

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, MARCH 5TH, 2012**

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

PUBLIC PRESENTATIONS:

Nil

CORRESPONDENCE:

Brian McLean	re OPA & Rezoning application – North of Hwy #63 at Songis Road	(144)
The Royal Canadian Legion, Br. #23	re Poppy Campaign	(145)

REPORTS FROM OFFICERS:

Bellehumeur, R.	re Amendments to Parking for Disabled Persons By-Law	(147)
Boissonneault, L.	re Capital Projects Status Report	(166)
Conrad, C.	re Amendments to Property Standards By-Law	(146)
Cox, A.	re Asphalt Resurfacing Sheeting Program	(150)
Cox, A.	re Sidewalk Replacement / Pedestrian Safety Programs including New Sidewalks	(151)
Cox, A.	re Bridge Rehabilitation Project	(152)
Cox, A.	re City's Share of New Development Costs	(153)
Cox, A.	re Traffic Signalized Pedestrian Crossing Project – Various Locations	(154)
Cox, A.	re Landfill Site Merrick – Leachate Treatment Project	(155)
Cox, A.	re Airport Road Resurfacing Program – O'Brien Street to Carmichael Drive	(156)
Cox, A.	re Watermain (100mm) Replacement, Reaming or Relining Program	(157)
Cox, A.	re Watermain Looping-Automatic Flow Program	(158)
Cox, A.	re Asset Management Program	(159)
Cox, A.	re Traffic Control signal Upgrades Program	(160)
Cox, A.	re Water & Sewer Reconstruction Program	(161)
Kilgour, I.	re Appointment of Municipal Weed Inspector	(149)
Lang, A.	re North Bay-Mattawa Conservation Authority Capital Budget Allocation	(162)
Lang, A.	re North Bay Public Library Capital Budget Allocation	(163)
Lang, A.	re Capitol Centre Capital Budget Allocation	(164)
Leckie, P.	re City Sale – 55 Voodoo Crescent (Airport Industrial Park)	(180)
McDonald, J.	re Downtown Improvement Area – Budget	(165)
Murphy, C.	re Smoking By-Law No. 2003-05 Repealed	(148)

Res. #2012-142: Moved by Councillor Chirico, seconded by Councillor Maroosis
That minutes for the public meetings held on:

- Tuesday, February 21, 2012; and
- Monday, February 27, 2012

be adopted as presented.

"CARRIED"

Res. #2012-143: Moved by Councillor Chirico, seconded by Councillor Vaillancourt
That minutes for the closed meeting held on:

- Tuesday, February 21, 2012

be adopted as presented.

"CARRIED"

Res. #2012-144: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the Official Plan Amendment and Rezoning application by Brian McLean – north of Highway #63 at Songis Road be received.

“CARRIED”

Res. #2012-145: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council approve Saturday, November 3, 2012 for House-to-House distribution of Poppies.

“CARRIED”

Res. #2012-146: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That Report to Council CORP 2012-09 relating to proposed amendments to Property Standards By-Law No. 1999-06 be referred to the Community Services Committee.

Councillor Koziol declared a conflict of interest as the amendments will have a material impact on her business.

“CARRIED”

Res. #2012-147: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That City Council approve the proposed 2012 amendments to By-Law No. 2007-89, being a by-law to regulate on and off street parking for disabled persons, as set out in Report to Council CSBU 2012-36.

“CARRIED”

Res. #2012-148: Moved by Councillor Chirico, seconded by Councillor Koziol
That 1) Smoking By-Law No. 2003-05 be repealed and the new Smoking By-Law, attached as Schedule “A” to Report to Council CORP 2012-28 be approved; and

2) the by-law be given three (3) readings on March 19, 2012.

“CARRIED”

Res. #2012-149: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That City Council appoint the City’s Parks & 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 & Facilities Manager, as the Municipality’s Weed Inspector for 2012 and submit the name of the Municipal Week Inspector to the Provincial Chief Inspector before April 1st of this year.

“CARRIED”

Res. #2012-150: Moved by Councillor Mayne, seconded by Councillor Bain
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 No. 6052RD, at a net debenture cost of \$106,000.00.

“CARRIED”

Res. #2012-151: Moved by Councillor Mayne, seconded by Councillor Bain
That 1) a Capital Expenditure By-Law be prepared for Council’s consideration to authorize the Sidewalk Replacement Program, being a 2012 Capital Budget Project No. 6058RD, at a net debenture cost of \$160,000.00, and the Pedestrian Safety Program including New Sidewalks, being a 2012 Capital Budget Project No. 6054RD, at a net debenture cost of \$106,000.00; and

- 2) individual reports may be provided to Council with respect to the various components of this project.

“CARRIED”

Res. #2012-152: Moved by Councillor Mayne, seconded by Councillor Bain
That 1) a Capital Expenditure By-Law be prepared for Council’s consideration to authorize the Bridge Rehabilitation Project, being a 2012 Capital Budget Project No. 6059RD, at a net debenture cost of \$106,000.00; and

- 2) individual reports may be provided to Council with respect to the various components of this project.

“CARRIED”

Res. #2012-153: Moved by Councillor Mayne, seconded by Councillor Bain
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 No. 6049RD, at a net debenture cost of \$195,000.00 and Water and Sanitary Sewer Capital Budget Project No. 6049WS, at a net debenture cost of \$140,000.00.

“CARRIED”

Res. #2012-154: Moved by Councillor Mayne, seconded by Councillor Bain
That a Capital Expenditure By-Law be prepared for Council’s consideration to authorize the Traffic Signalized Pedestrian Crossing Project of the Engineering, Environmental Services & Works Department, being a 2012 Capital Budget Project No. 3203RD, at a net debenture cost of \$100,000.00.

“CARRIED”

Res. #2012-155: Moved by Councillor Mayne, seconded by Councillor Bain
That a Capital Expenditure By-Law be prepared for Council’s consideration to authorize the Landfill Site Merrick – Leachate Treatment Project, being a 2012 Capital Budget Project No. 3108GD, at a net debenture cost of \$1,700,000.00.

“CARRIED”

Res. #2012-156: Moved by Councillor Mayne, seconded by Councillor Bain
That a Capital Expenditure By-Law be prepared for Council’s consideration to authorize the Airport RD Resurfacing Program, being a 2012 Capital Budget Project No. 3402RD, at a net debenture cost of \$750,000.00.

“CARRIED”

Res. #2012-157: Moved by Councillor Mayne, seconded by Councillor Bain
That the City Clerk prepare a by-law for approval to fund the Watermain (100mm) Replacement, Reaming or Relining Program, identified as Water and Sanitary Sewer Capital Budget Project No. 6095WS, at a net debenture cost of \$160,000.00.

“CARRIED”

Res. #2012-158: Moved by Councillor Mayne, seconded by Councillor Bain
That the City Clerk prepare a by-law for approval to fund the Watermain Looping-Automatic Flow Program, identified as Project No. 6096WS, in the approved Water Services Capital Budget, at a net debenture cost of \$106,000.00.

“CARRIED”

Res. #2012-159: Moved by Councillor Mayne, seconded by Councillor Bain
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 a Capital Budget Project No. 3221RD, at a net debenture cost of \$200,000.00.

"CARRIED"

Res. #2012-160: Moved by Councillor Mayne, seconded by Councillor Bain
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the Traffic Control Signal Upgrade, being a Capital Budget Project No. 6057SL, at a net debenture cost of \$360,000.00.

"CARRIED"

Res. #2012-161: Moved by Councillor Mayne, seconded by Councillor Bain
That the City Clerk prepare a by-law for approval to fund the Water and Sewer Reconstruction Program, identified as Capital Budget Project No. 6092WS in the approved Water Services Capital Budget, at a net debenture cost of \$53,000.00.

"CARRIED"

Res. #2012-162: Moved by Councillor Chirico, seconded by Councillor Koziol
That a Capital Expenditure By-Law be prepared for the consideration of Council to authorize the 2012 North Bay-Mattawa Conservation Authority Capital Projects, being Capital Budget Project No. 6086CA, at a net debenture cost of \$469,000.00.

"CARRIED"

Res. #2012-163: Moved by Councillor Chirico, seconded by Councillor Koziol
That a Capital Expenditure By-Law be prepared for the consideration of Council to authorize the 2012 North Bay Public Library Capital Projects, being Capital Budget Project No. 6088LB, at a net debenture cost of \$850,000.00.

"CARRIED"

Res. #2012-164: Moved by Councillor Chirico, seconded by Councillor Koziol
That a Capital Expenditure By-Law be prepared for the consideration of Council to authorize the 2012 Capitol Centre Capital Projects, being Capital Budget Project No. 6085OC, at a net debenture cost of \$200,000.00.

"CARRIED"

Res. #2012-165: Moved by Councillor Chirico, seconded by Councillor Koziol
That 1) the Board of Management for the Downtown Improvement Area 2012 Budget in the amount of \$145,640.00 with a resultant tax levy of \$112,830.00 be approved by City Council; and
2) 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.

"CARRIED"

- Res. #2012-166: Moved by Councillor Koziol, seconded by Councillor Anthony
That 1) The Capital Projects Status Report – December 2011 Report No. CORP 2012-32 from the Chief Financial Officer be received:
- 2) 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) 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.

Mayor McDonald declared a conflict of interest as he is associated with a local hockey team which leases the Memorial Gardens.

“CARRIED”

- Res. #2012-167: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a first and second time:

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

“CARRIED”

- Res. #2012-168: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-laws be read a first and second time:

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. 2012-70 to authorize the North Bay Jack Garland Airport Maintenance Improvement Program.

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

“CARRIED”

Res. #2012-169: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-laws be read a third time and passed:

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. 2012-70 to authorize the North Bay Jack Garland Airport Maintenance Improvement Program.

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

“CARRIED”

Res. #2012-170: Moved by Councillor Koziol, seconded by Councillor Anthony
That the following by-law be read a first and second time:

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

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

“CARRIED”

Res. #2012-171: Moved by Councillor Koziol, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

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

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

“CARRIED”

Res. #2012-172: Moved by Councillor Koziol, seconded by Councillor Anthony
That the following by-law be read a first and second time:

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.

Mayor McDonald declared a conflict of interest as he owns property in the area.

“CARRIED”

Res. #2012-173: Moved by Councillor Koziol, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

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.

Mayor McDonald declared a conflict of interest as he owns property in the area.

“CARRIED”

Res. #2012-174: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

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

Councillor Koziol declared a conflict of interest as she owns rental property.

“CARRIED”

Res. #2012-175: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

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

Councillor Koziol declared a conflict of interest as she owns rental property.

“CARRIED”

Res. #2012-176: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

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.

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

“CARRIED”

Res. #2012-177: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

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.

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

“CARRIED”

Res. #2012-178: 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 7:21 p.m. for the following reasons: Item #24, being litigation including matters before administration tribunals, affecting the Municipality; and Item #25, being a potential disposition of lands by the Municipality.

“CARRIED”

Res. #2012-179: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council reconvene at 7:36 p.m.

“CARRIED”

Res. #2012-180: Moved by Councillor Chirico, seconded by Councillor Koziol
That 1) Council approve an Agreement of Purchase and Sale with
1149011 Ontario Inc., for 55 Voodoo Crescent, being 2.95
acres of property and a building in the Airport Industrial Park,
for a purchase price of \$150,000.00 with proceeds going to
the North Bay Jack Garland Airport Land Reserve Fund
(99521R); and

- 2) the Mayor and City Clerk execute all documents necessary
to effect the purchase and sale of the subject lands.

“CARRIED”

Res. #2012-181: Moved by Councillor Chirico, seconded by Councillor Vaillancourt
That this Regular Meeting of Council do now adjourn at 7:36 p.m.

“CARRIED”

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD