

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, JULY 28TH, 2003**

PRESENT: Mayor Burrows, Councillors Bennett, Kidd, Chirico, Campbell, Anthony, Church, Boldt, Handley

CORRESPONDENCE:

Gelineau, Michel	re Fence Variance – 24 Kenwood Hills Dr.	(471)
North Bay Capitol Centre	re Charity Casino – Annual Wine Gala	(470)
North Bay & District Humane Society	re Licensing of Dogs and Cats	(469)
St. Rita Parish	re St. Anthony's Festival	(468)
Tim Hortons	re Fence Variance – 25 Lakeshore Dr.	(472)

REPORTS FROM OFFICERS:

Bullock, P.	re Wastewater Treatment Standards	(474)
Burke, M.	re Wildlife Control Fencing – NBJGA	(475)
Burke, M.	re Road Widening Transfer to MTO – Hwy #63 @ Daly's Road	(476)
Burke, M.	re North Bay Mattawa-Conservation Authority & Laurier Woods	(515)
Conrad, C.	re Appointments to the D.I.A. Board of Management	(480)
Cormier, D.	re Temporary 4-Way Stop/Road Closures – Heritage Festival	(484)
Elliott, G.	re Capital Budget - Bridge Rehabilitation Program, Design Works for 2004 Projects & Road Needs Study	(489)
Elliott, G.	re Capital Budget – Water & Sewer Budget Allocations for 2003	(490)
Fior, J.	re Downtown Community Improvement Plan Implementation Update	(495)
Horsman, B.	re Fence Variance – 24 Kenwood Hills Dr.	(471)
Horsman, B.	re Fence Variance – 25 Lakeshore Dr.	(472)
Horsman, B.	re Appointment of Building Department Enforcement Officers	(478)
Kilgour, I.	re Laneway Closure – Greenwood Avenue Baptist Church – Elmwood Avenue	(482)
Kilgour, I.	re Laneway Closure – Conseil Scolaire Catholique Franco-Nord – Maplewood Avenue	(483)
Kilgour, I.	re Plan of Condominium by A. & J. Ferreira Homes Limited – Lakeshore Drive	(485)
Kilgour, I.	re Exemption from Condominium Approval Process – Marcel Blanchard, 2469 Trout Lake Road	(486)
Kilgour, I.	re Sale of City Owned Lands/Road Allowance - 70 Division Street	(493)
Knox, J.	re Cumulative Sick Leave Plan Amendments	(488)
Manning, J.	re Tender 2003-70, West Nile Larviciding Program	(477)
Manning, J.	re Tender 2003-83, Sale of City Owned Lands – King Street West	(479)
Manning, J.	re Tender 2003-85, Whitson Road & Worthington Street Reconstruction	(481)
Manning, J.	re Tender 2003-74, Supply of 3 New Mini Van Wagons – Seven Passenger	(487)
Manning, J.	re RFP 2003-46, Sales Tax Review	(491)
Sheffield, T.	re Human Resources Management – <i>Ad Hoc</i> Committee for Succession Planning	(492)

Sheffield, T.

re Restricted Acts of City Council after
Nomination Day

(494)

Tomek, A.

re 3R's Maximization Review – 2002 Update

(473)

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Res. #2003-462: Moved by Councillor Boldt, seconded by Councillor Bennett
That minutes for the meetings held:

- Monday, June 23, 2003
- Friday, June 27, 2003; and
- Monday July 14, 2003

be adopted as presented.

“CARRIED”

Res. #2003-463: Moved by Councillor Bennett, seconded by Councillor Kidd
That General Government Committee Report No. 2003-16 relating to:

- Remuneration and Benefits for Councillors on Agencies, Boards and Commissions

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2003-16

July 28, 2003

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2003-16 and recommends:

1. That effective next Term of Council, remuneration and benefits for Agencies, Boards and Commissions not be given to Members of Council.

All of which is respectfully submitted.

ASSENTS
BENNETT
KIDD
CHIRICO
BURROWS

DISSENTS

Res. #2003-464: Moved by Councillor Bennett, seconded by Councillor Kidd
That General Government Committee Report No. 2003-17 relating to:

- Council Compensation

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2003-17

July 28, 2003

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2003-17 and recommends:

1. That By-Law No. 2000-146 be amended effective January 1, 2004 to provide for an annual increase in Council compensation based on Statistics Canada Consumer Price Index, to be ratified by the current Council.

All of which is respectfully submitted.

ASSENTS
BENNETT
KIDD

BURROWS

DISSENTS

CHIRICO

Res. #2003-465: Moved by Councillor Bennett, seconded by Councillor Kidd
That General Government Committee Report No. 2003-05 relating to:

- Water and Sanitary Sewer Rates

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2003-05

July 28, 2003

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2003-05 and recommends:

1. WHEREAS Corp. Report No. 2003-08 was superceded by Corp. Report No. 2003-66;

AND WHEREAS Corp. Report No. 2003-66 was adopted by General Government Committee Report No. 2003-14 at Council’s Regular Meeting of Council held on the 16th day of June 2003;

NOW THEREFORE Corp. Report No. 2003-08 be noted and filed.

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July 28, 2003

All of which is respectfully submitted.

ASSENTS
BENNETT
KIDD

DISSENTS

CHIRICO

BURROWS

Res. #2003-466: Moved by Councillor Church, seconded by Councillor Anthony
That Community Services Committee Report No. 2003-12 relating to:

- Rezoning application by Marc Charron, 631 Bloem Street

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2003-12

July 28, 2003

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2003-12 and recommends:

1. That the application by Marc Charron to rezone 631 Bloem Street from a “Residential Third Density (R3)” zone to a “Residential Third Density Special Zone No. 87 (R3 Sp. 87)” be approved.

All of which is respectfully submitted.

ASSENTS
CHURCH
ANTHONY
BOLDT
BURROWS

DISSENTS

Res. #2003-467: Moved by Councillor Handley, seconded by Councillor Campbell
That Engineering & Works Committee Report No. 2003-10 relating to:

- Minimum Maintenance Standards for Municipal Highways

be adopted as presented.

“CARRIED”

ENGINEERING & WORKS COMMITTEE REPORT NO. 2003-10

July 28, 2003

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

Your Worship and Councillors:

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The Engineering & Works Committee presents Report No. 2003-10 and recommends:

1. That a) the implementation of the *Minimum Maintenance Standards for Municipal Highways* for the City of North Bay be deferred for a period of 6-12 months;
- b) Resolution No. 2002-551, passed at the Regular Meeting of City Council on 23 September 2002 be rescinded and that a further report on the matter of *Minimum Maintenance Standards for Municipal Highways* be filed by the Director of Public Works & Services by 31 December 2003; and
- c) an application be made to Geosmart regarding funding for aid in implementing the *Minimum Maintenance Standards for Municipal Highways*.

All of which is respectfully submitted.

ASSENTS
HANDLEY
CAMPBELL
BURROWS

DISSENTS

Res. #2003-468: Moved by Councillor Church, seconded by Councillor Anthony
That Council declare the St. Anthony's Festival on Sunday, September 14th,
2003 a Community Event.

"CARRIED"

Res. #2003-469: Moved by Councillor Church, seconded by Councillor Anthony
That the report from the North Bay & District Humane Society dated July 16,
2003 relating to the licensing of dogs and cats be received and referred to
Community Services Committee.

"CARRIED"

Res. #2003-470: Moved by Councillor Bennett, seconded by Councillor Kidd
That Council support the North Bay Capitol Centre's charity casino being
held on Saturday, November 8, 2003 as part of the North Bay Capitol
Centre's Annual Fundraiser, The Wine Gala.

"CARRIED"

Res. #2003-471: Moved by Councillor Church, seconded by Councillor Anthony
That Council approve the request for a variance from Fence By-Law 2002-
105 to permit a fence located in the side yard and rear yard to reduce the
spacing of the vertical boards to ¼" apart at 24 Kenwood Hills Drive, North
Bay.

"CARRIED"

Res. #2003-472: Moved by Councillor Church, seconded by Councillor Anthony
That Council approve the request for a variance from Fence By-Law 2002-

105 to permit a fence located on the west side of the property (rear yard) to increase in height from 6'0" to 8'0" and to omit the 25% openings to provide for a solid type of fencing at 25 Lakeshore Drive, North Bay.

"CARRIED"

Res. #2002-473: Moved by Councillor Handley, seconded by Councillor Campbell
That 1) Council approve the 3R's Maximization Review 2002 Update; and

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- 2) a copy of the 3R's Maximization Review 2002 Update be forwarded to the Ministry of the Environment in compliance with Environmental Assessment Conditions of Approval for the Merrick Landfill.

"CARRIED"

Res. #2003-474: Moved by Councillor Handley, seconded by Councillor Campbell
That 1) Council of the City of North Bay urge the Federal Government not to proceed with legislation to set Federal Wastewater Treatment Standards that would require the City of North Bay to prepare a Pollution Prevention Plan and to implement P3 recommendations by 2009, and to alternatively work with the Province of Ontario to establish comparable controls under Provincial legislation; and

- 2) a copy of this resolution, in support of the Canadian Water and Wastewater Association's request, be forwarded to Bob Wood, MP; Al McDonald, MPP; and David Anderson, Federal Minister of the Environment.

"CARRIED"

Res. #2003-475: Moved by Councillor Bennett, seconded by Councillor Kidd
That Council authorize the provision of a Guarantee for Airport Capital Assistance Program funding from Transport Canada in the amount of \$540,031.00.

"CARRIED"

Res. #2003-476: Moved by Councillor Bennett, seconded by Councillor Kidd
That Council 1) declare Parcel 17131 Widdifield and Ferris being Part 1, Plan 36R-6779 as surplus; and

- 2) authorize the transfer of Part of Parcel 17131 Widdifield and Ferris designated as Part 6, Plan 36R-11459 to the Ministry of Transportation for the purchase price of \$100.00.

"CARRIED"

Res. #2003-477: Moved by Councillor Handley, seconded by Councillor Campbell
That 1) North Bay City Council approve a contract be issued to Good Riddance Pest Control, in the estimated amount of \$69,357.40 (GST included) to perform a West Nile Larviciding Program on an as and when requested basis;

- 2) the period of contract shall be for the 2003 application season, approximately June until September;
- 3) the City shall have the option to extend the contract up to four (4) additional 1-year periods if directed to do so by the North Bay

Medical Officer; and

- 4) this program be funded from the contingency fund.

“CARRIED”

Res. #2003-478: Moved by Councillor Church, seconded by Councillor Anthony
That Council direct the City Clerk to amend Schedule “E” of By-Law No. 47-95 being a by-law to Regulate the Administration of Building Permits to appoint Enforcement Officers.

“CARRIED”

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Res. #2003-479: Moved by Councillor Bennett, seconded by Councillor Kidd
That North Bay City Council approve the sale of Lot 82, Plan M165 on King Street West to Stephan Gravelle and Dominique Gravelle for \$5,050 according to the Terms of Tender 2003-83.

“CARRIED”

Res. #2003-480: Moved by Councillor Bennett, seconded by Councillor Kidd
That 1) Report to Council No. CORP 2003-100 be received; and
2) Council appoint Bernard Penney, Leah Pierce and Leia Halford, to replace Chris White, Ed Driedger and Irit Cochran, to the Downtown Improvement Area Board of Management for the unexpired portion of the term.

“CARRIED”

Res. #2003-481: Moved by Councillor Handley, seconded by Councillor Campbell
That 1) North Bay City Council approve a contract be issued to Pedersen Construction Inc. in the amount of \$846,894.30 (GST included) for Whitson Road & Worthington Street reconstruction; and
2) the City Clerk be directed to prepare Capital By-Laws to authorize \$450,000 for the roadway and storm sewer and \$520,000 for the watermain and sanitary sewer.

“CARRIED”

Res. #2003-482: Moved by Councillor Church, seconded by Councillor Anthony
That 1) the application by Mr. Peter Leckie on behalf of the Greenwood Avenue Baptist Church to close a laneway abutting Part Lot 264, Lots 265 to 268, Lots 341 to 344, Part Lot 345, Plan M-86, Parts 8, 9 and 10, Plan 36R-8288 be approved;
2) the closure and transfer of the laneway be subject to the granting of any required easements; and
3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

“CARRIED”

Res. #2003-483: Moved by Councillor Church, seconded by Councillor Anthony
That 1) the application by Alain H. Perron on behalf of Conseil Scolaire Catholique Franco-Nord to close a laneway abutting Lots 14 to 17, Lots 24 to 27, and Lots 28 to 34, Plan M-94 be approved; and
2) the Chief Administrative Officer be authorized to initiate normal closure procedures for the subject laneway.

“CARRIED”

Res. #2003-484: Moved by Councillor Church, seconded by Councillor Anthony
That to ease traffic congestion in the downtown core during the North Bay Heritage Festival & Air Show weekend, the following temporary traffic controls be in place from 3:00 p.m., Friday, August 1, 2003 to 8:00 a.m., Tuesday, August 5, 2003;

- 1) a 4-way stop at the intersection of Cassells Street and Main Street West;
and

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- 2) closures of Oak Street West (to all but local pedestrian traffic) between Memorial Drive and Foran Street and between Foran Street and Cassells Street.

“CARRIED”

Res. #2003-485: Moved by Councillor Church, seconded by Councillor Anthony
That 1) Council grant Final Approval to the proposed 15 unit residential Plan of Condominium by R.D. Miller, OLS on behalf of A. & J. Ferreira Homes Limited being the Remainder of Parcels 13593, 2437 and 1507 W& F; and

- 2) the Mayor and Clerk be authorized to sign the Final Draft of Condominium subject to receipt of all easement and condominium agreement requirements.

“CARRIED”

Res. #2003-486: Moved by Councillor Church, seconded by Councillor Anthony
That 1) the Condominium application by Marcel Blanchard for the property described as Plan M-234, Lot 18, Parcel 12980 (2469 Trout Lake Road) requesting an exemption from Section 51 of the *Planning Act* to grant Draft Approval of a Plan of Condominium, as represented on Draft Plan of Condominium prepared by Gerald B. Cox Architects dated February 12, 2003 and as shown as Schedules “B” and “C” to Report CSBU 2003-51, subject to the conditions contained in Appendix “A” to Report CSBU 2003-51 be approved; and

- 2) the subject property be placed under Site Plan Control pursuant to Section 41 of the *Planning Act*, R.S.O. 1990, as amended to address landscaping, parking, lighting, access, servicing, lot grading and stormwater management.

“CARRIED”

Res. #2003-487: Moved by Councillor Bennett, seconded by Councillor Kidd
That North Bay City Council approve that a contract be issued to 1380878 Ontario Inc. o/a KIA of North Bay in the amount of \$66,172.32 (taxes included) for a 36-month lease of three (3) mini vans.

“CARRIED”

Res. #2003-488: Moved by Councillor Bennett, seconded by Councillor Kidd
That Council authorize the amendment by By-Law Nos. 2431, 34-73, and 41-82 to reflect:

- 1) the application of sick leave usage for employees governed by the

CUPE Collective Agreement as well as non-union staff be reflected in time (hours) versus day; and

- 2) limiting the vesting of sick leave for employees represented by the North Bay Professional Fire Fighters' Association, Local 284 as provided in the existing Collective Agreement.

"CARRIED"

Res. #2003-489: Moved by Councillor Handley, seconded by Councillor Campbell
That the City Clerk prepare by-laws for Council's approval to fund the 2003 Capital Program for the following projects as contained in the approved Capital Budget and reduced in accordance with cost management initiatives:

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- | | |
|---|-----------|
| 1) Project #2301 RD – Bridge Rehabilitation Program | \$100,000 |
| 2) Project #2308 RD – Design Work for 2004 Projects | \$ 50,000 |
| 3) Project #2312 RD – Road Needs Study | \$100,000 |

"CARRIED"

Res. #2003-490: Moved by Councillor Handley, seconded by Councillor Campbell
That the City Clerk prepare by-laws for Council's approval to fund the 2003 Water and Sewer Budget Program for the following Capital Projects contained in the approved Water and Sewer Budget:

- | | |
|---|-----------|
| 1) Project #2341 W/SS – Sewer and Water Condition Rating | \$100,000 |
| 2) Project #2342 W – Watermain Looping or Auto Flow Program | \$100,000 |
| 3) Project #2343 W – Watermain Cleaning, Reaming & Relining | \$150,000 |

"CARRIED"

Res. #2003-491: Moved by Councillor Bennett, seconded by Councillor Kidd
That 1) North Bay City Council approve the City enter into an Agreement with KPMG to conduct a Sales Tax Review; and

- 2) this review will be conducted from June 1999 to June 2003.

"CARRIED"

Res. #2003-492: Moved by Councillor Bennett, seconded by Councillor Kidd
That an *ad hoc* committee, comprised of the Mayor (*ex officio*) and the Chairs of the three Standing Committees, be established for the purpose of reviewing, monitoring and advising on issues of succession planning, particularly in respect of Managing Directors and the Chief Administrative Officer.

"CARRIED"

Res. #2003-493: Moved by Councillor Church, seconded by Councillor Anthony
That 1) Council declare surplus, those lands described as Lot 64, Plan 17 along Division Street;

- 2) Lot 64, Plan 17 be offered to the abutting owners (Mr. James N. Laronde and Mrs. Doreen Laronde of 70 Division Street – Lots 72 and 80, Plan 17) as a lot addition only at the appraised value plus all related legal, survey, appraisal and advertising fees; and

- 3) the Chief Administrative Officer be authorized by Council to offer for sale to the abutting owners, one-half of the closed portions of the Stewart Street and Hepburn Street road allowances to the abutting owners (Mr. James N. Laronde and Mrs. Doreen Laronde of 70 Division Street – Lots 72 and 80, Plan 17).

“CARRIED”

Res. #2003-494: Moved by Councillor Bennett, seconded by Councillor Kidd
That Report to Council CAO 2003-18, respecting *Municipal Act* restrictions on the powers of City Council during the municipal election period, be received.

“CARRIED”

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Res. #2003-495: Moved by Councillor Church, seconded by Councillor Anthony
That 1) Council authorize the transfer of \$100,000 from the Tax Rate Stabilization Reserve Fund to fund the Downtown Community Improvement Plan expenditures (Feasibility and Fa|ade Improvement Grant Programs) in 2003, in excess of the approved \$90,000 operating budget allocation; and
2) the allocation of an additional \$100,000 to fund the Downtown Community Improvement Program expenditures (Loan Program) in 2003, in excess of the approved \$250,000 allocation.

“CARRIED”

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

Yeas: Councillors Handley, Boldt, Church, Anthony, Campbell, Chirico, Kidd, Bennett, Mayor Burrows

Nays: Nil.

Res. #2003-496: Moved by Councillor Bennett, seconded by Councillor Kidd
That the following by-law be read a first time:

By-Law No. 2003-106 to stop up, close and convey a portion of a laneway abutting Mulligan Street.

“CARRIED”

Res. #2003-497: Moved by Councillor Bennett, seconded by Councillor Kidd
That the following by-laws be read a first and second time:

By-Law No. 2003-108 to execute an Agreement with Penney & Company Design & Marketing Strategies relating to the development of a Community Marketing Program.

By-Law No. 2003-109 to amend Procedural By-Law No. 2000-66 to provide for the exchange of lands.

By-Law No. 2003-111 to execute an Agreement of Purchase and Sale with Home Depot Canada Inc. for the sale of Part of Lot 18, Concession “D”, Township of Widdifield, District of Nipissing.

By-Law 2003-114 to amend Licensing By-Law No. 139-95 for outdoors tables.

By-Law 2003-115 to provide for the levy and collection of special charges in respect of certain business improvement areas.

“CARRIED”

Res. #2003-498: Moved by Councillor Bennett, seconded by Councillor Kidd
That the following by-laws be read a third time and passed:

By-Law No. 2003-108 to execute an Agreement with Penney & Company Design & Marketing Strategies relating to the development of a Community Marketing Program.

By-Law No. 2003-109 to amend Procedural By-Law No. 2000-66 to provide for the exchange of lands.

By-Law No. 2003-111 to execute an Agreement of Purchase and Sale with Home Depot Canada Inc. for the sale of Part of Lot 18, Concession “D”, Township of Widdifield, District of Nipissing.

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By-Law 2003-114 to amend Licensing By-Law No. 139-95 for outdoors tables.

By-Law 2003-115 to provide for the levy and collection of special charges in respect of certain business improvement areas

“CARRIED”

Res. #2003-499: Moved by Councillor Bennett, seconded by Councillor Kidd
That the following by-law be read a second time:

By-Law No. 2003-93 to authorize the assumption of lands from the North Bay General Hospital for the purpose of road access on Part 2, Plan 36R-11522.

“CARRIED”

Res. #2003-500: Moved by Councillor Bennett, seconded by Councillor Kidd
That the following by-law be read a third time and passed:

By-Law No. 2003-93 to authorize the assumption of lands from the North Bay General Hospital for the purpose of road access on Part 2, Plan 36R-11522.

“CARRIED”

Res. #2003-501: Moved by Councillor Church, seconded by Councillor Anthony
That the following by-law be read a first time:

By-Law No. 2003-113 to rezone certain lands on Bloem Street (Marc Charron – 631 Bloem Street).

“CARRIED”

Res. #2003-502: Moved by Councillor Church, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2003-107 to amend By-Law No. 114-86 to designate Fire Routes (Northern Lights Housing Co-Operative – 659 McKeown Avenue).

By-Law No. 2003-112 to rezone certain lands on Carmichael Drive (Don & Ferne Odorizzi – Airport Road and Carmichael Drive).

“CARRIED”

Res. #2003-503: Moved by Councillor Church, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2003-107 to amend By-Law No. 114-86 to designate Fire Routes (Northern Lights Housing Co-Operative – 659 McKeown Avenue).

By-Law No. 2003-112 to rezone certain lands on Carmichael Drive (Don & Ferne Odorizzi – Airport Road and Carmichael Drive).

“CARRIED”

Res. #2003-504: Moved by Councillor Church, seconded by Councillor Anthony
That the following by-law be read a first and second time:

By-Law No. 2003-117 to execute a Condominium Agreement with A. & J. Ferreira Homes Limited relating to the Lakeshore Drive Condominiums.

“CARRIED”

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Res. #2003-505: Moved by Councillor Church, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

By-Law No. 2003-117 to execute a Condominium Agreement with A. & J. Ferreira Homes Limited relating to the Lakeshore Drive Condominiums.

“CARRIED”

Res. #2003-506: Moved by Councillor Church, seconded by Councillor Anthony
That the following by-laws be read a second time:

By-Law No. 2003-69 to rezone certain lands on Gormanville Road (Metz Furniture – Gormanville Road and Eloy Road).

By-Law No. 2003-105 to designate a Site Plan Control Area on certain lands on Lakeshore Drive (I. and A. Boaro – 1349 Lakeshore Drive).

“CARRIED”

Res. #2003-507: Moved by Councillor Church, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2003-69 to rezone certain lands on Gormanville Road (Metz Furniture – Gormanville Road and Eloy Road).

By-Law No. 2003-105 to designate a Site Plan Control Area on certain lands on Lakeshore Drive (I. and A. Boaro – 1349 Lakeshore Drive).

“CARRIED”

Res. #2003-508: Moved by Councillor Handley, seconded by Councillor Campbell
That the following by-law be read a first and second time:

By-Law No. 2003-110 to execute an Agreement with 504802 Ontario Inc., operating as JCJ Contracting relating to the operation of the Merrick Landfill Site.

“CARRIED”

Res. #2003-509: Moved by Councillor Handley, seconded by Councillor Campbell
That the following by-law be read a third time and passed:

By-Law No. 2003-110 to execute an Agreement with 504802 Ontario Inc., operating as JCJ Contracting relating to the operation of the Merrick Landfill

Site.

“CARRIED”

Res. #2003-510: Moved by Councillor Boldt, seconded by Councillor Handley
That 1) Council request the Province of Ontario to take immediate action to address the issue of bears in Northern Ontario; and
2) the Premier Ernie Eves and Al McDonald, MPP be forwarded to copy of this resolution for a response.

“CARRIED”

Res. #2003-511: Moved by Councillor Boldt, seconded by Councillor Handley
IN RECOGNITION of the contribution to sports and recreation that baseball provides to our region; and
IN RECOGNITION of the need for proper equipment required by the Association;

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BE IT RESOLVED THAT the Council of the City of North Bay supports the North Bay Baseball Association’s application to the Ontario Trillium Foundation for grant funding.

“CARRIED”

Res. #2003-511a: Moved by Councillor Boldt, seconded by Councillor Handley
IN RECOGNITION of the contribution to sports and recreation that in-line hockey provides to our region; and
IN RECOGNITION of the need for proper equipment required by the Association;

BE IT RESOLVED THAT the Council of the City of North Bay supports the Nipissing In-line Hockey League’s application to the Ontario Trillium Foundation for grant funding for the purpose of a sport performance floor.

“CARRIED”

Res. #2003-512: Moved by Councillor Handley, seconded by Councillor Campbell
That the draft pesticide/phosphorous by-law be circulated for comment to the Health Unit, the Trout Lake Watershed Advisory Committee and the *Ad Hoc* Pesticide Committee. Said comments be filed by September 30th, 2003 with the Engineering & Works Committee.

“CARRIED”

Res. #2003-513: Moved by Councillor Bennett, seconded by Councillor Campbell
WHEREAS Union Gas Limited has launched an application with the Ontario Energy Board for Orders approving rate changes for sale, distribution, transmission, and storage of gas;
AND WHEREAS the Council has expressed concern respecting retroactive increases placed on gas consumers in Northern Ontario as approved by the Energy Board;
AND WHEREAS the proposal by Union Gas would provide for Northern Ontario to have a 51% greater increase than that in Southern Ontario;
AND WHEREAS this Application would potentially set rates for the next six years with no further opportunity to be challenged;

NOW THEREFORE BE IT RESOLVED THAT:

- 1) the Council for the City of North Bay does hereby join the City of Timmins and the City of Greater Sudbury in their petition to the Province of Ontario to direct the Ontario Energy Board to curtail the practice of retroactivity by Union Gas and other utility providers immediately;
- 2) the City Solicitor be authorized to work with the City of Timmins as an intervener in the above-noted rate applications on the Ontario Energy Board; and
- 3) a copy of this resolution be forwarded to the Honourable Ernie Eves, Premier of Ontario, the Honourable John Baird, Minister of Energy, and the Honourable Jim Wilson, Minister of Northern Development and Mines, to Northern MPP's, and to FONOM and AMO for their endorsement and support.

“CARRIED”

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Res. #2003-514: Moved by Councillor Bennett, seconded by Councillor Kidd
That Council adjourn to an *in-camera* meeting to discuss property matters.

“CARRIED”

Res. #2003-515: Moved by Councillor Bennett, seconded by Councillor Kidd
That Council approve the exchange of the wetland area of the Greenwood lands and the “Tax Sale” Triangle all in Laurier Woods for future sewage treatment plant expansion lands based on the value of \$33,000.

“CARRIED”

Res. #2003-516: Moved by Councillor Boldt, seconded by Councillor Bennett
That this meeting do now adjourn.

“CARRIED”

MAYOR

CITY CLERK