

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

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

CORRESPONDENCE:

Anthony, Dwight Jr.	re Rezoning application - 869 Wyld Street	(462)
Hughes, Jane	re Temporary road closure	(455)
Joly, Guyane	re War Memorial Photo	(458)
The Boat	re Noise By-Law exemption	(459)
Truchon, Shelly	re Rezoning application - 869 Wyld Street	(462)

REPORTS FROM OFFICERS:

Bullock, P.	re Noise By-Law amendments	(464)
Burke, M.B.	re War Memorial Photo	(458)
Conrad, C.M.	re Restricted Acts of Council after Nomination Day	(457)
Knox, J.D.	re Chief Commanda I	(465)
Korell, A.	re Temporary road closure	(455)
McGrath, R.	re Rehabilitation Coordinator	(466)
Rogers, B.A.	re Federal Public Transit Funding Agreement	(460)
Rogers, B.A.	re Rehabilitation Coordinator	(466)
Linkie, D.G.	re Disaster Relief Funding	(463)
Simmonds, J.C.	re Noise By-Law exemption	(459)
Simmonds, J.C.	re COMRIF Intake III Application - CFB Water System Upgrade Project	(461)
Tomek, A.	re 3R's Maximization Review - 2006 Update	(456)

Res. #2006-451: Moved by Councillor Chirico, seconded by Councillor Boldt
That Council adjourn in-camera to discuss property matter #12 and
personnel matter #13.

"CARRIED"

Res. #2006-452: Moved by Councillor Chirico, seconded by Councillor Mendicino
That minutes for the meeting held on:

- Monday, July 10, 2006

be adopted as presented.

"CARRIED"

Res. #2006-453: Moved by Councillor Mendicino, seconded by Councillor Anthony
That Community Services Committee Report No. 2006-21 relating to:

- Highway entrance signs

be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2006-21

July 24, 2006

- 2 -

July 24, 2006

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2006-21 and recommends:

1. That the issue of erecting new highway entrance signs be referred to the 2007 Capital Budget discussions.

All of which is respectfully submitted.

ASSENTS
MENDICINO
ANTHONY
MAROOSIS
FEDELI

DISSENTS

Res. #2006-454: Moved by Councillor Mendicino, seconded by Councillor Anthony
That Community Services Committee Report No. 2006-22 relating to:

- Rezoning application by Antonio Delfino, Duke Street West
be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2006-22

July 24, 2006

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2006-22 and recommends:

1. That
 - a) the proposed Zoning By-Law Amendment by Rick Miller, OLS, on behalf of Antonio Delfino to rezone Plan 36R-8423, Part of Part 5 (Duke Street West), from a “Residential Second Density Special Zone No. 99 (R2 Sp.99)” to a “Residential Multiple First Density Special Zone (RM1 Sp.)” 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 lot grading, vegetative buffer, parking, building location, access and fencing.

All of which is respectfully submitted.

ASSENTS
MENDICINO
ANTHONY
MAROOSIS
FEDELI

DISSENTS

Res. #2006-455: Moved by Councillor Koziol, seconded by Councillor Bain
That the temporary road closure for an Annual Street Party on Cartier Street, from the corner of Ursula Street to Champlain Street, as requested by Jane Hughes, on Saturday, July 29, 2006 from 3:00 p.m.

- 3 -

July 24, 2006

until 8:00 p.m. be approved.

“CARRIED”

Res. #2006-456: Moved by Councillor Koziol, seconded by Councillor Bain
That 1) City Council approve the 2006 3R’s Maximization Plan Update; and

- 2) a copy of the 3R’s Maximization Plan Update be forwarded to the Ministry of the Environment in compliance with Environmental Assessment Conditions of Approval for the Merrick Landfill Site.

“CARRIED”

Res. #2006-457: Moved by Councillor Chirico, seconded by Councillor Boldt
That Report No. CORP 2006-117 respecting restrictions on the powers of City Council during the 2006 Municipal Election period be received for information purposes.

