

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, APRIL 24TH, 2006**

PRESENT: Mayor Fedeli, Councillors Chirico, Vaillancourt, Boldt, Graham, Campbell, Bain,
Koziol, Anthony, Maroosis, Mendicino

CORRESPONDENCE:

Fraser, The	re Noise By-Law exemption	(222)
Fraser, The	re Liquor License extension	(227)
Smith, Robert L.	re Zoning By-Law Amendment and Plan of Subdivision applications	(223)

REPORTS FROM OFFICERS:

Burke, M.B.	re Status of Grey's Road	(234)
Knox, J.D.	re Transit Coach Replacement Program	(230)
Kraemer, L.	re Downtown Community Improvement Plan - Tax Increment Based Grant Policy	(231)
Lang, A.	re Downtown Community Improvement Plan - Tax Increment Based Grant Policy	(231)
Manning, J.	re Tender 2006-25, Ready mix concrete	(224)
Manning, J.	re Tender 2006-32, Supply of asphaltic pavement patching	(225)
Manning, J.	re RFP 2005-80, Purchase of used transit buses	(228)
Manning, J.	re Tender 2006-37, Jessup's Creek Stormwater Management Pond	(232)
Manning, J.	re Tender 2006-19, Worthington Street Reconstruction & Culvert Replacement	(233)
Seguin, C.	re Energy Efficiency Program & Incentives	(229)
Simmonds, J.C.	re Noise By-Law exemption	(222)

Res. #2006-219: Moved by Councillor Anthony, seconded by Councillor Chirico
That minutes for the meeting held:

- Monday, April 10, 2006

be adopted as presented.

"CARRIED"

Res. #2006-220: Moved by Councillor Chirico, seconded by Councillor Boldt
That General Government Committee Report No. 2006-02 relating to:

- Ontario Municipal Partnership Fund

be adopted as presented.

"CARRIED"

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2006-02

April 24, 2006

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2006-02 and recommends:

- 1. That
 - a) the Chief Financial Officer be authorized to meet with officials of the Province, to continue to petition for changes to the structure of the Ontario Municipal Partnership Fund that recognize the unique financial circumstances facing the City of North Bay; and
 - b) in recognition of the long-term tax levy impact of the reduced funding levels arising from the transition to the Ontario Municipal Partnership Fund, the City Business Units and Agencies, Boards and Commissions be asked to identify areas where service reductions, program eliminations and service delivery efficiencies could be considered to mitigate the impact.

All of which is respectfully submitted.

ASSENTS

CHIRICO
BOLDT
VAILLANCOURT
GRAHAM
FEDELI

DISSENTS

Res. #2006-221: Moved by Councillor Koziol, seconded by Councillor Campbell
That Engineering & Works Committee Report No. 2006-03 relating to:

- Oakwood Avenue Reconstruction

be adopted as presented.

“CARRIED”

ENGINEERING & WORKS COMMITTEE REPORT NO. 2006-03

April 24, 2006

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2006-03 and recommends:

- 1. That
 - a) City Council approve funding in the amount of \$400,000 towards the cost of reconstructing Oakwood Avenue from Beattie Street to Browning Street, in association with the servicing requirements for the PHARA 35 Unit Accessible Housing Project;
 - b) a portion of the funds allocated in the 2006 Capital Works Budget for the reconstruction of Algonquin Avenue and Front Street be transferred to the Oakwood Avenue Reconstruction Project;
 - c) the City Clerk be directed to prepare the Capital Expenditure By-Law for the works on Oakwood Avenue, and the oversizing of the 6 inch watermain on the PHARA development; and

- d) the Mayor and City Clerk be authorized to enter into a Site Plan Control Agreement with the developer to identify the cost sharing responsibilities associated with the Oakwood Avenue reconstruction works.

All of which is respectfully submitted.

ASSENTS
 KOZIOL
 CAMPBELL
 FEDELI

DISSENTS

Res. #2006-222: Moved by Councillor Koziol, seconded by Councillor Campbell
 That The Fraser be granted an exemption from the Noise By-Law until 2:00 a.m. of the next day for August 4th to August 6th inclusive, to allow for the amplification of music on their outdoor patio for the influx of people during the Heritage Festival Weekend.

“CARRIED”

Res. #2006-223: Moved by Councillor Mendicino, seconded by Councillor Anthony
 That the Rezoning and Plan of Subdivision applications by Rick Miller on behalf of Robert L. Smith - Francis Street be received and referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2006-224: Moved by Councillor Koziol, seconded by Councillor Campbell
 That North Bay City Council approve a contract be awarded to Rainbow Concrete Industries Limited in the estimated amount of \$107,701.90 (GST extra), for the supply of ready mix concrete on an as and when requested basis from the date of contract to October 1, 2006.

“CARRIED”

Res. #2006-225: Moved by Councillor Koziol, seconded by Councillor Campbell
 That North Bay City Council approve the issue of a contract to Miller Paving North Bay, a Division of Miller Paving Limited, in the amount of \$1,113,397.50 (GST extra), to supply asphaltic pavement patching material.

“CARRIED”

Res. #2006-226: Moved by Councillor Chirico, seconded by Councillor Boldt
 That accounts totaling \$9,590,961.29 for March 2006 be approved.

“CARRIED”

Res. #2006-227: Moved by Councillor Chirico, seconded by Councillor Boldt
 That the City of North Bay offers no objection to the temporary extension of the liquor license for The Fraser from 9:00 p.m. to 2:00 a.m. from Friday, August 4, to Sunday, August 6, 2006 inclusive, provided that the operation continues to comply with all applicable municipal by-laws, including the Noise By-Law.

“CARRIED”

Res. #2006-228: Moved by Councillor Mendicino, seconded by Councillor Anthony
That North Bay City Council approve a contract be awarded to Dupont
Trolley Industries, in the amount of \$151,000.00 (taxes extra), for the

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purchase of two used Transit Buses, conditional upon inspection and
acceptance by City Mechanical Staff.

“CARRIED”

Res. #2006-229: Moved by Councillor Mendicino, seconded by Councillor Anthony
That 1) Council supports the findings of the energy audit and direct
staff to proceed with the implementation of the
recommendations as set out in the audit with respect to those
facilities identified in Report No. CSBU 2006-45;

2) Council authorize the Chief Administrative Officer to enter into
an Agreement with North Bay Hydro in order to qualify for
rebates under Hydro’s energy conservation program;

3) the costs of the projects outlined in Report CSBU 2006-45 be
funded as follows:

a) Sam Jacks/West Ferris Arena:

Utilize the current approved 2006 capital funding under
Project No. 70.

b) Memorial Gardens:

Use \$35,000 from the current approved 2006 Capital
Project No. 69 and authorize the Chief Financial Officer
to access remaining required funds from the Memorial
Gardens Capital Reserve.

c) Pete Palangio Arena:

Apply the unused capital funds approved under 2006
Project No. 70 and any remaining costs be allocated to
the 2006 Operating Budget.

d) City Hall:

Apply operating funds carried forward from 2005 for
building maintenance and repairs.

e) Fire Stations 2 & 3:

Apply the costs associated to implementing the lighting
upgrade program to 2006 operating costs.

“CARRIED”

Res. #2006-230: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the City Clerk prepare a Capital Expenditure By-Law for consideration
by City Council to authorize the Transit Coach Replacement Program -
Capital Project No. 81 totalling \$967,106 with a net debenture cost of
\$617,506.

“CARRIED”

Res. #2006-231: Moved by Councillor Chirico, seconded by Councillor Boldt
That Council 1) approve and implement the Downtown Community
Improvement Plan (DCIP) - Tax Increment Based

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Grant Policy 5-05 as attached to Report No. CSBU
2006-45; and

- 2) authorize the Chief Financial Officer, Managing Director of Community Services, and City Clerk to execute Community Improvement Plan Tax Increment Based Grant Agreements on the recommendation of the Manager of Revenues & Taxation, Manager of Accounting and the Chief Financial Officer, effective with the commencement of the DCIP Program on November 25, 2002.

“CARRIED”

Councillor Maroosis declared a conflict of interest on the above matter as he owns property in the downtown.

Res. #2006-232: Moved by Councillor Koziol, seconded by Councillor Campbell
That 1) North Bay City Council approve a contract be awarded to GAP Construction Ltd., in the amount of \$252,498.55 (GST inc.) for the construction of the Jessup’s Creek Stormwater Management Pond; and

- 2) the Chief Financial Officer be authorized to transfer up to \$143,732 from the Development Charges Reserve Fund to complete funding for the project.

“CARRIED”

Res. #2006-233: Moved by Councillor Koziol, seconded by Councillor Campbell
That 1) North Bay City Council approve a contract be awarded to Pioneer Construction Inc. in the amount of \$881,611.64 (GST extra), for Worthington Street Reconstruction and Culvert Replacement; and

- 2) the City Clerk prepare a Capital Expenditure By-Law to authorize an additional \$425,000.00 in net debenture cost, over and above \$725,000.00, authorized by By-Law No. 2005-106.

“CARRIED”

Res. #2006-234: Moved by Councillor Chirico, seconded by Councillor Boldt
That 1) Council reassert the right and obligation of the municipality to maintain Grey’s Road, as of June 1, 2006; and

- 2) the Public Works Department be instructed to remove the barrier and re-commence maintenance of the road as of June 1, 2006.

“CARRIED”

Res. #2006-235: Moved by Councillor Chirico, seconded by Councillor Boldt
That the following by-law be read a first and second time:

By-Law No. 2006-44 to provide for the levy and collection of special charges in respect of certain business improvement areas (D.I.A.).

“CARRIED”

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Councillor Maroosis declared a conflict of interest on the above matter as he owns property in the downtown.

Res. #2006-236: Moved by Councillor Chirico, seconded by Councillor Boldt
That the following by-law be read a third time and passed:

By-Law No. 2006-44 to provide for the levy and collection of special charges in respect of certain business improvement areas (D.I.A.).

“CARRIED”

Councillor Maroosis declared a conflict of interest on the above matter as he owns property in the downtown.

Res. #2006-237: Moved by Councillor Chirico, seconded by Councillor Boldt
That the following by-laws be read a first and second time:

By-Law No. 2006-63 to execute an Agreement with Schindler Elevator Corporation relating to the modernization of City Hall elevators.

By-Law No. 2006-75 to execute an Agreement with Heritage North Bay relating to designated operating areas.

By-Law No. 2006-76 to authorize the 2006 Capital Allocation to the North Bay Jack Garland Airport.

By-Law No. 2006-77 to authorize the Premier Road Watermain Disconnect and Services Replacement Project.

By-Law No. 2006-78 to amend By-Law No. 2004-198 (to establish a schedule of salaries).

By-Law No. 2006-79 to appoint the Managing Director, Public Works.

By-Law No. 2006-80 to set 2006 Tax Ratios for prescribed property classes.

“CARRIED”

Councillor Koziol declared a conflict of interest on By-Law No. 2006-80 as she is a multi-residential property owner.

Res. #2006-238: Moved by Councillor Chirico, seconded by Councillor Boldt
That the following by-laws be read a third time and passed:

By-Law No. 2006-63 to execute an Agreement with Schindler Elevator Corporation relating to the modernization of City Hall elevators.

By-Law No. 2006-75 to execute an Agreement with Heritage North Bay relating to designated operating areas.

By-Law No. 2006-76 to authorize the 2006 Capital Allocation to the North

Bay Jack Garland Airport.

By-Law No. 2006-77 to authorize the Premier Road Watermain Disconnect and Services Replacement Project.

By-Law No. 2006-78 to amend By-Law No. 2004-198 (to establish a schedule of salaries).

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By-Law No. 2006-79 to appoint the Managing Director, Public Works.

By-Law No. 2006-80 to set 2006 Tax Ratios for prescribed property classes.

“CARRIED”

Councillor Koziol declared a conflict of interest on By-Law No. 2006-80 as she is a multi-residential property owner.

Res. #2006-239: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-law be read a first and second time:

By-Law No. 2006-81 to execute an Agreement with FoTenn Consultants Inc. relating to a Background Study for the new Official Plan.

“CARRIED”

Res. #2006-240: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

By-Law No. 2006-81 to execute an Agreement with FoTenn Consultants Inc. relating to a Background Study for the new Official Plan.

“CARRIED”

Res. #2006-241: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2006-65 to rezone certain lands on High Street (Deborah Norwood and Peter Atkinson - 702 High Street).

By-Law No. 2006-66 to rezone certain lands on Carmichael Drive (Maurice and Doris Barre).

“CARRIED”

Res. #2006-242: Moved by Councillor Chirico, seconded by Councillor Vaillancourt
That 1) the Council of the City of North Bay provide a letter of endorsement supporting the application to Habitat for Humanity as an affiliate group; and

- 2) the Chief Administrative Officer prepare a report outlining any other assistance the municipality can offer regarding the presentation.

“CARRIED”

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

Yeas: Councillors Chirico, Boldt, Campbell, Mendicino, Vaillancourt, Graham, Koziol,
Maroosis, Anthony, Mayor Fedeli

Res. #2006-243: Moved by Councillor Anthony, seconded by Councillor Chirico
That this meeting do now adjourn.

“CARRIED”

MAYOR VIC FEDELI
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CITY CLERK CATHERINE CONRAD