

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, MARCH 19, 2012**

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

PUBLIC PRESENTATIONS:

John Strang, Chamber of Commerce	re 2012 City Budget	
Barry Descheno	re Alexander Road Allowance	
Barry Mantha	re Alexander Road Allowance	

CORRESPONDENCE:

Perut Construction Limited	re OPA & Rezoning applications – 333 King Street West	(193)
----------------------------	--	-------

REPORTS FROM OFFICERS:

Conrad, Catherine	re Heritage Railway Committee	(192)
McArthur, S.	re Draft Plan of Subdivision - Dimitrios & Tracy Kolios - 7 Lots - Carmichael Dr.	(190)
McArthur, S.	re Rezoning application – CNB – North Bay Jack Garland Airport – Airport Road	(191)
Valenti, P.	re Request for Proposal 2012-03, HR North Online Labour Force Matching Tool	(194)

Res. #2012-182: Moved by Councillor Chirico, seconded by Councillor Mendicino
That minutes for the public meetings held on:

- Monday, March 5, 2012; and
- Monday, March 12, 2012

be adopted as presented.

“CARRIED”

Res. #2012-183: Moved by Councillor Maroosis, seconded by Councillor Mendicino
That minutes for the closed meeting held on:

- Monday, March 5, 2012

be adopted as presented.

“CARRIED”

Res. #2012-184: Moved by Councillor Chirico, seconded by Councillor Koziol
That General Government Committee Report No. 2012-01 relating to:

- the 2012 Operating Budget (excluding Humane Society, District of Nipissing Social Services Administrative Board and Memorial Gardens Operating Budgets), Assessment Analysis and Tax Policy Review

be adopted as presented.

Record of Vote (*Upon Request of Deputy Mayor Chirico*)

Yeas: Deputy Mayor Chirico, Councillors Maroosis, Mayne, Lawlor, Mendicino, Koziol, Vrebosch, Bain, Mayor McDonald

Nays: Councillor Anthony

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2012-01

March 19, 2012

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2012-01 and recommends:

Final recommendations as a result of the 2012 Budget Process:

1. That the 2012 Operating Budget in the amount of \$98,969,190 (save and except the District of Nipissing Social Services Administration Board levy of \$11,251,661, the Humane Society budget of \$331,522 and the Memorial Gardens Budget of \$717,736) with a resultant tax levy of \$73,788,577 as summarized on the attached **Schedule A**, be approved.
2. That budget adjustments summarized on the attached **Schedule B**, resulting in a net reduction in the tax levy totaling \$905,763 from the Preliminary Operating Budget, be included in the Operating Budget.
3. That the 2011 real growth in the assessment base be applied to reduce 2011 tax rates by a further 0.61%, or \$414,463
4. That the Chief Financial Officer be authorized to process all transfers to and from reserve funds including:
 - a) all transfers included in the 2012 Operating Budget; and
 - b) \$51,800 to be transferred from the land sales reserve to fund the purchase of the property at Airport Road and Carmichael Drive from Gold Fleet Investments Ltd.
5. That the levies of all Agencies, Boards and Commissions totaling \$34,594,103 as summarized on the attached **Schedule B, page #8** be included in the tax levy.
6. That the Chief Financial Officer be authorized to transfer \$9,712,000 from the Operating Fund to the Capital Fund to finance approved capital projects that would otherwise require debenture issuance to fund (Net Capital Levy in Operating Budget). This is often referred to as the "Pay As You Go" funding for capital projects.
7. That Council continues to support the Long Term Tax Policy as attached in **Schedule C**.
8. That the tax policy recommendations outlined in Report to Council CORP 2012-08 be adopted as follows:
 - a) That the 2012 tax ratios remain at the 2011 levels as follows:

Multi-Residential	- 2.2054
Commercial	- 1.8822
Industrial	- 1.4000
Pipeline	- 1.1656
Farmland	- 0.1500
Managed Forest	- 0.2500
 - b) Council decisions to reduce tax ratios will be made at the onset of a reassessment year once the four-year tax shifts are known. Council's decisions to reduce the tax ratios will be considered for the four year cycle commencing with the 2013 reassessment year.

- c) That the Manager of Revenues and Taxation file a Report to Council outlining options and recommendations for the 2012 capping program.
- 9. The Reserve Fund Policy continue to be supported (**Schedule D**).
- 10. That the tax rates included on **Schedule E** be adopted for the 2012 taxation year.
- 11. That each final tax bill clearly discloses the amount included to subsidize provincial health and social programs as described by the Association of Municipalities of Ontario as "Ontario's \$3 Billion Provincial Municipal Fiscal Gap".
- 12. That the due date for the final property tax installment be set at June 29 for the 2012 taxation year.
- 13. That the by-laws arising from this report be presented for three readings on March 19, 2012.

All of which is respectfully submitted.

ASSENTS

CHIRICO
KOZIOL

MAROOSIS
MAYOR McDONALD

DISSENTS

ANTHONY

Res. #2012-185: Moved by Councillor Chirico, seconded by Councillor Koziol
That General Government Committee Report No. 2012-02 relating to:

- the 2012 Operating Budget for the Humane Society
- be adopted as presented.

Record of Vote (*Upon Request of Deputy Mayor Chirico*)

Yeas: Deputy Mayor Chirico, Councillors Koziol, Lawlor, Anthony, Bain, Vrebosch, Maroosis, Mayne, Mendicino, Mayor McDonald

Nays: Nil

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2012-02

March 19, 2012

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2012-02 and recommends:

1. That the 2012 Operating Budget in the amount of \$331,522.00 for the Humane Society be approved.

All of which is respectfully submitted.

ASSENTS
CHIRICO
KOZIOL
ANTHONY
MAROOSIS
McDONALD

DISSENTS

Res. #2012-186: Moved by Councillor Chirico, seconded by Councillor Koziol
That General Government Committee Report No. 2012-03 relating to:

- the 2012 Operating Budget for the District of Nipissing Social Services Administration Board

be adopted as presented.

Councillor Vrebosch declared a conflict of interest as her employer receives funding from the District of Nipissing Social Services Administration Board.

Record of Vote (*Upon Request of Deputy Mayor Chirico*)

Yeas: Deputy Mayor Chirico, Councillors Anthony, Bain, Lawlor, Koziol, Mendicino, Maroosis, Mayne, Mayor McDonald

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2012-03

March 19, 2012

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2012-03 and recommends:

1. The 2012 Operating Budget for the District of Nipissing Social Services Administration Board 2012 Operating Budget in the amount of \$11,251,661.00 be approved.

All of which is respectfully submitted.

ASSENTS
 CHIRICO
 KOZIOL
 ANTHONY
 MAROOSIS
 McDONALD

DISSENTS

Res. #2012-187: Moved by Councillor Koziol, seconded by Councillor Anthony
 That General Government Committee Report No. 2012-04 relating to:

- the 2012 Operating Budget for Memorial Gardens

be adopted as presented.

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

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

Yeas: Councillors Koziol, Lawlor, Vrebosch, Maroosis, Anthony, Mendicino, Mayne, Bain, Deputy Mayor Chirico

Nays: Nil

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2012-04

March 19, 2012

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2012-04 and recommends:

1. The 2012 Operating Budget for Memorial Gardens in the amount of \$717,376.00 be approved.

All of which is respectfully submitted.

ASSENTS
 CHIRICO
 KOZIOL
 ANTHONY
 MAROOSIS

DISSENTS

Res. #2012-188: Moved by Councillor Lawlor, seconded by Councillor Mendicino
 That Community Services Committee Report No. 2012-04 relating to:

- Rezoning application by Southshore Investments Inc., 1704 to 1730 Main Street West

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-04

March 19, 2012

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-04 and recommends:

1. That a) the proposed Zoning By-Law Amendment to expand the list of permitted uses in a "Light Industrial Three Special Zone No. 37 (M3 Sp.37)" by Southshore Investments Inc. for the property legally described as Plan No. M-36, Lots 83 to 85, 90 to 93, 98 to 100, Part Lots 81, 82, 94 to 97, 112 to 115, Reference Plan No. 36R-2791, Parts 2 & 4, and Reference Plan No. 36R-2583, Parts 1 & 5, known locally as 1704 to 1730 Main Street West in the City of North Bay be approved; and
 - b) the subject property be placed under Site Plan Control pursuant to Section 41 of the *Planning Act*, R.S.O. 1990, as amended, in order to regulate parking, lighting, landscaping, stormwater, drainage, ingress and egress and fencing as required.

All of which is respectfully submitted.

ASSENTS
LAWLOR
MENDICINO
McDONALD

DISSENTS

Res. #2012-189a: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That Community Services Committee Report No. 2012-05 relating to:

- Sports Field User Fees

be adopted as presented.

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

Yeas: Councillors Lawlor, Chirico, Vrebosch, Bain, Maroosis, Koziol, Mendicino, Mayor McDonald

Nays: Councillors Anthony, Mayne

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-05

March 19, 2012

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-05 and recommends:

1. That a) the Sport Field User Fees as set out in Report to Council CSBU 2012-26 dated January 24, 2012 from Ian Kilgour, and as amended to reflect a three (3) year phase in for the Steve Omischl Sports Complex be approved; and

- b) the City Clerk be directed to amend the User Fee By-Law accordingly.

All of which is respectfully submitted.

ASSENTS
LAWLOR
MENDICINO
McDONALD

DISSENTS

Res. #2012-189b: Moved by Councillor Mayne, seconded by Councillor Anthony
That Community Services Committee Report No. 2012-05 regarding
Sports Field User Fees be recommitted to the Community Services
Committee for further consultations with the Sports Field User Groups
regarding the phase in period.

“LOST”

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

Yeas: Councillors Mayne, Vrebosch, Anthony, Marosis

Nays: Councillors Mendicino, Koziol, Chirico, Bain, Lawlor, Mayor McDonald

Res. #2012-190: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the recommendation from the Planning Advisory Committee regarding a Plan of Subdivision application by Goodridge Planning & Surveying on behalf of Dimitrios and Tracy Kolios - 7 Lots, Carmichael Drive be referred to the Community Services Committee for a Public Meeting.

Councillor Chirico declared a conflict of interest as the proponent are clients of his employer, The Royal Bank of Canada.

“CARRIED”

Res. #2012-191: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the recommendation from the Planning Advisory Committee regarding the rezoning application by the City of North Bay – North Bay Jack Garland Airport – Airport Road be referred to the Community Services Committee for a Public Meeting.

“CARRIED”

Res. #2012-192: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council direct the City Clerk to repeal By-Law No. 2000-71, being a by-law to recognize the Heritage Railway Company as a Committee.

“CARRIED”

Res. #2012-193: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the Official Plan Amendment and Rezoning application by Miller & Urso Surveying Inc., on behalf of Perut Construction Limited – 333 King Street West be received.

“CARRIED”

Res. #2012-194: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That City Council approve the award of a contract to WIL Counseling and Training for Employment in the amount of \$53,097.35 (excluding HST), for the development and implementation of a web based tool for the HR North Project.

“CARRIED”

Res. #2012-195: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a first and second time:

By-Law No. 2012-73 to stop up and close parts of Second Avenue, Plan 21, abutting Front Street.

“CARRIED”

Res. #2012-196: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-laws be read a first and second time:

By-Law No. 2012-56 to set 2012 tax rates and to levy taxes for the year 2012.

By-Law No. 2012-58 to set 2012 tax rate reductions for prescribed property subclasses.

By-Law No. 2012-75 to confirm proceedings of the Meeting of Council on March 5, 2012.

By-Law No. 2012-78 to authorize the sale of lands no longer required for municipal purposes to 1149011 Ontario Inc. (55 Voodoo Crescent).

By-Law No. 2012-79 to authorize the Asphalt Resurfacing Sheet Program.

By-Law No. 2012-80 to authorize the Sidewalk Replacement and Pedestrian Safety Programs.

By-Law No. 2012-81 to authorize the Bridge Rehabilitation Program.

By-Law No. 2012-82 to authorize the City's Share of New Development Costs.

By-Law No. 2012-83 to authorize the Traffic Signalized Pedestrian Crossings at various locations.

By-Law No. 2012-84 to authorize the Landfill Site Merrick - Leachate Treatment Project.

By-Law No. 2012-85 to authorize the Airport Road Resurfacing Program (O'Brien Street to Carmichael Drive).

By-Law No. 2012-86 to authorize the Watermain Replacement, Reaming or Relining Program.

By-Law No. 2012-87 to authorize the Watermain Looping-Automatic Flow Program.

By-Law No. 2012-88 to authorize the Asset Management Program.

By-Law No. 2012-89 to authorize the Traffic Control Signal Upgrade.

By-Law No. 2012-90 to authorize the Water and Sewer Reconstruction Program.

By-Law No. 2012-91 to authorize the 2012 North Bay-Mattawa Conservation Authority Capital Budget allocation.

By-Law No. 2012-92 to authorize the 2012 North Bay Public Library Capital Budget allocation.

By-Law No. 2012-93 to authorize the 2012 Capitol Centre Budget allocation.

By-Law No. 2012-97 to regulate smoking in public places and workplaces.

"CARRIED"

Res. #2012-197: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-laws be read a third time and passed:

By-Law No. 2012-56 to set 2012 tax rates and to levy taxes for the year 2012.

By-Law No. 2012-58 to set 2012 tax rate reductions for prescribed property subclasses.

By-Law No. 2012-75 to confirm proceedings of the Meeting of Council on March 5, 2012.

By-Law No. 2012-78 to authorize the sale of lands no longer required for municipal purposes to 1149011 Ontario Inc. (55 Voodoo Crescent).

By-Law No. 2012-79 to authorize the Asphalt Resurfacing Sheet Program.

By-Law No. 2012-80 to authorize the Sidewalk Replacement and Pedestrian Safety Programs.

By-Law No. 2012-81 to authorize the Bridge Rehabilitation Program.

By-Law No. 2012-82 to authorize the City's Share of New Development Costs.

By-Law No. 2012-83 to authorize the Traffic Signalized Pedestrian Crossings at various locations.

By-Law No. 2012-84 to authorize the Landfill Site Merrick - Leachate Treatment Project.

By-Law No. 2012-85 to authorize the Airport Road Resurfacing Program (O'Brien Street to Carmichael Drive).

By-Law No. 2012-86 to authorize the Watermain Replacement, Reaming or Relining Program.

By-Law No. 2012-87 to authorize the Watermain Looping-Automatic Flow Program.

By-Law No. 2012-88 to authorize the Asset Management Program.

By-Law No. 2012-89 to authorize the Traffic Control Signal Upgrade.

By-Law No. 2012-90 to authorize the Water and Sewer Reconstruction Program.

By-Law No. 2012-91 to authorize the 2012 North Bay-Mattawa Conservation Authority Capital Budget allocation.

By-Law No. 2012-92 to authorize the 2012 North Bay Public Library Capital Budget allocation.

By-Law No. 2012-93 to authorize the 2012 Capitol Centre Budget allocation.

By-Law No. 2012-97 to regulate smoking in public places and workplaces.

"CARRIED"

Res. #2012-198: Moved by Councillor Chirico, seconded by Councillor Anthony That the following by-law be read a first and second time:

By-Law No. 2012-57 to set 2012 tax ratios for prescribed property classes.

Councillor Koziol declared a conflict of interest as she is a multi-residential property owner.

"CARRIED"

Res. #2012-199: Moved by Councillor Chirico, seconded by Councillor Anthony That the following by-law be read a third time and passed:

By-Law No. 2012-57 to set 2012 tax ratios for prescribed property classes.

Councillor Koziol declared a conflict of interest as she is a multi-residential property owner.

"CARRIED"

Res. #2012-200: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

By-Law No. 2012-53 to stop up, close and convey a portion of the unopened Alexander Road Allowance.

“CARRIED”

Res. #2012-201: Moved by Councillor Chirico, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

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

“CARRIED”

Res. #2012-202: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

By-Law No. 2012-36 to rezone certain lands on Main Street West (Southshore Investments Inc., – 1704 to 1730 Main Street West).

“CARRIED”

Res. #2012-203: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-laws be read a first and second time:

By-Law No. 2012-37 to designate a Site Plan Control Area on certain lands on Main Street West (Southshore Investments Inc., – 1704 to 1730 Main Street West).

By-Law No. 2012-94 to appoint a Municipal Weed Inspector for 2012.

By-Law No. 2012-96 to amend By-Law No. 2007-89, being a by-law to regulate on and off street parking for disabled persons.

By-Law No. 2012-103 to execute an Agreement with Miller & Urso Surveying Inc., relating to the Final Survey Work – Airport property.

“CARRIED”

Res. #2012-204: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-laws be read a third time and passed:

By-Law No. 2012-37 to designate a Site Plan Control Area on certain lands on Main Street West (Southshore Investments Inc., – 1704 to 1730 Main Street West).

By-Law No. 2012-94 to appoint a Municipal Weed Inspector.

By-Law No. 2012-96 to amend By-Law No. 2007-89, being a by-law to regulate on and off street parking for disabled persons.

By-Law No. 2012-103 to execute an Agreement with Miller & Urso Surveying Inc., relating to the final survey work – Airport property.

“CARRIED”

Res. #2012-205: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That the following by-laws be read a first and second time:

By-Law No. 2012-98 to execute an Agreement with HD Supply Canada Inc., relating to the supply of LED Street Cobra Head Light Fixtures.

By-Law No. 2012-102 to execute an Amending Agreement with Stewardship Ontario relating to New Municipal Hazardous or Special Wastes Services.

By-Law No. 2012-104 to execute an Agreement with MX Constructors Inc., relating to the construction of the sanitary sewer extension (Morgan Avenue to Birch's Road).

By-Law No. 2012-105 to execute an Agreement with Bruman Construction Inc., relating to the expansion of the Landfill Gas Collection System at the Merrick Landfill.

"CARRIED"

Res. #2012-206: Moved by Councillor Vrebosch, seconded by Councillor Mayne
That the following by-laws be read a third time and passed:

By-Law No. 2012-98 to execute an Agreement with HD Supply Canada Inc., relating to the supply of LED Street Cobra Head Light Fixtures.

By-Law No. 2012-102 to execute an Amending Agreement with Stewardship Ontario relating to New Municipal Hazardous or Special Wastes Services.

By-Law No. 2012-104 to execute an Agreement with MX Constructors Inc., relating to the construction of the sanitary sewer extension (Morgan Avenue to Birch's Road).

By-Law No. 2012-105 to execute an Agreement with Bruman Construction Inc., relating to the expansion of the Landfill Gas Collection System at the Merrick Landfill.

"CARRIED"

Res. #2012-207: Moved by Councillor Anthony, seconded by Councillor Mayne
WHEREAS municipalities can and should do their part to encourage a healthier environment;

BE IT THEREFORE RESOLVED THAT the City of North Bay take part in Earth Hour on Saturday March 31st, 2012 and encourage all citizens to consider taking part as well by turning out the lights for one hour;

AND BE IT FURTHER RESOLVED THAT the City of North Bay declare the hour from 8:30 p.m. to 9:30 p.m. on Saturday, March 31st, as "EARTH HOUR" in the municipality of North Bay;

AND BE IT FURTHER RESOLVED THAT the City of North Bay register its efforts with the Association of Municipalities of Ontario which is spearheading the provincial effort.

"CARRIED"

Res. #2012-208: 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 8:36 p.m. for the following reasons:
Item #6, being a proposed disposition of lands by the Municipality, Item #7, being advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and Item #8, being a personal matters about an identifiable individuals, including municipal employees.

"CARRIED"

Res. #2012-209: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council reconvene at 9:24 p.m.

"CARRIED"

Res. #2012-210: Moved by Councillor Chirico, seconded by Councillor Koziol
That this Regular Meeting of Council do now adjourn at 9:24 p.m.

"CARRIED"

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

W:\CLERK\IRMS\C04\2012\MARCH 19, 2012.doc