“CARRIED”

Res. #2006-458: Moved by Councillor Chirico, seconded by Councillor Boldt
That Council authorize the use of the War Memorial Photo from the City of North Bay website for French language teaching material for elementary level and high school level for all French schools in Ontario.

“CARRIED”

Res. #2006-459: Moved by Councillor Koziol, seconded by Councillor Bain
That 1) pursuant to Section 5 of By-Law No. 142-76, Council grant the request to extend the unrestricted noise period to “The Boat” for an outdoor patio bar and amplified music on Friday, August 4th to Sunday, August 6th, 2006 until 2:00 a.m. of the following day; and

- 2) “The Boat” refrain from amplifying sound at any time during the scheduled Heritage Festival live performances (main stage acts).

“CARRIED”

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

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

Nays: Councillor Boldt

Res. #2006-460: Moved by Councillor Chirico, seconded by Councillor Boldt
That 1) the Mayor and City Clerk be authorized to execute the Municipal Funding Agreement for the Transfer of Federal Public Transit Funds under the New Deal for Cities and Communities between The Association of Municipalities of Ontario and the City of North Bay; and

- 2) the Chief Financial Officer be authorized to transfer funds received into a Public Transit Reserve Fund to be used for the Transit Terminal Capital Project or as otherwise authorized by City Council.

- 4 -

“CARRIED”
July 24, 2006

Res. #2006.461: Moved by Councillor Koziol, seconded by Councillor Bain
That 1) the City of North Bay adopt the CFB Water System Upgrades Project to replace the CFB Reservoir/Pumping Station and related water system improvements as the City’s #1 priority for submission to COMRIF Intake III; and

- 2) Engineering and Environmental Services be authorized to prepare the required COMRIF Intake III Application.

“CARRIED”

Res. #2006-462: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the Rezoning application by Rick Miller, OLS on behalf of Dwight Anthony Jr. and Shelly Truchon, 869 Wyld Street be received.

“CARRIED”

Res. #2006-463: Moved by Councillor Chirico, seconded by Councillor Boldt
WHEREAS the Municipality of the City of North Bay recently experienced widespread and significant property damage to both private property and public sector property and infrastructure as a result of a severe windstorm weather event which occurred on July 17, 2006;
THEREFORE BE IT RESOLVED THAT the Council of the City of North Bay hereby requests that the Ministry of Municipal Affairs and Housing declares the City of North Bay a “disaster area” for the purpose of the Ontario Disaster Relieve Assistance Program.

“CARRIED”

Res. #2006-464: Moved by Councillor Koziol, seconded by Councillor Bain
That Report No. EES 2006-032 to amend Noise By-Law No. 142-76 for amplification of music at Pubs/Bars outdoor patios during special events, be referred to the Engineering & Works Committee.

“CARRIED”

Res. #2006-465: Moved by Councillor Chirico, seconded by Councillor Boldt
That 1) Council agrees to lease the 754 square meters adjacent to the Chief Commanda I on special occasions until such time the proposal is implemented and a long term lease is requested; and

- 2) in the assignment of waterfront vendor permits and locations, staff take into consideration the importance the Chief Commanda I has to the waterfront.

“CARRIED”

Res. #2006-466: Moved by Councillor Chirico, seconded by Councillor Boldt
That 1) the Director of Human Resources be authorized to hire a part-time contract Rehabilitation Coordinator for a two (2) year period; and

- 2) the Chief Financial Officer be authorized to transfer up to \$75,000.00 from the ASO Benefits/Wellness Reserve Fund to fund the contract.

“CARRIED”

Res. #2006-467: Moved by Councillor Chirico, seconded by Councillor Boldt
That the following by-laws be read a first and second time:

- 5 -

July 24, 2006

By-Law No. 2006-146 to establish decrease limits for certain property classes.

By-Law No. 2006-149 to authorize the Asphalt Resurfacing Sheeting Program.

By-Law No. 2006-150 to authorize funding for the rehabilitation of the W.J. Forth Bridge over the Lavase River.

By-Law No. 2006-151 to authorize specific complaints to the Assessment Review Board.

By-Law No. 2006-153 to execute a Municipal Funding Agreement with The Association of Municipalities of Ontario relating to the transfer of Federal Public Transit Funds.

“CARRIED”

Councillor Koziol declared a conflict of interest on By-Law No. 2006-146 as she is a multi-residential property owner.

Res. #2006-468: Moved by Councillor Chirico, seconded by Councillor Boldt
That the following by-laws be read a third time and passed:

By-Law No. 2006-146 to establish decrease limits for certain property classes.

By-Law No. 2006-149 to authorize the Asphalt Resurfacing Sheeting Program.

By-Law No. 2006-150 to authorize funding for the rehabilitation of the W.J. Forth Bridge over the Lavase River.

By-Law No. 2006-151 to authorize specific complaints to the Assessment Review Board.

By-Law No. 2006-153 to execute a Municipal Funding Agreement with The Association of Municipalities of Ontario relating to the transfer of Federal Public Transit Funds.

“CARRIED”

Councillor Koziol declared a conflict of interest on By-Law No. 2006-146 as she is a multi-residential property owner.

Res. #2006-469: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-law be read a first and second time:

By-Law No. 2006-147 to rezone certain lands on Duke Street (1038634 Ontario Inc. - Duke Street West).

“CARRIED”

Res. #2006-470: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2006-148 to designate a Site Plan Control Area on certain lands on Duke Street (1038634 Ontario Inc. - Duke Street West).

- 6 -

July 24, 2006

By-Law No. 2006-152 to execute an Agreement with Ottawa Valley Railway, operated by RaiLink Canada Ltd. relating to pedestrian and vehicle access.

“CARRIED”

Res. #2006-471: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2006-148 to designate a Site Plan Control Area on certain lands on Duke Street (1038634 Ontario Inc. - Duke Street West).

By-Law No. 2006-152 to execute an Agreement with Ottawa Valley Railway, operated by RaiLink Canada Ltd. relating to pedestrian and vehicle access.

“CARRIED”

Res. #2006-472: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

By-Law No. 2006-142, having been changed after second reading, to amend By-Law No. 28-80 to implement changes to the policies and regulations (General review and update).

“CARRIED”

Res. #2006-473: Moved by Councillor Chirico, seconded by Councillor Mendicino
WHEREAS the City and District were struck with a severe windstorm on July 17, 2006, causing very extensive damage and knocking out power throughout the City and across the District for many days;

AND WHEREAS the response from the City's emergency services and staff, North Bay Hydro, Hydro One, many municipal Hydro utilities and Hydro contractors was immediate and comprehensive, and included the ramping up the Hydro One North Bay office to 384 employees from 19, drawn from the far limits of Eastern Ontario to Sarnia to Kenora, Nipissing University providing rooms for more than 100 of such employees, and the restaurants and stores which opened as early as 4 a.m. to allow 250 Hydro personnel to get out early to the many damaged areas;

AND WHEREAS the City and District have been restored to power within one week, thanks to the dedicated and tremendous response from the Hydro utilities, Hydro One, Hydro contractors, City staff and the community at large;

NOW THEREFORE the Council of The Corporation of the City of North Bay hereby resolves, on behalf of all of the citizens and businesses in North Bay, to thank the people of:

North Bay Hydro, Hydro One, Lakeland Power, Listowel Hydro, Orillia Hydro, Sudbury Hydro, North Bay Fire Department, North Bay Police Services, City Roads, Sewer and Water, Parks, Arenas, Dispatch and Switchboard Staff, Aultman Construction and Eagle Tree Services

So that they know of the tremendous gratitude of the people of our City for their able and dedicated assistance, without which the results of the storm would have been so much more overwhelming.

“CARRIED”

- 7 -

July 24, 2006

Res. #2006-474: Moved by Councillor Chirico, seconded by Councillor Boldt
That Council adjourn in-camera to discuss litigation matter #14.

“CARRIED”

Res. #2006-475: Moved by Councillor Vaillancourt, seconded by Councillor Mendicino
That this meeting do now adjourn.

“CARRIED”

MAYOR VIC FEDELI

CITY CLERK CATHERINE CONRAD