

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, JANUARY 13TH, 2003**

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

CORRESPONDENCE:

List, Robert	re Rezoning application - Eastview Development Limited - Northshore Road	(07)
List, Robert	re Official Plan Amendment - Eastview Development Limited - Northshore Road	(08)
List, Robert	re Subdivision application - Eastview Development Limited - Northshore Road	(09)

REPORTS FROM OFFICERS:

Baker, B.R.	re <i>Safe Drinking Water Act</i> , Bill 195	(15)
Burke, M.B.	re Nasittuq Corporation Fire Rescue Services	(12)
Burke, M.B.	re Trout Lake Site Plan Control Agreements	(16)
Burke, M.B.	re Exchange of lands with Laurentian Heights Limited	(36)
Elliott, G.	re Traffic signals - McKeown Avenue at Josephine Street and Fisher Street at the Kinsmen Trail crossing	(14)
Kilgour, I.G.	re Rezoning application - North Bay Indian Friendship Centre, 339 Fifth Avenue West	(03)
Kilgour, I.G.	re Rezoning application - Wayne Lowe and Mike Gibb, 260, 270 and Vacant Lot, Lakeshore Drive	(04)
Kilgour, I.G.	re Rezoning application - Carole Leclair, 1150 Ferguson Street	(05)
Kilgour, I.G.	re Rezoning application - A. Boaro, 1349 Lakeshore Drive	(06)
Kilgour, I.G.	re Rezoning application - A.J. Perron Limited 1143 Fisher Street	(23)
Linkie, D.G.	re North Bay Jack Garland Airport marketing initiative	(10)
McCullough, E.A.	re 5 th Annual Northeastern Fire Education Conference	(13)
McPhee, D.	re Student Wage Policy	(18)
Roger, B.A.	re 2003 Community Reinvestment Fund Terms and Conditions	(17)
Sheffield, T.	re DSSAB - Governance	(19)
Simmonds, J.C.	re <i>Sustainable Water & Sewer Systems Act</i> , 2002, Bill 175	(11)
Simmonds, J.C.	re <i>Safe Drinking Water Act</i> , Bill 195	(15)

Res. #2003-01: Moved by Councillor Handley, seconded by Councillor Maroosis
That Engineering & Works Committee Report No. 2003-01 relating to:

- erosion control problems on Sherryl Crescent

be adopted as presented.

“CARRIED”

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January 13, 2003

ENGINEERING & WORKS COMMITTEE REPORT NO. 2003-01

January 13, 2003

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2003-01 and recommends:

1. That
 - a) Report EW 2000-16, from the City Engineer regarding erosion control problems on Sherryl Crescent be received for information; and
 - b) a copy of Report EW 2000-16 be forwarded to Mr. Rick Crease of 157 Sherryl Crescent.

All of which is respectfully submitted.

ASSENTS
HANDLEY
MAROOSIS
CAMPBELL

DISSENTS

Res. #2003-02: Moved by Councillor Handley, seconded by Councillor Maroosis
That Engineering & Works Committee Report No. 2003-02 relating to:

- salt and sand usage

be adopted as presented.

“CARRIED”

ENGINEERING & WORKS COMMITTEE REPORT NO. 2003-02

January 13, 2003

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2003-02 and recommends:

1. That
 - a) City Council set a target of a 10% reduction in salt usage for the 2002-2003 winter control season, and that City staff make appropriate changes to methods, equipment and levels of service to achieve the reduction;
 - b) further changes be considered after receiving a report from the Managing Director of Public Works & Services, said report to include a complete equipment list, and to be considered during the 2003 budget process; and
 - c) the 2003-2007 Capital Budget include recommendations for equipment and buildings that are likely to be required in order to comply with forthcoming federal regulations.

All of which is respectfully submitted.

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January 13, 2003

ASSENTS
HANDLEY
MAROOSIS
CAMPBELL

DISSENTS

Res. #2003-02: Moved by Councillor Church, seconded by Councillor Anthony
That the recommendations from the Planning Advisory Committee regarding
the application by Keith Harriman on behalf of the North Bay Indian Friendship
Centre be referred to the Community Services Committee and for a Public
Meeting.

“CARRIED”

Res. #2003-04: Moved by Councillor Church, seconded by Councillor Anthony
That the recommendations from the Planning Advisory Committee regarding
the application by Sandro Orlando on behalf of Wayne Lowe and Mike Gibb
be referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2003-05: Moved by Councillor Church, seconded by Councillor Anthony
That the recommendations from the Planning Advisory Committee regarding
the application by Randy LeClair on behalf of Carole LeClair be referred to
the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2003-06: Moved by Councillor Church, seconded by Councillor Anthony
That the recommendations from the Planning Advisory Committee regarding
the application by M. & L. Poulin on behalf of A. Boaro be referred to the
Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2003-07: Moved by Councillor Church, seconded by Councillor Anthony
That the Rezoning application by Robert List on behalf of Eastview
Development Limited, Northshore Road be received.

“CARRIED”

Res. #2003-08: Moved by Councillor Church, seconded by Councillor Anthony
That the Official Plan Amendment application by Robert List on behalf of
Eastview Development Limited, Northshore Road be received.

“CARRIED”

Res. #2002-09: Moved by Councillor Church, seconded by Councillor Anthony
That the Subdivision application by Robert List on behalf of Eastview
Development Limited, Northshore Road be received.

“CARRIED”

Res. #2003-10: Moved by Councillor Bennett, seconded by Councillor Kidd
That the Director of Financial Services be authorized to transfer \$25,089.49
from the Airport Reserve Fund in order to satisfy the City's obligation to the
2000 Program for Export Market Development-Investment (PEMD-I) Airport

Marketing Grant.

“CARRIED”

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January 13, 2003

Res. #2003-11: Moved by Councillor Handley, seconded by Councillor Maroosis
That 1) Report No. EES 2003-02 from the City Engineer on the *Sustainable Water and Sewage System Act 2002* be referred to the Engineering & Works Committee; and
2) Report No. EES 2003-02 be referred to the 2003 budget process for consideration of enhancements required to comply with Bill 175.

“CARRIED”

Res. #2003-12: Moved by Councillor Bennett, seconded by Councillor Kidd
That Council renew the Fire Rescue Agreement with Nasittuq Corporation for their Short Range Development Site in Beaucage Township.

“CARRIED”

Res. #2003-13: Moved by Councillor Church, seconded by Councillor Anthony
That the 5th Annual Northeastern Fire Education Conference, April 3 - 6th, 2003, to be held at the Clarion Pinewood Park Hotel be designated as an “Official Municipal Event.”

“CARRIED”

Res. #2003-14: Moved by Councillor Handley, seconded by Councillor Maroosis
That Traffic By-Law No. 131-03 and Traffic and Parking By-Law No. 2002-01 be amended to include new traffic signal installations at the intersection of McKeown Avenue with Josephine Street, and at the Kinsmen Trail Crossing of Fisher Street.

“CARRIED”

Res. #2003-15: Moved by Councillor Handley, seconded by Councillor Maroosis
That 1) Report No. EES 2003-01 from the City Engineer and Managing Director of Public Works & Services on the *Safe Drinking Water Act* be referred to the Engineering & Works Committee;
2) Report No. EES 2003-01 be referred to the 2003 budget process for consideration of enhancements to the 2003 budget to comply with Bill 195; and
3) the City Solicitor prepare a report on the issue of staff and Council liabilities as they relate to the *Safe Drinking Water Act*.

“CARRIED”

Res. #2003-16: Moved by Councillor Church, seconded by Councillor Anthony
That the memo from M.B. Burke dated December 19, 2002 re Trout Lake Site Plan Control Agreements be referred to the Community Services Committee.

“CARRIED”

Res. #2003-17: Moved by Councillor Bennett, seconded by Councillor Kidd
That 1) the Community Reinvestment Fund allocations from the Province of Ontario totalling \$16,581,000 for 2003, or any adjusted amount

subsequently confirmed, be received for the benefit of local taxpayers;

- 2) the City of North Bay accepts these allocations in accordance with the terms and conditions set by the Province as outlined in the letter dated November 27, 2002 from the Ministry of Finance and the Ministry of Municipal Affairs and Housing;

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- 3) the Ministry of Finance be asked to supply sufficient background information so that the Director of Financial Services can verify amounts included in the calculations; and

- 4) the matter be referred to the budget.

“CARRIED”

Res. #2003-18: Moved by Councillor Bennett, seconded by Councillor Kidd
That the report from D. McPhee dated December 20, 2002 re Student Wage Policy be referred to the General Government Committee.

“CARRIED”

Res. #2003-19: Moved by Councillor Bennett, seconded by Councillor Aspin
That Council of the City of North Bay:

1. endorses Resolution 2, dated November 13, 2002, of the District of Nipissing Social Services Administration Board, respecting a proposal to amend the composition of the Board,
2. consents to the change proposed therein in the composition of the Board, in which the City shall have six members, being half of the membership of Board, and
3. supports an application by the Board to the Minister of Community, Family and Children’s Services to amend the Board’s composition in accordance with that Resolution.

“CARRIED”

Record of Vote (Upon Request of Councillor Kidd)

Yeas: Councillors Handley, Marosis, Boldt, Church, Aspin, Bennett, Mayor Burrows

Nays: Councillors Anthony, Campbell, Chirico, Kidd

Res. #2003-20: Moved by Councillor Bennett, seconded by Councillor Kidd
That accounts totalling \$460.10 for Ontario Northland for December 2002 be approved.

“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. #2003-21: Moved by Councillor Bennett, seconded by Councillor Kidd
That accounts totalling \$1,060.77 for Burrows Country Store & Garden for December 2002 be approved.

“CARRIED”

Mayor Burrows declared a conflict of interest on the above matter as he is the owner of Burrows Country Store & Garden.

Res. #2003-22: Moved by Councillor Bennett, seconded by Councillor Kidd
That accounts totalling \$6,591,482.72 for December 2002 be approved.

“CARRIED”

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January 13, 2003

Res. #2003-23: Moved by Councillor Church, seconded by Councillor Anthony
That the rezoning application by Pellerin Painting Ltd. (1998) on behalf of A.J. Perron Limited for 1143 Fisher Street be referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2003-24: Moved by Councillor Bennett, seconded by Councillor Kidd
That the following by-law be read a first time and referred to the General Government Committee:

By-Law No. 2003-05 to regulate smoking in public places and workplaces.

“CARRIED”

Res. #2003-25: Moved by Councillor Bennett, seconded by Councillor Kidd
That the following by-laws be read a first and second time:

By-Law No. 2003-01 to prescribe the form and manner and times for the provision of notice.

By-Law No. 2003-03 to execute a Transfer of Easement to Bell Canada (Hughes Road).

“CARRIED”

Res. #2003-26: Moved by Councillor Bennett, seconded by Councillor Kidd
That the following by-laws be read a third time and passed:

By-Law No. 2003-01 to prescribe the form and manner and times for the provision of notice.

By-Law No. 2003-03 to execute a Transfer of Easement to Bell Canada (Hughes Road).

“CARRIED”

Res. #2003-27: Moved by Councillor Maroosis, seconded by Councillor Aspin
That the reading of By-Law No. 2003-02 being a by-law to execute a Supplementary Financing Agreement with the North Bay - Mattawa Conservation Authority be tabled to the Council Meeting on January 27, 2003 and that a copy of the Supplementary Financing Agreement with the North Bay - Mattawa Conservation Authority be attached.

“CARRIED”

Res. #2003-28: Moved by Councillor Bennett, seconded by Councillor Kidd
That the following by-law be read a third time and passed:

By-Law No. 2002-74 to annex certain lands from the Unincorporated Township of Commanda (North Bay Regional Health Centre).

“CARRIED”

Res. #2003-29: Moved by Councillor Handley, seconded by Councillor Maroosis
That the following by-law be read a first and second time:

By-Law No. 2003-04 to amend Traffic By-Law No. 131-93 and Traffic & Parking By-Law No. 2002-01.

“CARRIED”

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January 13, 2003

Res. #2003-30: Moved by Councillor Handley and seconded by Councillor Maroosis
That the following by-law be read a third time and passed:

By-Law No. 2003-04 to amend Traffic By-Law No. 131-93 and Traffic & Parking By-Law No. 2002-01.

“CARRIED”

Res. #2002-31: 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. #2003-32: Moved by Councillor Church, seconded by Councillor Handley
That 1) the City of North Bay fully support the submission from the Canadian Parks and Recreation Association dated January 8, 2003 relating to the Children's Infrastructure Program; and
2) the City of North Bay urge the Federal Government to Provide the funds for the Children's Infrastructure Program along with an implementation plan.

"CARRIED"

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January 13, 2003

Res. #2003-33: Moved by Councillor Anthony, seconded by Councillor Aspin
WHEREAS the Federal Gun Registry Program costs have exceed expectations;

BE IT THEREFORE RESOLVED THAT The Corporation of the City of North Bay lobby the Federal Government to review, and if necessary, scrap the Federal Gun Registry;

AND FURTHER THAT The Corporation of the City of North Bay encourage other municipalities to do the same.

"LOST"

Res. #2003-34: Moved by Councillor Aspin, seconded by Councillor Anthony
WHEREAS all municipalities rely on property tax as an important component of municipal funding;

AND WHEREAS all ratepayers should be able to depend on good service and accurate assessments from the Municipal Property Assessment Corporation (MPAC), the corporation in Ontario responsible for these services;

AND WHEREAS MPAC is in the process of implementing "Futures", a corporate restructuring plan that is dramatically changing property assessment in this province;

AND WHEREAS "Futures" is a very centralized plan that has resulted in a dramatic reduction in both local expertise and quality of services;

AND WHEREAS MPAC has already reduced its front-line staff from 2,100 employees to 1,350 employees and is destined to reduce its staff to 1,100 once this plan is fully implemented;

AND WHEREAS MPAC is now required to reassess every Ontario property each year instead of every fourth year;

AND WHEREAS each municipality in Ontario has already experienced extensive downloading of work associated with the Ontario Fair Assessment System and the Municipal Tax Reform plans the province has enacted over the past 5 years;

BE IT THEREFORE RESOLVED THAT The Corporation of the City of North Bay requests that Minister of Finance, Hon. Janet Ecker to:

1. Stop the full implementation of "Futures"
2. Develop a revised plan to restore local assessment expertise and better service to the municipal level

AND FURTHER THAT copies of this resolution requesting support be forwarded to Ernie Eves, Premier of Ontario, President and Board of Directors of MPAC, AMO, FONOM and NOMA.

“RULED OUT OF ORDER”

Res. #2003-35: Moved by Councillor Bennett, seconded by Councillor Kidd
That Council adjourn to an in-camera meeting to discuss property matters.

“CARRIED”

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January 13, 2003

Res. #2003-36: Moved by Councillor Bennett, seconded by Councillor Kidd
That Council agree to proceed with the exchange of land with Laurentian Heights Ltd. of surplus City reservoir land (3,857 square meters) for the Perut escarpment lands (7,387 square meters).

“CARRIED”

Res. #2003-37: Moved by Councillor Campbell, seconded by Councillor Aspin
That this meeting do now adjourn.

“CARRIED”

MAYOR

CITY CLERK