

**Minutes of The Regular Meeting
of City Council
Held Monday, September 17, 2012**

Present:

Mayor McDonald, Councillors Lawlor, Anthony, Bain, Maroosis, Vaillancourt, Mayne, Mendicino, Campbell, Koziol, Vrebosch

Public Presentations:

Jake Lacourse	re Summer in the Park
Bruce Goulet	re Casino Proposal/OLG Study
Don Priebe	re Casino Proposal/Referendum
Irene Tignanelli	re Casino Proposal
Lionel Moffat	re Casino Proposal

Correspondence:

Christianson, Richard	re Parking Restrictions on Cassells Street	(548)
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Reports From Officers:

Kitlar, S.	re Summer in the Park Financials	(545)
Korell, A.	re Speed Limit In and Around Schools	(541)
Korell, A.	re Stantec's State of the Infrastructure Report 2012	(543)
Lang, A.	re By-Law 2012-192 Schedule "A" The Ontario Infrastructure & Lands Corporation Application	(549)
Lang, A.	re \$9,800,000 Debenture Issue	(550)
McArthur, S.	re OPA & Rezoning application-Perut Const. Ltd. 309-333 King St.W & 1180-1188 Cassells St.	(540)
McArthur, S.	re Rezoning application and Draft Plan of Subdivision - Golden Estates Ltd. - Ski Club Rd.	(542)
Melnyk, R.	re Parking Restrictions on Cassells Street	(548)
Valenti, P.	re Tender No. 2012-63, Four Wheel Drive Ride-on Mower	(544)
Valenti, P.	re Wastewater Treatment Plant Emergency Electrical Repairs	(546)
Valenti, P.	re North Bay & District Humane Society – Negotiate Agreement Renewal	(547)
Valenti, P.	re Sale of Vacant City Owned Building Lot Front St. & Second Ave. - Lot#1	(558)
Valenti, P.	re Sale of Vacant City owned Building Lot Front St. & Second Ave. – Lot#2	(559)

Res. #2012-538: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis That minutes for the public meeting held on:

- Tuesday, September 4, 2012

be adopted as presented.

"Carried"

Res. #2012-539: Moved by Councillor Mendicino, seconded by Councillor Mayne
That Community Services Committee Report No. 2012-16 relating to:

- North Bay Gaming Facility (Casino)

be adopted as presented.

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

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

Nays: Councillor Campbell

"Carried"

Community Services Committee Report No. 2012-16

September 17, 2012

To The Council
Of The Corporation
Of The City Of North Bay

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-16 and recommends:

1. That the City of North Bay agree, in principle, to a new Gaming Facility being located within our community subject to negotiations, confirmation and acceptance with the Ontario Lottery & Gaming Corporation (OLG) and successful proponent regarding the proponent details, revenue share agreement, site location and derived community benefit.

All of which is respectfully submitted.

<u>Assents</u>	<u>Dissents</u>
Mendicino	
Mayne	
Vaillancourt	
Mayor McDonald	

Res. #2012-540: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the recommendation from the Planning Advisory Committee regarding the Official Plan Amendment and Rezoning application by Miller & Urso Surveying Inc. on behalf of Perut Construction Ltd., Andrew & Grace Wood and W. M. Holdum Inc. – 309 to 333 King Street West and 1180 to 1188 Cassells Street be referred to the Community Services Committee for a Public Meeting.

"Carried"

Res. #2012-541: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That Report to Council EESW 2012-043 dated August 13, 2012 from Alan Korell regarding Speed Limit In and Around Schools be referred to the Engineering & Works Committee.

"Carried"

Res. #2012-542: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the recommendation from the Planning Advisory Committee regarding the Rezoning application and Draft Plan of Condominium by Miller & Urso Surveying Inc., of behalf of Golden Estates Ltd. – Ski Club Road be referred to the Community Services Committee for a Public Meeting.

“Carried”

Res. #2012-543: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That Report to Council EEWS 2012-047 dated September 11, 2012 regarding the 2012 Stantec Update of the State of the Infrastructure Report be received and referred to the Engineering & Works Committee.

“Carried”

Res. #2012-544: Moved by Councillor Mendicino, seconded by Councillor Mayne
That City Council approve the award of a contract to Turf Care Products Canada Limited in the amount of \$74,060.00 (plus HST) for the supply of one (1) Four Wheel Drive Ride-on Mower.

“Carried”

Res. #2012-545a: Moved by Councillor Mendicino, seconded by Councillor Mayne
That

- 1) City Council accepts Report to Council CSBU 2012-65 for the 2012 Summer in the Park Festival;
- 2) Council approves the transfer of the 2012 surplus to the Summer Festival Reserve Account Number 99562R;
- 3) Council approve the 2012 surplus to be used toward the 2013 Festival budget;
- 4) Council approve an initial budget for the 2013 Summer in the Park at \$524,950.00 with a City contribution of \$40,000.00 and the surplus generated in 2012 be allocated to the 2013 event;
- 5) during the 2013 Operating Budget process, City Council considers a commitment to the 2014 and 2015 Festival;
- 6) Council approve the makeup of the Committee to be three (3) Chamber Representatives and three (3) City Representatives; and
- 7) City Council approves Peter Chirico, Managing Director of Community Services to replace Jerry Knox, CAO, on the Committee as a City Representative.

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

Yeas: Councillors Mendicino, Vaillancourt, Lawlor, Mayne, Maroosis, Bain, Campbell, Anthony, Mayor McDonald

Nays: Councillors Koziol, Vrebosch

“Carried”

Res. #2012-545b: Moved by Councillor Koziol, seconded by Councillor Vrebosch
That the recommendation regarding the Summer in the Park be split to
vote on Item #4 separately.

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

Yeas: Councillors Koziol, Vrebosch

Nays: Councillors Vaillancourt, Mayne, Anthony, Maroosis, Bain, Mendicino, Lawlor,
Campbell, Mayor McDonald

"Lost"

Res. #2012-546: Moved Councillor Vrebosch, seconded by Councillor Koziol
That 1) City Council approves funding, in the amount of \$275,000.00
from the Water and Sewer Capital Budget, Project No.
2702WS Airport Hill – Standpipe and Watermain, be used for
emergency electrical repair work at the Wastewater
Treatment Plant; and

- 2) Council approve the award of a contract to Ontario Electric
Construction Company Limited in the estimated amount of
\$223,300.00 (plus HST), related to the electrical component
of work required for the emergency repairs at the Wastewater
Treatment Plant.

"Carried"

Res. #2012-547: Moved by Councillor Lawlor, seconded by Councillor Bain
That Report to Council CORP 2012-124 dated September 11, 2012
from Paul Valenti regarding North Bay and District Humane Society –
Negotiate Agreement Renewal be referred to the General Government
Committee.

Councillor Vaillancourt declared a conflict of interest as he is employed by the North Bay
and District Humane Society.

Councillor Anthony declared a conflict of interest as his employer has contract work with
the North Bay and District Humane Society.

"Carried"

Res. #2012-548: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That City Council direct the City Clerk to amend Traffic and Parking By-
Law No. 2002-001 to authorize a one hour parking zone on the east
side of Cassells Street running from Fourth Avenue to King Street.

"Carried"

Res. #2012-549: Moved by Councillor Lawlor, seconded by Councillor Anthony
That 1) Schedule "A" to By-Law No. 2012-192 be amended; and

- 2) City Council direct the City Clerk to amend By-Law No. 2012-
192 to reflect the change to Schedule "A" attached to CORP
Report No. 2012-126 and present the amended By-Law for
three (3) readings on October 1, 2012.

"Carried"

Res. #2012-550: Moved by Councillor Lawlor, seconded by Councillor Anthony
That 1) Council authorize a by-law for the borrowing upon serial debentures in the principal amount of \$9,800,000; and
2) the by-law be presented to Council for three (3) readings on October 1, 2012.

"Carried"

Res. #2012-551: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2012-194 to confirm proceedings of the Meeting of Council on September 4, 2012.

By-Law No. 2012-195 to authorize the Premier Road Pumping Station – Sewer Back-up Prevention.

"Carried"

Res. #2012-552: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2012-194 to confirm proceedings of the Meeting of Council on September 4, 2012.

By-Law No. 2012-195 to authorize the Premier Road Pumping Station – Sewer Back-up Prevention.

"Carried"

Res. #2012-553: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-laws be read a first and second time:

By-Law No. 2012-196 to authorize the execution of an Agreement with Fairbarn Electric Inc. relating to the Supply and Installation of a Back-up Generator – Fire Station No. 3.

By-Law No. 2012-197 to authorize the execution of a Co-Existence Agreement with Nipissing University and the North Bay Jr. A. Trappers.

"Carried"

Res. #2012-554: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-laws be read a third time and passed:

By-Law No. 2012-196 to authorize the execution of an Agreement with Fairbarn Electric Inc. relating to the Supply and Installation of a Back-up Generator – Fire Station No. 3.

By-Law No. 2012-197 to authorize the execution of a Co-Existence Agreement with Nipissing University and the North Bay Jr. A. Trappers.

"Carried"

Res. #2012-555: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-laws be read a third time and passed:

By-Law No. 2008-110 to rezone certain lands on Fisher Street – (Dimitrios and Tracey Kolios -1066 Fisher Street).

By-Law No. 2012- 167 to rezone certain lands on Dree Street – (GAP Construction Co. Ltd. – 387 Dree Street).

“Carried

Res. #2012-556: Moved by Councillor Lawlor, seconded by Councillor Anthony 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 reason: Items 12 and 13, being the proposed disposition of lands by the Municipality.

“Carried”

Res. #2012-557: Moved by Councillor Lawlor, seconded by Councillor Anthony That Council reconvene at 8:45 p.m.

“Carried”

Res. #2012-558: Moved by Councillor Lawlor, seconded by Councillor Anthony That

- 1) City Council approve the high bid from 1144342 Ontario Inc. o/a Domes Electric in the amount of \$65,250.00 (plus HST), for the sale of vacant City owned land described as Registered Reference Plan No. 36R-13069, Parts 3, 5, 10 and 11, on the south side of Front Street and west side of Second Avenue; and
- 2) the funds from the sale be placed in the Property Development Reserve Fund.

“Carried”

Res. #2012-559: Moved by Councillor Lawlor, seconded by Councillor Anthony That

- 1) City Council approve the high bid from Giuseppe Bitonti in the amount of \$38,900.00 (plus HST), for the sale of vacant City owned land described as Registered Reference Plan No. 36R-13069, Parts 6 and 8, on the south side of Front Street and east side of Second Avenue; and
- 2) the funds from the sale be placed in the Property Development Reserve Fund.

“Carried”

Res. #2012-560: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis That this Regular Meeting of Council do now adjourn at 8:46 p.m.

“Carried”

Mayor Allan McDonald

City Clerk Catherine Conrad