



Council

Agenda

**Regular Meeting of Council
May 22, 2012
at 7:00 p.m.**

MEETINGS

**FOR THE WEEK OF
MAY 22ND, 2012**

Tuesday, May 22, 2012

6:00 p.m.

Committee Meeting of Council
Council Chambers, 2nd Floor

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
TUESDAY, MAY 22ND, 2012**

PUBLIC PRESENTATIONS:

PUBLIC MEETING MINUTES:

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

Monday, May 14, 2012

COMMITTEE REPORTS:

CORRESPONDENCE:

1. Report from Angela Cox dated May 10, 2012 re 2012-2014 Commercial Water and Sewage Rates for dispensing of bulk water and septage disposal at the new facility on Patton Road (E00/2012/RATES/PATTONRD).
2. Report from Paul Valenti dated May 15, 2012 re Tender No. 2012-29, Marina and Marathon Beach Boardwalk Replacement (F05/2012/PARKS/6072PR).
3. Report from Paul Valenti dated May 15, 2012 re Request for Proposal No. 2012-25, Lee Park Maintenance Building (F05/2012/PARKS/6068PR).
4. Report from Paul Valenti dated May 15, 2012 re Request for Proposal No. 2012-10, McIntyre Street Parking Garage Engineering Services (F05/2011/PARKI/6030PK).
5. Report from Rhéaume Bellehumeur dated May 11, 2012 re Capital Budget Project No. 6070PR, Steve Omischl Sports Field Complex Rehabilitation & Development Program (F05/2012/PARKS/6070PR).
6. Report from Dorothy Carvell dated May 15, 2012 re 2012 Transit Capital Program Allocation (F05/2012/TRANS/6081TR).

BY-LAWS FOR CONSIDERATION:

General Government - First, second and third readings:

By-Law No. 2012-95 to provide for the levy and collection of special charges in respect to certain Business Improvement Areas.

By-Law No. 2012-125 to adopt optional tools for 2012 for the purposes of administering limits for the commercial, industrial and multi-residential property classes Tax Capping Program.

By-Law No. 2012-126 to adopt optional tools for 2012 for the purposes of administering limits for eligible properties in the commercial, industrial and multi-residential property classes (new construction).

By-Law No. 2012-127 to establish decrease limits for certain property classes for 2012.

By-Law No. 2012-135, being a by-law to amend Development Charges By-Law No. 2009-252.

By-Law No. 2012-137 to stop up and close parts of Second Avenue Diversion, Plan 21, abutting Front Street.

By-Law No. 2012-138 to confirm proceedings of the Meeting of Council on May 14, 2012.

By-Law No. 2012-141 to authorize the execution of an Agreement with Mosey and Mosey Insurance Agency Ltd. relating to the Employee Benefits Program Consulting Services.

Community Services – First, second and third readings:

By-Law No. 2012-139 to authorize the North Bay Jack Garland Airport Terminal Expansion.

By-Law No. 2012-140 to authorize the Tourist Information Rehabilitation Program.

By-Law No. 2012-143 to authorize the execution of an Agreement with Spectrum Telecom Group Ltd. relating to the provision of a Corporate Radio Communications System.

Engineering & Works - First, second and third readings:

By-Law No. 2012-136, being a by-law to amend By-Law No. 2010-108 (Waste Management By-Law – Schedule "A").

By-Law No. 2012-144 to authorize the execution of an Agreement with Kenalex Construction Company Limited relating to the Street Light Installation Program.

MOTIONS:

MOTION TO ADJOURN IN-CAMERA:

IN-CAMERA CORRESPONDENCE:

MOTION TO RECONVENE:

MOTION FOR RECONSIDERATION:

GIVING NOTICE:

ADJOURNMENT:

CITY OF NORTH BAY REPORT TO COUNCIL

REPORT NO: EESW-2012-037

DATE: May 10, 2012

ORIGINATOR: Angela Cox
Manager, Finance & Administration

SUBJECT: 2012-2014 Commercial Water and Sewage Rates for dispensing of bulk water and septage disposal at the new facility on Patton Road.

RECOMMENDATION:

- (1) That water rates payable for the supply of water from the dispensing facility be set at \$3.60/1,000 gallons as outlined in "Schedule A section 3 (c) of bylaw 2011-233".
 - (2) That the sewage rates payable for the dumping of sewage loads to the facility be set at \$10/1,000 gallons and to increase \$5/1,000 gallons for years 2013 and 2014.
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BACKGROUND:

In 2011 the City of North Bay constructed a new facility to handle the dispensing of bulk water and septage disposal on Patton Road. Currently contractors are permitted to utilize Public Works facilities to acquire bulk water and Memorial Drive is used to dump the septage loads.

Access to both the Public Works facility and to the Memorial Drive dumping facility will be closing by the end of June and access to the new dispensing facility will commence.

OPTIONS/ANALYSIS:

Option 1 - Proceed with the Authorizing By-Law

Approve the proposed water dispensing rate and sewage disposal rate as set out in the recommendation.

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2011-233

BEING A BY-LAW TO ESTABLISH RATES OR CHARGES FOR THE SUPPLY OF WATER AND SANITARY SEWER BY THE CITY OF NORTH BAY FOR DOMESTIC, COMMERCIAL AND MANUFACTURING USE, AND INCLUDING OTHER RELATED MATTERS (AND TO REPEAL BY-LAW NO. 2011-10)

WHEREAS the Water Filtration Surcharge implemented effective July 1, 2003, has been calculated based on the requirement to fund a net City share for the Water Filtration Plant;

AND WHEREAS Notice of the Public Meeting in the matter of proposed amendments to existing water and sanitary sewer rates was given by advertisement in the North Bay Nugget on the 22nd of October, 2011 and on the 29th day of October, 2011;

AND WHEREAS a Public Meeting under the *Municipal Act* in the matter of the proposed amendments to the existing water rates and sanitary sewer rates was held on the 21st day of November, 2011;

AND WHEREAS Council authorized the by-law to set 2011 tax rates and to levy taxes for the year 2011 by General Government Committee Report No. 2011-07, passed on the 7th day of March, 2011;

AND WHEREAS by General Government Committee Report No. 2011-18 passed by Council at its Regular Meeting held on the 28th day of November, 2011, Council directed that all water rates be raised by 16%, and that the sanitary sewer charge be reduced from 106% to 86% of the water charges;

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

DEFINITIONS:

1. For the purpose of this By-Law:
 - a) "City" shall mean The Corporation of the City of North Bay;
 - b) "Consumer" shall mean the owner of any property or portion thereof situated in the City of North Bay;
 - c) "Dwelling Unit" shall mean a room or suite of rooms occupied or capable of being occupied as an independent and separate housekeeping establishment;
 - d) "Property" shall mean land and premises or any portion thereof which is supplied with water by the City;
 - e) "Retirement Home/Residence" shall mean a building designated for residents thereof in which lodging is supplied with meals, homecare, nursing, medical, or similar care and treatment if required. A Retirement Home/Residence may contain independent and separate housekeeping units which include culinary facilities, provided that these units are ancillary to the main facility from which the residents receive service.
2. The monthly rates or charges for the supply of water by the City of domestic, commercial and manufacturing use are hereby established in accordance with the rates or charges set forth in Schedule "A" attached to and forming part of this By-Law.
3. a) The monthly rates or charges payable by a consumer for the supply of water for

- b) The following types of construction shall be exempt from the construction water charges:
 - i) Construction outside of serviced areas;
 - ii) Renovations to residential units; and,
 - iii) Renovations and additions to all buildings which pay water charges on a metered rate.

- 8. a) Accounts for the rates or charges for the supply of water by flat rate shall be payable by the consumer every four months with payment due in the month following each such period.
- b) The Treasurer may accept payments on the due date, via direct debit from the Bank or Trust Company account of a customer in good standing, where such customer has previously authorized cheques for the purpose of payment of the said water accounts.
- c) The Treasurer shall cause at least ten days notice to be given to the consumer of the due date:
 - i) of each flat rate account, on a tri-annual basis;
 - ii) of each metered account, on not less than a quarterly basis; and,
 - iii) of each pre-authorized chequing account, on an annual basis.
- d) The Treasurer may accept a direction from a consumer that notice of the account shall be given to a tenant of the consumer to be in full satisfaction of notice to consumer.

- 9. A sanitary sewer rate is hereby imposed upon the owners or occupants of lands which are supplied with sewage service.

- 10. The sanitary sewer rate imposed by Section 9 shall be a charge on the water bill charged or chargeable in respect of such lands and shall be computed as eighty-six per centum (86%) of the annual water rates or charges charged or chargeable in respect of such land where such lands are used for other than commercial and industrial purposes and not less than eighty-six per centum (86%) of the annual water rates or charges charged or chargeable in respect of such lands where such lands are used for commercial or industrial purposes.

- 11. The Treasurer shall charge an associated fee as specified in the City's User Fee By-Law No. 2007-115, as amended, to any accounts for which payment was tendered by cheque where such cheque is not honoured by the Bank or Trust Company named on such cheque.

- 12. All water accounts, sanitary sewer accounts and special fees shall be subject to a percentage charge payable by the consumer as a penalty for non-payment of water accounts or any part thereof of one and one-quarter percent (1.25%) on the first day of the calendar month immediately following the due date and on the first day of each calendar month thereafter in which default continues.

- 13. The Clerk shall, upon notice from the City Treasurer of the amount due and the person by whom it is due and of the lands upon which any work was done or furnished the supply of water, enter any such unpaid amounts as fixed by Schedule "A" attached hereto for such service or work upon the Collector's Roll and collect them in the same manner as taxes.

- 14. In circumstances where a property is exempt from taxation and is serviced with water and sanitary sewer, the City may shut off the supply of water to the land if fees and charges payable by the owners or occupants of the land for the supply of the water and sanitary sewer to the land are overdue.

THIS SCHEDULE "A" TO BY-LAW NO. 2011-233 OF THE CORPORATION OF THE CITY OF NORTH BAY

1. Monthly rates payable for the supply of water for domestic or household use where the consumption of water is not measured by a water meter:

(i)	Each separate dwelling unit	\$ 15.45
(ii)	Bath, with or without shower	4.03
	Each additional bath, with or without shower	1.81
(iii)	Shower stall	4.03
	Each Additional shower stall	1.81
(iv)	Toilet and urinal	4.03
	Each additional toilet or urinal	1.81
(v)	Washbasin or sink	1.81
	Each additional washbasin or sink	.93
(vi)	Automatic washing machine or laundry outlet (used for domestic or household purposes)	4.03
(vii)	Hose outlet or lawn or garden sprinkler	4.03
(viii)	Heating unit (steam or hot water)	4.03
(ix)	Swimming pool, sauna, hot tubs spas	4.03

2. Monthly rates payable for the supply of water for commercial, industrial or manufacturing use where the consumption of water cannot be measured by water meter:

(i)	Bakery	\$ 35.51
(ii)	Bank	29.66
(iii)	Barber Shop	35.51
(iv)	Billiard Room	29.66
(v)	Bowling Alley	29.66
(vi)	Candy Manufacturer	35.51
(vii)	Car Wash	106.48
(viii)	Church	29.66
(ix)	Confectionary Shop	29.66
(x)	Curling Rink	35.51
(xi)	Dental Office	35.51
(xii)	Display Fountain	35.51
(xiii)	Dry Cleaning Shop	35.51
(xiv)	Greenhouse	35.51
(xv)	Hairdressing Shop	35.51
(xvi)	Heating Plant (steam or hot water boiler) for public, educational, institutional, commercial, industrial or manufacturing property	29.66
(xvii)	Hotel	88.72
(xviii)	Laundry or Laundromat	106.48

CITY OF NORTH BAY REPORT TO COUNCIL

Report No: CORP 2012-66

May 15, 2012

Originator: Paul Valenti

Subject: Tender No. 2012-29 Marina and Marathon Beach Boardwalk Replacement

RECOMMENDATION:

That North Bay City Council approves the award of a contract to DS Contracting in the amount of \$124,565.00 (excluding HST) for replacement of the boardwalk at the Waterfront Marina and the beachfront at Marathon Beach.

BACKGROUND:

The wooden boardwalk in front of the Waterfront Marina and the beachfront at Marathon Beach is nearing the end of its useful life and in need of replacement. The boardwalk will be replaced using pressure treated wood similar to the current structure. The boardwalk is approximately 1050 feet in length with widths varying from 10 to 18 feet.

A tender was publicly advertised in accordance with the City's Purchasing Policy. Thirteen (13) tender packages were distributed. The tender closed May 3, 2012. Seven (7) tenders were received and evaluated by the Facilities and Parking Supervisor, the Marina Supervisor and the Manager of Purchasing. The results are as follows:

Firm	Tender Price (excluding HST)
DS Contracting	\$124,565.00
Sturgeon Falls Brush & Contracting Ltd.	\$195,487.00
MX Constructors Inc.	\$200,000.00
Trudel Construction	\$225,000.00
Dominion Construction	\$268,000.00
Jacon Construction	*
Thermo-Coustics	*

* Tender withdrawn. The tender submission did not include for the complete scope of work.

The tender provided by DS Contracting in the amount \$124,565.00 (excluding HST) is considered fair and reasonable.

ANALYSIS / OPTIONS:

1. Award a contract to DS Contracting for replacement of the boardwalk.
2. Do not award a contract. This option is not recommended. The boardwalk is at the end of its useful life. Ongoing maintenance and repairs will be required to keep the boardwalk safe and in use.

RECOMMENDED OPTION / FINANCIAL IMPACTS:

Option 1 is recommended as follows:

That North Bay City Council approves the award of a contract to DS Contracting in the amount of \$124,565.00 (excluding HST) for replacement of the boardwalk at the Waterfront Marina and the beachfront at Marathon Beach.

Sufficient funds have been allocated and exist in the following capital projects:

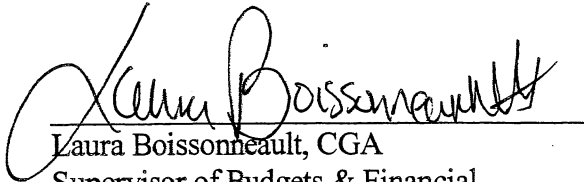
- An amount of \$91,200.00 remains in the 2012 Community Services Capital Budget, Project No. 6072PR; authorized with By-law No. 2012-30 dated February 6, 2012.
- An amount of \$33,365.00 remains in the 2011 Community Services Capital Budget, Project No. 6018MR; authorized with By-law No. 2011-34 dated March 7, 2011.

Respectfully submitted,

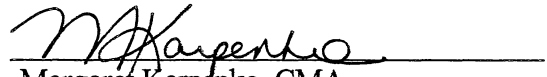


Paul Valenti,
Manager of Purchasing

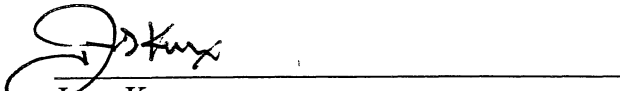
We concur in this report and recommendation.




Laura Boissoneault, CGA
Supervisor of Budgets & Financial
Reporting



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



Jerry Knox
Managing Director, Community Services



David Linkie,
Chief Administrative Officer

Personnel designated for continuance: Supervisor, Facilities and Parking

Attachments: Tenders

CITY OF NORTH BAY**REPORT TO COUNCIL**

Report No: CORP 2012-67

May 15, 2012

Originator: Paul Valenti

Subject: RFP No. 2012-25 Lee Park Maintenance Building

RECOMMENDATION:

That North Bay City Council approves the award of a contract to Venasse Construction Limited in the amount of \$923,000.00 (excluding HST) for the construction of a new maintenance building at Lee Park.

BACKGROUND:

This project entails the complete replacement of the existing Lee Park maintenance building. The facility no longer provides for the necessary operational requirements of the current Parks Department. The present building is expensive to maintain and operate and deemed as cost prohibitive to renovate or enlarge. The new building will provide appropriate sized offices, lunchroom, work areas, and washrooms. It will also offer improved accessibility and energy efficiencies. This project provides for the construction of a new building only. Subsequent projects will include the demolition of the existing building, the creation of a new parking compound, and repairs to the remaining metal Butler building onsite.

A Request for Proposal for the design/build of a new maintenance building at Lee Park was issued on March 31, 2012. The RFP was publicly advertised in accordance with the City's Purchasing Policy. Twenty-three (23) packages were distributed. The RFP closed on May 4, 2012. Three (3) proposals were received and evaluated by the Facilities and Parking Supervisor, the Chief Building Official, the Manager of Parks, and the Manager of Purchasing. The evaluation considers both merit and price. The results are as follows:

Firm	Total Points/100	Pricing (excl. HST)
Venasse Construction Limited	95.5	\$923,000.00
Kenalex Construction Company Limited	86.6	\$1,070,065.00
Monteith Building Group Ltd.	82.0	\$1,198,000.00

The proposal provided by Venasse Construction Limited in the amount \$923,000.00 (excluding HST) is considered fair and reasonable.

ANALYSIS / OPTIONS:

1. Award a contract to Venasse Construction Limited for the design/build of a new maintenance facility at Lee Park.
2. Do not award a contract. This option is not recommended. The current building no longer meets the operational requirements of the Parks Department and deemed cost prohibitive to renovate or enlarge.

RECOMMENDED OPTION / FINANCIAL IMPACTS:

Option 1 is recommended as follows:

That North Bay City Council approves the award of a contract to Venasse Construction Limited. in the amount of \$923,000.00 (excluding HST) for the construction of a new maintenance building at Lee Park.

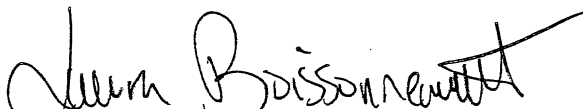
An amount of \$1,300,000 has been allocated in the 2012 Community Services Capital Budget, Project No. 6068PR; authorized with By-law No. 2012-20 dated February 6, 2012.

Respectfully submitted,



Paul Valenti,
Manager of Purchasing

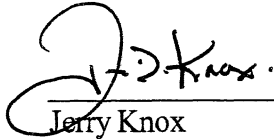
We concur in this report and recommendation.



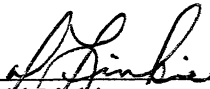
Laura Boissonneault, CGA
Supervisor of Budgets & Financial
Reporting



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



Jerry Knox
Managing Director, Community Services



David Linkie,
Chief Administrative Officer

Personnel designated for continuance: Supervisor, Facilities and Parking

Attachments: RFPs

CITY OF NORTH BAY**REPORT TO COUNCIL**

Report No: CORP 2012-68

May 15, 2012

Originator: Paul Valenti

Subject: RFP No. 2012-10 McIntyre Street Parking Garage Engineering Services

RECOMMENDATION:

That North Bay City Council approves the award of a contract to Read Jones Christoffersen Ltd. in the amount of \$104,400.00 (excluding HST) for engineering services related to the rehabilitation of the McIntyre Street Parking Garage.

BACKGROUND:

In 2010, the City hired the firm of Read Jones Christoffersen Ltd. to complete a condition assessment to the McIntyre Street Parking Garage. The report indicated the need for repair and replacement of areas of structural precast elements, slab waterproofing, anchoring systems, and drainage. The City completed minor immediate repairs in 2011 to allow for the Parking Garage to remain operational until the remaining rehabilitation is completed in 2012.

A Request for Proposal for engineering services for the rehabilitation was issued on February 8, 2012. This scope of services includes all necessary testing, preparation of specifications, drawings, tender documents, tendering, contract administration, and construction review services required to address all issues identified in the 2010 Parking Garage Condition Assessment Report. The RFP also requested a Life Cycle Assessment Report to assist with long term capital planning for the parking structure.

An RFP was publicly advertised in accordance with the City's Purchasing Policy. Seventeen (17) packages were distributed. The RFP closed on March 7, 2012. Seven (7) proposals were received and evaluated by the Facilities and Parking Supervisor, Engineering, and the Manager of Purchasing. The evaluation considers both merit and price. The results are as follows:

Firm	Total Points/100	Pricing
Read Jones Christoffersen Ltd.	95	\$104,400.00
Halsall Associates	85.2	\$147,500.00
Yolles, A CH2M Hill Company	83.3	\$110,800.00
exp Services Inc.	79.5	\$127,600.00
Walter P Moore Limited	78	\$174,200.00

The proposal provided by Read Jones Christoffersen Ltd. in the amount \$104,400.00 (excluding HST) is considered fair and reasonable.

ANALYSIS / OPTIONS:

1. Award a contract to Read Jones Christoffersen Ltd. for engineering services related to the McIntyre Street Parking Garage Rehabilitation.
 2. Do not award a contract. This option is not recommended. The 2010 Parking Garage Condition Assessment Report indicates rehabilitation is necessary in maintaining use of the Parking Garage.
-

RECOMMENDED OPTION / FINANCIAL IMPACTS:

Option 1 is recommended as follows:

That North Bay City Council approves the award of a contract to Read Jones Christoffersen Ltd. in the amount of \$104,400.00 (excluding HST) for engineering services related to the rehabilitation of the McIntyre Street Parking Garage.

Sufficient funds have been allocated, and remain, in the 2011 Community Services Capital Budget, Project No. 6030PK; authorized with By-law No. 2011-32 dated March 7, 2011.

Respectfully submitted,

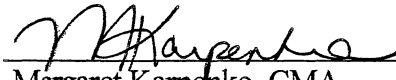


Paul Valenti,
Manager of Purchasing

We concur in this report and recommendation.



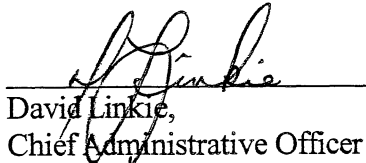
Laura Boissonneault, CGA
Supervisor of Budgets & Financial
Reporting



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



Jerry Knox
Managing Director, Community Services



David Linkie,
Chief Administrative Officer

Personnel designated for continuance: Supervisor, Facilities and Parking

Attachments: RFPs

**City of North Bay
Report to Council**

Report No: CSBU 2012-7

Date: May 11, 2012

Originator: Rhéaume Bellehumeur,
Facilities & Parking Supervisor

Subject: **2012 Community Services Capital Budget, Project No. 6070PR
Parks – Steve Omischl Sports Field Complex Rehabilitation and Development
Program**

RECOMMENDATION

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Steve Omischl Sports Field Complex Rehabilitation and Development Program being 2012 Community Services Capital Budget, Project No. 6070PR at a net debenture cost of \$150,000.

BACKGROUND

The 2012 Capital Budget included an amount of \$150,000 for the Steve Omischl Sports Field Complex Rehabilitation and Development Program being Community Services Capital Budget, Project No. 6070PR that provides for on-going improvements to the Steve Omischl Sports Field Complex on Lakeshore Drive. This program addresses maintenance and programming needs to provide safe and appropriate playing areas for the public.

The following projects are scheduled for 2012; south parking lot upgrades, vendors' electrical services, and furnishings.

South Parking Lot Upgrades

Parking at the Steve Omischl Sports Field Complex is in high demand when programming is scheduled on all fields. Upgrades to the south parking lot will include gravel, grading, and barriers to maximize the size and efficiency of this parking area and therefore provide safer access to the facility.

A Schedule to the proposed by-law is submitted for consideration of Council:

Steve Omischl Sports Field Improvement Costs	\$142,500
Financing Costs	<u>\$ 7,500</u>
NET DEBENTURE COST	\$150,000

ANALYSIS / OPTIONS

Option 1 – That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Steve Omischl Sports Field Complex Rehabilitation and Development Program being 2012 Community Services Capital Budget, Project No. 6070PR at a net debenture cost of \$150,000.

Under this option, City Council would authorize the Parks, Recreation and Leisure Services Department to improve the Steve Omischl Sports Field Complex by upgrading the South Parking Lot, providing furnishing for the park and electrical services for vendors.

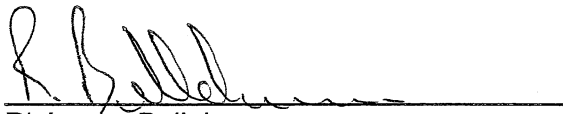
Option 2 – Cancel the Steve Omischl Sports Field Complex Rehabilitation & Development Program for this year.

This option would delay or cancel the proposed improvements to the maintenance of the Steve Omischl Sports Field Complex.

RECOMMENDED OPTION / FINANCIAL IMPLICATIONS

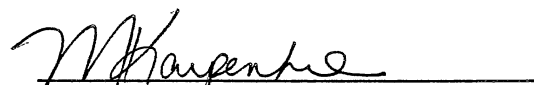
Option 1 – That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Steve Omischl Sports Field Complex Rehabilitation and Development Program being 2012 Community Services Capital Budget, Project No. 6070PR at a net debenture cost of \$150,000.

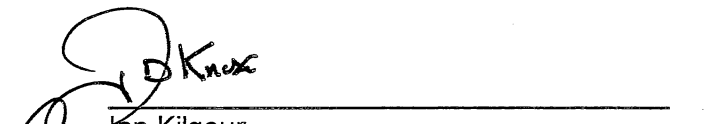
Respectfully submitted,

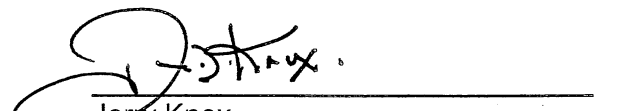

Rhéaume Bellehumeur
Facilities & Parking Supervisor

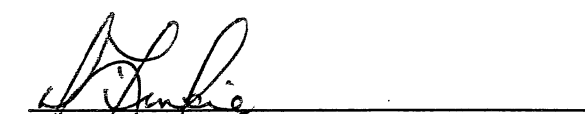
We concur in this report and recommendation.


Laura Boissonneault, CGA
Supervisor of Budgets & Financial Reporting


Margaret Kalpenko, CMA
Chief Financial Officer / Treasurer


Ian Kilgour
Director of Parks, Recreation & Leisure Services


Jerry Knox
Managing Director, Community Services


Dave Linkie
Chief Administrative Officer

Persons designated for continuance:

Facilities & Parking Supervisor
Parks Manager

Project Summary

Project Number:	6070PR		
Title:	SPORTSFIELD COMPLEX REHAB & DEVELOPMENT ON-GO		
Asset Type:	LAND IMPROVEMENTS - Parks		
Division:	Community Services		
Budget Year:	2012		
Scenario Name:	Main	Active:	Yes
Budget Status:	Staff Input		
Regions:			
Project Type:	PARKS		

Project Description				Project Comments			
This program identifies the need to plan for the rehabilitation of the Sports Field Complex to maintain safe playing areas for the public.				Sports Field Complex paving & furnishings			
Scenario Description				Scenario Comments			
Project Forecast				Project Detailed 2012			
Budget Year	Total Expense	Total Revenue	Difference	GL Account	Description	Total Amount	
2012	150,000	150,000	0	Expense			
2016	100,000	100,000	0	3425	CONSTRUCTION CONTRACT		150,000
2017	100,000	100,000	0			Total Expense:	150,000
2018	100,000	100,000	0	Revenue			
2019	100,000	100,000	0	0286	Pay As you Go		150,000
2020	700,000	700,000	0			Total Revenue:	150,000
2021	800,000	800,000	0				
	<u>2,050,000</u>	<u>2,050,000</u>	<u>0</u>				
Related Projects				Operating Budget Impact			
Year Identified	Start Date	Project Partner	Manager			Est. Completion Date	
2012			JERRY KNOX				

CITY OF NORTH BAY
REPORT TO COUNCIL

#6

Report No: CSBU 2012 - 46

Date: May 15, 2012

Originator: Dorothy Carvell

Subject: 2012 Transit Capital Program Allocation

RECOMMENDATION

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2012 Transit Capital Program of the 2012 Community Services Capital Budget, Capital Budget Project No. 6081TR at a net debenture cost of \$26,250.

BACKGROUND

The 2012 Capital Budget and the 2013 to 2021 Ten Year Capital Forecast includes amounts of \$26,250 each year for Transit Capital Programs. In each year, beginning in 2012, this amount has been allocated for Transit Terminal repair and improvements and shelters for upgrades to AODA Standards.

The Transit Terminal was completed in June of 2007. The cement area surrounding the Transit Terminal and the passenger boarding area has experienced extensive wear and erosion (Spalding). Replacement, repairs and patching are required in cement areas. The Terminal area is outside of Warranty.

Transit is proposing to improve the traffic flow upon entering and exiting the Transit parking area. There is little room to maneuver and vehicles drive in and back out onto the Oak St./Wyld St. corner. The proposal will move the disabled parking spot to a more accessible location, closer to the Customer service entrance. The work is to be undertaken and completed by the Public Works department. Public Works has quoted \$8,378.00 for the work at the front of the building for cement and curb removal with the new drop curb and new asphalt repair along the curb. Two illustrations are attached depicting the present configuration and proposed changes.

The concrete patching required throughout the platform area can only be done on a time and material basis. Public Works is not able to establish a quote for this repair portion of the work. The remainder of the funds will be used to repair the Spalding areas on a worst case basis.

ANALYSIS / OPTIONS

Option 1:

Not to approve a Capital Expenditure By-Law. The transit terminal cement area will continue to erode. There are areas now that are considered Health & Safety concerns as these areas could be trip hazards for customers and employees alike. Not progressing with the repairs and improvements puts the Corporation in a position for injury claims.

Option 2:

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2012 Transit Capital Program of the 2012 Community Services Capital Budget, Capital Budget Project No. 6081 TR at a net debenture cost of \$26,250.

This would allow the repair of the Transit cement areas and improvement of the Parking entrance and exit and the accessible parking 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 Transit Capital Program of the 2012 Community Services Capital Budget, Capital Budget Project No. 6081TR at a net debenture cost of \$26,250.

Respectfully submitted,



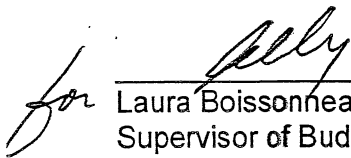
Dorothy Carvell
Transit Manager

DC/dlb

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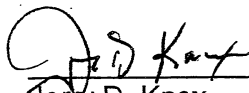
We concur with this report and recommendations.



Laura Boissonneault, CGA
Supervisor of Budgets & Financial Reporting



Margaret Karpenko, CMA
Chief Financial Officer / Treasurer



Jerry D. Knox
Managing Director, Community Services



David G. Linkie
Chief Administrative Officer

ILLUSTRATION 1
SHOWS BUILDING
AND CEMENT PIERRES

SPALDING IS TAKING
PLACE IN ALL CEMENT
PIERRES AROUND
TERMINAL

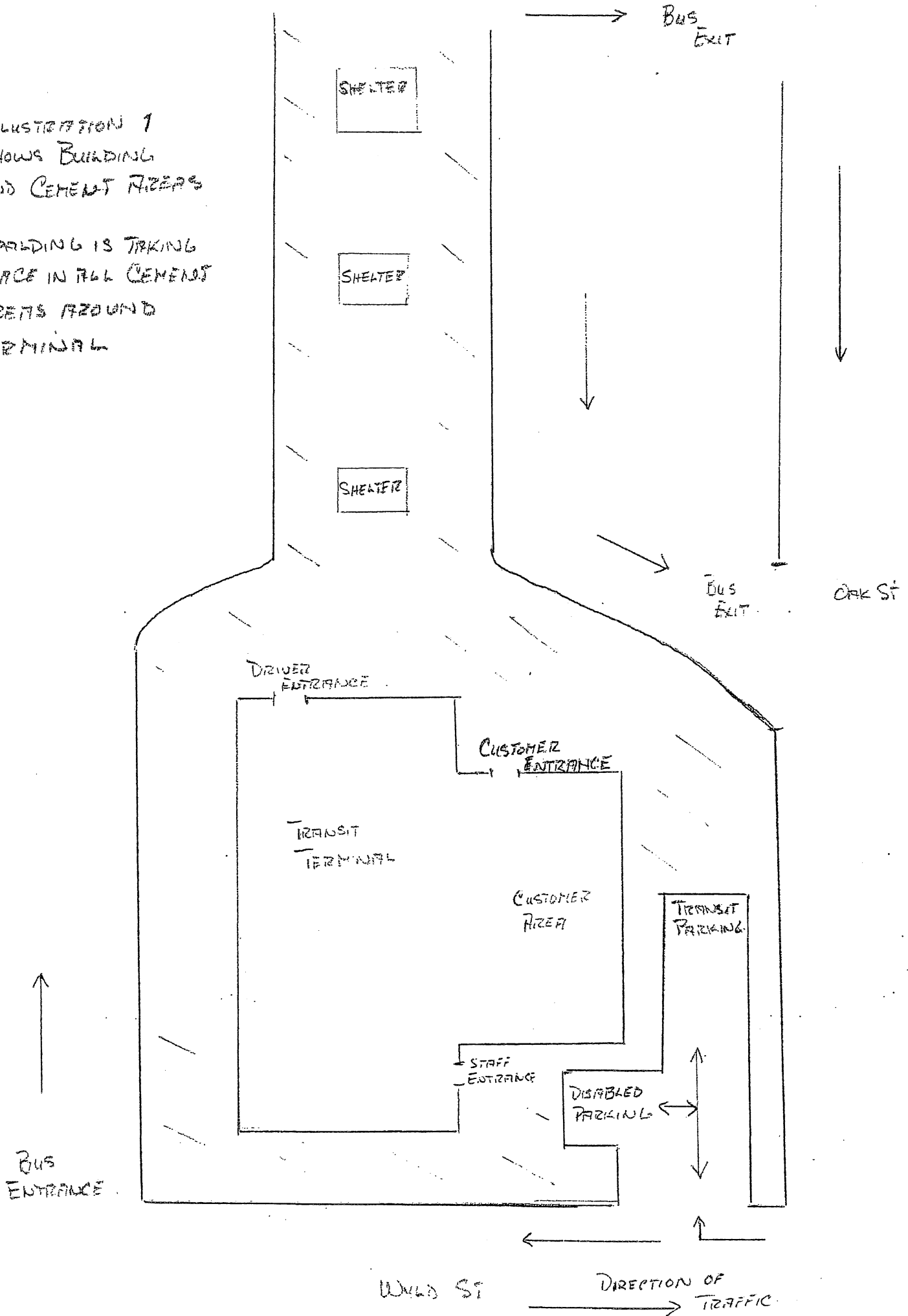
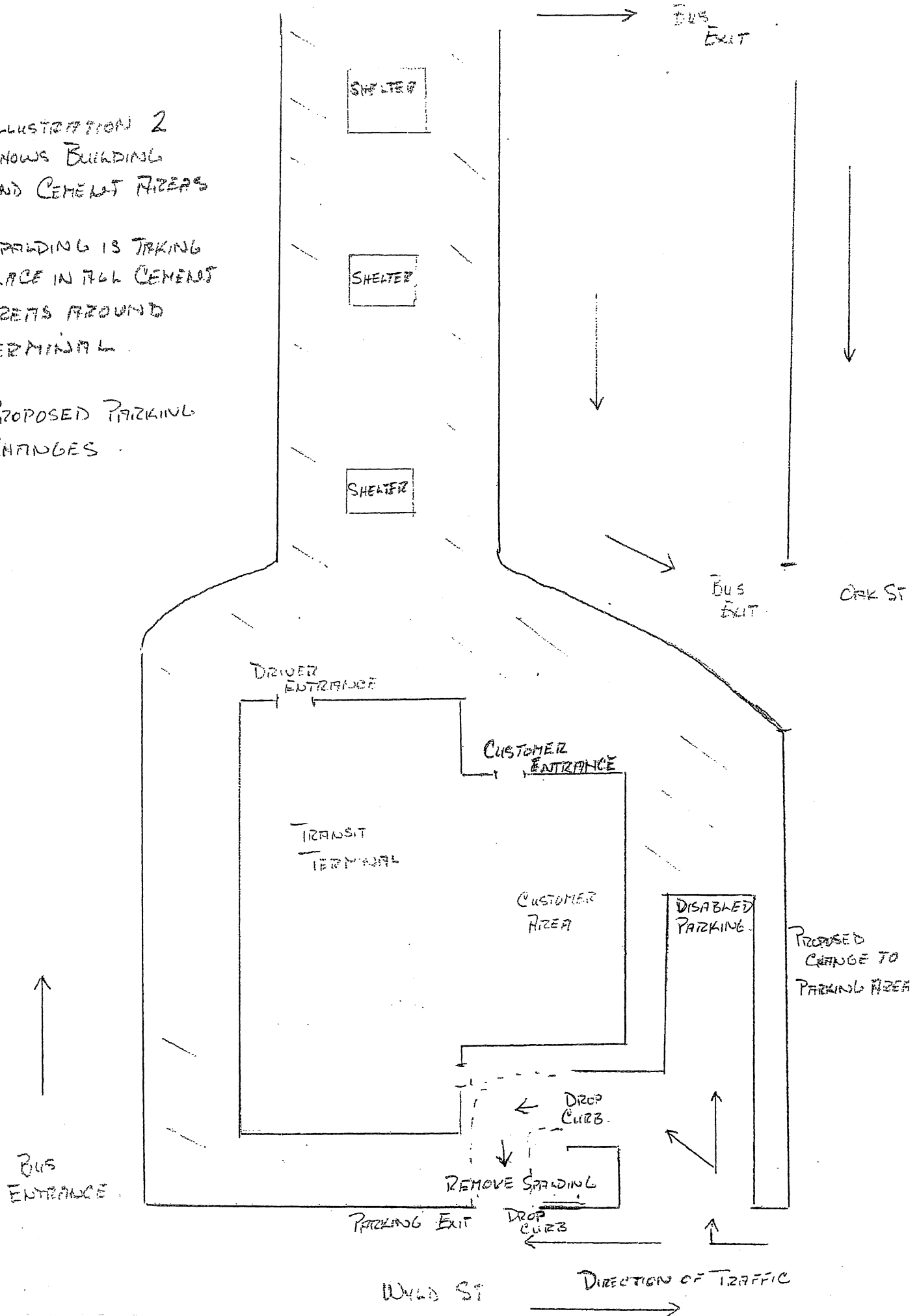


ILLUSTRATION 2
SHOWS BUILDING
AND CEMENT FIBERS

SPALLING IS TAKING
PLACE IN ALL CEMENT
AREAS AROUND
TERMINAL

PROPOSED PARKING
CHANGES



WILD ST

DIRECTION OF TRAFFIC

OAK ST

BUS ENTRANCE

PARKING EXIT

DROP CURB

REMOVE SPALLING

DISABLED PARKING

CUSTOMER ENTRANCE

DRIVER ENTRANCE

TRANSIT TERMINAL

SHELTER

SHELTER

SHELTER

BUS EXIT

BUS EXIT

PROPOSED CHANGE TO PARKING AREA

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-95

**A BY-LAW TO PROVIDE FOR THE LEVY AND COLLECTION
OF SPECIAL CHARGES IN RESPECT OF CERTAIN
BUSINESS IMPROVEMENT AREAS**

WHEREAS subsection 208.(2) of the *Municipal Act, 2001* (S.O. 2001, c.25), provides that the council of a municipality shall in each year levy a special charge upon rateable property in a business improvement area which has been designated under subsection 204.(1); that is in a prescribed business property class sufficient to provide a sum equal to the sum of money provided for the purposes of the board of management for that area, together with interest on the sum at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum;

AND WHEREAS by Resolution No. 2012-165 passed by Council at its Regular Meeting held on the 5th day of March, 2012 the Council approved the 2012 budget for the Board of Management for the Downtown Improvement Area in the amount of \$145,640.00 with a resultant tax levy of \$112,830.00, and that the 2011 surplus of \$10,179.00 be transferred to the Downtown Improvement Area Reserve Fund, and authorized the necessary by-law to provide for the levy and collection of special charges in respect to certain business improvement areas be prepared;

AND WHEREAS notice of the passing of this by-law was sent by pre-paid mail to the Board of Management of the Downtown Improvement Area and to every person who, on the last returned roll, is assessed for rateable property that is in a prescribed business class which is located in the improvement area;

AND WHEREAS no letters of objection were received from any person who, on the last returned roll, were assessed for rateable property that is in a prescribed business class which is located in the improvement area;

AND WHEREAS no letter of objections were received, the municipality may pass By-law No. 2012-95 pursuant to subsection 210.(4) of the *Municipal Act, 2001* (S.O. 2001, c.25).

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

1. There shall be levied and collected for the purposes of the Board of Management of the Downtown Improvement Area for the year 2012, amounts calculated for each prescribed business property class and subclass set out in Column II, on the assessment of real property in a prescribed business property class rateable for such purposes as set out in Column III, the special charge rate set out on Column IV which shall produce the total special charge for the business improvement area set out in Column V:

Column I (Business Improvement Area)	Column II (Prescribed Business Class/Subclass)	Column III (Rateable Assessment in Prescribed Business Class/Subclass)	Column IV (Special Charge Rate)	Column V (Total Special Charge)
Downtown Improvement Area	Commercial - Full	29,088,990	0.5017%	\$ 112,819
	Commercial - Vacant Unit	NIL	0.3513%	NIL
	Commercial - Vacant Land	3,200	0.3513%	11
	Industrial - full	NIL	0.4666%	NIL
				<u>\$112,830</u>

2. Notwithstanding Section 1 hereof and pursuant to By-Law No. 2011-74, being a By-law to amend By-law No. 1977-144:
 - (i) no person with a business assessment address on Main Street shall pay a special charge levied by the Board of Management of more than \$2,665.00 in one calendar year;
 - (ii) no person with a business assessment address which is not on Main Street shall pay a special charge levied by the Board of Management of more than \$1,600.00 in one calendar year.
3. The special charge rated and imposed pursuant to the provisions of the By-Law shall become due and payable in one instalment, namely on the 29th day of June, 2012.
4. The Tax Collector and the Treasurer of The Corporation of the City of North Bay are hereby authorized to collect the said special charges in the same manner and with the same remedies as provided in the *Municipal Act* for the collection of taxes upon business assessment.
5. This by-law comes into force and effect as of and from the 22nd day of May, 2012.

READ A FIRST TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

cc

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22ND DAY OF MAY, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-125

**BEING A BY-LAW TO ADOPT OPTIONAL TOOLS FOR
2012 FOR THE PURPOSES OF ADMINISTERING LIMITS
FOR THE COMMERCIAL, INDUSTRIAL AND MULTI-
RESIDENTIAL PROPERTY CLASSES
TAX CAPPING PROGRAM**

WHEREAS The Corporation of the City of North Bay (hereinafter referred to as "The Municipality") may, in accordance with section 329.1 of the *Municipal Act, 2001*, S.O. 2001 c.25, as amended (hereinafter referred to as "*The Act*"), and Ontario Regulation 73/03, as made and amended under *The Act*, modify the provisions and limits set out in Part IX *The Act*, with respect to the calculation of taxes for municipal and school purposes for properties in the commercial, industrial and multi-residential property classes;

AND WHEREAS this by-law shall only apply to properties in any of the Commercial, Industrial and Multi-Residential property classes to which Part IX of *The Act* applies;

AND WHEREAS for the purposes of this by-law the commercial classes shall be considered a single property class and the industrial classes shall be deemed to be a single property class;

AND WHEREAS "uncapped taxes" means, the taxes for municipal and school purposes that would be levied for the taxation year but for the application of Part IX of *The Act*.

AND WHEREAS "capped taxes" means, the taxes for municipal and school purposes that shall be levied for the taxation year as a result of the application of Part IX of *The Act*.

AND WHEREAS Council may pass a by-law to apply any one or any combination of the following options:

- a. Increase the annual cap from 5% of last year's capped taxes up to a maximum of 10% of last year's capped taxes; and/or
- b. Set an upper limit on annual increases at the greater of the amount calculated under (a) and up to 5% of the previous year's annualized CVA tax; and/or
- c. Establish a capping adjustment threshold of up to \$250 for increasing properties, decreasing properties or both, whereby no capping adjustments less than the threshold amount would be applied; and/or
- d. Exempt properties from the capping calculation where the previous year's capped taxes for the property were equal to the uncapped taxes for that year; and/or
- e. Exempt properties from the capping calculation where the previous year's capped taxes were less than the previous year's CVA taxes, and the current year's capped taxes would otherwise be greater than the current year's CVA taxes, or vice-versa.

AND WHEREAS a by-law passed to adopt the provisions of subsection 329.1 paragraphs 1 and 2 of the Act provides that such provisions shall also apply to section 332 of *The Act* with respect to the "tenant cap" calculations;

AND WHEREAS Council has reviewed the provisions of Section 329.1 of *The Act* and the provisions of Ontario Regulation 73/03, and hereby deems it necessary and appropriate to adopt optional tools for the purpose of administering limits for the Commercial, Industrial and Multi-Residential property classes:

AND WHEREAS Council authorized the by-law to adopt optional tools for the purposes of administering limits for the Commercial, Industrial and Multi-Residential property classes for the year 2012 by Resolution No. 2012-_____ passed on the 22nd day of May, 2012;

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

1. **THAT** paragraphs 1, 2 and 3, of Subsection 329.1 (1) of *The Act* shall apply to the Commercial, Industrial and Multi-Residential property classes for 2011.

2. **AND THAT**

(i) In determining the amount of taxes for municipal and school purposes for the year under subsection 329 (1) and the amount of the tenant's cap under subsection 332 (5), the greater of the amounts determined under paragraphs a) and b) as set out below shall apply in determining the amount to be added under paragraph 2 of subsection 329 (1), and the increasing amount under paragraph 2 of subsection 332 (5),

(a) The percentage set out in Subsection 329(1) paragraph 2 and in Subsection 332(5) paragraph 2 shall be ten per cent (10%), and

(b) The amount of the uncapped taxes for the previous year multiplied by five per cent (5%).

(ii) The amount of the taxes for municipal and school purposes for a property for a taxation year shall be the amount of the uncapped taxes for the property for the year if the amount of the uncapped taxes exceeds the amount of the taxes for municipal and school purposes for the property for the taxation year as determined under section 329, as modified under section 329.1 of *The Act* and this by-law, by two-hundred and fifty dollars (\$250.00) or less.

3. **AND THAT** paragraphs 1, 2 and 3, of Subsection 8.0.2 (2) of Ontario Regulation 73/03 shall apply to the Commercial, Industrial and Multi-Residential property classes for 2011.

4. **AND THAT** properties that meet any of the following conditions shall be exempt from the capping calculations set out under Part IX of *The Act* for the 2011 taxation year:

(i) The capped taxes for the property in the previous year were equal to its uncapped taxes for that year.

(ii) The capped taxes for the property in the previous year were lower than the property's uncapped taxes for that year, and the current year's capped taxes would be higher than the current year's uncapped taxes if Part IX were applied.

(iii) The capped taxes for the property in the previous year were higher than the property's uncapped taxes for that year, and the current year's capped taxes would be lower than the current year's uncapped taxes if Part IX were applied.

5. This by-law shall come into force and effect upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THIS 22nd DAY OF MAY, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 22nd DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22nd DAY OF MAY, 2012.

MAYOR ALLAN MCDONALD

CITY CLERK CATHERINE CONRAD

AK

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-126

**BEING A BY-LAW TO ADOPT OPTIONAL TOOLS FOR 2012
FOR THE PURPOSES OF ADMINISTERING LIMITS FOR
ELIGIBLE PROPERTIES IN THE COMMERCIAL, INDUSTRIAL
AND MULTI-RESIDENTIAL PROPERTY CLASSES (NEW
CONSTRUCTION)**

WHEREAS The Corporation of the City of North Bay (hereinafter referred to as "The Municipality") may, in accordance with section 329.1 of the *Municipal Act, 2001*, S.O. 2001 c.25, as amended (hereinafter referred to as "*The Act*") modify the provisions and limits set out in section 331 of the *Act*, with respect to the calculation of taxes for municipal and school purposes payable in respect of property in the Commercial, Industrial and Multi-Residential property classes;

AND WHEREAS Council may pass a by-law to adopt the provisions of Section 329.1 of *The Act* whereby a "floor" or minimum uncapped tax percentage applies to eligible properties in one or more of the uncapped classes;

AND WHEREAS this by-law shall only apply to properties in the Commercial, Industrial and Multi-Residential property classes to which Part IX of *The Act* applies;

AND WHEREAS in this by-law, "uncapped taxes" means the taxes for municipal and school purposes that would be levied for the taxation year but for the application of Part IX of *The Act*;

AND WHEREAS Council has reviewed the provisions of Section 329.1 of the *Act* and hereby deems it necessary and appropriate to adopt optional tools for the purpose of providing minimum amounts for properties subject to the provisions of Section 331 for the Commercial, Industrial and Multi-Residential property classes;

AND WHEREAS Council authorized the by-law to apply a "floor" or minimum uncapped tax percentage to eligible properties in one or more of the uncapped classes for the year 2012 by Resolution No. 2012-____ passed on the 22nd day of May, 2012;

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

1. That paragraph 8 of Subsection 329.1 (1) of the *Act* shall apply to the Commercial, Industrial and Multi-Residential property classes in the City of North Bay for 2012.
2. That for all properties in the City of North Bay that become eligible within the meaning of subsection 331 (20) of the *Act*, the taxes for municipal and school purposes for the year or portion of the year shall be the greater of,
 - (i) The amount of the taxes determined for the property for 2012 under subsection 331 (2), and
 - (ii) The amount of the uncapped taxes for the property for 2012 multiplied by one hundred per cent (100%).
3. That this by-law shall come into force and take effect upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THIS 22nd DAY OF MAY, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 22nd DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22nd DAY OF MAY, 2012.

MAYOR ALLAN MCDONALD

CITY CLERK CATHERINE CONRAD

CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-127

BEING A BY-LAW TO ESTABLISH DECREASE LIMITS FOR CERTAIN PROPERTY CLASSES FOR 2012.

WHEREAS The Corporation of the City of North Bay may limit tax decreases for a taxation year pursuant to s.330. of the *Municipal Act, 2001*, S.O. 2001 c.25, as amended (hereinafter referred to as the "Act") in order to provide for the recovery of foregone revenue resulting from the application of s. 329 of the *Act* as modified by s.329.1 of the *Act*;

AND WHEREAS this by-law shall only apply to properties in a property class to which Part IX of the *Act* applies;

AND WHEREAS for the purposes of this by-law the commercial classes shall be considered a single property class and the industrial classes shall be deemed to be a single property class;

AND WHEREAS limits to tax decreases for any class may only be established in order to recover all or part of the foregone revenue in respect of the same property class;

AND WHEREAS Council authorized the by-law to establish decrease limits for certain property classes by Resolution No. 2012-____passed on the 22nd day of May 2012;

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

1. That pursuant to Section 330 of the *Municipal Act*, for the taxation year 2011, tax decreases for property in the following classes shall be subject to the following limitations:

Property Class	Percent Decrease Retained	Percent Decrease Claw back
The multi-residential property class	100%	0
The commercial property class	91.1745%	8.8255%
The industrial property class	100%	0

Where:

- a) *Percent Decreased Retained* means the proportion of an anticipated assessment related tax decrease that is passed through in accordance with Part IX of the *Act*, and
- b) Where *Percent Decrease Clawback* means the proportion of an anticipated assessment related tax decrease that is withheld in accordance with Part IX of the *Act*.

2. That this by-law shall come into force and take effect upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THIS 22nd DAY OF MAY, 2012

READ A SECOND TIME IN OPEN COUNCIL THIS 22nd DAY OF MAY, 2012

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22nd DAY OF MAY, 2012.

MAYOR ALLAN MCDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-135

**A BY-LAW TO AMEND DEVELOPMENT
CHARGES BY-LAW NO. 2009-252
(SCHEDULES "B" AND "C")**

WHEREAS subsection 2(1) of the *Development Charges Act*, 1997 c. 27 (hereinafter called "the Act") provides that the Council of a Municipality may pass By-Laws for the imposition of development charges against land for increased capital costs required because of the need for services arising from development in the area to which the by-law applies;

AND WHEREAS the Council of The Corporation of the City of North Bay gave Notice on April 7, 2012 and April 14, 2012 in accordance with Section 12 of the *Development Charges Act*, 1997, of a Public Meeting to be held on Monday, May 7, 2012;

AND WHEREAS the Council passed General Government Committee Report No. 2012-06 at its meeting held Monday, May 14, 2012, authorizing an increase to the Development Charges.

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

1. That Schedules "B" and "C" to Development Charges By-Law No. 2009-52 are hereby deleted and the attached Schedules "B" and "C" are inserted in lieu thereof.
2. That this by-law comes into effect upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22ND DAY OF MAY, 2012.

KM

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

**THIS IS SCHEDULE "B" TO BY-LAW NO. 2012-135
OF THE CORPORATION OF THE CITY OF NORTH BAY**

City of North Bay Development Charges	Residential Development Charge (per Dwelling Unit)					Non-Residential Per Square Foot of Gross Floor Area
	Detached & Semi Detached	Entry-Level Detached & Semi Detached	Multiple	Apartments	Dwellings In Rural Areas	
Service Area	2010 Phase - In					
Transportation (Roads & Public Works)	\$2,326	\$1,977	\$1,911	\$1,105	\$2,026	\$0.68
Protection - Fire & Police	\$97	\$82	\$80	\$46	\$49	\$0.06
Parks & Recreation	\$720	\$612	\$591	\$342	\$360	\$0.00
Library	\$156	\$133	\$128	\$74	\$78	\$0.00
Studies	\$8	\$7	\$7	\$4	\$4	\$0.04
Sub Total	\$3,307	\$2,811	\$2,716	\$1,571	\$2,516	\$0.78
Water & Sewer	\$1,725	\$1,466	\$1,417	\$819	\$0	\$0.46
Total	\$5,032	\$4,277	\$4,133	\$2,390	\$2,516	\$1.24

2011 Phase - In						
Transportation (Roads & Public Works)	\$3,004	\$2,552	\$2,467	\$1,427	\$2,505	\$1.01
Protection - Fire & Police	\$188	\$160	\$155	\$89	\$94	\$0.13
Parks & Recreation	\$775	\$659	\$636	\$368	\$387	\$0.00
Library	\$171	\$145	\$140	\$81	\$86	\$0.00
Studies	\$16	\$14	\$35	\$20	\$8	\$0.04
Sub Total	\$4,153	\$3,530	\$3,434	\$1,985	\$3,080	\$1.18
Water & Sewer	\$2,007	\$1,706	\$1,648	\$953	\$0	\$0.64
Total	\$6,160	\$5,236	\$5,082	\$2,938	\$3,080	\$1.82

2012 Phase - In						
Transportation (Roads & Public Works)	\$3,728	\$3,169	\$3,062	\$1,770	\$3,021	\$1.36
Protection - Fire & Police	\$283	\$240	\$232	\$135	\$142	\$0.20
Parks & Recreation	\$838	\$712	\$689	\$398	\$419	\$0.00
Library	\$187	\$160	\$155	\$89	\$94	\$0.00
Studies	\$25	\$21	\$36	\$20	\$13	\$0.04
Sub Total	\$5,061	\$4,302	\$4,174	\$2,412	\$3,689	\$1.60
Water & Sewer	\$2,314	\$1,968	\$1,900	\$1,100	\$0	\$0.83
Total	\$7,375	\$6,270	\$6,074	\$3,512	\$3,689	\$2.43

2013 Phase - In						
Transportation (Roads & Public Works)	\$4,394	\$3,736	\$3,610	\$2,087	\$3,490	\$1.69
Protection - Fire & Police	\$375	\$318	\$308	\$178	\$187	\$0.26
Parks & Recreation	\$887	\$753	\$728	\$421	\$443	\$0.00
Library	\$201	\$171	\$165	\$96	\$101	\$0.00
Studies	\$35	\$30	\$36	\$20	\$17	\$0.04
Sub Total	\$5,892	\$5,008	\$4,847	\$2,802	\$4,238	\$1.99
Water & Sewer	\$2,584	\$2,196	\$2,124	\$1,228	\$0	\$1.00
Total	\$8,476	\$7,204	\$6,971	\$4,030	\$4,238	\$2.99

2014 Phase - In						
Transportation (Roads & Public Works)	\$5,061	\$4,302	\$4,157	\$2,405	\$3,958	\$2.04
Protection - Fire & Police	\$467	\$396	\$383	\$221	\$233	\$0.34
Parks & Recreation	\$934	\$795	\$767	\$443	\$468	\$0.00
Library	\$214	\$182	\$176	\$102	\$107	\$0.00
Studies	\$44	\$38	\$37	\$21	\$22	\$0.04
Sub Total	\$6,720	\$5,713	\$5,520	\$3,192	\$4,788	\$2.42
Water & Sewer	\$2,854	\$2,425	\$2,345	\$1,355	\$0	\$1.15
Total	\$9,574	\$8,138	\$7,865	\$4,547	\$4,788	\$3.57

INDUSTRIAL DEVELOPMENT IS EXEMPT UNDER THIS BY-LAW

**THIS IS SCHEDULE "C" TO BY-LAW NO. 2012-135
OF THE CORPORATION OF THE CITY OF NORTH BAY**

**RATE SCHEDULE FOR ADDITIONAL AREA-SPECIFIC DEVELOPMENT CHARGES
CEDAR HEIGHTS/COLLEGE EDUCATION CENTRE/HERITAGE FUND SPECIAL AREA**

<u>Service</u>	<u>Per Dwelling Unit</u>
Sanitary Sewer	\$212
Water	<u>\$1,042</u>
Total	<u>\$1,254</u>

This Development Charge only applies within the Cedar Heights/College Education
Centre/Heritage Fund
Special Area as set out in Schedule "E".

AK

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-137

BEING A BY-LAW TO STOP UP AND CLOSE PARTS OF
SECOND AVENUE DIVERSION, PLAN 21, ABUTTING FRONT STREET,
IN THE CITY OF NORTH BAY

WHEREAS it is deemed expedient and in the interest of The Corporation of the City of North Bay those parts of the Second Avenue Diversion, Plan 21, abutting Front Street be closed and stopped up;

AND WHEREAS by Resolution No. 2011-821 passed on the 11th day of December, 2011, Council approved the closure of parts of Second Avenue;

AND WHEREAS parts of Second Avenue, Plan 21, abutting Front Street are 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 Part of Lots 681, 682, 683, 684 and 685, Plan 21, designated as Parts 1, 2, 3, 4, 5 and 10 on Reference Plan 36R-13069, in the City of North Bay, District of Nipissing, are 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 22ND DAY OF MAY, 2012.

READ A SECOND TIME IN OPEN COUNCIL THE 22ND DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 22ND DAY OF MAY, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-138

**BEING A BY-LAW TO CONFIRM PROCEEDINGS
OF THE MEETING OF COUNCIL ON
MAY 14, 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 May 14, 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.

RM

READ A FIRST TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 22ND DAY OF MAY, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-141

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION
OF AN AGREEMENT WITH MOSEY AND MOSEY
INSURANCE AGENCY LTD. RELATING TO THE
EMPLOYEE BENEFITS PROGRAM CONSULTING
SERVICES**

WHEREAS the agreement with Mosey and Mosey Insurance Agency Ltd. for Employee Benefits Program Consulting Services was approved by Resolution No. 2012-235 passed by Council on the 2nd day of April, 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 with Mosey and Mosey Insurance Agency Ltd. dated the 1st day of May, 2012 relating to Employee Group Benefits Program Consulting Services.
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 Mosey and Mosey Insurance Agency Ltd. and to affix thereto the corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

KM

READ A SECOND TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22ND DAY OF MAY, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-139

**A BY-LAW TO AUTHORIZE THE NORTH BAY JACK
GARLAND AIRPORT TERMINAL EXPANSION**

WHEREAS the *Municipal Act, 2001* (S.O. 2001, c-25), Section 326 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 2012-317 at its Meeting held Monday, May 14, 2012, authorizing the North Bay Jack Garland Airport Terminal Expansion, being 2011 Community Services' Capital Budget (Project No. 3112AT), with a net debenture cost of \$500,000.00;

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

1. That the net expenditure of \$1,500,000.00 for the North Bay Jack Garland Airport Terminal Expansion for the following be hereby authorized:

Estimated Project Costs	\$1,425,000.00
Financing Costs	<u>75,000.00</u>
Total Estimated Project Costs	\$1,500,000.00
Less Other Funding Sources	<u>(\$1,000,000.00)</u>
NET DEBENTURE COSTS	\$ 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 \$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 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 22ND DAY OF MAY, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22ND OF MAY, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-140

A BY-LAW TO AUTHORIZE THE TOURIST INFORMATION CENTRE - REHABILITATION PROGRAM

WHEREAS the *Municipal Act, 2001* (S.O. 2001, c-25), Section 326 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 2012-314 at its Meeting held Monday, May 14, 2012, authorizing the Tourist Information Centre Rehabilitation Program, being 2012 Community Services' Capital Budget (Project No. 6098PR), with a net debenture cost of \$35,000.00;

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

1. That the expenditure of \$35,000.00 for the Tourist Information Centre Rehabilitation Program for the following be hereby authorized:

Tourist Information Centre Siding Replacement	\$33,250.00
Financing Costs	<u>1,750.00</u>
Net Amount to be Debentured	\$35,000.00

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 \$35,000.00 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 22ND DAY OF MAY, 2012.

KM READ A SECOND TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22ND DAY OF MAY, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-143

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION
OF AN AGREEMENT WITH SPECTRUM TELECOM
GROUP LTD. RELATING TO THE PROVISION OF A
CORPORATE RADIO COMMUNICATIONS SYSTEM**

WHEREAS the agreement with Spectrum Telecom Group Ltd. for the provision of a corporate radio communications system was approved by Resolution No. 2012-80 passed by Council 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. The Corporation of the City of North Bay enter into an agreement with Spectrum Telecom Group Ltd. dated the 9th day April, 2012 relating to the provision of a corporate radio communications system.
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 Spectrum Telecom Group Ltd. and to affix thereto the corporate seal.

K4

READ A FIRST TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22ND DAY OF MAY, 2012

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-136

**BEING A BY-LAW TO AMEND BY-LAW NO. 2010-108
(WASTE MANAGEMENT BY-LAW)
(SCHEDULE "A")**

WHEREAS The Corporation of the City of North Bay (the "City") is the owner and operator of the Merrick Landfill Site located in Merrick Township (the "Landfill Site");

AND WHEREAS the City is authorized to enact by-laws imposing fees or charges for services or activities provided or done by or on behalf of it pursuant to section 391 of the *Municipal Act, 2001* (S.O. 2001, c.25);

AND WHEREAS the City is authorized to regulate and inspect the use of any land or structures within the municipality or any defined area or areas thereof for dumping or disposing of garbage, refuse, or domestic or industrial waste of any kind;

AND WHEREAS the Council deems it desirable to regulate the disposal of garbage by way of landfill bans, recycling and home composting systems;

AND WHEREAS Notice of the Public Meeting in the matter of current waste management fees and charges was given as required by Ontario Regulation 244/02 made under the *Municipal Act, 2001* (S.O., 2001, c.25) by advertisement in the North Bay Nugget on the 7th day of April, 2012 and the 14th day of April, 2012;

AND WHEREAS a Public Meeting under the *Municipal Act* in the matter of the current waste management fees and charges was held on the 7th day of May, 2012;

AND WHEREAS by Engineering & Works Committee Report No. 2012-02 passed at its Regular Meeting held on Monday, May 14, 2012 Council authorize a by-law to increase the current fees and charges in place for waste management.

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

1. Schedule "A" of By-Law No. 2010-108 is hereby amended as follows:

"CLASSIFICATIONS	EFFECTIVE DATE
WASTE	JUNE 1, 2012
a) Solid waste from industrial, commercial and institutional sources	\$78.00/tonne (\$20.00 load minimum"

2. This By-Law comes into force and effect as of June 1, 2012.

RH

READ A FIRST TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22ND DAY OF MAY, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-144

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION
OF AN AGREEMENT WITH KENALEX
CONSTRUCTION COMPANY LIMITED RELATING
TO THE STREET LIGHT INSTALLATION PROGRAM**

WHEREAS the agreement with Kenalex Construction Company Limited for the street light installation program was approved by Resolution No. 2012-288 passed by Council on the 30th day of April, 2012;

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

1. The Corporation of the City of North Bay enter into an agreement with Kenalex Construction Company Limited dated the 1st day of May, 2012 relating to the street light installation program.
2. 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 Kenalex Construction Company Limited and to affix thereto the corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

UN READ A SECOND TIME IN OPEN COUNCIL THIS 22ND DAY OF MAY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 22ND DAY OF MAY, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD