

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, FEBRUARY 10TH, 2003**

PRESENT: Mayor Burrows, Councillors Kidd, Chirico, Campbell, Aspin, Anthony, Church, Boldt, Maroosis, Handley

CORRESPONDENCE:

Ontario Senior Games Association re 2005 Ontario Senior Games (80)

REPORTS FROM OFFICERS:

Burke, M.B.	re Airport Corporation Line of Credit	(85)
Lang, A.	re Petition for annual payment of Transit Renewal Funds	(81)
Linkie, D.G.	re 2005 Ontario Senior Games	(80)
Linkie, D.G.	re Park Building Rental Fees	(83)
Reid, P.	re Petition for annual payment of Transit Renewal Funds	(81)
Rogers, B.A.	re Water and Sanitary Sewer Rates	(82)
Sheffield, T.	re North Bay Hydro Distribution Limited - <i>Electricity Act</i> , 1998 & Requirement for resolution confirming for-profit status	(84)

Res. #2003-77: Moved by Councillor Handley, seconded by Councillor Aspin
That minutes for the meetings held:

- Monday, November 18, 2002;
- Monday, November 25, 2002; and
- Monday, February 3, 2003

be adopted as presented.

"CARRIED"

Res. #2003-78: Moved by Councillor Kidd, seconded by Councillor Chirico
That General Government Committee Report No. 2003-03 relating to:

- CP Rail Lands purchase;
- Student Wage Policy; and
- Procedural By-Law amendment relating to the purchase/sale of real estate

be adopted as presented.

"CARRIED"

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2003-03

February 10, 2003

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2003-03 and recommends:

1. That the motion by Councillor Maroosis dated March 5, 2001 re CP Rail Lands purchase be noted and filed.

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2. That
 - a) there be three (3) wage levels for all students and any persons currently being paid at minimum wage employed with the City of North Bay, as follows:
 - Wage Level 1 - General Laborers, Clerical
 - Wage Level 2 - (A) Lifeguards, (B) Head Lifeguards
 - Wage Level 3 - Specialized skills and attendance at a post secondary institution with studies relating to the student employment, to include positions such as Beach Director, Planning, Legal and Engineering & Environmental Services;
 - b) Wage Level 1 to receive an increase from \$6.85 per hour to \$7.54 per hour effective January 1, 2003.
 - c) Wage Level 2 to receive an increase from \$8.75 per hour to \$9.19 per hour (Lifeguard) and \$8.95 per hour to \$9.40 per hour (Head Lifeguard) effective January 1, 2003;
 - d) Wage Level 3 positions will all be compensated at a rate of \$10.50 per hour; and
 - e) Any subsequent increases to any of these Wage Levels will follow the non-union salary increases as shown in Appendix A to Report CORP 2002 -143.
3. That By-Law No. 2003-10 being a by-law to amend Procedural By-Law No. 2000-66 as it relates to the purchase and sale of real estate be presented for second and third readings, as amended.

All of which is respectfully submitted.

ASSENTS

KIDD
CHIRICO
ASPIN

DISSENTS

Res. #2003-79: Moved by Councillor Church, seconded by Councillor Boldt
That Community Services Committee Report No. 2003-02 relating to:
- rezoning application for 1143 Fisher Street
be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2003-02

February 10, 2003

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2003-02 and recommends:

1. That
 - a) the application by Pellerin Painting Ltd. (1998) on behalf of A.J. Perron

Ltd. to rezone Part Lots 16 and 34, Lots 17 and 18, Plan 56 (1143 Fisher Street) to add a paint and/or wallpaper store as a permitted use be approved; and

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- b) the "Fast Track" rezoning process as per Council Resolution No. 2001-706 be applied and that the subject by-laws be given three (3) readings at Council's regular scheduled Council Meeting of February 10, 2003.

All of which is respectfully submitted.

ASSENTS
CHURCH
ANTHONY
BOLDT

DISSENTS

Res. #2003-80: Moved by Councillor Church, seconded by Councillor Boldt
That 1) City staff be directed to prepare a "Letter of Intent" for the Mayor's signature in order to bid on the 2005 Ontario Senior Games - Provincial Championships; and
2) staff be directed to submit a comprehensive bid for the event.

"CARRIED"

Res. #2003-81: Moved by Councillor Church, seconded by Councillor Boldt
That a petition for Annual Payment of Renewal Funds (Conventional Transit), form MT-0-7 (05/2002), and form MT-0-08 (07/2002) on expenditures incurred in 2002 in the amount of \$247,847.80 be approved by Council and submitted to the Ontario Ministry of Transportation.

"CARRIED"

Res. #2003-82: Moved by Councillor Kidd, seconded by Councillor Chirico
That the report from B.A. Rogers dated January 30, 2003 re Water and Sanitary Sewer Rates be referred to the General Government Committee.

"CARRIED"

Res. #2003-82a: Moved by Councillor Maroosis, seconded by Councillor Boldt
That item 4(a) (b) (c) be deleted from resolution No. 2003-82.

"LOST"

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

Yeas: Councillors Maroosis, Boldt, Church, Anthony, Chirico

Nays: Councillors Handley, Aspin, Campbell, Kidd, Mayor Burrows

Res. #2003-83: Moved by Councillor Church, seconded by Councillor Boldt
That the User Fee By-Law be amended to delete the fee charged for the use of playground buildings.

"CARRIED"

Res. #2003-84: Moved by Councillor Kidd, seconded by Councillor Chirico
WHEREAS the Corporation of the City of North Bay, as the sole shareholder of North Bay Hydro Holdings Limited, has direct beneficial ownership of all of the voting shares of a corporation that owns all of the voting shares of North Bay Hydro Distribution Limited, a corporation that was incorporated

as provided in subsection 142(1) of the *Electricity Act, 1998* and that is licensed under the *Ontario Energy Board Act, 1998* to distribute electricity; and

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WHEREAS, in incorporating North Bay Hydro Distribution Limited, the Council of the Corporation of the City of North Bay determined that North Bay Hydro Distribution Limited should operate on a sustaining profit model under which there is a sufficient return to maintain the value of the utility assets and the viability of the utility, but without requiring any shareholder dividend for the Corporation of the City of North Bay;

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

1. The Corporation of the City of North Bay hereby affirms that North Bay Hydro Distribution Limited should continue to be incorporated as provided in subsection 142(1).
2. The Corporation of the City of North Bay hereby further affirms that North Bay Hydro Distribution Limited should operate under a sustaining profit model where,
 - a) there is a sufficient return to maintain the value of the utility's assets and the viability of the corporation as a utility;
 - b) the City will not require any shareholder dividend; and
 - c) any operating surplus is sufficient to recover the depreciation of assets and to pay any taxes that may be assessed, and any balance thereof is applied to distribution purposes only.
3. The Mayor and Clerk shall provide to the Minister of Energy of the Province of Ontario on or before March 7, 2003, a certificate certifying the passing of this resolution in the form provided for in Ontario Regulation 430/02.

“CARRIED”

Res. #2003-85: Moved by Councillor Kidd, seconded by Councillor Chirico
That Council authorize the Chief Administrative Officer to approve agreements as recommended by the Treasurer and City Solicitor to provide funds for working cash flow of up to \$250,000.00 to the Airport Corporation utilizing the same favourable banking terms in place for the City.

“CARRIED”

Res. #2003-86: Moved by Councillor Kidd, seconded by Councillor Chirico
That the following by-law be read a first time:

By-Law No. 2003-12 to stop up, close and convey a laneway between Dudley Avenue and Maple Avenue.

“CARRIED”

Res. #2003-87: Moved by Councillor Church, seconded by Councillor Boldt
That the following by-law be read a first and second time:

By-Law No. 2003-11 to rezone certain lands on Fisher Street (A.J. Perron

Ltd. - 1143 Fisher Street).

“CARRIED”

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Res. #2003-88: Moved by Councillor Church, seconded by Councillor Boldt
That the following by-law be read a third time and passed:

By-Law No. 2003-11 to rezone certain lands on Fisher Street (A.J. Perron Ltd. - 1143 Fisher Street).

“CARRIED”

Res. #2003-89: Moved by Councillor Chirico, seconded by Councillor Kidd
WHEREAS the Provincial Government has set out objectives regarding the service improvement strategy for the Ontario Northland Railway to include:

- Providing access to quality telecommunications
- Supporting and enhancing economic development
- Protecting current employment and fostering growth of new jobs
- Ensuring competitive pricing for customers, and
- Maintaining or enhancing service levels

AND WHEREAS the economic prosperity of many vendor companies based in North Bay and throughout the North depend on the valuable business from the ONTC and,

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of North Bay demand that Premier Ernie Eves and the Provincial Government,

- i) Honour their objectives in any future negotiations regarding the future of ONTC;
- ii) Ensure that there is long-term sustainability for ONTC transportation and telecommunication jobs and business in North Bay and indeed throughout the North;
- iii) Adhere to the promise made that no job losses will occur or be transferred as a result of the sale of the ONTC;
- iv) Release the original ISG and CN plans for public review and evaluation; and
- v) A copy of this resolution be forwarded to the Honourable Ernie Eves, the Honourable Jim Wilson, Al McDonald, M.P.P. Nipissing, Ontario Northland Transportation Commission, NEOMAG, NEOMA, FONOM, AMO, Chambers of Commerce in the region and the Economic Development Commissions in the region.

“CARRIED”

Councillor Campbell declared a conflict of interest on the above matter and her spouse is employed by Ontario Northland.

Councillor Aspin declared a conflict of interest on the above matter as he has legal affairs with Ontario Northland.

Res. #2003-90: Moved by Councillor Handley, seconded by Councillor Campbell

That the presentation by Dr. Tom Preston re Greenhill Avenue be referred to the Engineering & Works Committee.

“CARRIED”

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Res. #2003-91: Moved by Councillor Kidd, seconded by Councillor Chirico
That our Chief Administrative Officer investigate the cost to remove snow from the downtown area, Cassells Street to John Street and report back to Council as soon as possible.

“CARRIED”

Res. #2003-92: Moved by Councillor Campbell, seconded by Councillor Chirico
That the presentation by Fern Marques regarding wood smoke poisoning be referred to the Engineering & Works Committee and for a report.

“CARRIED”

Res. #2003-93: Moved by Councillor Aspin, seconded by Councillor Handley
That this meeting do now adjourn.

“CARRIED”

MAYOR

CITY CLERK