
Jeff & 3 Board member. Registration - 1,430		Meals & Misc = 500
Accommodations - 3 nights x 2 room @ 120 = 720		Air Travel = 1093 (for four people return)
Equipment lease		
Lease agreement for photocopier	\$1,697	Jan - Dec = 141.45 per month
	<u>\$1,697</u>	
Memberships and fees		
Ontario BIA Association	\$127	
Chamber of Commerce	\$149	
Service Club - Rotary	\$225	
	<u>\$501</u>	
Scholarships and donations		
Canadore Police Foundations scholarship	\$200	
Sports Hall of Fame Award	\$200	
	<u>\$400</u>	
Technology system upgrade	<u>\$1,800</u>	(for workshops, conferences, meetings)
Contingency	<u>\$1,187</u>	
TOTAL	<u>\$86,190</u>	

**THE BOARD OF MANAGEMENT FOR THE
DOWNTOWN IMPROVEMENT AREA
2012 BUDGET**

Promotions	<u>Expenses</u>	<u>Revenues</u>
Summer entertainment/Music from the Heart	\$8,500	\$7,000 (Split Advertising)
Summer Event	\$5,000	
Christmas Walk / Santa Parade	\$8,000	\$1,500 (Sponsors)
Car Show (May)	\$3,000	
Gateway Banner Festival Setup & Auction	\$2,500	\$4,000 (Auction)
Festival Events Ontario Membership	\$250	
Downtown Free Movie Sponsorship	\$1,000	\$500 (vendor set up 2 X \$25 X 10)
Downtown dollars	\$500 Redeemed	\$500 (Sale of DT \$)
General & Co-Op Advertising	\$2,700	
	<u>\$31,450</u>	<u>\$13,500</u>

Beautification	<u>Expenses</u>	<u>Revenues</u>
Banners, Decorations and solar lighting	\$8,000	\$500 (Sponsors)
Removal of wreaths	\$1,500 Install & Remove	
Hardware for Banners (GBF)	\$5,000	\$5,000 (from reserves)
Other misc. maintenance	\$500	
	<u>\$15,000</u>	<u>\$5,500</u>

Economic Development and Policy	<u>Expenses</u>	<u>Revenues</u>
Spring Campaign	\$5,000	\$5,000 (from reserves)
Recruitment	\$5,000	
DT Workshops/Meet & Greet	\$3,000	
	<u>\$13,000</u>	<u>\$5,000</u>

**THE BOARD OF MANAGEMENT FOR THE
DOWNTOWN IMPROVEMENT AREA
RESERVE FUND STATEMENT**

	<u>2012 Budget</u>	<u>2011</u>	<u>2010</u>
Revenues			
Investment Income	\$251	\$251	\$139
Balance, Beginning of Year	\$29,724	\$19,294	\$19,155
Transfer from (to) Operating	\$0	\$10,179	\$0
Balance, End of Year	<u>\$29,975</u>	<u>\$29,724</u>	<u>\$19,294</u>

**City of North Bay
Report to Council**

Report No: CORP 2012-32

Date: February 29, 2012

Originator: Laura Boissonneault and Margaret Karpenko

Subject: Capital Projects Status Report – December 2011

RECOMMENDATIONS:

- 1) That the Capital Projects Status Report – December 2011 Report No. CORP 2012-32 from the Chief Financial Officer be received; and,
 - 2) That the 27 projects listed on **Appendix 'A'** attached to Report No. CORP 2012-32 be closed and that the estimated surplus balance of **\$479,949** be transferred as follows: **\$66,839** to the Completed Capital Works Reserve Fund and **\$413,110** to the Water and Sanitary Sewer Reserve Fund as at December 31, 2011; and,
 - 3) That the 24 projects listed on **Appendix 'B'** attached to Report No. CORP 2012-32 be closed and that the estimated surplus balance of **\$3,752,926** be transferred to other open capital projects as at December 31, 2011.
-

BACKGROUND:

On February 24, 2010, City Council passed Resolution No. 2010-121 amending Resolution No. 2001-532, authorizing the Capital Projects Status Reports to be filed on a semi-annual basis as at June 30th and December 31st of each year. Attached is the semi-annual Capital Projects Status Report as at December 31, 2011. Each project has been reviewed in detail with the Site Authority and any comments are reflected at the bottom of each Capital Project Status Sheet.

The Capital Works Reserve Fund balance, estimated to grow from \$2,668,602 as at December 31, 2010 to \$3,395,844 by the end of this reporting period, is allocated as follows:

- Completed Capital Works Reserve Fund (#99537R), with a balance of \$1,298,102
 - Water & Sanitary Sewers Reserve Fund (#99522R), with a balance of \$2,097,742
-

ANALYSIS:

The Summary of 'Capital Projects Status Report' to December 31, 2011 is attached. The 83 'open' projects (Appendix C) are summarized as follows:

Funding completed to December 2011 - Column 'A'	\$ 51,064,923
Outstanding funding Pre 2011 - Column 'D'	910,885
Outstanding funding 2011 Approvals - Column 'E'	5,727,933
Future funding - Column 'F'	43,402,719
Other outstanding funding sources - Column 'G'	<u>\$ 26,177,282</u>
Total projected funding - Column 'H'	\$127,283,742
Expenditures incurred to December 2011 - Column 'B'	\$39,179,095
Projected future expenditures	<u>\$88,024,205</u>
Total projected expenditures - Column 'I'	\$127,203,300
Projected Surplus / (Deficit) - Column 'J'	<u>\$ 80,442</u>

Column 'J' summarizes the projected final surplus or (deficit) for all open projects. Most open projects are expected to be completed on budget or with surplus funds available. The total current projected surplus for the 83 open projects is estimated to be **\$80,442**. Upon completion of the projects, a request will be made for the actual surplus or (deficit) to be transferred to or (from) the capital project reserve.

Appendix 'A' summarizes 27 projects that are now complete and can now be closed as at December 31, 2011. In total, these projects are over funded or under spent by an estimated **\$479,949** and the recommendation is to transfer this projected balance as follows:

- **\$66,839** to the Completed Capital Works Reserve Fund
- **\$413,110** to the Water and Sanitary Sewer Reserve Fund

Appendix 'B' summarizes 24 projects that are recommended to be closed with balances transferred to other open projects as at December 31, 2011. These transfers represent authorizations for the same or similar on-going projects. Funds have accumulated from projects being over funded, under spent, or deferred to future years, totaling an estimated **\$3,752,926**.

The closure and transfer of the above noted projects is in accordance with the policy established and with Council Resolution #2001-532 and will simplify daily management of the growing number of open projects, for both the site authorities and the Financial Services Department.

OPTIONS:

Option #1

- 1) That the Capital Projects Status Report – December 2011 Report No. CORP 2012-32 from the Chief Financial Officer be received; and,
- 2) That the 27 projects listed on **Appendix 'A'** attached to Report No. CORP 2012-32 be closed and that the estimated surplus balance of **\$479,949** be transferred as follows: **\$66,839** to the Completed Capital Works Reserve Fund and **\$413,110** to the Water and Sanitary Sewer Reserve Fund as at December 31, 2011; and,
- 3) That the 24 projects listed on **Appendix 'B'** attached to Report No. CORP 2012-32 be closed and that the estimated surplus balance of **\$3,752,926** be transferred to other open capital projects as at December 31, 2011.

Option #2

- 1) That the Capital Projects Status Report – December 2011 Report No. CORP 2012-32 from the Chief Financial Officer be received; and,
- 2) That the 27 projects listed on **Appendix 'A'** attached to Report No. CORP 2012-32 be closed and that the estimated surplus balance of **\$479,949** be used to fund similar 2011 capital projects at the discretion of the Chief Financial Officer; and,
- 3) That the 24 projects listed on **Appendix 'B'** attached to Report No. CORP 2012-32 be closed and the balance of **\$3,752,926** be used to fund similar 2011 capital project expenditures at the discretion of the Chief Financial Officer.

RECOMMENDATIONS / FINANCIAL IMPLICATIONS:

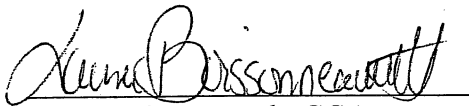
In summary, we are recommending that **Option #1** be accepted as follows:

- 1) That the Capital Projects Status Report – December 2011 Report No. CORP 2012-32 from the Chief Financial Officer be received; and,
- 2) That the 27 projects listed on **Appendix 'A'** attached to Report No. CORP 2012-32 be closed and that the estimated surplus balance of **\$479,949** be transferred as follows: **\$66,839** to the Completed Capital Works Reserve Fund and **\$413,110** to the Water and Sanitary Sewer Reserve Fund as at December 31, 2011; and,
- 3) That the 24 projects listed on **Appendix 'B'** attached to Report No. CORP 2012-32 be closed and that the estimated surplus balance of **\$3,752,926** be transferred to other open capital projects as at December 31, 2011.

Following the adoption in 2001 of the current capital project reporting requirements and expenditure controls, the majority of capital projects have been completed on or under budget and reserve funds with projected balances totaling \$3,395,844 are estimated to be created by the end of this reporting period. Subject to possible reallocations, final account adjustments and/or transfers out of the reserves to other capital projects via Council approval, the aforementioned transfers are expected to result in reserve balances of \$1,298,102 in the Completed Capital Project Reserve Fund and \$2,097,742 in the Water & Sanitary Sewer Reserve Fund. The total in these two reserve funds is deemed low but does allow the City some flexibility should additional funds be required for existing or emergency capital projects. In the past, these requirements have been deferred or funded by deferring other planned capital projects.

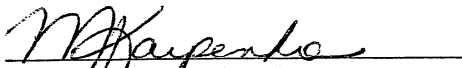
The goal in the Reserve Fund Policy is to have reserves balances directly related to capital concerns, equal to 40% of the annual Capital Funding Policy Expenditure Limit. As of December 31, 2011, the balance of total reserves dollars directly related to capital concerns is approximately 24% of the 2011 Capital Funding Policy Expenditure Limit.

Respectfully submitted,

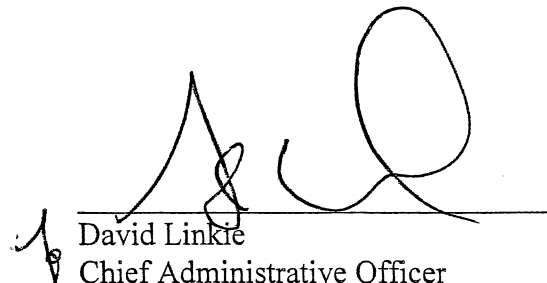


Laura Boissonneault, CGA
Supervisor of Budgets and Financial Reporting

I concur with this report and recommendations.



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



David Linkie
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

Attachments: Summary of Capital Project Status Reports including Appendix A, Appendix B, and Appendix C.

Copy for: Senior Management Team

CITY OF NORTH BAY
SUMMARY OF CAPITAL PROJECT STATUS REPORTS, As At December 31, 2011

Pro#	Description	Current Activity			Future Funding Sources			Projected Overview		
		Completed Funding	Completed Expenditures	Current Balance	Approved Funding Pre-2011	Approved Funding 2011	Future Funding Authority	Other Funding Sources	Projected Total Funding	Projected Total Expenditures
To Completed Capital Works Reserve Fund - Appendix A:										
2610RD-ST	Street Reconstruction -Jane/Eloy/College/Gormanville	\$11,964,318	(\$11,988,919)	(\$24,601)				\$11,964,318	(\$11,988,919)	(\$24,601)
2793RD	Maintenance Management Software System	\$36,968	\$0	\$36,968				\$36,968	\$0	\$36,968
2915RD-ST	Front St (Douglas to Ann) with 2nd Ave Realignment & Ann Reconnect	\$11,060,105	(\$11,055,390)	\$4,715				\$11,060,105	(\$11,055,390)	\$4,715
2942RE	Recycling Depot	\$1,873,355	(\$1,769,884)	\$103,471				\$1,873,355	(\$1,874,460)	(\$1,105)
2967GG	City Hall Building Rehabilitation - 7th Floor	\$930,000	(\$859,635)	\$70,365				\$930,000	(\$858,935)	\$71,065
2971PR	Facilities - Park Building Rehabilitation (On-going) (Circle Lake)	\$312,649	(\$314,977)	(\$2,328)				\$312,649	(\$314,977)	(\$2,328)
2973RF	Facilities - Sport Field Complex	\$11,889,440	(\$11,933,058)	(\$43,618)				\$11,933,058	(\$11,933,058)	\$0
3007RD	Traffic Department Addition to Public Works Building #3	\$500,000	(\$512,994)	(\$12,994)				\$500,000	(\$512,994)	(\$12,994)
3010RD	CN Lands-Preparation for Sale-Embankment Removal	\$137,773	(\$137,773)	\$0				\$137,773	(\$137,773)	\$0
3020RD	Pedestrian Safety Program Including new Sidewalks (On-going)	\$100,000	(\$96,305)	\$3,695				\$100,000	(\$96,305)	\$3,695
3025RD	Bridge Rehabilitation (On-going)	\$71,532	(\$71,526)	\$6				\$71,532	(\$71,526)	\$6
3032RF	Arenas-Palangio/West Ferris Rehab Program (On-going)	\$493,896	(\$493,303)	\$593				\$493,896	(\$493,303)	\$593
3034RF	Facilities-Recreation Facilities Rehab & Development (On-going)	\$250,000	(\$250,642)	(\$642)				\$250,000	(\$250,642)	(\$642)
3037PR	Parks - Waterfront Rehabilitation Program (On-going)	\$90,000	(\$89,917)	\$83				\$90,000	(\$89,917)	\$83
3044TR	Transit Coach Replacement Program (On-going)	\$928,895	(\$928,895)	\$0				\$928,895	(\$928,895)	\$0
3046AT	North Bay Jack Garland Airport	\$274,000	(\$272,164)	\$1,836				\$274,000	(\$274,000)	\$0
6004RD	Asphalt Sheeting 2011	\$103,000	(\$107,109)	(\$4,109)				\$103,000	(\$107,109)	(\$4,109)
6008RD	Street Reconstruction - Rural Roadways (On-going)	\$715,000	(\$718,320)	(\$3,320)				\$715,000	(\$718,320)	(\$3,320)
6010RD	Sidewalk Replacement Program (On-going)	\$155,000	(\$159,721)	(\$4,721)				\$155,000	(\$159,721)	(\$4,721)
6024PR	Parks - Downtown Sidewalk Rehab Program (On-going) - Streetscaping	\$91,000	(\$87,466)	\$3,534				\$91,000	(\$87,466)	\$3,534
6026PR	Parks - Trail System Development Program (On-going)	\$409,177	(\$409,177)	\$0				\$409,177	(\$409,177)	\$0
6037CA	North Bay / Mattawa Conservation Authority (On-going)	\$730,000	(\$730,000)	\$0				\$730,000	(\$730,000)	\$0
Total Surplus to Completed Capital Works Reserve Fund (Reserve #99537R):										\$66,839
To Water & Sanitary Sewer Capital Works Reserve Fund - Appendix A:										
2915WS-SS	Front St (Douglas to Ann) with 2nd Ave Realignment & Ann Reconnect	\$3,773,228	(\$3,431,272)	\$341,956				\$3,773,228	(\$3,431,272)	\$341,956
3072SS	Manhole and Catchbasin Repair Program	\$100,000	(\$98,852)	\$1,148				\$100,000	(\$98,852)	\$1,148
4620WS-SS	Street Reconstruction - Jane, Eloy, College & Gormanville	\$6,034,101	(\$5,821,312)	\$212,789				\$6,034,101	(\$5,941,312)	\$92,789
6005SS-WS	Residential Street Rehab (Water & Sanitary) (On-going)	\$258,000	(\$264,116)	(\$6,116)				\$258,000	(\$264,116)	(\$6,116)
6043SS	Water and Sewer Reconstruction 2011	\$103,000	(\$119,667)	(\$16,667)				\$103,000	(\$119,667)	(\$16,667)
Total Surplus to Water & Sewer Completed Capital Works Reserve Fund (Reserve #99522R):										\$413,110
Projects to be Closed and Transferred to Other Open Projects - Appendix B:										
2724SS	Sewage Treatment Plant Automation (On-going)	\$407,855	(\$292,726)	\$115,129				\$407,855	(\$292,726)	\$115,129
3048FD	Fire Vehicle & Equipment Replacement Program (On-going)	\$95,000	(\$89,368)	\$5,632				\$95,000	(\$89,368)	\$5,632
3050FD	Fire Department - New Radio System (Initiation)	\$50,000	(\$29,926)	\$20,074				\$50,000	(\$29,926)	\$20,074
3060WS	Main City Trunk Rehabilitation (Hughes Rd / Hillview / Ski Club)	\$0	\$0	\$0		\$300,000		\$300,000	\$0	\$300,000
3066SS	Sanitary Sewer - Rehabilitation Program	\$300,000	(\$24,153)	\$275,847				\$300,000	(\$24,153)	\$275,847
3078WS	Water Treatment Plant and Facilities Maintenance Program (On-going)	\$303,941	(\$85,550)	\$218,391				\$303,941	(\$85,550)	\$218,391
3080WS	Water Main Replacement, Reaming or Relining Program (On-going)	\$150,000	(\$125,372)	\$24,628				\$150,000	(\$125,372)	\$24,628
6000RD-ST	Design Work - Next Year's Projects (On-going)	\$52,000	(\$42,376)	\$9,624				\$52,000	(\$42,376)	\$9,624
6000SS-WS	Design Work - Next Year's Projects (On-going)	\$103,000	(\$1,033)	\$101,967				\$103,000	(\$1,033)	\$101,967
6001RD-ST	City Share of New Development Costs (On-going)	\$23,006	(\$246,019)	(\$223,013)		\$175,000		\$198,006	(\$246,019)	(\$48,013)
6001SS-WS	City Share of Development Costs (On-going)	\$0	(\$5,339)	(\$5,339)		\$120,000		\$120,000	(\$5,339)	\$114,661
6002FL	Public Works Vehicle & Equipment Replacement Program (On-going)	\$1,200,000	(\$872,917)	\$327,083				\$1,200,000	(\$872,917)	\$327,083
6002SS-WS	Public Works Vehicle & Equipment Replacement Program (On-going)	\$1,031,863	(\$339,204)	\$692,659				\$1,031,863	(\$339,204)	\$692,659
6003RD	Asphalt Resurfacing Program (On-going)	\$3,291,000	(\$2,911,208)	\$379,792				\$3,291,000	(\$2,911,208)	\$379,792
6003SS-WS	Asphalt Resurfacing Program (Water & Sanitary) (On-going)	\$206,000	(\$2,413)	\$203,587				\$206,000	(\$2,413)	\$203,587
6005RD-ST	Residential Street Rehab (On-going)	\$258,000	(\$290,045)	(\$32,045)				\$258,000	(\$290,045)	(\$32,045)
6009SL	Traffic Control Signal Upgrade (On-going)	\$85,000	(\$75,613)	\$9,387		\$70,000		\$155,000	(\$75,613)	\$79,387
6011RD	Bridge Rehab (On-going)	\$103,000	(\$30,428)	\$72,572				\$103,000	(\$30,428)	\$72,572
6039LB	North Bay Public Library Board (On-going)	\$163,025	(\$127,152)	\$35,873				\$163,025	(\$127,152)	\$35,873
6040SS	Digester Cleaning & Grit Removal (On-going)	\$283,212	(\$770)	\$282,442				\$283,212	(\$770)	\$282,442
6041SS	Sewage Plant & Pump Station Improvement Program (On-going)	\$309,000	(\$143,378)	\$165,622				\$309,000	(\$143,378)	\$165,622
6042WS	Hydrant & Water Valve Rehab Program (On-going)	\$155,000	(\$58,744)	\$96,256				\$155,000	(\$58,744)	\$96,256
6044WS	Unidirectional Flushing of City Watermains (On-going)	\$206,000	(\$148,477)	\$57,523				\$206,000	(\$148,477)	\$57,523
6045WS	Water Treatment Plant & Facilities Maintenance Program (On-going)	\$258,000	(\$3,765)	\$254,235				\$258,000	(\$3,765)	\$254,235
Total Surplus to other Capital Projects:										\$3,752,926

CITY OF NORTH BAY
SUMMARY OF CAPITAL PROJECT STATUS REPORTS, As At December 31, 2011

Pro#	Description	Current Activity			Future Funding Sources			Projected Overview			
		Completed Funding	Completed Expenditures	Current Balance	Approved Funding Pre-2011	Approved Funding 2011	Future Funding Authority	Other Funding Sources	Projected Total Funding	Projected Total Expenditures	Projected Surplus/ (Deficit)
Open On-Going Projects - Appendix C:											
2616RD	Street Reconstruction - McKeown Ave. Gormanville to Algonquin	\$6,314,064	(\$6,090,481)	\$223,583					\$6,314,064	(\$6,314,064)	\$0
2699GG	Administrative & Overhead Charges	\$2,060,021	(\$1,873,083)	\$186,938					\$2,060,021	(\$2,060,021)	\$0
2702WS	Airport Hill/CFB Reservoir Water System Upgrade & Expansion	\$8,400,000	(\$7,860,105)	\$539,895					\$8,400,000	(\$8,400,000)	\$0
2802RD	Bridge Reconstruction - Trout Lake Road (ONR overpass)	\$82,000	(\$62,433)	\$19,567			\$600,000	\$1,350,000	\$2,032,000	(\$2,032,000)	\$0
2803WS-SS	Cedar Heights Standpipe	\$900,000	(\$451,191)	\$448,809		\$1,200,000	\$2,250,000	\$11,250,000	\$15,600,000	(\$15,600,000)	\$0
2814WS	Water Meter Strategy Implementation	\$2,501,371	(\$214,038)	\$2,287,333				\$4,640,966	\$7,142,337	(\$7,142,337)	\$0
2825SL	Traffic Signals/Intersection (Pearce/Airport to Francis)	\$805,587	(\$236,008)	\$569,579		\$94,413		\$100,000	\$1,000,000	(\$1,000,000)	\$0
2825SS-WS	Intersection (Pearce/Airport to Francis) Improvements	\$750,000	(\$425,533)	\$324,467					\$750,000	(\$750,000)	\$0
2831ST	Francis Street Storm Outlet	\$1,135,000	(\$1,020,881)	\$114,119					\$1,135,000	(\$1,135,000)	\$0
2891TR	Transit - One Time Funding	\$807,356	(\$793,979)	\$13,377					\$807,356	(\$807,356)	\$0
2916GD	Landfill Site (Merrick) - Leachate Management - Cell 6 & Wells	\$1,600,000	(\$1,470,814)	\$129,186				\$200,000	\$1,800,000	(\$1,800,000)	\$0
2919RD-ST	Street Reconstruction - Pearce (Francis to Greenhill)	\$120,500	(\$64,409)	\$56,091			\$1,600,000		\$1,720,500	(\$1,720,500)	\$0
2919SS-WS	Street Reconstruction - Pearce (Francis to Greenhill)	\$200,000	(\$43,442)	\$156,558			\$1,100,000		\$1,300,000	(\$1,300,000)	\$0
2930RD	Traffic Signalized Pedestrian Crossings	\$200,000	(\$157,449)	\$42,551					\$200,000	(\$200,000)	\$0
2934ST	Chippewa Creek / Airport Heights Stormwater Retention	\$100,000	(\$92,075)	\$7,925			\$500,000		\$600,000	(\$600,000)	\$0
2937WS-SS	Asset Management Program/ Infrastructure Sustainability	\$750,000	(\$274,165)	\$475,835					\$750,000	(\$750,000)	\$0
2960GG	Systems Technology Program (on-going)	\$795,278	(\$711,567)	\$83,711	\$135,254				\$930,532	(\$930,532)	(\$0)
2961PK	Parking - Lot Maintenance and Improvement Program	\$239,864	(\$22,689)	\$217,175					\$239,864	(\$239,864)	\$0
2970RF	Arenas - Palangio/West Ferris Rehab Program (on-going)	\$550,000	(\$495,231)	\$54,769					\$550,000	(\$495,231)	\$54,769
2978PR	Parks-Trail & Supporting Hard Services Rehab Program (on-going)	\$150,000	(\$116,254)	\$33,746					\$150,000	(\$150,000)	\$0
3001RD	Lakeshore Dr. Bridge Reconstruction/Rehab over Lavase River-Study	\$100,000	(\$48,914)	\$51,086			\$1,166,667	\$2,333,333	\$3,600,000	(\$3,600,000)	\$0
3002RD	Hammond & Stanley St. Bridges - EA and Removal	\$50,000	(\$18,801)	\$31,199			\$200,000		\$250,000	(\$250,000)	\$0
3004RD-ST	Street Reconstruction - Main St. / Seymour St. / Ski Club	\$300,000	(\$232,873)	\$67,127				\$136,203	\$436,203	(\$436,203)	\$0
3005RD-ST	Street Reconstruction - Jane St. (Murray to Timmins) (Design)	\$180,000	(\$80,432)	\$99,568					\$180,000	(\$180,000)	\$0
3005SS-WS	Street Reconstruction - Jane St. (Murray to Timmins) (Design)	\$180,000	(\$51,098)	\$128,902					\$180,000	(\$180,000)	\$0
3008RD-ST	Heritage North Bay Parkland - Environmental Protection, Grading &	\$4,927,133	(\$6,135,940)	(\$1,208,807)				\$2,544,992	\$7,472,125	(\$7,472,125)	\$0
3013SL	Street Lighting Upgrades	\$1,314,333	(\$107,819)	\$1,206,514		\$1,085,667			\$2,400,000	(\$2,400,000)	\$0
3014SS-WS	Design Work - Next Year's Projects (On-going)	\$716,399	(\$512,609)	\$203,790					\$716,399	(\$716,399)	\$0
3015SS-WS	City Share of New Development Costs (Ongoing)	\$338,538	(\$282,852)	\$55,686					\$338,538	(\$338,538)	\$0
3027GG	System Technology Program (On-going)	\$371,934	(\$345,181)	\$26,753	\$191,000				\$562,934	(\$562,934)	\$0
3027SS-WS	Systems Technology Program (on-going)	\$90,000	(\$900)	\$89,100					\$90,000	(\$90,000)	\$0
3028PK	Parking - Vehicle & Equipment Replacement (on-going)	\$105,272	(\$62,750)	\$42,522					\$105,272	(\$105,272)	\$0
3033RF	Facilities - Park Building Rehabilitation (On-going)	\$250,000	(\$241,829)	\$8,171					\$250,000	(\$250,000)	\$0
3043PR	Parks - Long Term Needs Study (Cultural Plan)	\$90,000	(\$62,426)	\$27,574					\$90,000	(\$62,426)	\$27,574
3061SS	Sanitary Sewer Upsize - Main St. (Gormanville Rd. to Memorial Dr.)	\$100,000	(\$8,227)	\$91,773			\$5,000,000		\$5,100,000	(\$5,100,000)	\$0
3063WS	Street Reconstruction - Ski Club Road (Lakeside Dr. to Johnston Rd.)	\$815,369	(\$133,111)	\$682,258	\$584,631	\$800,000	\$1,800,000		\$4,000,000	(\$4,000,000)	\$0
3064WS	Water Main -Lakeshore(Phase I -Marshall to Jessops Creek)	\$200,000	(\$108,434)	\$91,566					\$200,000	(\$200,000)	\$0
3069WS	Drinking Water Quality Management Maintenance System (HANSEN)	\$582,854	(\$317,163)	\$265,691					\$582,854	(\$582,854)	\$0
3070SS	Sanitary Sewer-Inflow/Infiltration Reduction/Flow Monitoring	\$600,000	(\$159,698)	\$440,302					\$600,000	(\$600,000)	\$0
3071SS	Bulk Water / Septage Disposal	\$300,000	(\$288,503)	\$11,497					\$300,000	(\$300,000)	\$0
3102RD	Facilities Management - Roads	\$0	\$0	\$0			\$300,000		\$300,000	(\$300,000)	\$0
3103RD	Public Works Admin Building Roof Repairs	\$250,000	(\$127,952)	\$122,048					\$250,000	(\$250,000)	\$0
3104RD	Street Reconstruction - Ferguson St. (McIntyre to Chippewa)	\$0	(\$3,023)	(\$3,023)		\$300,000	\$6,600,000		\$6,900,000	(\$6,900,000)	\$0
3104SS-WS	Street Reconstruction - Ferguson St. (McIntyre to Chippewa)	\$0	\$0	\$0			\$3,400,000		\$3,400,000	(\$3,400,000)	\$0
3105RD	Street Reconstruction - Main St (Sherbrooke St to Overpass)	\$1,200,000	(\$2,119,649)	(\$919,649)			\$1,500,000		\$2,700,000	(\$2,700,000)	\$0
3105SS-WS	Street Reconstruction - Main St (Sherbrooke to Overpass)	\$1,745,580	(\$754,479)	\$991,101			\$254,420		\$2,000,000	(\$2,000,000)	\$0
3107RD	Trout Lake Road (Connaught to Giroux)	\$571,310	(\$6,310)	\$565,000			\$31,632	\$2,250,000	\$2,852,942	(\$2,852,942)	\$0
3707WS	Trout Lake Road (Connaught to Giroux)	\$0	\$0	\$0			\$200,000		\$200,000	(\$200,000)	\$0
3108GD	Landfill Site (Merrick) - Leachate Treatment	\$52,147	(\$45,241)	\$6,906		\$247,853	\$4,700,000		\$5,000,000	(\$5,000,000)	\$0
3110ST	Storm Water Management - Ski Club Relocation of Storm Sewer Outlet	\$0	\$0	\$0				\$350,000	\$350,000	(\$350,000)	\$0
3111FD	Fire Department Replacement of Emergency Generator	\$0	(\$4,980)	(\$4,980)		\$120,000			\$120,000	(\$120,000)	\$0
3113GG	City Wide Radio System Replacement	\$0	(\$7,879)	(\$7,879)		\$745,000			\$745,000	(\$745,000)	\$0
3114PR	Arenas - Multi-Use Recreational Feasibility Study	\$50,000	(\$1,003)	\$48,997				\$69,000	\$119,000	(\$119,000)	\$0
3115GG	City Hall - First Floor Renovations	\$290,000	(\$208,495)	\$81,505					\$290,000	(\$290,000)	\$0
3116SS	Premier Rd Sewer Extension (Jessop's Creek to Birchs Rd.)	\$1,000,000	(\$1,101,958)	(\$101,958)		\$100,000	\$1,000,000		\$2,100,000	(\$2,100,000)	\$0
3117SS	Sanitary Sewer - Rehab Program	\$300,000	(\$117,289)	\$182,711					\$300,000	(\$300,000)	\$0
3118SS	Sanitary Sewer Upgrades - South Block (Dury/McGaughey)	\$0	\$0	\$0			\$200,000		\$200,000	(\$200,000)	\$0

CITY OF NORTH BAY
SUMMARY OF CAPITAL PROJECT STATUS REPORTS, As At December 31, 2011

Pro#	Description	Current Activity			Future Funding Sources				Projected Overview		
		Completed Funding	Completed Expenditures	Current Balance	Approved Funding Pre-2011	Approved Funding 2011	Future Funding Authority	Other Funding Sources	Projected Total Funding	Projected Total Expenditures	Projected Surplus/ (Deficit)
3119WS	Watermain - Cathodic Protection Program	\$200,000	(\$2,368)	\$197,632					\$200,000	(\$200,000)	\$0
3201RD	Airport Industrial Land Servicing	\$0	(\$223,901)	(\$223,901)			\$3,000,000		\$3,000,000	(\$3,000,000)	\$0
3300RD	Bridge Reconstruction - John Street Bridge & Creek Rehab	\$565,000	(\$331,698)	\$233,302			\$4,000,000		\$4,565,000	(\$4,565,000)	\$0
3514SS	Hillview Trunk Rehab	\$0	\$0	\$0			\$4,000,000		\$4,000,000	(\$4,000,000)	\$0
6012RD	Downtown Roads Maintenance (On-going)	\$77,000	(\$3,533)	\$73,467					\$77,000	(\$77,000)	\$0
6014FD	Fire Department - Facilities Management Program (On-going)	\$90,000	(\$23,950)	\$66,050					\$90,000	(\$90,000)	\$0
6015FD	Fire Vehicle & Equipment Replacement Program (On-going)	\$546,000	(\$53,379)	\$492,621					\$546,000	(\$546,000)	\$0
6016RF	Arenas - Memorial Gardens Rehab Program (On-going)	\$200,000	(\$259,012)	(\$59,012)		\$45,000			\$245,000	(\$245,000)	\$0
6017RF	Arenas - Pete Palangio / West Ferris Rehab Program (On-going)	\$400,000	(\$272,457)	\$127,543					\$400,000	(\$400,000)	\$0
6018MR	Parks - Kings Landing & Marina Rehab Program (On-going)	\$250,000	(\$153,903)	\$96,097					\$250,000	(\$250,000)	\$0
6019PR	Facilities - Parks Building Rehab (On-going)	\$750,000	(\$126,824)	\$623,176					\$750,000	(\$750,000)	\$0
6020RF	Facilities - Recreation Facilities Rehab & Development (On-going)	\$275,000	(\$256,429)	\$18,571					\$275,000	(\$275,000)	\$0
6022PR	Parks - Park & Playground Rehab Program (On-going)	\$211,000	(\$33,648)	\$177,352					\$211,000	(\$211,000)	\$0
6023PR	Parks - Waterfront Rehab Program (On-going)	\$93,000	(\$77,270)	\$15,730					\$93,000	(\$93,000)	\$0
6025PR	City Hall Grounds Rehab Program (On-going)	\$0	(\$10,694)	(\$10,694)		\$88,000			\$88,000	(\$88,000)	\$0
6027PR	Parks - Trail & Supporting Hard Surfaces Rehab Program (On-going)	\$165,000	(\$4,115)	\$160,885					\$165,000	(\$165,000)	\$0
6028PR	Parks - Park Vehicle & Equipment Replacement Program (On-going)	\$350,000	(\$140,756)	\$209,244					\$350,000	(\$350,000)	\$0
6029PR	Parks - Aquatic Centre Rehab Program (On-going)	\$274,600	(\$215,449)	\$59,151		\$20,000			\$294,600	(\$294,600)	\$0
6030PK	Parking - Lot Maintenance & Improvement Program	\$160,000	(\$38,539)	\$121,461		\$140,000			\$300,000	(\$300,000)	\$0
6031AT	North Bay Jack Garland Airport	\$260,000	(\$180,909)	\$79,091					\$260,000	(\$260,000)	\$0
6033TR	Transit Coach Replacement Program (On-going)	\$0	(\$9,552)	(\$9,552)				\$952,788	\$952,788	(\$952,788)	\$0
6034GG	City Hall Building Rehab (On-going)	\$43,580	(\$33,366)	\$10,214		\$82,000			\$125,580	(\$125,580)	\$0
6035GG	System Technology Program (On-going)	\$0	(\$35,013)	(\$35,013)		\$567,000			\$567,000	(\$567,000)	\$0
6035SS-WS	System Technology Program (On-going)	\$0	(\$937)	(\$937)		\$93,000			\$93,000	(\$93,000)	\$0
6036OC	Capitol Centre (On-going)	\$200,000	(\$201,901)	(\$1,901)					\$200,000	(\$201,901)	(\$1,901)
6038PD	North Bay Police Services Board (On-going)	\$422,833	(\$315,847)	\$106,986					\$422,833	(\$422,833)	\$0
Open Project Totals		\$51,064,923	(\$39,179,095)	\$11,885,828	\$910,885	\$5,727,933	\$43,402,719	\$26,177,282	\$127,283,742	(\$127,203,300)	\$80,442
TOTAL OF ALL PROJECTS		\$113,483,262	(\$97,847,465)	\$15,635,797	\$910,885	\$6,392,933	\$43,402,719	\$26,177,282	\$190,410,699	(\$186,097,382)	\$4,313,317

Total Unfunded Commitments **\$7,303,818**

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-60

**BEING A BY-LAW TO STOP UP AND CLOSE
A PORTION OF THE UNOPENED BOURKE STREET ROAD ALLOWANCE
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 portion of the unopened Bourke Street Road Allowance, in a block McLaren Street, Jane Street and Harvey Street abutting Lot 49, Plan 77 and Lot 511, Plan 64 be closed and stopped up;

AND WHEREAS by Resolution No. 2012-138 passed on the 21st day of February, 2012, Council approved the closure of the unopened Bourke Street Road Allowance;

AND WHEREAS the unopened Bourke Street Road Allowance abutting Lot 49, Plan 77 and Lot 511, Plan 64 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 unopened Bourke Street Road Allowance, in a block McLaren Street, Jane Street and Harvey Street abutting Lot 49, Plan 77 and Lot 511, Plan 64 and designated as Parts 1 and 2 on Reference Plan 36R-13219 is hereby closed and stopped up.
2. 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 5TH DAY OF MARCH, 2012.

u READ A SECOND TIME IN OPEN COUNCIL THE 5TH DAY OF MARCH, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 19TH DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

ROAD 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 19th day of March, 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 unopened Bourke Street road allowance, in a block McLaren Street, Jane Street and Harvey Street, located in the City of North Bay as shown on the key map below and described as follows:

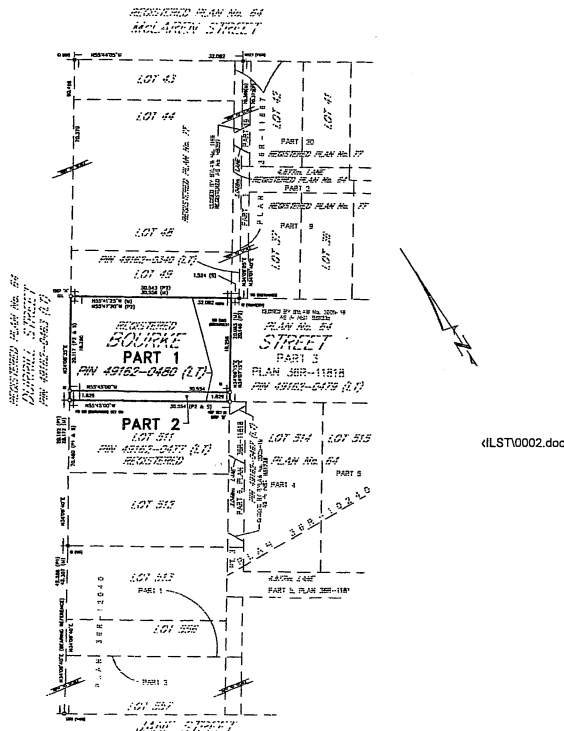
That portion of the unopened Bourke Street road allowance, in a block McLaren Street, Jane Street and Harvey Street, and bounded on the north by Lot 49, Plan 77 and on the south by Lot 511, Plan 64, designated as Parts 1 and 2, on Reference Plan 36R-13219, in the City of North Bay, in the Land Titles Division of Nipissing is to be closed and stopped up.

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 Council, 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 25th day of February, 2012.

Catherine Conrad
City Clerk



THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-59

**BEING A BY-LAW TO CONFIRM PROCEEDINGS
OF THE MEETING OF COUNCIL ON
FEBRUARY 21, 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 February 21, 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 5TH DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

CC READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 5TH DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-61

**A BY-LAW TO AUTHORIZE THE
FACILITIES MANAGEMENT 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 2012-116 at its Meeting held Tuesday, February 21, 2012, authorizing the Facilities Management Program, being 2012 Engineering, Environmental & Works' Capital Budget Project No. 3102RD, with a net debenture cost of \$100,000.00;

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

1. That the expenditure of \$100,000.00 for the Facilities Management Program for the following be hereby authorized:

Project Costs	\$ 95,000.00
Financing Cost	<u>5,000.00</u>
Net Amount to be Debentured	\$100,000.00

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 \$100,000.00 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 5TH DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-62

**A BY-LAW TO AUTHORIZE THE
FERGUSON STREET RECONSTRUCTION
(McINTYRE STREET TO CHIPPEWA STREET)**

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 2012-117 at its meeting held Tuesday, February 21, 2012, authorizing the Ferguson Street Reconstruction (McIntyre Street to Chippewa Street), being a 2012 Engineering, Environmental Services and Works Department Capital Budget Project No.3104RD, with a net debentured cost of \$1,500,000.00 and being a 2012 Water and Sanitary Sewer Capital Budget Project No. 3104WS at a net debenture cost of \$1,700,000.00.

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

1. That the expenditure of \$3,200,000.00 for the Ferguson Street Reconstruction (McIntyre Street to Chippewa Street), the following be hereby authorized:

Construction Contract Roads	\$1,425,000.00
Construction Contract Sewer & Water	1,615,000.00
Financing Costs	<u>160,000.00</u>
Net Amount to be Debentured	\$3,200,000.00
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 notes 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 \$3,200,000.00 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 cost of the works in the amount of \$1,700,000.00 be funded first from the water and sanitary sewer rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work.
5. 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 and shall be a charge against all rateable property in the Urban Service Area of The Corporation of the City of North Bay, to such an extent as the principal and interest payments are not recovered from the water and sanitary sewer rates.

READ A FIRST TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

cc

READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-63

**A BY-LAW TO AUTHORIZE THE
RESIDENTIAL STREET REHABILITATION 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 2012-118 at its meeting held Tuesday, February 21, 2012, authorizing the Residential Street Rehabilitation Program, being a 2012 Engineering, Environmental Services and Works Department Capital Budget Project No. 6053RD, with a net debentured cost of \$200,000.00 and being a 2012 Water and Sanitary Sewer Capital Budget Project No. 6053WS with a net debentured cost of \$266,000.00.

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

1. That the expenditure of \$466,000.00 for the Residential Street Rehabilitation Program, the following be hereby authorized:

Water and Sanitary Sewer Contract Costs	\$252,700.00
Road and Storm Sewer Contract Costs	190,700.00
Financing Costs	<u>23,300.00</u>
Net Amount to be Debentured	\$466,000.00

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 \$466,000.00 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 cost of the works in the amount of \$266,000.00 be funded first from the water and sanitary sewer rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work.
5. 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 and shall be a charge against all rateable property in the Urban Service Area of The Corporation of the City of North Bay, to such an extent as the principal and interest payments are not recovered from the water and sanitary sewer rates.

READ A FIRST TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

cc
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-64

**A BY-LAW TO AUTHORIZE
WATERMAIN REPLACEMENT
LAKESHORE DRIVE PROJECT**

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 2012-119 at its meeting held Tuesday, February 21, 2012, authorizing the Watermain Replacement Lakeshore Drive Project for the Engineering, Environmental & Works Department, being 2012 Water and Sanitary Sewer Capital Budget Project No.3208WS, with a net debenture cost of \$200,000.00;

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

1. That the expenditure of \$200,000.00 for the Watermain Replacement Lakeshore Drive Project for the following be hereby authorized:

Engineering Design Contract	\$190,000.00
Financing Costs	<u>10,000.00</u>
Net Amount to be Debentured	\$200,000.00

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 \$200,000.00 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 cost of the works in the amount of \$200,000.00 be funded first from the water and sanitary sewer rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work.
5. 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 and shall be a charge against all rateable property in the Urban Service Area of The Corporation of the City of North Bay, to such an extent as the principal and interest payments are not recovered from the water and sanitary sewer rates.

READ A FIRST TIME IN OPEN COUNCIL THIS 5th DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 5th DAY OF MARCH, 2012.

cc READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5th DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-65

**A BY-LAW TO AUTHORIZE
THE ASPHALT RESURFACING 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 2012-120 at its meeting held Tuesday, February 21, 2012, authorizing the Asphalt Resurfacing Program for the Engineering, Environmental & Works Department Project No. 6051RD, with a net debenture cost of \$2,300,000.00 and being a 2012 Water and Sanitary Sewer Capital Budget Project No. 6051WS, with a net debenture cost of \$212,000.00;

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

1. That the expenditure of \$2,512,000.00 for the Asphalt Resurfacing Program for the following be hereby authorized:

Construction Contract 6003RD	\$2,185,000.00
Construction Contract 6003SS/WS	201,400.00
Financing Costs	<u>125,600.00</u>
Net Amount to be Debentured	\$2,512,000.00

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 \$2,512,000.00 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 cost of the works in the amount of \$212,000.00 be funded first from the water and sanitary sewer rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work.
5. 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 and shall be a charge against all rateable property in the Urban Service Area of The Corporation of the City of North Bay, to such an extent as the principal and interest payments are not recovered from the water and sanitary sewer rates.

READ A FIRST TIME IN OPEN COUNCIL THIS 5th DAY OF MARCH, 2012.

a READ A SECOND TIME IN OPEN COUNCIL THIS 5th DAY OF MARCH, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5th DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-66

**A BY-LAW TO AUTHORIZE THE
TROUT LAKE RECONSTRUCTION PROJECT
(CONNAUGHT TO GIROUX)**

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 2012-121 at its meeting held Tuesday, February 21, 2012, authorizing the Trout Lake Reconstruction Project (Connaught to Giroux) being a 2012 Engineering, Environmental & Works Department Budget Project No. 3107RD, with a net debenture cost of \$450,000.00, and being a 2012 Water and Sanitary Sewer Capital Budget Project No.3107WS, with a net debenture cost of \$200,000.00;

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

1. That the expenditure of \$2,900,000.00 for the Trout Lake Reconstruction Project (Connaught to Giroux) for the following be hereby authorized:

Construction Costs 3107D	\$2,565,000.00	
Financing Costs	135,000.00	
Less: MTO Funding	(\$1,950,000.00)	
Contributions	<u>(\$300,000.00)</u>	
Net Debenture Costs	\$450,000.00	\$450,000.00
Construction Costs 3107WS	\$190,000.00	
Financing Costs	<u>10,000.00</u>	
Net Debenture Costs	\$200,000.00	<u>\$200,000.00</u>
Total Net Debenture Costs		\$650,000.00

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 \$650,000.00 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 cost of the works in the amount of \$200,000.00 be funded first from the water and sanitary sewer rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work.
5. 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 and shall be a charge against all rateable property in the Urban Service Area of The Corporation of the City of North Bay, to such an extent as the principal and interest payments are not recovered from the water and sanitary sewer rates.

READ A FIRST TIME IN OPEN COUNCIL THIS 5th DAY OF MARCH, 2012.

cc READ A SECOND TIME IN OPEN COUNCIL THIS 5th DAY OF MARCH, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5th DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-67

**A BY-LAW TO AUTHORIZE THE
LAKESHORE BRIDGE – LAVASE RIVER
STUDY AND REPAIRS 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 2012-122 at its Meeting held Tuesday, February 21, 2012, authorizing the Lakeshore Bridge – Lavase River Study and Repairs Program, being 2012 Engineering, Environmental & Works' Capital Budget Project No. 3001RD, with a net debenture cost of \$166,667.00;

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

1. That the expenditure of \$500,000.00 for the Lakeshore Bridge – Lavase River Study and Repairs Program for the following be hereby authorized:

Construction Contract	\$475,000.00
Financing Cost	25,000.00
Less: Third Party Funding	<u>(333,333.00)</u>
Net Amount to be Debentured	\$166,667.00

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 \$166,667.00 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 5TH DAY OF MARCH, 2012.

cc
READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-68

**A BY-LAW TO AUTHORIZE THE
MAIN STREET PROJECT
(SHERBROOKE TO OVERPASS)**

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 2012-123 at its meeting held Tuesday, February 21, 2012, authorizing the Main Street Project (Sherbrooke to Overpass) being a 2012 Engineering, Environmental & Works Department Budget Project No. 3105RD, with a net debenture cost of \$1,500,000.00 and being a 2012 Water and Sanitary Sewer Capital Budget Project No.3105WS, with a net debenture cost of \$400,000.00;

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

1. That the expenditure of \$1,900,000.00 for the Main Street Project (Sherbrooke to Overpass) for the following be hereby authorized:

Construction Contract Roads	\$1,425,000.00
Construction Contract Sewer and Water	380,000.00
Financing Costs	<u>95,000.00</u>
Net Amount to be Debentured	\$1,900,000.00

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 \$1,900,000.00 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 cost of the works in the amount of \$400,000.00 be funded first from the water and sanitary sewer rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work.
5. 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 and shall be a charge against all rateable property in the Urban Service Area of The Corporation of the City of North Bay, to such an extent as the principal and interest payments are not recovered from the water and sanitary sewer rates.

READ A FIRST TIME IN OPEN COUNCIL THIS 5th DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 5th DAY OF MARCH, 2012.

cc
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5th DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-69

**A BY-LAW TO AUTHORIZE
THE EXTENSION OF SANITARY SEWERS TO
PINWOOD PARK DRIVE AREA**

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 2012-124 at its meeting held Tuesday, February 21, 2012, authorizing the Extension of Sanitary Sewers to the Pinewood Park Drive Area for the Engineering, Environmental & Works Department, being 2012 Water and Sanitary Sewer Capital Budget Project No.3304SS, with a net debenture cost of \$2,500,000.00;

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

1. That the expenditure of \$4,750,000.00 for the Extension of Sanitary Sewers to the Pinewood Park Drive Area for the following be hereby authorized:

Construction Contract	\$4,500,000.00
Financing Costs	250,000.00
Less: Other Funding Sources (Property Owners)	<u>(2,250,000.00)</u>
Net Amount to be Debentured	\$2,500,000.00

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 \$2,500,000.00 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 cost of the works in the amount of \$2,500,000.00 be funded first from the water and sanitary sewer rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work.

5. 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 and shall be a charge against all rateable property in the Urban Service Area of The Corporation of the City of North Bay, to such an extent as the principal and interest payments are not recovered from the water and sanitary sewer rates.

READ A FIRST TIME IN OPEN COUNCIL THIS 5th DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 5th DAY OF MARCH, 2012.

cc

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5th DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-70

**A BY-LAW TO AUTHORIZE THE NORTH BAY JACK
GARLAND AIRPORT MAINTENANCE IMPROVEMENT 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 2012-125 at its Meeting held Tuesday, February 21, 2012, authorizing the North Bay Jack Garland Airport Maintenance Improvement Program, being 2012 Community Services' Capital Budget Project No. 6080AT, with a net debenture cost of \$300,000.00;

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

1. That the expenditure of \$300,000.00 for the North Bay Jack Garland Airport Maintenance Improvement Program for the following be hereby authorized:

Estimated Project Costs	\$280,452 00
Financing Costs	<u>19,548.00</u>
Net Amount to be Debentured	\$300,000.00

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 \$300,000.00 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 5TH DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

cc
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

AS.

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-71

BEING A BY-LAW TO AUTHORIZE THE ACQUISITION OF AN EASEMENT AND EXECUTION OF AN AGREEMENT BETWEEN THE CORPORATION OF THE CITY OF NORTH BAY AND JACK NORMAN AND HELEN NORMAN (RELATING TO AN EASEMENT IN GROSS FOR STORM WATER DEVELOPMENT)

WHEREAS the acquisition of an Easement and execution of an Agreement with Jack Norman and Helen Norman was approved by Resolution No. 2012-107 passed on the 6th day of February, 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 acquire an Easement from Jack and Helen Norman on Carmichael Drive.
2. That the Mayor and Clerk of The Corporation of the City of North Bay are authorized to execute the Memorandum of Agreement as approved by the City Solicitor and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THE 5TH DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THE 5TH DAY OF MARCH, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF MARCH, 2012.

MAYOR ALLAN MCDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-74

**BEING A BY-LAW TO AUTHORIZE THE
EXECUTION OF AN AGREEMENT WITH McQUAY
INTERNATIONAL RELATING TO COMPRESSOR
UPGRADES AT NORTH BAY CITY HALL**

WHEREAS the Agreement with McQuay international for upgrades to the compressor at North Bay City Hall was approved by Resolution No. 2012-127 passed by Council on the 21st day of February, 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 5th day of March, 2011 with McQuay International relating to the compressor upgrades at North Bay City Hall.

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 McQuay International and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

cc READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW No. 2012-55

RESIDENTIAL RENTAL HOUSING LICENSING BY-LAW

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THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-55

**BEING A BY-LAW TO PROVIDE FOR THE
LICENSING AND REGULATION OF RENTAL
UNITS IN THE CITY OF NORTH BAY**

WHEREAS subsection 5(3) of the *Municipal Act, 2001* S.O. 2001, c.25 provides that a municipal power shall be exercised by By-Law;

AND WHEREAS section 9 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other *Act*;

AND WHEREAS subsection 10(1) of the *Municipal Act, 2001* provides that a municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

AND WHEREAS subsection 10(2) of the *Municipal Act, 2001*, provides that a municipality may pass by-laws respecting: in paragraph 5, Economic, social and environmental well-being of the municipality; in paragraph 6, Health, safety and well-being of persons; in paragraph 7, Services and things that the municipality is authorized to provide under subsection (1); in paragraph 8, Protection of persons and property; in paragraph 11 Business Licensing;

AND WHEREAS subsection 151(1) of the *Municipal Act, 2001*, provides that, without limiting sections 9 and 10 of the Act, a municipality may: provide for a system of licences with respect to a business;

AND WHEREAS subsection 151(5) of the *Municipal Act, 2001*, provides that subsection 151(1) applies necessary modifications to a system of licences with respect to any activity, matter or thing for which a by-law may be passed under sections 9, 10 and 11 as if it were a system of licences with respect to a business;

AND WHEREAS the Council for The Corporation of the City of North Bay considers it necessary and desirable for the public to regulate the renting of residential premises for the purpose of protecting the health and safety of the persons residing in residential rental premises by ensuring that certain regulations are met, that the required essentials such as plumbing, heating and water are provided, for ensuring that the residential rental premises do not create a nuisance to the surrounding properties and neighbourhood and to protect the residential amenity, character and stability of residential areas;

AND WHEREAS section 34(3) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, permits a municipality to regulate the minimum and maximum density of development in the municipality or in the area or areas defined in a Zoning By-law;

AND WHEREAS section 23.2 of the *Municipal Act, 2001*, permits a municipality to delegate certain legislative and quasi-judicial powers;

AND WHEREAS subsection 391(1) of the *Municipal Act, 2001*, provides that a municipality may impose fees and charges on persons for services or activities provided or done by or on behalf of it.

AND WHEREAS section 444 of the *Municipal Act, 2001*, provides that the municipality may make an order requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to discontinue the contravening activity, and any person who contravenes such an order is guilty of an offence;

AND WHEREAS the Council of The Corporation of the City of North Bay passed Community Services Committee Report No. 2011-18 on August 15, 2011, to approve the adoption of a By-Law to provide for the licensing and regulation of Rental Units in the City of North Bay;

AND WHEREAS the Council of The Corporation of the City of North Bay passed Resolution No. 2012-77 on Monday, February 6, 2012, to provide amendments to the licensing and regulation of Rental Units in the City of North Bay;

AND WHEREAS it is deemed expedient to pass this By-Law;

NOW THEREFORE the Council of The Corporation of the City of North Bay enacts as follows:

1 INTERPRETATION

1.1 For the purposes of this By-Law:

"Apartment Building" means a building consisting of four or more dwelling units, which units have a common entrance from the street level and the occupants of which have the right to use, in common, halls, stairs, elevators, yards or any combination of the above;

"Applicant" means a person applying for a licence under this By-Law;

"Bedroom" means a room or area within a Rental Unit used, designed, equipped or intended for sleeping;

"Building" means any structure, whether temporary or permanent, used or built for the shelter, accommodation or enclosure of persons, animals or chattels, other than a lawful boundary wall or fence, and shall include any structure, wall, excavation, fence, swimming pool, awning or bin used for any of the said purposes is deemed a building;

"By-Law Enforcement Coordinator" means the By-Law Enforcement Coordinator of the City or a person delegated by him or her for the purposes of this By-Law;

"Chief Building Official" mean the person who may, from time to time, be appointed by Council to the position of Chief Building Official in conformity with the provisions of the *Ontario Building Code Act*, R.S.O. 1992, c. 23, and amendments thereto;

"City" means The Corporation of the City of North Bay;

"City Clerk" means the Clerk of The Corporation of the City of North Bay or a person delegated by him or her for the purposes of this By-Law;

"Converted Dwelling" means a building which has been altered by the creation of more dwelling units than existed originally, with each dwelling unit having its own sanitary facilities and cooking facilities;

"Council" means the Municipal Council of The Corporation of the City of North Bay;

"Dwelling Unit" means a suite of habitable rooms which:

- i) is in a building;
- ii) is used or intended to be used by one or more persons as a single, independent and separate household unit;
- iii) contains food preparation and sanitary facilities for the exclusive common use of the occupants, and;
- iv) has a means of egress directly to the outside of the building or structure in which it is located, which may be a means of shared egress with another residential unit.

"Fire Chief" means the Chief of North Bay Fire & Emergency Services of the City or a person delegated by him or her for the purposes of this By-Law;

"Gross Floor Area" means the sum of all floor areas above grade, except in the case of an apartment building where part of the area of the basement is used for a dwelling unit(s), in which case the said area constitutes part of the gross floor area measured between the internal faces of the exterior walls of the building at the level of each floor, including any part of the building above grade used for the storage or parking of motor vehicles, locker storage and laundry facilities, but excluding any part of the building used for mechanical purposes which are an integral part of the building;

"Inspectors" means:

- i) a member of the Fire Prevention Division of the Fire & Emergency Services of the City and includes the Fire Chief and any other member of the Fire & Emergency Services designated by the Fire Chief;
- ii) Chief Building Official;
- iii) Building Inspectors;
- iv) Property Standards Inspectors;
- v) Zoning Administrator; or
- vi) By-Law Enforcement Coordinator and any By-Law Enforcement Officers designated by the By-Law Enforcement Coordinator.

"Issuer of Licences" means a person appointed by the Council to issue the licences as set out in this By-Law;

"Landlord" includes:

- i) each owner of a Rental Unit; and
- ii) each person who permits occupancy of a Rental Unit.

"Licensee" means any person, corporation or partnership licensed under this By-Law;

"Lot" means any parcel of land with frontage on a road which is a separate parcel of record or is shown as a whole lot on a registered Plan of Subdivision, including any part of which is subject to an easement or right-of-way. (Section 44, By-Law No. 165-80);

"Medical Officer of Health" means the Medical Officer of Health for the North Bay Parry Sound District Health Unit or a person delegated by him or her for the purposes of this By-Law;

"Municipality" means the land within the geographic limit of the City of North Bay;

"Owner" includes:

- i) each person owner of a Rental Unit; and,
- ii) each person who permits occupancy of a Rental Unit.

"Person" includes:

- i) individuals;
- ii) corporations; and
- iii) partnerships.

"Rent" includes the amount of any consideration paid or required to be paid or given by or on behalf of a Tenant to a Landlord or the Landlord's agent for the right to occupy a Rental Unit and for any privilege, accommodation or thing that the Landlord provides for the Tenant in respect of the occupancy of the Rental Unit;

"Rental Area" means each Lot as depicted in Schedule "B" of this By-Law;

"Rental Property" includes each Building containing a Rental Unit and the Lot on which the Rental Unit is situated.

“Rental Unit” means a Building or part of a Building:

- i) consisting of one or more rooms;
- ii) containing toilet and cooking facilities;
- iii) designed for use as a single housekeeping establishment; and
- iv) used or intended for use as a rented residential premises.

“Tenant” includes a person who pays rent or provides services in lieu of paying rent, in return for the right to occupy a Rental Unit;

“Zoning Administrator” means the Zoning Administrator of the City or a person delegated by him or her for the purposes of this By-Law;

2 PROHIBITIONS

- 2.1 No person shall operate a Rental Unit without holding a current valid licence issued under the provisions of this By-Law.
- 2.2 No person shall hold himself, herself or itself out to be licensed under this By-Law if they are not.
- 2.3 No person shall contravene or fail to comply with a term or condition of his, her or its licence imposed under this By-Law.
- 2.4 No person shall operate a Rental Unit while the licence issued under this By-Law is under suspension.

3 SCOPE

- 3.1 As of January 1, 2012 this By-Law applies to the specified geographical area as shown on Schedule “B” of this By-Law for those properties that are zoned for low density residential use, which, for the purpose of this By-Law, are: “Residential First Density (R1)”, “Residential Second Density (R2)”, “Residential Third Density (R3)”, “Residential Multiple First Density (RM1)”, “Residential Multiple Second Density (RM2)”, or have a legal non-conforming use in a R1, R2, R3, RM1 or RM2 property according to the City’s Comprehensive Zoning By-Law No. 28-80, as amended.
- 3.2 This By-Law will be phased in according to the following schedule and as shown on Schedule “C” of this By-Law:

Remainder of Pinewood / Cedar Heights:	January 1 st 2013
West Ferris:	January 1 st 2013
Laurentian / Airport Heights:	January 1 st 2014
Central Business District/Old City:	January 1 st 2015
Circle Lake / Rural:	January 1 st 2016

- 3.3 This By-Law does not apply to:
 - 3.3.1 a “Housing Project” as that term is defined in the *Social Housing Reform Act, 2000*, S.O. 2000, c.27;
 - 3.3.2 an Apartment Building;
 - 3.3.3 a Rental Unit that is occupied by one (1) Tenant, in which no more than one (1) other Bedroom is occupied by a Tenant; or to
 - 3.3.4 a Rental Unit that is occupied by the owner of the Rental Unit as their sole residence and in which no more than two (2) bedrooms are occupied by Tenants.

4 ADMINISTRATION

- 4.1 The administration of this By-Law is assigned to the City Clerk who shall generally perform all of the administrative functions conferred upon him or her by this By-Law and without limitation may:
 - 4.1.1 receive and process all applications for all licences and renewals of licences under this By-Law;
 - 4.1.2 issue licences in accordance with the provisions of this By-Law;
 - 4.1.3 impose terms and conditions on licences in accordance with this By-Law; and,
 - 4.1.4 refuse to issue or renew a licence or revoke or suspend a licence in accordance with this By-Law.

5 APPLICATION FOR AND RENEWAL OF A LICENCE

- 5.1 Every application for a licence and renewal licence shall be made to the Issuer of Licences on the forms provided by the Issuer of Licences.
- 5.2 Without limitation, every application for a licence or a renewal shall include the following information:
 - 5.2.1 the name, municipal address and telephone number of each Landlord;
 - 5.2.2 the municipal address and legal description of the Rental Unit;
 - 5.2.3 if a Landlord is a corporation, the name, address and telephone number of each director and officer and shareholder;
 - 5.2.4 if a Landlord is a partnership, the name, address and telephone number of each partner;
 - 5.2.5 the number of bedrooms;
 - 5.2.6 a statement by each Landlord certifying the accuracy, truthfulness and completeness of the application; and
 - 5.2.7 each Landlord's signature or of any duly authorized Landlord's agents that would bind the Landlord.
- 5.3 Every person applying for a licence or renewal of a licence shall provide in full at the time the application is submitted, all of the information requested on the application form as well as:
 - 5.3.1 payment of the prescribed fee as set out in Schedule "A" of this By-Law;
 - 5.3.2 a copy of the transfer/deed evidencing a Landlord's ownership;
 - 5.3.3 if a Landlord is a corporation, a copy of:
 - 5.3.3.1 the Landlord's Articles of Incorporation; and
 - 5.3.3.2
 - 5.3.3.3 a corporate profile report issued by the Ontario Ministry of Consumer and Business Services;
 - 5.3.4 a floor plan of the Rental Unit, including, for each room, its dimensions and its proposed use;
 - 5.3.5 a maintenance plan identifying measures that the Landlord will implement for the purpose of complying with the City's Waste Management and Property Standards By-Laws;

- 5.3.6 a parking plan that complies with the City's Zoning By-Law, as amended, and that shows the location and dimensions of all parking spaces for vehicles on the Rental Property;
- 5.3.7 proof of placement of Insurance that:
 - 5.3.7.1 includes a limit of liability of not less than \$2,000,000.00 (two million dollars) per occurrence for property damage and bodily injury;
 - 5.3.7.2 identifies the proposed use as residential rental; and that
 - 5.3.7.3 requires that the Issuer of Licences be notified of any intended cancellation by the insurer no fewer than fifteen (15) days prior to such cancellation; and
- 5.3.8 a certificate issued by the Electrical Safety Authority (ESA) confirming that the Rental Property and its proposed use comply with the *Electrical Safety Code*, O. Reg. 164/99, and such further certificates as may be required by an Inspector.
- 5.4 Upon receipt of a completed application together with all accompanying documentation and the required Fee, the City will contact the applicant to schedule Fire, Building, Zoning and By-Law Enforcement inspections.
- 5.5 The Issuer of Licences may refuse an application for a licence or its renewal where any of the documents required by Sections 5.2 and 5.3 of this By-Law are incomplete or lacking in any way.
- 5.6 The Issuer of Licences may also refuse to accept an application for a licence where any of the documents required by Section 5.3 of this By-Law was issued prior to the sixtieth (60th) day preceding the date on which the application is submitted.

6 LICENCE ISSUANCE

- 6.1 Each licence shall include the following:
 - 6.1.1 The licence number;
 - 6.1.2 Date the licence was issued and the date it expires;
 - 6.1.3 The municipal address of the Rental Unit;
 - 6.1.4 The name, address and telephone number of each Landlord;
 - 6.1.5 Where a Landlord is a corporation: the name address and telephone number of each director and each officer of the Landlord or of their duly authorized agent; and
 - 6.1.6 Where a Landlord is a partnership: the name, address and telephone number of each partner.
- 6.2 A licence will only be issued upon the receipt of the following documentation:
 - 6.2.1 a statement from the City's Fire Chief or his designate confirming that the Rental Property has passed a Fire Inspection;
 - 6.2.2 a certificate issued by the Electrical Safety Authority (ESA) confirming that the Rental Property and its proposed use comply with the *Electrical Safety Code*, O. Reg. 164/99, and such further certificates as may be required by an Inspector;

- 6.2.3 a statement from the City's Chief Building Official or his designate confirming that the Rental Property and its proposed use comply with the *Building Code Act*, 1992 (Ontario) and its regulations;
 - 6.2.4 a statement from the City's Zoning Administrator or his designate confirming that the subject property is in conformity and compliance with the City's Zoning By-Law, No. 28-80, as amended; and
 - 6.2.5 a statement from the By-Law Enforcement Co-ordinator or his designate as to any noise By-Law convictions during the previous year at this location and comments thereon.
- 6.3 A licence issued under this By-Law shall be valid only for the period of time for which it was issued.
 - 6.4 Each licence shall only be valid for a two (2) year period from the date of issuance, unless suspended or revoked under Section 8.3.
 - 6.5 The issuance of a licence or renewal thereof under this By-Law is not intended and shall not be construed as permission or consent by the City for the Licensee to contravene or fail to observe or comply with any law of Canada, Ontario or any By-Law of the City.
 - 6.6 Every licence, at all times, is owned by and is the property of the City and is valid only in respect of the person and for the Rental Unit on the Rental Property named therein. A separate licence shall be required for each Rental Property.
 - 6.7 No licence issued under this By-Law may be sold, purchased, leased, mortgaged, charged, assigned, pledged, transferred, seized, distrained or otherwise dealt with.
 - 6.8 The Licensee shall notify the City Clerk of any change in ownership of the Rental Unit or Rental Property within seventy-two (72) hours of the completion of such change in ownership.
 - 6.9 Within seventy-two (72) hours of a change in ownership for a Dwelling Unit, the new owner shall provide the following information and documentation to the City Clerk in order to have a licence reissued:
 - 6.9.1 the name, municipal address and telephone number of each Landlord;
 - 6.9.2 a copy of the Transfer/Deed evidencing the new ownership;
 - 6.9.3 proof of placement of Insurance according to section 5.3.7 of this By-Law;
 - 6.9.4 a statement by each Landlord certifying no changes have been made to documents submitted according to sections 5.3.4, 5.3.5 and 5.3.6 of this By-Law;
 - 6.9.5 a statement by each Landlord certifying the Rental Unit conforms with section 7 of this By-Law; and
 - 6.9.6 each Landlord's signature or of any duly authorized Landlord's agent that would bind the Landlord.
 - 6.10 Following a change in ownership, a reissued licence under this By-Law shall be valid only for the period of time for which it was originally issued.
 - 6.11 Following a change in ownership of a Dwelling Unit, no fee shall be required to reissue a licence under this By-Law.
 - 6.12 All licence fees paid under this By-Law are non-refundable.

7 LICENCE CONDITIONS

- 7.1 No Landlord shall permit Rent to be collected except for a Rental Unit in respect of which a licence has been issued pursuant to this By-Law and except pursuant to the following conditions, each of which is a condition as a requirement of continuing to hold the licence.
- 7.1.1 Subject to paragraph 7.1.2, 7.1.3 and 7.1.4 of this By-Law, the number of bedrooms occupied by Tenants in the Rental Unit does not exceed five (5);
 - 7.1.2 No more than 40% of the Rental Unit's Gross Floor Area – Residential below the average elevation of the finished surface of the ground where it meets the exterior of the Building may be comprised of Bedrooms provided that each such Bedroom must have been constructed in accordance with and must comply with all applicable law;
 - 7.1.3 No room within the Rental Unit is used as a Bedroom except a Bedroom depicted in the licence;
 - 7.1.4 No more than 40% of the Gross Floor Area – Residential of the Rental Unit's ground floor may be comprised of Bedrooms;
 - 7.1.5 Each Tenant is a party to a written tenancy agreement with a Landlord;
 - 7.1.6 A Landlord does not directly or indirectly require or cause a Tenant to refuse or consent to lawful entry and inspection of a Rental Unit for the purpose of determining compliance with this By-Law;
 - 7.1.7 A Landlord notifies the Issuer of Licences in writing within two (2) days of any change to any information provided pursuant to section 5 and 6 of this By-Law;
 - 7.1.8 A legible copy of the licence is posted and maintained prominently and visibly within one (1) meter of the interior of the Rental Unit's main entrance door;
 - 7.1.9 A Landlord maintains insurance respecting the Rental Unit that:
 - 7.1.9.1 includes a limit of liability of not less than \$2,000,000.00 (two million dollars) per occurrence for property damage and bodily injury;
 - 7.1.9.2 identifies the use as residential rental; and
 - 7.1.9.3 requires that the Issuer of Licences be notified of any intended cancellation by the insurer no less than fifteen (15) days prior to such cancellation;
 - 7.1.10 The Landlord and the Rental Property comply with all applicable law including:
 - 7.1.10.1 the *Health Protection and Promotion Act* (Ontario) and its regulations, as amended;
 - 7.1.10.2 the *Electrical Safety Code*, O. Reg. 164/99, as amended;
 - 7.1.10.3 the *Building Code Act*, 1992 (Ontario) and its regulations, as amended;
 - 7.1.10.4 the City's Carbon Monoxide Alarm By-Law, as amended;
 - 7.1.10.5 the City's *Zoning By-Law*, as amended;

7.1.10.6 the City's *Property Standards By-Law*, as amended; and

7.1.10.7 the City's *Waste Management By-Law*, as amended.

7.1.11 No fine, administrative penalty or fee is owed to the City by any Landlord;

7.1.12 The Landlord and the Rental Property comply with the maintenance plan submitted pursuant to section 5.3.5 of this By-Law; and

7.1.13 No vehicle may be stopped or parked on any part of the Rental Property except within a parking space identified on the parking plan pursuant to section 5.3.6 of this By-Law.

8 POWERS OF THE ISSUER OF LICENCES

8.1 The power and authority to issue or renew a licence, refuse to issue or refuse to renew a licence, to cancel, revoke or suspend a licence, to impose terms and conditions, including special conditions, on a licence, are delegated to the City Clerk.

8.2 The City Clerk shall issue a licence or renew a licence where the requirements or conditions of this By-Law have been met.

8.3 The City Clerk may refuse to issue, refuse to renew or revoke or suspend a licence or impose a term or condition on a licence on the following grounds:

8.3.1 the conduct of the Applicant or Licencee, or any partner, officer, director, employee or agent of the Applicant or Licencee, affords reasonable cause to believe that the Applicant or Licencee will not carry on or engage in the operation of the Rental Unit in accordance with the law or with honesty or integrity;

8.3.2 there are reasonable grounds to believe that an application or other documents provided to the City Clerk by or on behalf of the Applicant or a Licencee contains a false statement;

8.3.3 an Applicant or Licencee is carrying on activities that are in contravention of this By-Law; or,

8.3.4 an Applicant or Licencee does not meet all of the requirements of this By-Law or that the Rental Unit or Rental Property does not comply with the provisions of this By-Law.

8.4 Notwithstanding any other provision of this By-Law, the City Clerk may impose terms and conditions on any licence at issuance, renewal or any time during the term of the licence, including special conditions, as are necessary in the opinion of the City Clerk to give effect to this By-Law.

8.5 Where the City Clerk is of the opinion that:

8.5.1 an application for a licence or renewal of a licence should be refused;

8.5.2 a reinstatement should not be made;

8.5.3 a licence should be revoked;

8.5.4 a licence should be suspended, or,

8.5.5 a term or condition of a licence should be imposed;

8.5.6 the City Clerk shall make that decision.

8.6 Where the City Clerk has made a decision under subsection 8.5, the City Clerk's written notice of that decision shall be given to the Applicant or the Licencee by regular mail to the last known address of that person and shall be deemed to

have been given on the third day after it is mailed. Service on a corporation can be affected by registered mail to the address of the corporation's registered head office.

- 8.7 The written notice to be given under subsection 8.6 shall:
- 8.7.1 set out the grounds for the decision;
 - 8.7.2 give reasonable particulars of the grounds;
 - 8.7.3 be signed by the City Clerk; and
 - 8.7.4 state that the Applicant or Licencee is entitled to a hearing by the Hearing Committee if the Applicant or Licencee delivers to the City Clerk, within ten (10) days after the notice in subsection 8.6 is served, and the appeal fee as set out in Schedule "A" of this By-Law.
- 8.8 Where no appeal is registered within the required time period, the decision of the City Clerk shall be final.
- 8.9 Despite subsection 8.7 where a licence is voluntarily surrendered by the Licencee for revocation, the City Clerk may revoke the licence without notice to the Licencee.

9 VARIANCE

- 9.1 The City of North Bay may authorize variances from this By-Law with respect to the number of Bedrooms if:
- 9.1.1 in the opinion of the City the general intent and purpose of this By-Law are maintained; and
 - 9.1.2 the single detached dwelling was originally constructed to contain more than the maximum number of bedrooms as permitted by this By-Law
- 9.2 Applications for variances shall be submitted to the Planning Department and shall be made by completing and submitting:
- 9.2.1 A written request to vary the By-Law with respect to the number of bedrooms;
 - 9.2.2 Documented proof of the original construction of the single detached dwelling, showing the original number of bedrooms;
 - 9.2.3 A completed License Application including such information as the applicant is required to provide under Section 5; and
 - 9.2.4 The full variance fees and application fees as set out on Schedule "A".
- 9.3 Where an application under Section 9.2 is incomplete, the Planning Department may refuse to accept the application. For the purpose of this section, an application is incomplete where it does not contain the information as set out in Section 9.2
- 9.4 All Variance requests shall be heard and determined by Council, unless Council delegates such approval. All decisions of Council or its delegate shall be considered final and binding.
- 9.4.1 Section 10, Hearings before the Hearing Committee does not apply for the purpose of a request for variance from the By-Law.

- 9.5 In considering the application for variance, the City shall have regard for:
- 9.5.1 special circumstances or conditions applying to the land, building or use referred to in the variance application;
 - 9.5.2 whether such special circumstance or conditions are pre-existing and not created by the Owner or applicant;
 - 9.5.3 whether the property that is subject of the variance application will negatively alter the character of the general area in which the property is located;
 - 9.5.4 that all applicable requirements under the *Ontario Building Code* and the *Electrical Safety Act* are being met; and
 - 9.5.5 Whether the Owner has submitted all other information and plans required under this By-Law to show strict compliance with this By-Law in all other respects.

10 HEARINGS BEFORE THE HEARING COMMITTEE

- 10.1 The power and authority to conduct hearings of appeals under this By-Law are hereby delegated to the Hearing Committee as set out in the City's Procedural By-Law.
- 10.2 The provisions of the *Statutory Powers Procedure Act*, R.S.O. 1990, c. S.22, except sections 17, 17.1 and 19, applies to all hearings conducted by the Hearing Committee under this By-Law.
- 10.3 When the Applicant or Licencee, who has been given written notice of the hearing, does not attend at the appointed time and place, the Hearings Committee may proceed with the hearing in his or her absence and the Applicant or Licencee shall not be entitled to any further notice of the proceeding.
- 10.4 At the conclusion of the hearing, the Hearing Committee may give its decision orally or in writing but in each case it shall provide its decision in writing, with reasons, within thirty (30) days of the hearing to the Applicant or Licencee and the Issuer of Licences.
- 10.5 The Hearing Committee may uphold or vary the decision of the Issuer of Licences or make any decision that the Issuer of Licences was entitled to make in the first instance.
- 10.6 The decision of the Hearing Committee is final.
- 10.7 Notwithstanding anything in this By-Law to the contrary, where an Applicant or Licencee appeals against or requests a review of a decision concerning a Rental Housing licence, no decision in the appeal or review shall be made unless each Owner of a Lot situated within thirty (30) meters of the Rental Property subject of the appeal or review has been given no fewer than seven (7) days notice of the hearing of the appeal or review and has been given an opportunity to be heard at the hearing of the appeal or review which hearing shall be open to the public.

11 ENFORCEMENT

- 11.1 Inspectors, acting under the Fire Chief's, Chief Building Official's, Zoning Administrator's or By-Law Enforcement Coordinator's instructions, may enforce this By-Law.
- 11.2 Subject to section 437 of the *Municipal Act, 2001*, as to entry of dwelling units, the Inspector may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether or not:
- 11.2.1 this By-Law is being complied with;

- 11.2.2 a direction or order of the City made pursuant to the *Municipal Act, 2001*, or any successor thereof or made pursuant to a By-Law of the City is being complied with;
 - 11.2.3 a condition of a licence issued under a By-Law of the City is being complied with; or
 - 11.2.4 an order made pursuant to Section 431 of the *Municipal Act, 2001*, which prohibits the continuation or repetition of an offence is being complied with.
- 11.3 An Inspector may for the purpose of an inspection:
- 11.3.1 require the production for inspection of documents or things relevant to the inspection;
 - 11.3.2 inspect or remove documents or things relevant to the inspection for the purpose of making copies or extracts;
 - 11.3.3 acquire information from any person concerning a matter related to the inspection; and
 - 11.3.4 alone or in conjunction with a person possessing special or expert knowledge, make examinations or take test samples or photographs necessary for the purpose of the inspection.
- 11.4 The Inspector may undertake inspections pursuant to orders which are made pursuant to section 438(2) of the *Municipal Act, 2001*.
- 11.5 No person shall hinder or obstruct, or attempt to hinder or obstruct, any person who is exercising a power or performing a duty under this By-Law, including carrying out an inspection.

12 PENALTIES

- 12.1 Any person who contravenes any provision of this By-Law is guilty of an offence and on conviction is liable to a fine, penalty or order as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P.33, or in the *Municipal Act, 2001*, S.O. 2001, c.25, as amended or any successor thereof.
- 12.2 A director or officer of a corporation who knowingly concurs in the contravention of any provision of this By-Law is guilty of an offence.
- 12.3 A person convicted under this By-Law is liable to a maximum fine of \$25,000.00 upon a first conviction and a maximum fine of \$50,000.00 for any subsequent conviction.
- 12.4 Despite section 12.3, where the person convicted is a corporation, the corporation is liable to a maximum fine of \$50,000.00 upon a first conviction and a maximum fine of \$100,000.00 for any subsequent conviction.
- 12.5 If this By-Law is contravened and a conviction entered, in addition to any other remedy and to any penalty imposed by this By-Law, the court in which the conviction has been entered and any court of competent jurisdiction thereafter may make an order:
- 12.5.1 prohibiting the continuation or repetition of the offence by the person convicted; and
 - 12.5.2 requiring the person convicted to correct the contravention in the manner and within the period that the court considers appropriate.

13 ADMINISTRATIVE PENALTIES

- 13.1 Each person who contravenes any provision of this By-Law shall, upon issuance of a penalty notice in accordance with this section 13, be liable to pay to the City an administrative penalty in the amount of \$250.00.
- 13.2 An Inspector who finds that a person has contravened any provision of this By-Law may issue a penalty notice addressed to the person.
- 13.3 The penalty notice shall be given to the person to whom or to which it is addressed as soon as is reasonably practicable and shall include the following information:
- 13.3.1 Particulars of the contravention;
 - 13.3.2 The amount of the administrative penalty;
 - 13.3.3 Information respecting the process by which the person may exercise the person's right to request a review of the administrative penalty; and
 - 13.3.4 A statement advising that an administrative penalty will, unless cancelled or reduced pursuant to the review process, constitute a debt of the person to the City.
- 13.4 No Inspector may accept payment of an administrative penalty.
- 13.5 A person who receives a penalty notice may request a review of the administrative penalty by the Hearing Committee in accordance with this paragraph 13.5.
- 13.5.1 The person's right to request a review expires on the tenth (10th) day after the penalty notice is given to the person.
 - 13.5.2 The person's right to request that the Hearing Committee extend the time to request a review expires on the twentieth (20th) day after the penalty notice is given to the person at which time the administrative penalty shall be deemed to be affirmed.
 - 13.5.3 The person shall be given seven (7) days notice of the date, time and place of the hearing of a review request under clause 13.5.1 or an extension request under clause 13.5.2.
 - 13.5.4 The Hearing Committee shall not make a determination with respect to a review request under clause 13.5.1 or an extension request under clause 13.5.2 unless the Hearing Committee has given to the Licencee, the Issuer of Licences and the Inspector who issued the penalty notice an opportunity to be heard.
 - 13.5.5 The Hearing Committee may affirm the administrative penalty or extend the time to request a review of an administrative penalty.
 - 13.5.6 The Hearing Committee may cancel or reduce the administrative penalty or may extend the time for payment of the administrative penalty only where the Hearing Committee is satisfied that doing so would maintain the general intent and purpose of this By-Law and that:
 - 13.5.6.1 there is reason to doubt that the person contravened this By-Law;
 - 13.5.6.2 the person took all reasonable steps to prevent the contravention; or that
 - 13.5.6.3 the cancellation, reduction or extension of the time for payment is necessary to relieve undue financial hardship.

- 13.5.7 The decision of a Hearing Committee is final and not subject to review including review by any Court.
- 13.5.8 The Issuer of Licences may at any time cancel, reduce or extend the time for payment of an administrative penalty, including the cancellation or reduction of any late payment fee imposed pursuant to paragraph 13.5.12 of this By-Law where he or she is satisfied that doing so would maintain the general intent and purpose of this By-Law.
- 13.5.9 An administrative penalty that is deemed to be affirmed pursuant to clause 13.5.2 or that is affirmed or reduced or in respect of which the time for payment has been extended pursuant to clause 13.5.5 or paragraph 13.5.6 constitutes a debt to the City of each person to whom or to which the penalty notice was given.
- 13.5.10 Where a person has paid an administrative penalty that is then cancelled or reduced pursuant to clause 13.5.5 or paragraph 13.5.6, the City shall refund the amount cancelled or reduced.
- 13.5.11 Where an administrative penalty is paid within fifteen (15) days after the date that it becomes due and payable, no person to whom the penalty notice was given shall be liable for an offence in respect of the contravention described in the penalty notice.
- 13.5.12 Where an administrative penalty is not paid within fifteen (15) days after the date that it becomes due and payable, each person to whom the penalty notice was given shall pay to the City a late payment administrative fee pursuant to Schedule "A" of this By-Law.

14 MISCELLANEOUS

- 14.1 This By-Law may be referred to as the "Residential Rental Housing Licensing By-Law".
- 14.2 This By-Law shall not be construed to reduce or mitigate any restrictions or regulations lawfully imposed by the City or by any governmental authority having jurisdiction to make such restrictions or regulations.
- 14.3 If there is a conflict between a provision of this By-Law and a provision of any other City By-Law, the provision that establishes the higher standard shall apply.
- 14.4 By-Law 2011-184 is hereby repealed.
- 14.5 This By-Law comes into force upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THE 5TH DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THE 5TH DAY OF MARCH, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

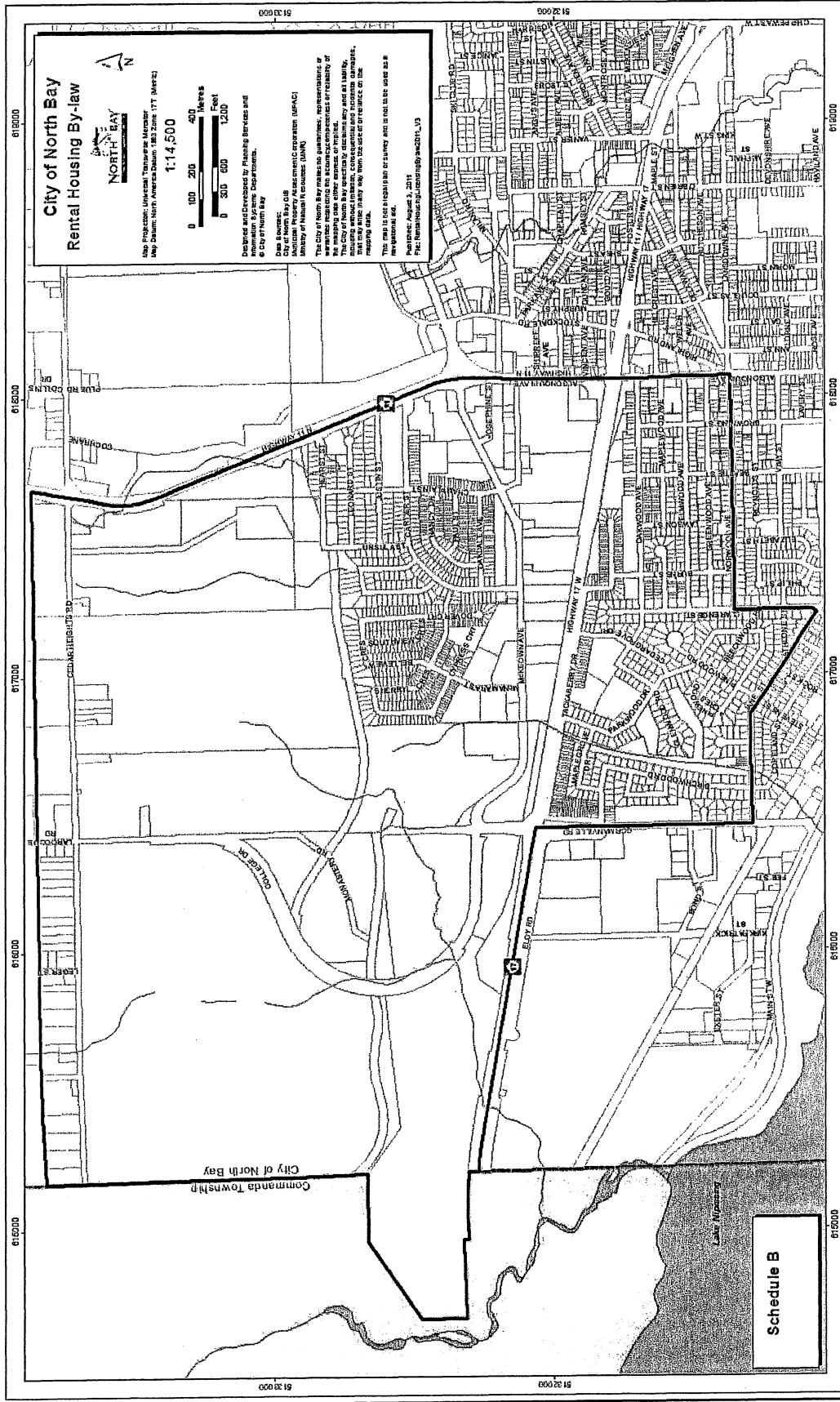
CITY CLERK CATHERINE CONRAD

**THIS IS SCHEDULE "A" TO BY-LAW 2012-55
OF THE CORPORATION OF THE CITY OF NORTH BAY**

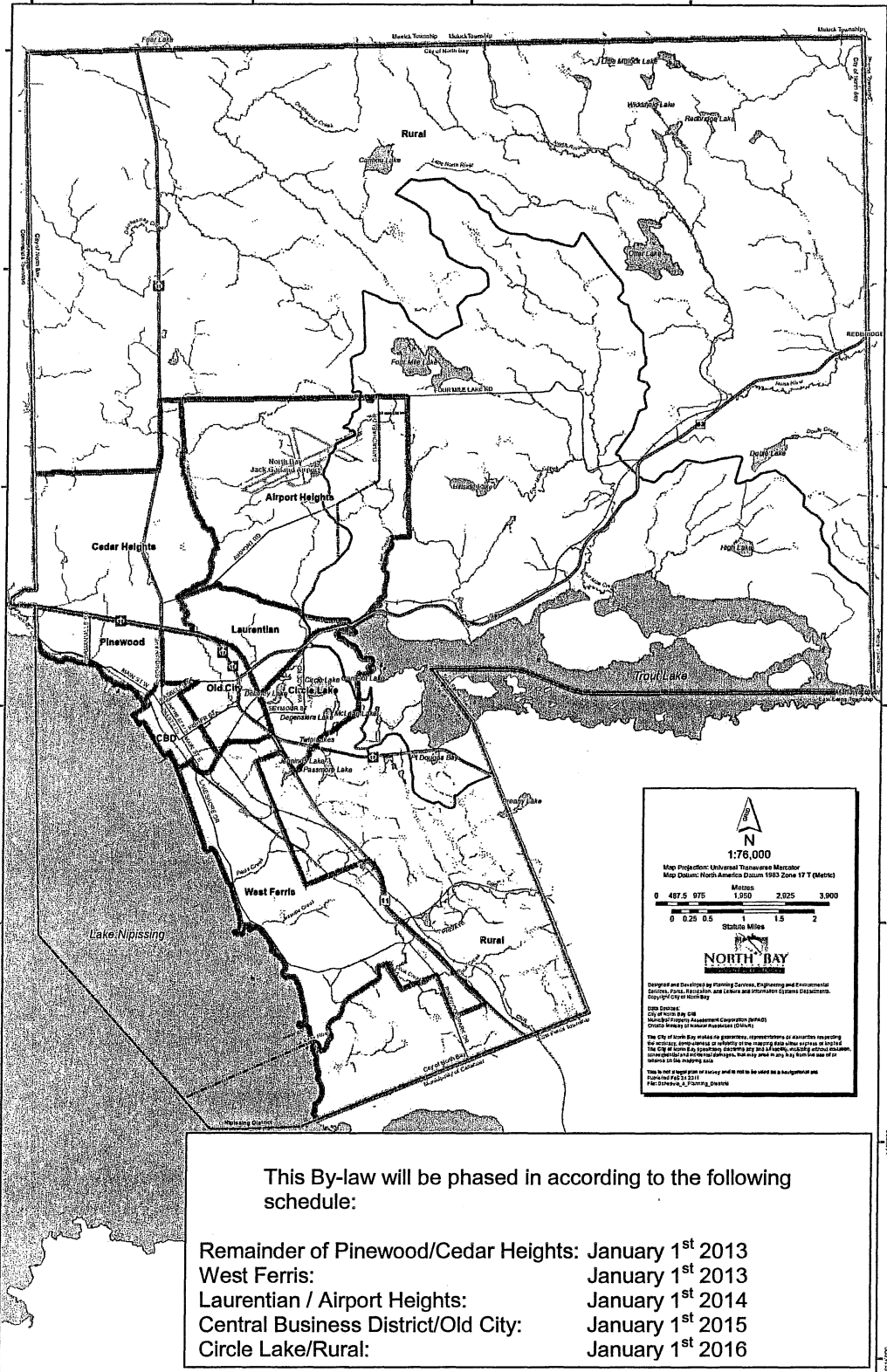
FEES

Licence Fee for a licence for each Rental Property	\$ 300.00
Licence Renewal Fee for each licence renewed under this By-law	\$ 300.00
Late Payment Fee	\$ 25.00
Appeal Fee	\$ 50.00
Variance Application Fee	\$ 300.00

**THIS IS SCHEDULE "B" – APPLICABLE AREA TO BY-LAW 2012-55
OF THE CORPORATION OF THE CITY OF NORTH BAY**



**THIS IS SCHEDULE "C" – PHASE IN AREA TO BY-LAW 2012-55
OF THE CORPORATION OF THE CITY OF NORTH BAY**



This By-law will be phased in according to the following schedule:

Remainder of Pinewood/Cedar Heights: January 1st 2013
 West Ferris: January 1st 2013
 Laurentian / Airport Heights: January 1st 2014
 Central Business District/Old City: January 1st 2015
 Circle Lake/Rural: January 1st 2016

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-72

**BEING A BY-LAW TO AUTHORIZE THE
EXECUTION OF A CONDOMINIUM AGREEMENT
BETWEEN THE CORPORATION OF THE CITY OF
NORTH BAY AND 40 JUDGE DEVELOPMENT
CORP. AND THE ROYAL BANK OF CANADA
RELATING TO SHORE HAVEN TERRACE**

WHEREAS the Condominium Agreement with 40 Judge Development Corp. and the Royal Bank of Canada for Shore Haven Terrace was approved by Resolution No. 2012-49 passed by Council on the 23rd day of January, 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 a Condominium Agreement dated the 23rd day of January, 2012 with 40 Judge Development Corp. and the Royal Bank of Canada relating to Shore Haven Terrace.

2. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Condominium Agreement between The Corporation of the City of North Bay and 40 Judge Development Corp. and the Royal Bank of Canada and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH, 2012.

cc.
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF MARCH, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD