

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD TUESDAY, MAY 24th, 2011**

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

PUBLIC PRESENTATION:

Nil

CORRESPONDENCE:

2125069 Ontario Inc. re Request for Reduction in Tipping Fees (391)

REPORTS FROM OFFICERS:

Burke, M.	re Merrick Landfill Methane Project	(385)
Burke, M.	re Dividend in Kind from North Bay Hydro Services Limited	(389)
Euler, D.	re Speed Reduction – Lakeshore Dr. near Steve Omischl Sports Field Complex	(388)
Lang, A.	re Tender 2011-04, Asphalt Resurfacing Program	(390)
Karpenko, M.	re Capital & Operating Budget System	(386)
Korell, A.	re Request for Reduction in Tipping Fees - 2125069 Ontario Inc.	(391)
Rochefort, L.	re Fire Protection Agreement – Nipissing First Nation	(387)

Res. #2011-381: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis
That minutes for the public meeting held on:

- Monday, May 9, 2011

be adopted as presented.

"CARRIED"

Res. #2011-382: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis
That minutes for the closed meeting held on:

- Monday, May 16, 2011

be adopted as presented.

"CARRIED"

Res. #2011-383: Moved by Councillor Chirico, seconded by Councillor Koziol
That accounts totaling \$8,645,442.34 for April 2011 be approved.

"CARRIED"

Res. #2011-384: Moved by Councillor Koziol, seconded by Councillor Anthony
That accounts totaling \$2,000.31 for April 2011 be approved.

Councillor Chirico declared a conflict of interest as he is employed by The Royal Bank of Canada.

"CARRIED"

Res. #2011-385: Moved by Councillor Chirico, seconded by Councillor Koziol
 That Council authorize a loan from the City of North Bay to North Bay Hydro Distribution Limited for the development of the Merrick Landfill Methane Gas Generation Project for a principal amount of \$4,800,000.00, with interest at the Infrastructure Canada rate to be advanced on the basis of progress payments from June 1, 2011 to April 28, 2012, with interest incurred on the interim advances, added to the principal amount, such loan to be by way of a Promissory Note, payable on demand, until such time as the final amounts are known, at which time, the loan shall be amortized over a period of twenty (20) years on the basis of the full principal amounts and an interest rate of 4.9% per annum.

“CARRIED”

Res. #2011-386: Moved by Councillor Chirico, seconded by Councillor Koziol
 That City Council approve Questica Inc. for supply and installation of a Capital/Operating Budget Software System. The service includes an annual maintenance agreement. The value of the supply and installation is estimated at \$59,727.00 (taxes excluded).

“CARRIED”

Res. #2011-387: Moved by Councillor Chirico, seconded by Councillor Koziol
 That Council approve and execute a Fire Protection Service Agreement with Nipissing First Nation for residential and commercial (owned and leased) properties at a flat rate of \$68,000.00 with annual inflationary increases of 1.72%.

“CARRIED”

Res. #2011-388: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
 That Schedule 10 to Traffic & Parking By-Law No. 2002-01 be amended to reduce the speed limit on Lakeshore Drive as follows:

Traffic & Parking By-Law No. 2002-01 “Speed Limits - Section 15A”:

Delete 9 and 10 and insert in lieu thereof:

<u>Road</u>	<u>Between</u>	<u>Kilometers Per Hour</u>
9. Lakeshore Drive	Jessups Creek and Barley Road	60 km/hr.
10. Lakeshore Drive	40 metres east of Kate Pace Way and Highway #11	60 km/hr.

“CARRIED”

Res. #2011-389: Moved by Councillor Chirico, seconded by Councillor Koziol
 That Council accept the \$409,091.00 dividend in kind for internet fibre connection service from the Ontario Northland Transportation Commission generated by the Services Company sale of the Dark Fibre Hydro business to the Ontario Northland Transportation Commission.

“CARRIED”

Res. #2011-390: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
 That City Council approve a contract be awarded to Pioneer Construction Inc., in the estimated amount of \$3,939,635.44 (HST included), for the rehabilitation and/or construction of 6 kilometers of various urban roads within the City of North Bay.

“CARRIED”

Res. #2011-391a: Moved by Councillor Vrebosch-Merry, seconded by Councillor Anthony
That the report from Alan Korell dated May 19, 2011 re Nord Fibre – Freezing 2010 Tipping Fees be referred to the Engineering & Works Committee.

Councillor Chirico declared a conflict of interest as 2125069 Ontario Inc. is a client of his employer, The Royal Bank of Canada.

“LOST”

Res. #2011-391b: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That the request from 2125069 Ontario Inc. to freeze 2010 tipping fees at the Merrick Landfill Site for demolition waste generated from the NordFibre site located at 500 Eloy Road at \$71/tonne be approved subject to the following conditions:

- that 1) the special tipping fee of \$71 per tonne be frozen until December 31, 2011 for this project only;
- 2) the reduced tipping fee only apply to waste materials generated through demolition activities from the NordFibre site;
- 3) the special handling fee applied to processing asbestos (\$200/load) not be waived;
- 4) acceptance is conditional that the owner is compliant with all applicable Federal, Provincial and Municipal regulations pertaining to demolition and transportation of waste materials from the NordFibre demolition site; and
- 5) the owner provide the City with a copy of its recycling plan prior to project initiation at which time staff be authorized to negotiate final tipping fee rates of not less than \$71 per tonne.

Councillor Chirico declared a conflict of interest as 2125069 Ontario Inc. is a client of his employer, The Royal Bank of Canada.

“CARRIED”

Res. #2011-392: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-laws be read a first and second time:

By-Law No. 2011-74 to amend By-Law No. 1977-144, being a by-law to designate an Improvement Area to be known as the Downtown Improvement Area and to establish a Board of Management (to revise the maximum charges).

By-Law No. 2011-75 to provide for the levy and collection of special charges in respect of certain Business Improvement Areas.

“CARRIED”

Res. #2011-393: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-laws be read a third time and passed:

By-Law No. 2011-74 to amend By-Law No. 1977-144, being a by-law to designate an Improvement Area to be known as the Downtown Improvement Area and to establish a Board of Management (to revise the maximum charges).

By-Law No. 2011-75 to provide for the levy and collection of special charges in respect of certain Business Improvement Areas.

“CARRIED”

Res. #2011-394: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a first and second time:

By-Law No. 2011-123 to authorize User Fees for City departments.

Mayor McDonald declared a conflict of interest as one of his teams sells sign space.

“CARRIED”

Res. #2011-395: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

By-Law No. 2011-123 to authorize User Fees for City departments.

Mayor McDonald declared a conflict of interest as one of his teams sells sign space.

“CARRIED”

Res. #2011-396: Moved by Councillor Koziol, seconded by Councillor Anthony
That the following by-law be read a first and second time:

By-Law No. 2011-133 to execute an Assignment Agreement and Direction between Castle Arms Non-Profit Apartment Corporation, the Royal Bank of Canada and the District of Nipissing Social Services Administration Board relating to a Municipal Housing Facility.

Councillor Chirico declared a conflict of interest as he is employed by The Royal Bank of Canada.

“CARRIED”

Res. #2011-397: Moved by Councillor Koziol, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

By-Law No. 2011-133 to execute an Assignment Agreement and Direction between Castle Arms Non-Profit Apartment Corporation, the Royal Bank of Canada and the District of Nipissing Social Services Administration Board relating to a Municipal Housing Facility.

Councillor Chirico declared a conflict of interest as he is employed by The Royal Bank of Canada.

“CARRIED”

Res. #2011-398: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a first and second time:

By-Law No. 2011-134 to execute an Agreement with Union Gas relating to a Pipeline Easement on Stanley Street.

“CARRIED”

Res. #2011-399: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

By-Law No. 2011-134 to execute an Agreement with Union Gas relating to a Pipeline Easement on Stanley Street

“CARRIED”

Res. #2011-400: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

By-Law No. 2011-129 to authorize User Fees for North Bay Fire & Emergency Services.

Councillor Koziol declared a conflict of interest as her Property Management Business is directly impacted by User Fees.

“CARRIED”

Res. 2011-401: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:
By-Law No. 2011-129 to authorize User Fees for North Bay Fire & Emergency Services.

Councillor Koziol declared a conflict of interest as her Property Management Business is directly impacted by User Fees.

“CARRIED”

Res. 2011-402: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-laws be read a first and second time:
By-Law No. 2011-130 to regulate Open Air Burning in the City of North Bay.
By-Law No. 2011-132 to execute an Agreement with Research Dimensions Ltd. relating to a Tourism Charter Flight Development Feasibility Study & Market Research.

“CARRIED”

Res. 2011-403: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-laws be read a third time and passed:
By-Law No. 2011-130 to regulate Open Air Burning in the City of North Bay.
By-Law No. 2011-132 to execute an Agreement with Research Dimensions Ltd. relating to a Tourism Charter Flight Development Feasibility Study & Market Research.

“CARRIED”

Res. 2011-404: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That the following by-laws be read a first and second time:
By-Law No. 2011-128 to amend By-Law No. 2010-108, being the Waste Management By-Law.
By-Law No. 2011-131 to execute an Agreement with A & G The Road Cleaners relating to street sweeping services.

“CARRIED”

Res. 2011-405: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That the following by-laws be read a third time and passed:
By-Law No. 2011-128 to amend By-Law No. 2010-108, being the Waste Management By-Law.
By-Law No. 2011-131 to execute an Agreement with A & G The Road Cleaners relating to street sweeping services.

“CARRIED”

Res. #2011-406: 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 7:18 p.m. for the following reasons:
Item #11, being the proposed lease of lands by the municipality.

“CARRIED”

Councillor Maroosis did not reconvene.

Res. #2011-407: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council reconvene at 7:33 p.m.

“CARRIED”

Res. #2011-408: Moved by Councillor Vaillancourt, seconded by Councillor Anthony
That this Regular Meeting of Council do now adjourn at 7:33 p.m.

“CARRIED”

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD