

**Minutes of the Regular Meeting
of City Council
Held Tuesday, January 15, 2019**

Present:

Mayor McDonald, T. Vrebosch, B. Vrebosch, King, Bain, Tignanelli, Anthony, Mendicino, Mayne, Brousseau

Public Presentations:

*Jaymie Lathem	re Creative Industries North Bay Inc. - Arts and Culture
Greg Gray	re Blanding's Turtle effect on Casino Build
Yan Roberts	re <i>Endangered Species Act</i> - Motion
Lena Ross	re Blanding Turtle's Habitat
Hariett Madigan	re <i>Endangered Species Act</i> - Motion
Monique Peters	re <i>Endangered Species Act</i> - Motion

* Councillor Anthony declared a conflict of interest in relation to the Creative Industries North Bay Inc.'s presentation, as the proponent has clearly stated in previous materials and presentations that they would work with and for creative fields including graphic design and web development, which are large parts of the work done with my employer.

Reports from Officers:

Carello, P.	re 2018 Municipal Heritage Committee Annual Report	(07)
Jackowski, D.	re Request for Quote 2018-31, Memorial Gardens Hall of Fame Washroom Renovations	(08)
Jackowski, D. Kotylak, MA.	re Marina Lease Agreement	(09)
	re Request for Quote 2018-31, Memorial Gardens Hall of Fame Washroom Renovations	(08)
Kotylak, MA.	re Request for Quote 2018-84, Supply of Gasoline and Diesel Fuel	(11)
McCloskey, P. Ouellette, J.	re Family of Rotary Splash Pad Project	(10)
	re Request for Quote 2018-84, Supply of Gasoline and Diesel Fuel	(11)

Res. #2019-02: Moved by Councillor Tignanelli, seconded by Councillor Mendicino That minutes for the public meetings held on:

- Tuesday, December 4, 2018;
- Wednesday, December 12, 2018;
- Tuesday, December 18, 2018;
- Monday, January 7, 2019;
- Tuesday, January 8, 2019; and
- Wednesday, January 9, 2019

be adopted as presented.

"Carried"

Res. #2019-03: Moved by Councillor T. Vrebosch, seconded by Councillor B.Vrebosch That General Government Committee Report No. 2019-01 relating to:

- Waste Management User Fees

be adopted as presented.

"Carried"

General Government Committee Report No. 2019-01

January 15, 2019

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2019-01 and recommends:

1. "That Council authorizes the City Clerk to amend the Waste Management User Fee By-Law No. 2010-108, pursuant to the recommendations noted in Report to Council EESW 2018-09 dated November 21, 2018 from Karin Pratte."

All of which is respectfully submitted.

<u>Assents</u>	<u>Dissents</u>
T. Vrebosch	
B. Vrebosch	
King	
Bain	
Mayor McDonald	

Res. #2019-04: Moved by Councillor T. Vrebosch, seconded by Councillor B. Vrebosch That General Government Committee Report No. 2019-02 relating to:

- On-Street Parking By-Law No. 2014-37

be adopted as presented.

"Carried"

General Government Committee Report No. 2019-02

January 15, 2019

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2019-02 and recommends:

1. "That Council authorizes the City Clerk to amend the On-Street Parking By-Law No. 2014-37 – Schedule 9, as outlined in Report to Council CORP 2018-92 dated November 21, 2018 from Ron Melnyk."

All of which is respectfully submitted.

<u>Assents</u>	<u>Dissents</u>
T. Vrebosch	
B. Vrebosch	
	King
Bain	
Mayor McDonald	

Res. #2019-05: Moved by Councillor T. Vrebosch, seconded by Councillor B. Vrebosch That General Government Committee Report No. 2019-03 relating to:

- User Fees – City Departments and Fire and Emergency Services
- be adopted as presented.

“Carried”

General Government Committee Report No. 2019-03

January 15, 2019

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2019-03 and recommends:

1. “That Council authorizes the City Clerk to amend the User Fees charged by various City Departments (By-Law No. 2015-23, as amended and By-Law No. 2015-24, as amended), as outlined in Report to Council CORP 2018-94 dated November 23, 2018 from Shannon Saucier.”

All of which is respectfully submitted.

<u>Assents</u>	<u>Dissents</u>
T. Vrebosch	
B. Vrebosch	
King	
Bain	
Mayor McDonald	

Res. #2019-06(a): Moved by Councillor Anthony, seconded by Councillor Mayne That Engineering and Works Committee Report No. 2019-01 relating to:

- 2019 Water and Wastewater Operating Budget
- be adopted as presented.

“Carried as amended”

Engineer and Works Committee Report No. 2019-01

January 15, 2019

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

Your Worship and Councillors:

The Engineering and Works Committee presents Report No. 2019-01 and recommends:

1. “That Council approve the 2019 Water and Wastewater Operating Budget with an increase of 1.03%, as per attached Appendix “A”.”

All of which is respectfully submitted.

Assents
Anthony

Dissents
Tignanelli
Mayor McDonald

Res. #2019-06(b): Moved by Councillor Tignanelli, seconded by Councillor Bain That Engineering and Works Committee Report No. 2019-01 be amended by deleting the increase of 1.03% and inserting in lieu thereof 2.19% and by replacing Appendix "A" to reflect the 2.19% increase.

"Carried"

Res. #2019-06(c): Moved by Councillor Anthony, seconded by Councillor Mayne That Engineering and Works Committee Report No. 2019-01 be amended by deleting the increase of 1.03% and inserting in lieu thereof 1.25% and by replacing Appendix "A" to reflect the 1.25% increase.

"Lost"

Res. #2019-07: Moved by Councillor Brousseau, seconded by Councillor Mayne That the 2018 Municipal Heritage Committee Annual Report be received and referred to the Community Services Committee.

"Carried"

Res. #2019-08: Moved by Councillor Anthony, seconded by Councillor Tignanelli That City Council approve the award of a contract to Venasse Building Group Inc. in the amount of \$145,000.00 (plus HST), for the renovations to the Memorial Gardens Hall of Fame Washrooms.

"Carried"

Res. #2019-09: Moved by Councillor Anthony, seconded by Councillor Tignanelli That City Council approve the renewal of the lease agreement with Fisheries and Oceans Canada for the management and operation of the North Bay Marina expiring March 31, 2021, with the annual rental rate based on the greater of 20% of gross marina revenue of \$500.00.

"Carried"

Res. #2019-10: Moved by Councillor Brousseau, seconded by Councillor Mayne That Council 1) direct staff to proceed with the "Family of Rotary Splash Pad Project" in a phased manner, as detailed within Report to Council CSBU 2019-01 dated January 10, 2019 from Paula McCloskey; and

2) authorize the Interim Chief Administrative Officer and City Clerk to enter into an agreement with the Rotary Clubs of North Bay and North Bay-Nipissing, that is satisfactory to the City Solicitor for legal implications, the Chief Financial Officer for financial requirements and the City Engineer for capital project management and operating requirements.

"Carried"

Res. #2019-11: Moved by Councillor Anthony, seconded by Councillor Tignanelli That City Council approve the award of a contract to Greenergy Fuels Canada Inc. for the supply of gasoline and diesel fuel based on the rates specified in their bid, as required for a term of five (5) years.

“Carried”

Res. #2019-12: Moved by Councillor Brousseau, seconded by Councillor Mayne That the following by-law be read a third time and passed:

By-Law No. 2018-83 to stop up, close and convey a portion of the laneway located in a block bounded by Greenwood Avenue, Beattie Street and Norwood Avenue.

“Carried”

Res. #2019-13: Moved by Councillor T. Vrebosch, seconded by Councillor Brousseau Whereas the Council of the City of North Bay confirmed and accepted by Resolution No. 2018-360 at its Regular Meeting of Council held on Tuesday, December 18, 2018, the conditions of Council Resolution No. 2012-539 regarding the proponent, revenue share agreement, site location and derived community benefit of a new gaming facility being located in the City of North Bay;

And Whereas the Council of the City of North Bay should consider the possibility of contributing a portion of the casino proceeds to Community Organizations including addiction supports and services.

Therefore Be it Resolved that this matter be referred to the Chief Administrative Officer for a staff report, outlining amounts to be distributed to Community Organizations, the distribution and qualification process.

And Further that the staff report be referred to the General Government Committee for further discussion.

“Carried”

Res. #2019-14: Moved by Councillor Bain, seconded by Councillor Tignanelli Whereas the Province of Ontario passed Bill 184, Endangered Species Act, 2007, with the purpose “To protect species that are at risk and their habitats, and to promote the recovery of species that are at risk”;

And Whereas the City of North Bay “*admires, values and respects the natural environment*”;

And Whereas the City of North Bay has a defined Urban Settlement Area and within that area there is a considerable amount of developable land that is impacted by the *Endangered Species Act*;

And Whereas the City of North Bay’s Urban Settlement Area represents only 20% of the total land area within the boundaries of the City of North Bay;

And Whereas the remaining 80% of the land within the City of North Bay will continue to be protected under the *Endangered Species Act* and provide substantial habitat protection for species at risk;

And Whereas intensification of Urban Settlement Areas is recognized as a best practice planning principle and is encouraged under the Provincial Policy Statement;

And Whereas complying with the requirements of Bill 184 creates uncertainty with respect to the cost and timing of development;

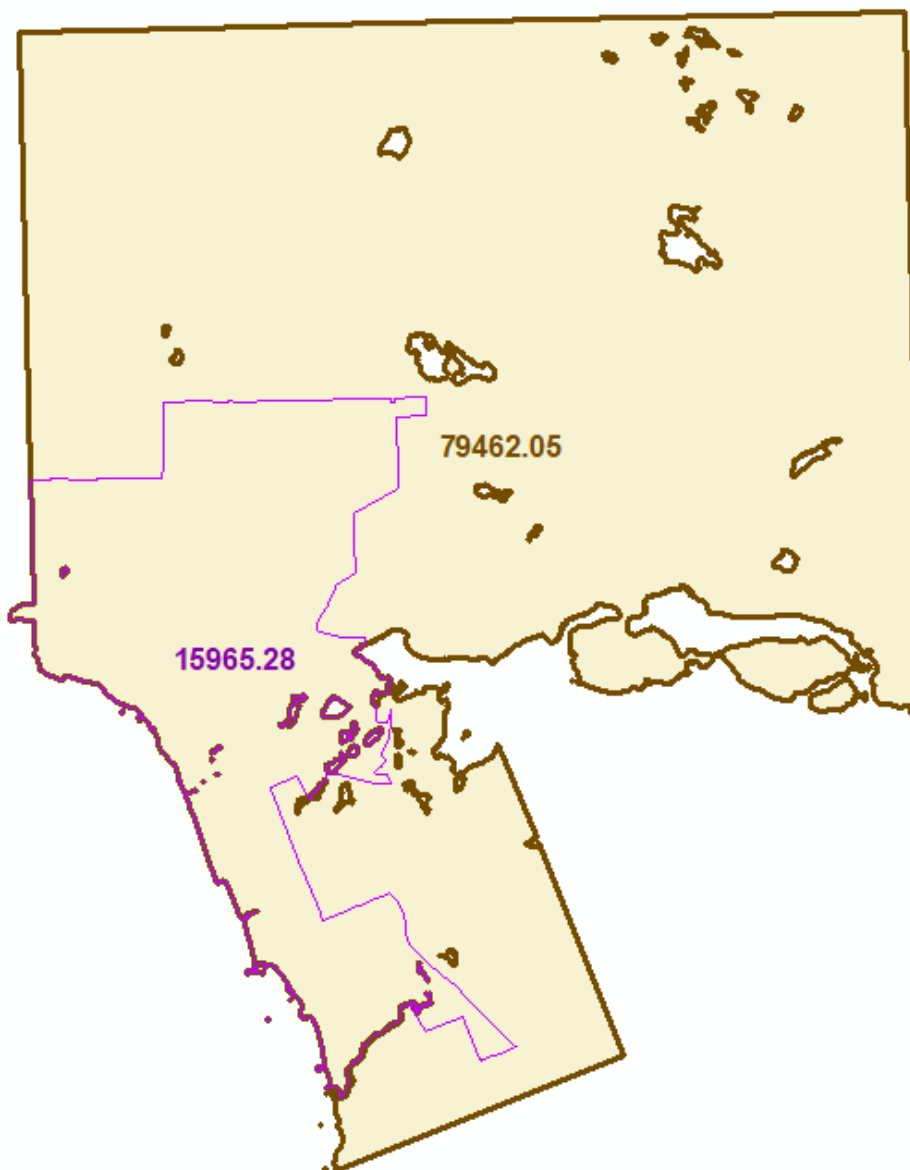
And Whereas the Minister has the authority under Section 17(2)(d) of the *Endangered Species Act* to exclude certain lands from the requirements of the Act where the development provides for a significant social or economic benefit.

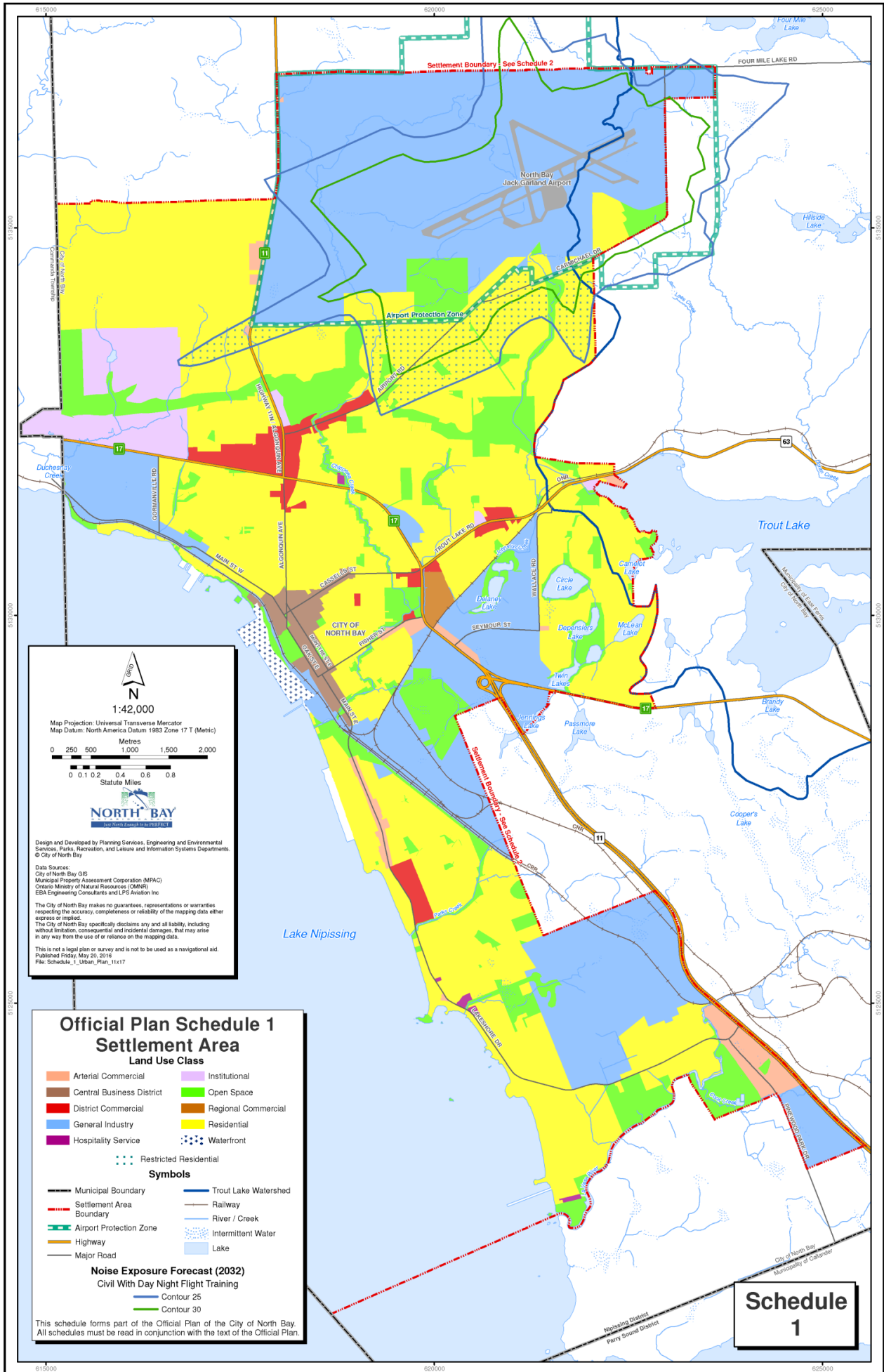
Therefore Be It Resolved that the City of North Bay ask the Province of Ontario to exclude all land, streams and lakes within the City of North Bay's Urban Settlement Area (as recognized on January 1, 2019), from the requirements of Bill 184.

And further that during the planning process the City of North Bay will consult with the Ministry of Natural Resources and the North Bay-Mattawa Conservation Authority.

And Further that a copy of this Resolution be forwarded to the Minister of the Environment, Conservation and Parks The Honourable Rod Phillips, the Minister of Finance The Honourable Victor Fedeli, the Leaders of the Opposition, The Association of Municipalities of Ontario and The Federation of Northern Ontario Municipalities.

The map below which shows the Urban Area (15,965.28 acres) and the total area of the City (79,462.05 acres). These calculations exclude lakes and rivers etc. The urban service boundary makes up 20.09% of the City.





Record of Vote (Upon request from Councillor Bain)

Yeas: Councillors Bain, Brousseau, Mendicino, Mayne, T. Vrebosch, B. Vrebosch, Tignanelli, Mayor McDonald

Nays: Councillors Anthony, King

Notice of Reconsideration given by Councillor King.

“Carried”

Res. #2019-15: Moved by Councillor Bain, seconded by Councillor Mendicino
Whereas the City of North Bay "*admires, values and respects the natural environment*";

And Whereas the Provincial Policy Statement in effect between 1997 and 2005 created flexibility by allowing development where it was demonstrated that there would be no negative impacts on the natural features or ecological functions of the area (including Provincially Significant Wetland);

And Whereas intensification of your Urban Settlement Area is recognized as a best practice planning principle;

And Whereas Section 2.1 of the Provincial Policy Statement, 2014, precludes development and site alteration within Provincially Significant Wetlands. As such, in considering any development applications, within or adjacent to a Provincially Significant Wetland, the approval authority is required to ensure that the Provincially Significant Wetland is appropriately protected from development;

And Whereas prior to 2005, the Council of the City of North Bay approved a successful approach to use two (2) acres of Provincially Significant Wetlands for development, by rehabilitating seven (7) acres of wetland downstream.

Therefore Be It Resolved that the City of North Bay ask the Province of Ontario to allow a municipality within its Urban Settlement Area (as recognized on January 1, 2019), to use Provincially Significant Wetlands for development where the applicant can demonstrate no negative impacts on the natural features or the ecological functions for which the area is identified.

And further that during the planning process the City of North Bay will consult with the Ministry of Natural Resources and the North Bay-Mattawa Conservation Authority.

And Further that a copy of this Resolution be forwarded to the Minister of the Environment, Conservation and Parks the Honourable Rod Phillips, the Minister of Finance the Honourable Victor Fedeli, the Leaders of the Opposition, The Association of Municipalities of Ontario; The Federation of Northern Ontario Municipalities.

Record of Vote (*Upon request from Councillor Bain*)

Yeas: Councillors Bain, Anthony, Mendicino, Brousseau, Tignanelli, T. Vrebosch, B. Vrebosch, Mayor McDonald

Nays: Councillors King, Mayne

Notice of Reconsideration given by Councillor King.

"Carried"

Res. #2019-16: Moved by Councillor T. Vrebosch, seconded by Councillor B. Vrebosch
That Council adjourn in-camera pursuant to section 239.(2) of the *Municipal Act, 2001*, as amended, at 9:23 p.m. for the following reason:

Item 7, being a proposed acquisition of land by the municipality.

"Carried"

Res. #2019-17: Moved by Councillor T. Vrebosch, seconded by Councillor B. Vrebosch
That Council reconvene at 9:53 p.m.

“Carried”

Res. #2019-18: Moved by Councillor T. Vrebosch, seconded by Councillor B. Vrebosch
That the following by-law be read a first and second time:

By-Law No. 2019-01 to confirm proceedings of the Meeting of Council held on January 15, 2019.

“Carried”

Res. #2019-19: Moved by Councillor T. Vrebosch, seconded by Councillor B. Vrebosch
That the following by-law be read a third time and passed:

By-Law No. 2019-01 to confirm proceedings of the Meeting of Council held on January 15, 2019.

“Carried”

Res. #2019-20: Moved by Councillor Mendicino, seconded by Councillor Tignanelli
That this Regular Meeting of Council do now adjourn at 9:54 p.m.

“Carried”

Mayor Allan McDonald

City Clerk Karen McIsaac