

**MINUTES OF THE REGULAR MEETING  
OF CITY COUNCIL  
HELD MONDAY, OCTOBER 17<sup>TH</sup>, 2011**

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

**PUBLIC PRESENTATIONS:**

Sue Miller/Brian Tayler/Barbara Groves re Update – *Source Water Protection Act*

**CORRESPONDENCE:**

Harriman & Associates	re Rezoning application – 2046304 Ontario Ltd. – 342 Percy Street	(696)
Orlando Rosales & Mabel Hernandez	re Rezoning application – 403 Worthington Street East	(697)
Cliff & Maureen Cowcill	re Amending Traffic & Parking By-Law - No Parking Restriction - Cedar Heights Road	(699)
Capitol Centre	re 2012 Capital Request	(700)
Colin Vickers/Christopher Kuntz	re Amending Traffic & Parking By-Law - All Way Stops - McIntyre Street West	(701)

**REPORTS FROM OFFICERS:**

Carvell, D.	re Electric Cooling System	(706)
Karpenko, M.	re 2012 Capital Request	(700)
Kitlar, S.	re Municipal Cultural Plan Final Report	(698)
Korell, A.	re Amending Traffic & Parking By-Law - Cedar Heights Road	(699)
Korell, A.	re Amending Traffic & Parking By-Law - All Way Stops	(701)
Korell, A.	re Sanitary Sewer Capital Project – Premier Road	(703)
Korell, A.	re Waterfront Park Dev. - Civic Square	(707)
McArthur, S.	re Laneway closure – Stephan & Dominique Gravelle - 559 King Street West	(694)
McArthur, S.	re Laneway closure – Murray & Diane Neil - 934 Maher Street	(695)
Mimee, R.	re 2012 Water & Sanitary Sewer Rates	(708)
Murphy, T.	re Amendment to Clean Yard By-Law	(704)
Rochefort, L.	re Reduction, Cancellation & Refund of Taxes	(702)
Valenti, P.	re RFP 2011-91, Circle Lake Portable Building	(705)

**Res. #2011-691:** Moved by Councillor Vaillancourt, seconded by Councillor Maroosis  
That minutes for the public meetings held on:

- Monday, September 19, 2011
- Monday, September 26, 2011; and
- Monday, October 3, 2011

be adopted as presented.

“CARRIED”

**Res. #2011-692:** Moved by Councillor Chirico, seconded by Councillor Mendicino  
That minutes for the closed meetings held on:

- Saturday, September 17, 2011
- Monday, September 19, 2011; and
- Monday, October 3, 2011

be adopted as presented.

“CARRIED”

Res. #2011-693a: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That Community Services Committee Report No. 2011-22 relating to:

- Official Plan Amendment, Zoning By-Law Amendment and Plan of Subdivision – Jack and Helen Norman, Four Mile Lake Road

be adopted as presented.

Mayor McDonald declared a conflict of interest as he owns property in the area and left the Chair. Deputy Mayor Chirico took the Chair for discussion on this matter.

“CARRIED”

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2011-22**

October 17, 2011

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2011-22 and recommends:

1. That the application to amend the Official Plan and the Zoning By-Law and the application of Draft Approval of a Rural Residential Estate Subdivision (22 lots) by Goodridge Planning Solutions on behalf of Jack & Helen Norman for Concession 2, Part of the North Half of Broken Lot 13, Parcel 716 W/F, PIN 49127-0758 (LT) in the former Township of Widdifield be denied.

All of which is respectfully submitted.

ASSENTS  
LAWLOR  
MENDICINO  
VAILLANCOURT

DISSENTS

Res. #2011-693b: Moved by Councillor Bain, seconded by Councillor Mayne  
That Community Services Committee Report No. 2011-22 be amended  
as follows:

- That
- 1) Nine (9) new pilot lots be created, and they are defined as “Minimal Impact Lots”. The new lots would be held to the same applicable restrictions and conditions, as the Northshore Residential Development is (Subdivision File No. 48T-02103); and
  - 2) to mediate any noise concerns the new owners may have, the City Solicitor and the Airport Manager create wording that shall be registered on the title for the new lots created.

Mayor McDonald declared a conflict of interest as he owns property in the area and left the Chair. Deputy Mayor Chirico took the Chair for discussion on this matter.

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

Yeas: Councillors Bain, Marosis, Mayne,

Nays: Councillors Vrebosch-Merry, Mendicino, Koziol, Lawlor, Vaillancourt, Deputy Mayor Chirico

“LOST”

- Res. #2011-694: Moved by Councillor Chirico, seconded by Councillor Koziol  
That 1) the application by Stephan & Dominique Gravelle to close a portion of the laneway in the block bounded by King Street West / High Street & McPhail Street, legally described as Plan No. M-165, abutting Lots 81 and 82, as shown on the Schedule "A" attached to Report to Council CSBU 2011-91, be approved;
- 2) the closure of the laneway be subject to the granting of any required easements; and
  - 3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

"CARRIED"

- Res. #2011-695: Moved by Councillor Chirico, seconded by Councillor Koziol  
That 1) the application by Murray & Diane Neil to close a portion of the laneway in the block bounded by Maher Street / Regina Street / Hardy Street & Laurier Avenue, legally described as Plan No. 72, abutting Part Lot 61, as shown on the Schedule "A" attached to Report to Council CSBU 2011-90, be approved;
- 2) the closure of the laneway be subject to the granting of any required easements; and
  - 3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

"CARRIED"

- Res. #2011-696: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That the rezoning application by Harriman & Associates on behalf of 2046304 Ontario Ltd. – 342 Percy Street be received.

"CARRIED"

- Res. #2011-697: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That the rezoning application by Orlando Rosales & Mabel Hernandez, Registered Plan No. 10, Part Lot 291 – 403 Worthington Street East be received.

"CARRIED"

- Res. #2011-698: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That Report to Council 2011-82 dated October 12, 2011 regarding the Municipal Cultural Plan be received by Council and referred to the Community Services Committee for review and discussion.

"CARRIED"

- Res. #2011-699: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne  
That Traffic and Parking By-Law No. 2002-001 be amended to restrict parking, as set out in Report to Council EESW 2011-75 dated October 12, 2011 prepared by Alan Korell.

"CARRIED"

- Res. #2011-700: Moved by Councillor Chirico, seconded by Councillor Koziol  
That 1) City Council approve a first charge against the 2012 Capital Budget in the amount of \$275,000.00, as matching funds for the Ontario Trillium grant received by the Capitol Centre; and

- 2) an expenditure by-law be approved in the amount of \$275,000.00 for the Capitol Centre.

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

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

Nays: Nil

“CARRIED”

Res. #2011-701: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne  
That 1) Traffic and Parking By-Law No. 2002-001 be amended to add “All Way Stops” at the following intersections:

- a) King Street and Ferguson Street
- b) McKee Street and Ski Club Road;

- 2) “All Way Stops” not be installed at the following intersections and the persons formally requesting “All Way Stops” be informed in writing:

- a) Connaught Avenue and Gordon Drive
- b) First Avenue and Fraser Street
- c) Wallace Road and Lakeheights Road; and
- d) McIntyre Street West and Harvey Street.

“CARRIED”

Res. #2011-702: Moved by Councillor Chirico, seconded by Councillor Koziol  
That the tax appeal applications attached to CORP Report No. 2011-163 that have been returned with a positive recommendation from the Municipal Property Assessment Corporation be adjusted for the period set out on each application form and that the applicable taxes be cancelled, reduced or refunded as authorized by Section 357/358 of the *Municipal Act*, S.O. 2001, c.25.

“CARRIED”

Res. #2011-703: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne  
Whereas Council approved a capital expenditure by-law for the 2010 Premier Road Capital Project, Project No. 3116SS in the amount of \$1,000,000.00, Council hereby authorizes and directs that the remaining \$500,000.00 be spent on abnormal operational overages due to service leaks in the water distribution system.

“CARRIED”

Res. #2011-704: Moved by Councillor Chirico, seconded by Councillor Maroosis  
That Council authorize an amendment to revise Section 4.5 of the City of North Bay Clean Yard By-Law No. 2011-185, as contained in Report to Council No. CORP 2011-159 dated October 12, 2011.

“CARRIED”

Res. #2011-705: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That City Council approve the award of a contract to D.J. Venasse Construction Limited in the amount of \$237,000.00 (excluding HST), for the supply and installation of a portable building at Circle Lake.

“CARRIED”

Res. #2011-706: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That 1) Council authorize the purchase and installation of twelve (12) Electric Cooling Systems for the Transit New Flyer Fleet utilizing EMP as a sole supplier; and

- 2) Council authorize the use of \$138,541.00 from the Transit One Time Funding held in Capital Budget 2891TR and \$129,539.00 of 2012 operating funds to fund the project.

“CARRIED”

- Res. #2011-707: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne  
That 1) a capital expenditure by-law be prepared for the consideration of City Council in the amount of \$100,000.00 to authorize expenses for the Memorial Gardens Capital Project No. 6016RF; and
- 2) the unused Capital funds from the John Street Bridge and Creek Rehabilitation, Capital Project No. 3300RD in the amount of \$200,000.00 and \$100,000.00 from the Memorial Gardens Project No. 6016RF be transferred to the Waterfront Park Development Capital Project No. 2745PR-RD. This money will allow for the Civic Square paving stone placement instead of the originally contemplated temporary asphalt at a cost of \$285,000.00.

Mayor McDonald declared a conflict of interest as his hockey team leases the Memorial Gardens.

“CARRIED”

- Res. #2011-708: Moved by Councillor Chirico, seconded by Councillor Koziol  
That Report to Council CORP 2011-161 dated October 12, 2011 from Ron Mimee & Lorraine Rochefort regarding the proposed 2012 Water and Sanitary Sewer Rates be referred to the General Government Committee for a Public Meeting.

“CARRIED”

- Res. #2011-709: Moved by Councillor Chirico, seconded by Councillor Koziol  
That the following by-law be read a first and second time:
- By-Law No. 2011-214 to confirm proceedings of the Meeting of Council on October 3, 2011.

“CARRIED”

- Res. #2011-710: Moved by Councillor Chirico, seconded by Councillor Koziol  
That the following by-law be read a third time and passed:
- By-Law No. 2011-214 to confirm proceedings of the Meeting of Council on October 3, 2011.

“CARRIED”

- Res. #2011-711: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That the following by-law be read a first and second time:
- By-Law No. 2011-217 to designate lots on a certain Plan of Subdivision that has been registered for eight (8) years or more as deemed not to be on a Registered Plan of Subdivision (Gravelle – 559 King Street West).

“CARRIED”

- Res. #2011-712: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That the following by-law be read a third time and passed:
- By-Law No. 2011-217 to designate lots on a certain Plan of Subdivision that has been registered for eight (8) years or more as deemed not to be on a Registered Plan of Subdivision (Gravelle – 559 King Street West).

“CARRIED”

Res. #2011-713: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne  
That the following by-laws be read a first and second time:

By-Law No. 2011-215 to execute an Agreement with MX Constructors Inc. relating to the construction of the Overflow Storm Sewer System.

By-Law No. 2011-216 to execute an Agreement with Miller Waste Systems Inc. relating to Recycling Collection, Processing and Marketing Services and Garbage Collection and Transportation to the Merrick Landfill Site Services.

“CARRIED”

Res. #2011-714: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne  
That the following by-laws be read a third time and passed:

By-Law No. 2011-215 to execute an Agreement with MX Constructors Inc. relating to the construction of the Overflow Storm Sewer System.

By-Law No. 2011-216 to execute an Agreement with Miller Waste Systems Inc. relating to Recycling Collection, Processing and Marketing Services and Garbage Collection and Transportation to the Merrick Landfill Site Services.

“CARRIED”

Res. #2011-715: 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 8:30 p.m. for the following reason:  
Item #16, being the potential lease of property by the Municipality.

“CARRIED”

Res. #2011-716: Moved by Councillor Chirico, seconded by Councillor Koziol  
That Council reconvene at 8:35 p.m.

“CARRIED”

Res. #2011-717: Moved by Councillor Maroosis, seconded by Councillor Vaillancourt  
That this Regular Meeting of Council do now adjourn at 8:35 p.m.

“CARRIED”

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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD