



**Council**

**Agenda**

**Regular Meeting of Council**

**April 2, 2013**

**at 7:00 p.m.**

# MEETINGS

**FOR THE WEEK OF  
APRIL 2<sup>ND</sup>, 2013**

Tuesday, April 2, 2013

5:00 p.m.

Special Closed Meeting of Council  
Council will adjourn in-camera  
for training and educational  
purposes  
5<sup>th</sup> Floor Boardroom

7:00 p.m.

Regular Meeting of Council  
Council Chambers, 2<sup>nd</sup> Floor

**THE CORPORATION OF THE CITY OF NORTH BAY  
REGULAR MEETING OF COUNCIL HELD  
TUESDAY, APRIL 2<sup>ND</sup>, 2013**

**PUBLIC PRESENTATIONS:**

Andrew Lotto & Jean Guy Belzile re AED Presentation

**PUBLIC MEETING MINUTES:**

Tuesday, February 19, 2013  
Monday, March 18, 2013

**COMMITTEE REPORTS:**

**CORRESPONDENCE:**

1. Rezoning, Subdivision and Condominium applications by 1866409 Ontario Limited – 750 Scollard Street (D07/D12/D14/2013/18664/750SCOLL).
2. Elected Official Invoice Register (F14/2013/EOIR/GENERAL).
3. Report from Grant Love dated March 25, 2013 re Ministry of Natural Resources – Forest Fire Management Agreement Renewal (L04/2013/MNR/FORFIRE).
4. Report from Erin Vaughan dated March 13, 2013 re 2013 World's Finest Show Sprint Event (M02/2013/WFSSE/GENERAL).
5. Report from Beverley Hillier dated March 21, 2013 re Revised Notice Requirement – Rezoning & Draft Plan of Condominium – Golden Estates Limited – Ski Club Road (D07/D14/2009/GEL/SKICLUB).
6. Report from Kathleen Fralic dated March 7, 2013 re 2012 Update – Municipal Accessibility Plan and Municipal Accessibility Advisory Committee (C01/2013/MAAC/GENERAL).
7. Report from Catherine Conrad dated March 18, 2013 re Amendments to Delegation By-Law No. 2007-228 (C00/2013/BYLAW/DELEGATE).
8. Report from Peter Carello dated March 26, 2013 re Proposed Condominium Conversion – 351 Worthington Street East (D07/2013/CONDO/WORTHING).

9. Report from Dorothy Carvell dated March 14, 2013 re 2013 Capital Budget Project No. 6131TR – Transit Building Capital Program Allocation (F05/2013/TRANS/6131TR).
10. Report from Catherine Conrad dated March 18, 2013 re 2013 Capital Budget Project No. 6133GG – City Hall Building Rehabilitation (F05/2013/CITYH/6133GG).
11. Report from Elizabeth Courville dated March 26, 2013 re Proposed Amendments to Sign By-Law No. 2006-143, as amended (C00/2013/BYLAW/SIGNS).
12. Report from Grant Love dated March 12, 2013 re 2013 Capital Budget Project No. 6062FD – Fire Facilities Management Program (F05/2013/FIRE/6062FD).

**BY-LAWS FOR CONSIDERATION:**

**General Government - First, second and third readings:**

By-Law No. 2013-70 to authorize the Sidewalk Replacement Program & Pedestrian Safety Program.

By-Law No. 2013-71 to authorize the Redundant Transformer Switch Gear & Feeds.

By-Law No. 2013-72 to authorize Hydrant and Water Valve Rehabilitation Program.

By-Law No. 2013-74 to authorize the Road Culvert Replacement and Rehabilitation Program.

By-Law No. 2013-75 to authorize the Rural Road Rehabilitation Program.

By-Law No. 2013-76 to authorize the Bridge Rehabilitation Program.

By-Law No. 2013-77 to authorize the Design Work for Next Year's Capital Works Projects.

By-Law No. 2013-78 to confirm proceedings of the Meeting of Council on March 18, 2013.

**Community Services – First, second and third readings:**

By-Law No. 2013-79 to authorize the execution of an agreement with Mitchell Architects Inc. relating to North Bay Waterfront Commercial Attraction Feasibility Study.

By-Law No. 2013-80 to authorize the execution of an agreement with Norr Limited for Architectural and Engineering Services relating to Memorial Gardens Renovations.

**MOTIONS:**

Councillor Bain re 2013 Federal Budget

**MOTION TO ADJOURN IN-CAMERA:**

**IN-CAMERA CORRESPONDENCE:**

13. ***Confidential*** report from Catherine Conrad dated March 15, 2013 re Personnel Matter.
14. ***Confidential*** report from Catherine Conrad dated March 25, 2013 re Personnel Matter.
15. ***Confidential*** report from Jerry Knox dated March 25, 2013 re Property Matter.
16. ***Confidential*** report from Peter Leckie dated March 26, 2013 re Property Matter.

**MOTION TO RECONVENE:**

**MOTION FOR RECONSIDERATION:**

**GIVING NOTICE:**

**ADJOURNMENT:**

**MINUTES OF THE SPECIAL MEETING  
OF CITY COUNCIL  
HELD TUESDAY, FEBRUARY 19<sup>TH</sup>, 2013**

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

Res. #2013-75: Moved by Councillor Lawlor, Seconded by Councillor Anthony That Council adjourn in-camera at 5:45 p.m. for the following reason: Item 1, being personal matters about identifiable individuals, including municipal employees.

"CARRIED"

Res. #2013-76: Moved by Councillor Lawlor, Seconded by Councillor Anthony That Council reconvene at 6:42 p.m.

"CARRIED"

Res. #2013-77: Moved by Councillor Lawlor, Seconded by Councillor Bain HAVING heard from Firefighter Paul Donnelly, representatives of the North Bay Professional Firefighters Association and the Ontario Professional Firefighters Association; AND having heard from the Chief Administrative Officer, the Director of Human Resources, the City Solicitor and the Fire Chief; AND having received the letter of termination and attachments; NOW THEREFORE the Council of The Corporation of the City of North Bay resolves to confirm the termination of the employment of Firefighter Paul Donnelly.

"CARRIED"

Res. #2013-78: Moved by Councillor Lawlor, seconded by Councillor Bain That this Special Meeting of Council do now adjourn at 6:43 p.m.

"CARRIED"

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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD

**MINUTES OF THE REGULAR MEETING  
OF CITY COUNCIL  
HELD MONDAY, MARCH 18<sup>TH</sup>, 2013**

**PRESENT:** Mayor McDonald, Councillors Lawlor, Anthony, Bain, Maroosis, Mayne, Mendicino, Campbell, Koziol, Vrebosch

**PUBLIC PRESENTATIONS:**

Tony Koziol	re Near North Students Robotics Team 1305
Case L'Ami	re Lakeshore Drive Bridge Replacement
Myles Peters	re North Bay Transit Fares

**CORRESPONDENCE:**

Grannittis Ristorante	re Extension to Liquor Licence – 540 Lakeshore Drive	(170)
Conseil Scolaire Catholique Franco-Nord	re Rezoning application – 152 Greenwood Avenue	(171)
2259031 Ontario Inc.	re Exemption from the Plan of Condominium - 383 Aubrey Street	(177)

**REPORTS FROM OFFICERS:**

Carello, P.	re Rezoning application – Conseil Scolaire Catholique Franco-Nord – 152 Greenwood Ave.	(171)
Carello, P.	re Rezoning application – Tim Falconi & Carlo Guido – 715 High Street	(172)
Carello, P.	re Rezoning application – Nu-North Development Ltd. and Marcel Deschamps – Lakeshore Dr.	(173)
Carello, P.	re Exemption from the Plan of Condominium – 2259031 Ontario Inc. - 383 Aubrey Street	(177)
Chirico, P.	re Memorial Gardens and OHL Franchise Relocation	(187)
Cox, A.	re 2013 Capital Budget Project No.'s 6108RD - Sidewalk Replacement Program & 6104RD - Pedestrian Safety Program including New Sidewalks	(174)
Cox, A.	re 2013 Capital Budget Project No. 3312SS - WWTP – Redundant Transformer Switch Gear and Feeds	(175)
Cox, A.	re 2013 Capital Budget Project No. 6141WS - Hydrant and Water Valve Rehabilitation Program	(176)
Cox, A.	re 2013 Capital Budget Project No. 6105RD - Road Culvert Replacement & Rehabilitation Program	(180)
Cox, A.	re 2013 Capital Budget Project No. 6106RD - Rural Road Rehabilitation Program	(181)
Cox, A.	re 2013 Capital Budget Project No. 6109RD - Bridge Rehabilitation Program	(182)
Cox, A.	re 2013 Capital Budget Project No. 6147RD Design Work – Next Year's Projects	(183)
Kitlar, S.	re Smoke Free By-Law Amendment - Municipal Parks	(179)
Knox, J.	re Request from Canadore College – New Student Residence	(186)
McDonald, J.	re Capital Projects Status Report - Dec. 31, 2012	(185)

Murphy, C.	re Smoking By-Law, Restaurant and Bar Patio Amendment	(178)
Rochefort, L.	re 2013 Tax Capping Policy	(184)

Res. #2013-164: Moved by Councillor Bain, seconded by Councillor Mendicino  
That minutes for the public meeting held on:

- Monday, March 4, 2013

be adopted as presented.

"CARRIED"

Res. #2013-165: Moved by Councillor Lawlor, seconded by Councillor Anthony  
That General Government Committee Report No. 2013-13 relating to:

- 2013 Assessment Analysis & Tax Policy Review

be adopted as presented.

Councillor Koziol declared a conflict of interest as the 2013 Tax Ratios for multi-residential may affect the company she works for.

"CARRIED"

Res. #2013-166(a): Moved by Councillor Mendicino, seconded by Councillor Mayne  
That Community Services Committee Report No. 2013-05 relating to:

- Transit Fare Increases

be adopted as presented.

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

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

Nays: Councillors Maroosis, Campbell, Vrebosch

"CARRIED"

Res. #2013-166(b) Moved by Councillor Maroosis, seconded by Councillor Vrebosch  
That Community Services Committee Report No. 2013-05 be amended by deleting the cash fare increases and by deleting the trip card increases.

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

Yeas: Councillors Vrebosch, Campbell, Maroosis

Nays: Councillors Mendicino, Bain, Koziol, Lawlor, Anthony, Mayne, Mayor McDonald

"LOST"

Res. #2013-167: Moved by Councillor Lawlor, seconded by Councillor Anthony  
That accounts totaling \$16,794,223.54 for November 2012 be approved.

"CARRIED"



Res. #2013-168: Moved by Councillor Lawlor, seconded by Councillor Anthony  
That accounts totaling \$13,149,927.43 for December 2012 be approved.

"CARRIED"

Res. #2013-169: Moved by Councillor Lawlor, seconded by Councillor Anthony  
That accounts totaling \$11,094,581.24 for January 2013 be approved.

"CARRIED"

Res. #2013-170: Moved by Councillor Lawlor, seconded by Councillor Anthony  
That the City of North Bay offers no objection to the temporary extension of the Liquor Licence for Grannittis Ristorante, 540 Lakeshore Drive on Saturday, May 25, 2013 from 11:00 am to 2:00 am the following day, provided that the operation continues to comply with all other municipal by-laws.

"CARRIED"

Res. #2013-171: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That rezoning application by Conseil Scolaire Catholique Franco-Nord – 152 Greenwood Avenue be received and referred to the Community Services Committee for a Public Meeting.

"CARRIED"

Res. #2013-172: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That the recommendation from the Planning Advisory Committee regarding the rezoning application by Goodridge Planning & Surveying Limited on behalf of Tim Falconi & Carlo Guido – 715 High Street be referred to the Community Services Committee for a Public Meeting.

"CARRIED"

Res. #2013-173: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That the recommendation from the Planning Advisory Committee regarding the rezoning application by Miller & Urso Surveying Inc. on behalf of Nu-North Development Ltd. and Marcel Deschamps – Lakeshore Drive be referred to the Community Services Committee for a Public Meeting.

"CARRIED"

Res. #2013-174: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That 1) a Capital Expenditure By-law be prepared for Council's consideration to authorize the Sidewalk Replacement Program for the Engineering, Environmental Services and Works Department, being a 2013 Capital Budget Project No. 6108RD, at a net debenture cost of \$165,000.00, and the Pedestrian Safety Program including New Sidewalks, being a 2013 Capital Budget Project No. 6104RD, at a net debenture cost of \$109,000.00; and

2) individual reports may be provided to City Council with respect to the various components of this project.

"CARRIED"

Res. #2013-175: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That a Capital Expenditure By-law be prepared for Council's consideration to authorize the design and installation of redundant feeds from the substation to the on-site transformers at the Sanitary Sewer Plant for the Engineering, Environmental Services and Works Department, being a 2013 Water and Sanitary Sewer Capital Budget Project No. 3312SS, at a net debenture cost of \$50,000.00.

"CARRIED"

Res. #2013-176: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That a Capital Expenditure By-law be prepared for Council's consideration to authorize the Hydrant and Water Valve Rehabilitation Program for the Engineering, Environmental Services and Works Department, being a 2013 Water and Sanitary Sewer Capital Budget Project No. 6141WS, at a net debenture cost of \$165,000.00.

"CARRIED"

Res. #2013-177: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That the application for an Exemption from the Plan of Condominium by Miller & Urso Surveying Inc. on behalf of 2259031 Ontario Inc. - 383 Aubrey Street be received.

"CARRIED"

Res. #2013-178: Moved by Councillor Lawlor, seconded by Councillor Anthony  
That Report CORP 2013-05 dated March 8, 2013 from Christina (Tina) Murphy relating to the Smoking By-law, Restaurant and Bar Patio Amendment be referred to the General Government Committee.

"CARRIED"

Res. #2013-179: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That Report CSBU dated March 13, 2013 from Sharon Kitlar re Smoke Free By-law Amendment - Municipal Parks be referred to the Community Services Committee.

"CARRIED"

Res. #2013-180: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That a Capital Expenditure By-law be prepared for Council's consideration to authorize the Road Culvert Replacement and Rehabilitation Program to replace various rural road culverts for the Engineering, Environmental Services and Works Department, being a 2013 Capital Budget Project No. 6105RD, at a net debenture cost of \$165,000.00.

"CARRIED"

Res. #2013-181: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That a Capital Expenditure By-law be prepared for Council's consideration to authorize the Rural Road Rehabilitation Program for the Engineering, Environmental Services and Works Department, being a 2013 Capital Budget Project No. 6106RD, at a net debenture cost of \$600,000.00.

"CARRIED"

- Res. #2013-182: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That 1) a Capital Expenditure By-law be prepared for Council's consideration to authorize the Bridge Rehabilitation Project for the Engineering, Environmental Services and Works Department, being a 2013 Capital Budget Project No. 6109RD, at a net debenture cost of \$109,000.00; and
- 2) individual reports may be provided to City Council with respect to the various components of this project.

"CARRIED"

- Res. #2013-183: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That a Capital Expenditure By-law be prepared for Council's consideration to authorize the Design Work for Next Year's Capital Works Projects for the Engineering, Environmental Services and Works Department, being a 2013 Capital Budget Project No. 6147RD, at a net debenture cost of \$56,000.00.

"CARRIED"

- Res. #2013-184: Moved by Councillor Lawlor, seconded by Councillor Anthony  
That City Council adopt the 2013 Tax Capping Policy recommendations as outlined in Report to Council CORP 2013-33 dated March 6, 2013.

"CARRIED"

- Res. #2013-185: Moved by Councillor Lawlor, seconded by Councillor Anthony  
That 1) the Capital Projects Status Report – December 31, 2012 Report to Council CORP 2013-30 be received;
- 2) the 27 projects listed on Appendix "A" attached to Report to Council CORP 2013-30 be closed and that the estimated surplus balance of \$184,906.00 be transferred as follows: \$21,298.00 to the Completed Capital Works Reserve Fund, \$259,123.00 to the Completed Water Capital Works Reserve Fund, and (\$95,515.00) from the Sanitary Sewer Reserve Fund, as at December 31, 2012; and
- 3) the 4 projects listed on Appendix "B" attached to Report to Council CORP 2013-30 be closed and that the estimated net deficit balance of (\$9,658.00) be transferred to/from other open capital projects as noted on Appendix "B", as at December 31, 2012.

"CARRIED"

- Res. #2013-186: Moved by Councillor Lawlor, seconded by Councillor Anthony  
That 1) City Council approve the request from Canadore College to exempt the proposed new 280 bed student residence from Development Charges;
- 2) Council further agree to rebate the Municipal portion of property taxes provided the building continues to be used for College or University housing; and

- 3) the Mayor and City Clerk be authorized to enter into an agreement with Canadore College and their private sector partner to waive the Development Charges and rebate the Municipal portion of the property taxes, as contemplated in Report to Council CAO 2013-03 dated March 12, 2013.

"CARRIED"

Res. #2013-187: Moved by Councillor Mendicino, seconded by Councillor Mayne That City Council authorize the Mayor and City Clerk to enter into agreements with Mr. Matthew Delean, Architect, Norr Limited, and Allen PMC, a division of K. J. Allen Investments Inc., Mr. Ken Allen, Project Manager for the renovations of Memorial Gardens.

"CARRIED"

Res. #2013-188: Moved by Councillor Lawlor, seconded by Councillor Anthony That the following by-laws be read a first and second time:

By-Law No. 2013-017 to confirm proceedings of the Meeting of Council on March 4, 2013.

By-Law No. 2013-44 to authorize the Integrated Software Solution Project.

By-Law No. 2013-45 to authorize the 2013 Capitol Centre Budget Allocation.

By-Law No. 2013-46 to authorize the 2013 North Bay-Mattawa Conservation Authority Capital Budget Allocation.

By-Law No. 2013-47 to authorize the 2013 North Bay Police Services Capital Budget Allocation.

By-Law No. 2013-48 to authorize the 2013 North Bay Public Library Capital Budget Allocation.

By-Law No. 2013-49 to authorize the Replacement of the Return Sludge Pumps and Controls at the Sanitary Sewer Plant.

By-Law No. 2013-50 to authorize the Waste Water Treatment Plant Electrical Upgrades.

By-Law No. 2013-51 to authorize the Repair and Replacement of the Raw Sewage Pumping Station at the Sanitary Sewer Plant.

By-Law No. 2013-52 to authorize the Upgrade of the Aeration System at the Sanitary Sewer Plant.

By-Law No. 2013-53 to authorize the Upgrade of the Methane Gas System at the Sanitary Sewer Plant.

By-Law No. 2013-54 to authorize the Major Valve Replacement Program at the Sanitary Sewer Plant.

By-Law No. 2013-55 to authorize Structural Repairs at the Sanitary Sewer Plant.

By-Law No. 2013-56 to authorize the Repair and Replacement of Fencing, Brick Veneer, Landscaping Upgrades at the Sanitary Sewer Plant.

By-Law No. 2013-57 to authorize the Vehicle and Equipment Replacement Program (Roads and Traffic Division).

By-Law No. 2013-58 to authorize the Boiler Room Upgrades at the Sanitary Sewer Plant.

By-Law No. 2013-59 to authorize the Installation of a Backup Generator at the Sanitary Sewer Plant.

By-Law No. 2013-60 to authorize the Sanitary Sewer Upsize (Gertrude and Whitney Streets).

By-Law No. 2013-61 to authorize the Sanitary Sewage Plant Rehabilitation Program.

By-Law No. 2013-62 to authorize the Digester and Grit Removal Ongoing Program.

By-Law No. 2013-63 to authorize the Ongoing Improvements at the Sanitary Sewer Plant and Pump Station.

By-Law No. 2013-64 to authorize the Water and Sewer Rehabilitation Program.

By-Law No. 2013-65 to authorize the Central City Rehabilitation Program.

By-Law No. 2013-66 to authorize the North Bay Jack Garland Airport Regular Repairs and Maintenance Program.

"CARRIED"

Res. #2013-189: Moved by Councillor Lawlor, seconded by Councillor Anthony That the following by-laws be read a third time and passed:

By-Law No. 2013-017 to confirm proceedings of the Meeting of Council on March 4, 2013.

By-Law No. 2013-44 to authorize the Integrated Software Solution Project.

By-Law No. 2013-45 to authorize the 2013 Capitol Centre Budget Allocation.

By-Law No. 2013-46 to authorize the 2013 North Bay-Mattawa Conservation Authority Capital Budget Allocation.

By-Law No. 2013-47 to authorize the 2013 North Bay Police Services Capital Budget Allocation.

By-Law No. 2013-48 to authorize the 2013 North Bay Public Library Capital Budget Allocation.

By-Law No. 2013-49 to authorize the Replacement of the Return Sludge Pumps and Controls at the Sanitary Sewer Plant.

By-Law No. 2013-50 to authorize the Waste Water Treatment Plant Electrical Upgrades.

By-Law No. 2013-51 to authorize the Repair and Replacement of the Raw Sewage Pumping Station at the Sanitary Sewer Plant.

By-Law No. 2013-52 to authorize the Upgrade of the Aeration System at the Sanitary Sewer Plant.

By-Law No. 2013-53 to authorize the Upgrade of the Methane Gas System at the Sanitary Sewer Plant.

By-Law No. 2013-54 to authorize the Major Valve Replacement Program at the Sanitary Sewer Plant.

By-Law No. 2013-55 to authorize Structural Repairs at the Sanitary Sewer Plant.

By-Law No. 2013-56 to authorize the Repair and Replacement of Fencing, Brick Veneer, Landscaping Upgrades at the Sanitary Sewer Plant.

By-Law No. 2013-57 to authorize the Vehicle and Equipment Replacement Program (Roads and Traffic Division).

By-Law No. 2013-58 to authorize the Boiler Room Upgrades at the Sanitary Sewer Plant.

By-Law No. 2013-59 to authorize the Installation of a Backup Generator at the Sanitary Sewer Plant.

By-Law No. 2013-60 to authorize the Sanitary Sewer Upsize (Gertrude and Whitney Streets).

By-Law No. 2013-61 to authorize the Sanitary Sewage Plant Rehabilitation Program.

By-Law No. 2013-62 to authorize the Digester and Grit Removal Ongoing Program.

By-Law No. 2013-63 to authorize the Ongoing Improvements at the Sanitary Sewer Plant and Pump Station.

By-Law No. 2013-64 to authorize the Water and Sewer Rehabilitation Program.

By-Law No. 2013-65 to authorize the Central City Rehabilitation Program.

By-Law No. 2013-66 to authorize the North Bay Jack Garland Airport Regular Repairs and Maintenance Program.

"CARRIED"

Res. #2013-190: Moved by Councillor Mendicino, seconded by Councillor Mayne That the following by-law be read a first and second time:

By-Law No. 2013-67 to appoint a Municipal Weed Inspector for 2013.

"CARRIED"

Res. #2013-191: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That the following by-law be read a third time and passed:

By-Law No. 2013-67 to appoint a Municipal Weed Inspector for  
2013.

"CARRIED"

Res. #2013-192: 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 9:01 p.m. for the following  
reason: Items #24 and 25, being the potential disposition of lands by  
the municipality.

"CARRIED"

Res. #2013-193: Moved by Councillor Lawlor, seconded by Councillor Anthony  
That Council reconvene at 9:20 p.m.

"CARRIED"

Res. #2013-194: Moved by Councillor Bain, seconded by Councillor Maroosis  
+That this Regular Meeting of Council do now adjourn at 9:21 p.m.

"CARRIED"

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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD

D14/13/18664/7505coll ←  
D07/13/Condo/7505coll L

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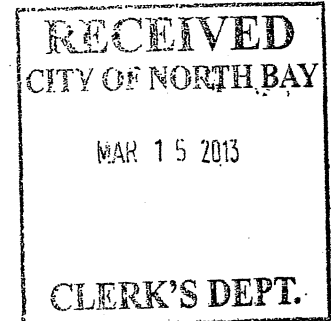


The Corporation of the  
City of North Bay  
200 McIntyre St. East  
P.O. Box 360  
North Bay, Ontario  
Canada P1B 8H8  
Tel: (705) 474-0400

Planning Services, 5<sup>th</sup> Floor, City Hall  
Direct: (705) 474-0626, Ext. 2409  
Fax: (705) 474-5928  
Watts: 1-800-465-1882  
Email: peter.carello@cityofnorthbay.ca  
Web: www.cityofnorthbay.ca

FILE COPY

March 13<sup>th</sup>, 2013



1866409 Ontario Limited  
76 Loach's Road  
Sudbury, ON P3E 2P7

Atten: Celia Teale

Dear Ms. Teale,

Re: Proposed Zoning By-law Amendment and Subdivision & Condominium Application by 1866409 Ontario Inc. for Registered Plan No. 78, Lots 256-277 and 287-289, Part of Lots 278 and 456-489, Part of lanes and Part of Lavery Street, PIN No. 49159-0449 (LT) – 750 Scollard Street

Please accept this letter as our acknowledgement of receipt of the above-noted application to amend Zoning By-law No. 28-80.

We have reviewed the application and have deemed it to satisfy the requirements of a "complete" application as of this date. In the event that further information is required as a result of a circulated agency request, it will be requested at that time.

We will commence processing of the application immediately. Should you require any additional information, please feel free to contact me at (705) 474-0400 (x. 2409).

Sincerely,

Peter Carello  
Senior Planner, Current Operations

PC/KF/dlb



**Subject:** Elected Official Invoice Register

**File No.** F14/2013/EOIR/GENERAL

**Res.** 2013 - \_\_\_\_\_

**Moved by Councillor:** \_\_\_\_\_

**Seconded by Councillor:** \_\_\_\_\_

That accounts totaling \$8,864,310.05 for February 2013 be approved.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Carried  Carried as amended  Lost

Conflict \_\_\_\_\_ Endorsement of Chair \_\_\_\_\_

Record of Vote (*Upon Request of Councillor* \_\_\_\_\_)

Yeas _____	_____	Nays _____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Signature of Clerk \_\_\_\_\_

**City of North Bay****Report to Council****Report No:** CSBU 2013-35**Date:** March 25, 2013**Originator:** Fire Chief, Grant Love**Subject:** City of North Bay/Ministry of Natural Resources (CNB/MNR)  
Forest Fire Management Agreement Renewal

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**RECOMMENDATION**

That Council authorizes entering into an agreement with MNR for the renewal of the existing MNR agreement, as per Bylaw #2005-18 for a City of North Bay/Ministry of Natural Resources Forest Fire Management Agreement Renewal to take effect April 1<sup>st</sup>, 2013.

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**BACKGROUND**

The City of North Bay/Ministry of Natural Resources Forest Fire Management Agreement, as per By-law #2005-18, defines a protocol and appropriate fee schedule for firefighting (bush, grass and forest) on Municipal and Crown Protection Areas within the City of North Bay. In the City of North Bay, there are 25,017 hectares of Municipal Protection Area (MPA) and 8,653 hectares of Crown Protection Area (CPA). When City of North Bay fire crews respond to CPA, at the request of Ministry of Natural Resources, the City of North Bay will be compensated as per Appendix 'C'. When MNR respond to the MPA, at the request of the City of North Bay, Ministry of Natural Resources will be paid as per the same schedule.

The new agreement no longer has an expiry date. There is a mandatory review period that must occur based on a cycle for review established by the local Fire Management Headquarters.

Without the agreement, the rate charged by the Ministry of Natural Resources is in excess of the schedule contained in the agreement.

Historically there has been a good working relationship between MNR Fire and North Bay Fire & Emergency Services. We currently have an agreement whereas the end result is a wash for Crown Protected Area vs Municipal Protected Area. In 2011 and 2012 there was a significant increase in the area in which we required

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assistance from MNR Fire to prevent major property loss. This type of scenario will be more common as the public increases the use of forested areas that are harder to reach by road, as well as, increasing warming conditions.

A number of options were considered during the 2013 budget discussion. They included an increase the contract budget line to \$10,000 to offset possible costs from the MNR; use the budget line to pay for the service and invoice the costs back to the land owner; use the 2012 money received from the MNR for services we provided them to start a reserve account.

In 2011 we paid the MNR around \$1,000 for assistance with forest fires; in 2012 the MNR paid us \$4,600 (mainly due to one incident). There have been a number of municipalities in Northern Ontario that have to ask the MNR for assistance and received invoices for tens of thousands of dollars.

Where North Bay Fire & Emergency Services responds to an open air fire that is not in compliance with By-Law 2011-130 and By-Law 2011-173, being a By-Law to regular open air burning in the City of North Bay, a fee or charge set out in the North Bay Fire & Emergency Services user fee By-Law 2013-014 may be imposed on the assessed owner of the land on which the fire took place or originated.

We will have to continue to train our Firefighting Staff with the MNR's SP103 and air attack safety programs (MNR has provided us with the training kits); evaluate the MNR FireSmart forest fire prevention plan and provide public education.

---

## **OPTIONS/ANALYSIS**

### Option 1:

Do not renew the agreement with the Ministry of Natural Resources. This option is not recommended as not entering into an agreement, would have the City of North Bay paying a higher rate when requesting Ministry of Natural Resources intervention in MPA.

### Option 2:

That Council authorizes entering into an agreement with MNR for the renewal of the existing MNR agreement as per Bylaw #2005-18 for a City of North Bay/Ministry of Natural Resources Forest Fire Management Agreement Renewal to take effect April 1<sup>st</sup>, 2013.

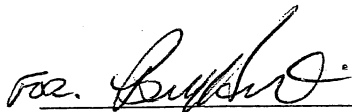
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**RECOMMENDED OPTION**

That Council authorizes entering into an agreement with MNR for the renewal of the existing MNR agreement as per Bylaw #2005-18 for a City of North Bay/Ministry of Natural Resources Forest Fire Management Agreement Renewal to take effect April 1<sup>st</sup>, 2013.

Respectfully submitted,



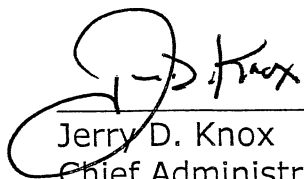
---

Grant Love  
Fire Chief

GL/dlb

Attach.

I concur with this report and recommendation.



---

Jerry D. Knox  
Chief Administrative Officer

Personnel designated for continuance: Fire Chief

Appendix C

Municipal Fire Agreement Rates to / from Municipalities  
Valid for 2013

	Assistance Under Agreement										
<p><b>Comprehensive Protection Charges (CPC)</b></p> <p>The new CPC rate system will be implemented April 1, 2013</p>	<p>CPC rates adjustments are applied April 1 of each year.</p> <p>CPC rates 2013 - 2017</p> <table> <tr> <td>2013</td> <td>\$0.95/Ha</td> </tr> <tr> <td>2014</td> <td>\$1.04/Ha</td> </tr> <tr> <td>2015</td> <td>\$1.12/Ha</td> </tr> <tr> <td>2016</td> <td>\$1.21/Ha</td> </tr> <tr> <td>2017</td> <td>\$1.29/Ha</td> </tr> </table> <p><b>NOTE:</b></p> <p>In 2018 the CPC will be increased by averaging the 5 years prior CPI rates capped to a maximum increase of 4%</p> <p>In 2019 the CPC rate will increase annually by the CPI process.</p>	2013	\$0.95/Ha	2014	\$1.04/Ha	2015	\$1.12/Ha	2016	\$1.21/Ha	2017	\$1.29/Ha
2013	\$0.95/Ha										
2014	\$1.04/Ha										
2015	\$1.12/Ha										
2016	\$1.21/Ha										
2017	\$1.29/Ha										
<p><b>Ground Suppression Services</b></p> <p>Personnel Units Apparatus Units</p> <p>Personnel and Apparatus Units are annually adjusted by the Consumer Price Index for Ontario (All Products) from the period of September to September. Rates will be updated by Feb. 28 each year.</p>	<ul style="list-style-type: none"> <li>• Flat Rate/False Alarm</li> <li>• \$720.00 per fire or</li> <li>• \$210.00 per half hour (30 min) for each;</li> <li>• Personnel Unit = max. 8 staff plus suppression gear</li> <li>• Apparatus Unit = Fire service vehicle with maximum 4 staff, includes suppression gear.</li> </ul> <p><b><u>Personnel must be affixed to an Apparatus Unit</u></b> prior to forming personnel units.</p> <p><u>NO</u> charges for helicopter if only used to deliver and pickup crews. Helicopter is not an apparatus.</p> <p>Apparatus” means a Fire service vehicle that carries firefighting personnel and/or equipment (includes pumpers, tankers, boats, Fire response vehicles that are designed to carry portable/firefighting equipment).</p>										

<p><b>Air tankers and Birddog</b></p> <p>CL215/415 and Twin Otters</p> <p>Air tanker fees are set annually by the MNR and will be updated by April 30 each year.</p> <p>Air tanker support charges are only for time over the fire.</p>	<p><b>2013 Rates</b></p> <p>CL415  Dispatch Fee = \$1907.75  Hourly rate = \$3815.55</p> <p>Twin Otter  Dispatch Fee = \$730.67  Hourly rate = \$1461.33</p> <p>Birddog  Hourly rate = \$1268.35</p>
<p><b>Helicopter</b></p> <p>Helicopter rates are set annually by the MNR Aviation Services.</p> <p>No charge if used just to transport MNR crews to fire</p> <p>Municipalities that rent aircraft for fire operations must submit rental invoices</p>	<p><b>Contract Helicopters Rates 2013</b></p> <p>Light                               \$As per invoice  Intermediate                   \$ 870.62 per hour,  Medium                           \$2086.63 per hour ,  Heavy (calculated at time of hire)  (flying calculated as "time over fire" only )</p> <p>Aircraft rental fees by the Municipality must be supported by the aircraft invoice.</p>
<p><b>Section C: Other Expenses Approved in the Suppression Plan</b></p> <p>All costs must be supported by actual invoices, or fire cost forms by either agency</p> <p>Other Agencies Form 210 Total can be included here on joint operations.</p>	<p>As per approved response plan for a specific fire; the following expenses can be considered;</p> <ul style="list-style-type: none"> <li>• Heavy equipment</li> <li>• Base camp operations and infrastructure support, accommodations</li> <li>• Incident Command Trailers</li> <li>• Support equipment; boats, ATV's, trailers that fall outside normal fire apparatus</li> </ul> <p>Form 210 Part 2</p>

MAR 25 2013

CLERK'S DEPT.

## City of North Bay

## Report to Council

Report No: CSBU 2013-43 Date: March 13, 2013

Originator: Erin Vaughan  
Community Event Facilitator

Subject: 2013 World's Finest Show Spring Event -  
Exclusivity of use of Parkland and Other Abutting Lands

---

**RECOMMENDATION**

That the World's Finest Shows be granted exclusivity within the following defined City parkland, roadways and sidewalks for their spring show which is scheduled to take place in Lee Park on April 24 to April 28, 2013 with setup taking place April 21 – 23, 2013. The exclusive area is defined as Lee Park inclusive; Memorial Drive roadway and associated sidewalks along the borders of Lee Park from Stanley Street to Judge Avenue; Judge Avenue and associated sidewalks from Leask Street to Lee Avenue; Lakeshore Drive roadway and the associated sidewalks beginning at the north border of Lee Park extending to 100 meters south past the intersection at Judge Avenue. (See map attached)

---

**BACKGROUND**

For the past several years the World's Finest Shows has offered a spring midway including rides, games and food services. In association with this show they have had an agreement to donate a percentage of revenues from the event to Summer in the Park; last year's contribution towards Summer in the Park was \$6,331.

The World's Finest Shows event takes place within the boundaries of Lee Park. In the past there have been vendors who have set up in close proximity to the event along the associated roadways and sidewalks and as a result have competed directly with the event by offering similar products/services.

By granting the event exclusivity of the areas described above on these days, the activities in and abutting the area of their show are controlled. This prevents other vendors or attractions from setting up in areas in the vicinity of the show and, in turn, supports the sponsorship of the Summer in the Park community event.

---

**ANALYSIS / OPTIONS**Option One - Approve the request as presented

That the World's Finest Shows be granted exclusivity within the following defined City parkland, roadways and sidewalks for their spring show which is scheduled to take place in Lee Park on April 24 to April 28, 2013 with setup taking place April 21 – 23, 2013. The exclusive area is defined as Lee Park inclusive; Memorial Drive roadway and associated sidewalks along the borders of Lee Park from Stanley Street to Judge Avenue; Judge Avenue and associated sidewalks from Leask Street to Lee

Avenue; Lakeshore Drive roadway and the associated sidewalks beginning at the north border of Lee Park extending to 100 meters south past the intersection at Judge Avenue. (See map attached)

This is recommended as it will assist in making the Midway financially successful with a contribution to Summer in the Park.

Option Two - Grant the request in an amended form

Council may wish to amend option one recommendation.

Option Three - Refuse to approve the request.

This would allow competing interests to set up in close proximity to the event and would impact the sponsorship of Summer in the Park by World's Finest Shows.

---

**RECOMMENDED OPTION / FINANCIAL IMPLICATIONS**

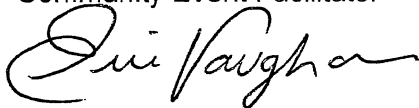
Option One - Approve the request as presented

This would ensure that competing interests are not allowed to set up in close proximity to the event which could in turn impact the sponsorship of the Summer in the Park event by World's Finest Shows.

---

Submitted by,

Erin Vaughan  
Community Event Facilitator

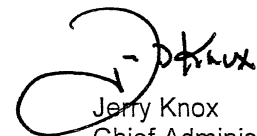


I concur in this report and recommendation.



Ian Kilgour  
Director Parks, Recreation  
And Leisure Services

Peter Chirico  
Managing Director Community Services



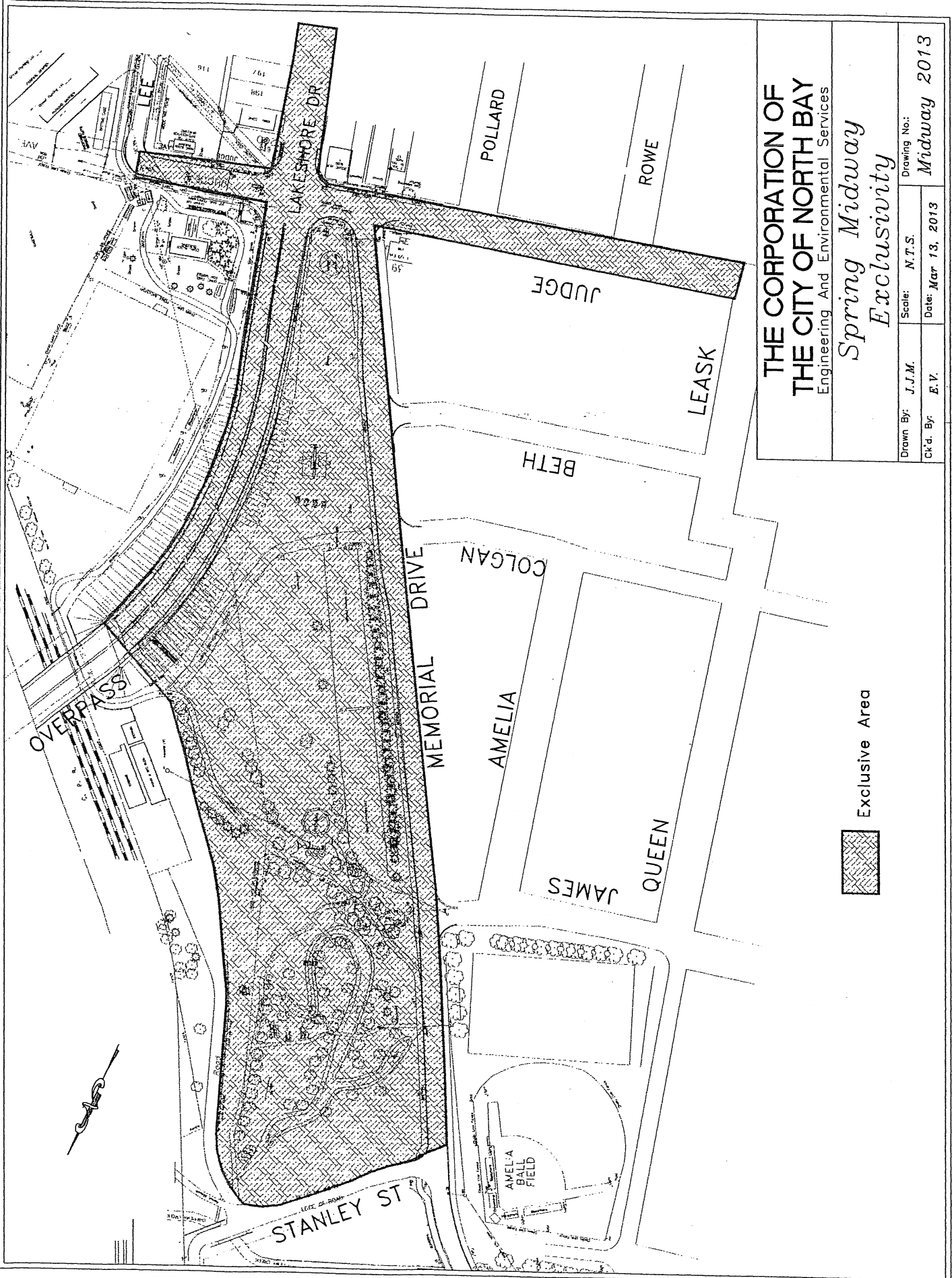
Jerry Knox  
Chief Administrative Officer

Person designated for continuance: Community Event Facilitator

Attachments: Map of exclusive area

Copy for: Director of Parks, Recreation and Leisure Services  
Manager Recreation and Leisure Services  
Manager of Corporate Services






THE CORPORATION OF  
 THE CITY OF NORTH BAY  
 Engineering And Environmental Services

*Spring Midway  
 Exclusivity*

Drawn By: J.J.M.	Scale: N.T.S.	Drawing No.: Midway 2013
Ch'd. By: E.V.	Date: Mar 13, 2013	

 Exclusive Area

City of North Bay

Report to Council

#5

RECEIVED  
CITY OF NORTH BAY

MAR 25 2013

CLERK'S DEPT.

**Report No:** CSBU 2013 - 48

**Date:** March 21, 2013

**Originator:** Beverley Hillier, Manager, Planning Services

**Subject:** Revised Notice Requirement  
Proposed Zoning By-Law Amendment and Draft Plan of  
Condominium by Miller & Urso Surveying Inc. on behalf of Golden  
Estates Limited (Ski Club Road)

**File No:** D14/2009/GENEH/SKICLUB/#780

---

**RECOMMENDATIONS**

That to ensure proper notice was given and received under the Planning Act, that the proposed Zoning By-law Amendment and Plan of Condominium by Miller & Urso Surveying Inc. on behalf of Golden Estates Limited (Ski Club Road) be referred to the Community Services Committee for a Public Meeting under the Planning Act.

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**BACKGROUND**

The proposed Zoning By-law Amendment and Plan of Condominium was before Council for a Public Meeting in December 2012 and discussed at the Community Services Committee in January 2013.

Since that time Planning Staff have become aware there was an error on the application for Ski Club Road townhouse condominium development.

This error relates to the existing zoning of the subject property. At the time the application was submitted in 2009, the Applicant requested a rezoning from "R3" to "RM2". It has been determined the rezoning should have been from "R3" and "R1" and "0" to "RM2". This was not identified by Staff in review of the original application.

---

**OPTIONS / ANALYSIS**

The implications of the error results in the need to recirculate the public and hold a Public Meeting to ensure accurate advertisement of the requested change.

This issue is technical in nature in that Planning Staffs opinion on the proposal has not changed but if the matter results in an appeal to the Ontario Municipal Board, the application can be thrown out because proper notice was not given.

The applicant is aware of this issue and agrees a new Public Meeting is required in order to reduce potential delays further in the process.

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Option 1:

Re-circulate the public and hold another Public Meeting to ensure proper notice was given under the Planning Act regarding the proposed Rezoning and Plan of Condominium.

Option 2:

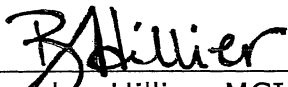
Do not re-circulate and hold another Public Meeting and direct Staff to bring forward the By-laws for Council's consideration. This option is not recommended. Staff is aware of this error and steps should be taken to ensure it is corrected.

---

**RECOMMENDED OPTION**

Option 1 is the recommend option.

Respectfully submitted,



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Beverley Hillier, MCIP, RPP  
Manager, Planning Services

BH/dlb

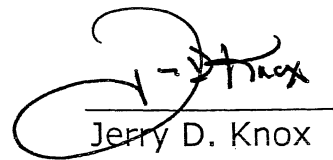
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We concur with this report and recommendation:



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Peter Chirico  
Managing Director, Community Services



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Jerry D. Knox  
Chief Administrative Officer

*Personal Designated for Continuance:*

*City Clerk  
Manager, Planning Services*

**City of North Bay****Report to Council**

MAR 25 2013

**Report No:** CSBU 2013 – 37**Date:** March 7, 2013

CLERK'S DEPT.

**Originator:** Kathleen Fralic, Development Planner / Gap Coordinator**Subject:** 2012 Update – Municipal Accessibility Plan and Municipal Accessibility Advisory Committee

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**RECOMMENDATIONS**

- 1) That the 2012 Update – Municipal Accessibility Advisory Committee Annual Report be received and referred to Committee.

---

**BACKGROUND**

The first Municipal Accessibility Plan was adopted by Council in the fall of 2003.

The annual update report from the Advisory Committee is a requirement under Section 29(4) the *Accessibility for Ontarians with Disabilities Act (AODA)*. The 2012 update was discussed by the Advisory Committee and was adopted at its November 1<sup>st</sup>, 2012 Meeting. Some of the highlights from the report include the following:

- The Province of Ontario released Built Environment standards for public consultation which, if approved, will require all municipal projects to be vetted by the Municipal Accessibility Advisory Committee by 2016.
- The Municipal Accessibility Advisory Committee was consulted by the City on a variety of projects including the accessible viewing area for Summer in the Park, boardwalk repairs and the Zoning By-law accessible parking standards.
- The Municipal Accessibility Advisory Committee ran its annual Awareness Initiative & BBQ on June 6<sup>th</sup>, 2013 at the North Bay Transit Terminal.

In terms of objectives for 2013, some of the specific items for consideration by Council include:

- Inform Council of Provincial Standards and Legislation, as they become available.
- Continue to increase community awareness of accessibility issues.
- Review and comment on plans for capital upgrades of municipal facilities.
- Host guest speakers from various municipal departments and outside agencies.

---

**ANALYSIS / OPTIONS****1. Do Not Receive the Report:**

Council could choose to not receive the report of the Municipal Accessibility Advisory Committee. However, the reporting requirement is set out in legislation.

This option is not recommended.

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2. Receive the Report and Refer to Committee

Under this option, Council could receive the Report from the Municipal Accessibility Advisory Committee. This option is recommended.

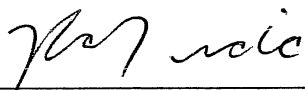
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**RECOMMENDED OPTION / FINANCIAL IMPLICATIONS**

Option 2 (*'Receive the Report'*) is the recommended option.

There are no additional financial implications, other than Staff time.

Respectfully submitted,



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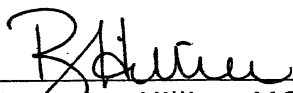
Kathleen Fralic  
Development Planner / GAP Coordinator

KF/dlb

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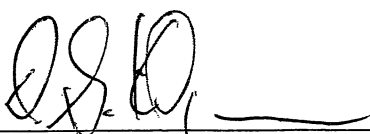
attach.

We concur with this report and recommendations.



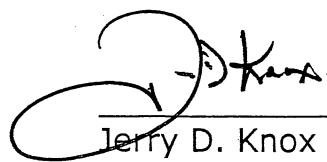
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Beverley Hillier, MCIP, RPP  
Manager, Planning Services

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Peter Chirico  
Managing Director, Community Services

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Jerry D. Knox  
Chief Administrative Officer

**CITY OF NORTH BAY  
Municipal Accessibility Advisory Committee (MAAC)**

**2012 ANNUAL REPORT**

a) **BACKGROUND**

This report reflects activities undertaken by the North Bay Municipal Accessibility Advisory Committee during 2012 and plans for 2013.

b) **SUMMARY OF ACTIVITIES – YEAR 2012**

a) **Committee Membership – 2012**

Nora Long (Chair)  
Emma Langdon (Vice-Chair)  
Denise Alkins  
Sharon Moseley-Williams  
Barbra Smith  
Jo-Ann Wilson  
Councillor Mac Bain (City Council Representative)  
Staff: Peter Carello (Secretary-Treasurer)  
Dorothy Carvell (City Transit Representative)

Former Committee members Nicole Glanz, Brian Trivett and Geoff Laplante all left the Committee for personal reasons in 2012.

Sharon Moseley-Williams joined the Committee

Staff liaison Erik Acs was Secretary-Treasurer for the Committee until he left the organization in August 2012. Peter Carello has taken over as Secretary-Treasurer on an interim basis. Newly hired Development Planner Kathleen Fralic is anticipated to take over as Secretary-Treasurer in early 2013.

b) **Meetings of the Committee**

The Municipal Accessibility Advisory Committee met five times in 2012. Meetings generally take place the first Thursday of every month, at 5 p.m. at City Hall.

c) **Guest Speakers**

MAAC meetings are regularly attended by City staff. Guest speakers in 2012 included Alan Korell (Managing Director Engineering, Environment & Public Works), Peter Carello (Senior Policy Planner). Staff attendance at MAAC meetings creates good opportunities for two-way discussion. They allow MAAC members to gain an understanding of the internal processes at City Hall and for staff members to access and incorporate the unique perspectives and insights from MAAC members into specific initiatives.

d) **Consultations**

City staff consulted with MAAC throughout 2012. Some specific examples of projects or regulations that MAAC provided comments on:

- Location of accessible viewing area for Summer in the Park;

- Repairs to boardwalk steps (near King's Landing) slated to occur in 2013;
- Provincial Accessibility Standards; and
- Amendment to the Zoning By-law section pertaining to accessible parking.

e) Provincial Legislation

On August 15, 2012, the Province released the first of their Built Environment standards for public consultation. The proposed standards would regulate the manner that organizations (including municipalities) must construct specified assets and infrastructure. These would include sidewalks, beaches, playgrounds, picnic tables, pedestrian crossings, service counters and parking standards. If approved as presented, the new standard would come into effect 2015 for the Provincial Government, 2016 for municipal governments and other identified organizations and 2017 for large organizations and 2018 for all other organizations.

Another notable change being proposed by these standards is a requirement that all municipal projects must be vetted by the MAAC. While many projects are brought to MAAC for consultation, this is done on a voluntary basis, depending on the Committee's schedule and the timing of the project. Should the standards be approved, this consultation will become mandatory.

MAAC members were asked to review the proposed standards and provide comments to City staff for inclusion in a response letter to the Province. Ultimately, however, staff and MAAC both determined that the standards were reasonable and that no response was required.

f) Awareness Initiatives

MAAC held an accessibility awareness initiative at North Bay Transit Terminal on June 6th 2012. The event has been held annually for the past 4 years. The purpose of the event is to showcase city initiatives such as accessible transit busses, as well as inviting other community organizations to provide information on accessibility and accessibility related initiatives to the community.

g) Communication with City's Internal Accessibility Committee

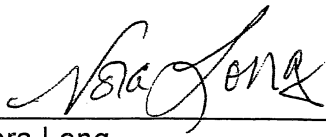
Dorothy Carvell provided the MAAC with an update from the City's Internal Accessibility Committee at every meeting. This allowed the Committee to learn of progress made to increase accessibility within the City, such as the implementation of the Service Interruption notification system.

h) 2013 Work Program

The Committee and staff are preparing a formal work program for 2013. This program may include, but not be limited to, the following:

1. Inform Council of Provincial Standards and Legislation, as they become available.
2. Continue to increase community awareness of accessibility issues.
3. Review and comment on plans for capital upgrades of municipal facilities.
4. Host guest speakers from various municipal departments and outside agencies.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Nora Long", written over a horizontal line.

Nora Long

Chair, North Bay Municipal Accessibility Advisory Committee



**#7**

**CITY OF NORTH BAY  
REPORT TO COUNCIL**

**RECEIVED  
CITY OF NORTH BAY**

MAR 21 2013

**CLERK'S DEPT.**

Report No. CORP 2013-35

Date: March 18, 2013

Originator: Catherine Conrad

Subject: Amendments to Delegation By-law No. 2007-228

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**RECOMMENDATION:**

That Council:

1. delegate the authority to the Chief Administrative Officer to approve temporary extensions of liquor licenses for community events, provided that the operations continue to comply with all other municipal by-laws;
  2. delegate the authority to the City Clerk to approve requests from The Royal Canadian Legion to conduct annual Poppy Campaigns;
  3. delegate the authority to the City Clerk to approve requests from The Salvation Army to conduct their annual Army Christmas Kettle Campaigns (except on Sundays); and
  4. authorize the City Clerk to prepare the appropriate amendment to the City's Delegation By-law.
- 

**BACKGROUND:**

On December 3, 2007 Council adopted By-law No. 2007-228, being a by-law to adopt the Delegation of Powers and Duties Policy. The purpose of the policy is to set out the scope of the powers and duties which Council may delegate its legislative and administrative authority and to establish principles governing those delegations.

As a result of a review of our current processes, with a view of looking at efficiencies, it is recommended that Council approve the following delegations of authority:

1. That the Chief Administrative Officer be delegated the authority to approve temporary extensions of liquor licenses for community events provided that the operations continues to comply with all other municipal by-laws.
2. That the City Clerk be delegated the authority to approve the requests from The Royal Canadian Legion to conduct annual Poppy Campaigns.

3. That the City Clerk be delegated the authority to approve requests from The Salvation Army to conduct their annual Army Christmas Kettle Campaign (except on Sundays).
- 

**ANALYSIS / OPTIONS:**

Option #1: That Council approve the recommended delegations of authority to the Chief Administrative Officer and City Clerk.  
This is the recommended option as it will result in more efficient processing of annual requests for community-based events.

Option #2: That Council not approve the recommended delegations of authority to the Chief Administrative Officer and City Clerk.  
This option is not recommended.

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**RECOMMENDED OPTION:**

That Council approve the recommended delegations of authority to the Chief Administrative Officer and City Clerk.

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Respectfully submitted,

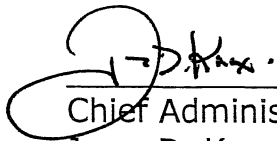


Catherine Conrad  
City Clerk

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We concur in this report and recommendation.

  
\_\_\_\_\_  
Managing Director of Corporate  
Services – Lea Janisse

  
\_\_\_\_\_  
Chief Administrative Officer –  
Jerry D. Knox

Personnel designated for continuance: Catherine Conrad, City Clerk

**City of North Bay****Report to Council****Report No:** CSBU 2013 - 42**Date:** March 26, 2013**Originator:** Peter Carello, Senior Planner – Current Operations**Subject:** Proposed Condominium Conversion – 351 Worthington Street East**File No.:** D07/2012/CONDO/WORTHING – 48CDM-12104

---

**RECOMMENDATION**

That the Request for Exemption from the Condominium Approval Process by Miller & Urso Surveying Inc. on behalf of Kenneth and Joanne Laverty for the property legally described as Registered Plan No. 10, Part of Lots 287 and 288, PIN No. 49165-0253(LT), known locally as 351 Worthington Street East in the City of North Bay, as represented on Schedules "A" & "B" be approved.

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**BACKGROUND**

An application has been made by Miller & Urso Surveying Inc. on behalf of Kenneth and Joanne Laverty for an Exemption from Approval of a Plan of Condominium for lands described as Registered Plan No. 10, Lots 287 and 288, known locally as 351 Worthington Street East in the City of North Bay.

The building is a four (4) storey brick apartment building and is comprised of 6 two-bedroom units, 14 one-bedroom units and 1 bachelor apartment.

The property has frontage of 30.7 metres and a total area of 1,273 square meters. It is designated "Central Business District" under the Official Plan and is zoned "General Commercial Outer Core (C2)" by Zoning By-law No. 28-80. Surrounding properties are a mixture of commercial and residential uses, including a 31 unit multiple residential property immediately to the south of the subject property.

There are no easements required as part of the proposed condominium conversion and parking is available on the property for residents.

**Provincial Policy**

City staff has reviewed the proposed condominium conversion with respect to its consistency with Provincial Policy documents.

The Provincial Policy Statement (PPS 2005) contains policies regarding the provision of housing. Municipalities are directed by Section 1.4.1 of the PPS 2005 to provide a full range of housing options.

Section 1.4.3 of the PPS 2005 directs municipalities to provide "*an appropriate range of housing types and densities to meet projected requirements of current*

*and future residents*", including affordable housing. Affordability is defined by the PPS as being:

- a) *"a unit for which the rent is at or below the average market rent of a unit in the regional market area"*, for rental housing; or
- b) *"the purchase price is at least 10 percent below the average purchase price of a resale unit in the regional market area"*, for home ownership.

The following table compares the rental prices of the subject property (as stated by the applicants' agent) with the average rent prices in North Bay (as reported by the CMHC for April and October 2012).

<b>Unit Type</b>	<b>North Bay Average (April 2012)</b>	<b>North Bay Average (Oct 2012)</b>	<b>Subject Property (Avg 2012)</b>
1-Bedroom Apartment	\$658	\$675	\$850-\$1,000
2-Bedroom Apartment	\$813	\$847	\$900

As demonstrated above, the rental prices for both apartment types are higher than the average rent in North Bay. As such, the subject property is not considered affordable housing.

In consultation with the Nipissing District Social Services Administration Board, it was determined that the average home resale price in North Bay was \$231,259 (based on MLS Average Resale Price, Third Quarter 2012). The applicants' agent has also stated that should this requested Exemption from Plan of Condominium be approved, the target price for the units would range between \$105,000 and \$120,000. At this purchase price, the units would meet the definition of affordable housing, as defined by the PPS 2005.

The Growth Plan for Northern Ontario (GPNO 2011) was introduced on March 3rd, 2011. All Planning Applications must consider this Plan as part of the evaluation process.

The GPNO 2011 is broad in scope and is aimed at shaping development in Northern Ontario over the next 25 years. It outlines strategies that deal with economic development, education, community planning, transportation/infrastructure, environment, and aboriginal peoples. This Plan is primarily an economic development tool that encourages growth in Northern Ontario.

It is Planning Staff's opinion that this application does not include any matters that relate to the GPNO 2011.

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Official Plan

With the approval of the City of North Bay's Official Plan, which came into effect January 6, 2012, new policies are in place to address condominium conversions within the community. The Official Plan states that *"The conversion of existing rental units to condominium may be permitted, provided that the rental vacancy rate for the City has been at or above 3% for two successive surveys, as reported by Canada Mortgage and Housing Corporation in the bi-annual rental vacancy survey."*

The vacancy rates in North Bay were reported by CMHC to be 2.7% and 2.4% in the last two reporting periods (October 2012 and April 2012 respectively).

Section 2.1.13.2 provides criteria that allow Council to consider the conversion of the property when the vacancy rate is below 3%. This section states that *"A conversion may be permitted, where the rental vacancy rate is below 3%, where one or more of the following conditions are satisfied:*

- a) *The developer has a signed agreement with 50% or more of the existing tenants to purchase their unit as provided for in the Condominium Act 1998, as amended;*
- b) *all of the resulting condominium units provide affordable ownership as defined by the Provincial Policy Statement 2005 or any successor policy documents;*
- c) *the existing market rents of the units proposed for conversion are above the average market rent levels for the City of North Bay, as reported yearly by the CMHC Rental Housing Market Survey for rental units of a similar dwelling/structure and bedroom type; or*
- d) *It can be demonstrated that the resulting conversion will have no net reduction on the availability of affordable housing, as defined by the Provincial Policy Statement 2005 or any successor policy documents.*

Though the applicants must only meet one of the above criteria, this report will consider each of the four items and how the application fits with the policy.

Test 1: *The developer has a signed agreement with 50% or more of the existing tenants to purchase their unit as provided for in the Condominium Act 1998, as amended;*

The current tenants had not been contacted at the time of application. It should also be noted that there is no requirement for the current tenants to move out. They are protected under the *Tenant Protection Act* and under Section 2 of the *Condominium Act* which requires the Tenants to be offered first right of refusal. Under the legislation landlords are prohibited from evicting an existing tenant in order to give vacant possession to a prospective purchaser.

The agent for the applicant has stated that the property owner will respect all provisions of the *Tenant Protection Act* and the *Condominium Act*. As Planning

---

Staff do not have confirmation regarding the willingness of tenants to purchase their units therefore, it is our opinion that the applicant does not meet this test of the Official Plan.

*Test 2: All of the resulting condominium units provide affordable ownership as defined by the Provincial Policy Statement 2005 or any successor policy documents;*

No new affordable homeownership housing has been constructed in the City of North Bay since thirty (30) units were added to the pool in 2009. Meeting affordability targets has been an on-going challenge for local builders and land developers who find it difficult to build affordable housing because the costs associated with developing land and building new dwelling units.

The PPS 2005 identifies affordable ownership as being "*at least 10 percent below the average purchase price of a resale unit in the regional market area*". The applicants' agent has stated that the units would have a target price of \$105,000-\$120,000, whereas the average home resale price in North Bay is \$231,259.

Therefore, the proposed conversion of this 21 unit apartment building meets the second test by creating affordable housing units as defined by the Provincial Policy Statement (PPS 2005) and providing an opportunity to increase the stock of available of entry-level affordable housing.

*Test 3: the existing market rents of the units proposed for conversion are above the average market rent levels for the City of North Bay, as reported yearly by the CMHC Rental Housing Market Survey for rental units of a similar dwelling/structure and bedroom type;*

The average rent for a two-bedroom unit in the existing building is \$900, in excess of the North Bay average of \$813 for a two bedroom unit. The rent for a one-bedroom apartment in the subject property ranges from \$850-\$1,000, also in excess of the North Bay average of \$675.

This application meets the third test, as rents in the subject property are greater than the averages reported by the CMHC.

*Test 4: It can be demonstrated that the resulting conversion will have no net reduction on the availability of affordable housing, as defined by the Provincial Policy Statement 2005 or any successor policy documents*

Planning staff are of the opinion that this application, if approved, would not have a net reduction on the availability of affordable housing. Rents within the subject property are above the North Bay average. The target price for the individual units would create affordable home ownership opportunities.

Planning staff is mindful of the effect that the proposed condominium conversion might have on the availability of rental units in the City. Community housing is

---

subject to great fluctuations, with units regularly being added and removed from the market. In order to monitor availability of rental housing, staff has tracked vacancy rates (as reported by the CMHC) since 2009. A total of seven reporting periods have been observed. North Bay's vacancy rate is trending higher in recent years. The vacancy rate for the first 4 reporting periods (October 2009-April 2011) averaged 1.7%. The last 3 reporting periods (October 2011-October 2012) have averaged 3.0%. This indicates that there is presently a reasonable supply of rental housing at the present time. As a result, Planning Services does not feel that the subject application, if approved, would have a significant effect on the availability of rental units.

In the preparation of this report, Planning Services staff met with representatives from DSSAB to determine if they felt there would be any effect on the availability of affordable housing if this application were to be approved. DSSAB staff shared Planning Services' opinion that this application would not reduce the availability of affordable housing, as the rents in the subject property were above the North Bay average. DSSAB recommended that Planning staff continue to track vacancy rates to ensure that the community's long-term rental housing needs are being met.

It is Planning Services' opinion that the fourth test is met.

Option 1 - Approve the proposed exemption from Draft Approval and Condominium Conversion.

Option 2 - Do not approve the proposed exemption from Draft Approval and Condominium Conversion.

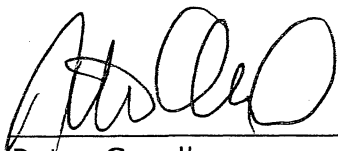
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## RECOMMENDATION

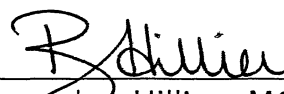
Option 1 is the recommended option. In my professional opinion, the exemption process is appropriate for the subject application for the aforementioned reasons. The building and property conforms to the residential policies of the Official Plan. The "General Commercial Outer Core (C2)" zoning on the property permits an apartment building.

Planning Services has conducted an on-site inspection and has reviewed the application and has no issues with the proposal. The proposed condominium conversion meets three of four (tests 2, 3 and 4) conditions of the City's Official Plan policies for condominium conversions and as such Planning Services is recommending its approval.

Respectfully submitted,



Peter Carello  
Senior Planner, Current Operations



Beverley Hillier, MCIP, RPP  
Manager, Planning Services

PC/db

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attach(s).

We concur with this report and recommendations.



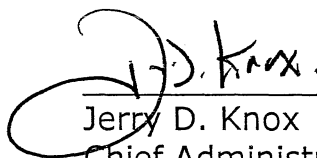
Peter E.G. Leckie  
City Solicitor



Alan Korell, P.Eng., R.P.P., M.C.I.P.  
Managing Director, Engineering,  
Environmental Services and Public  
Works



**PC** Peter Chirico  
Managing Director, Community Services

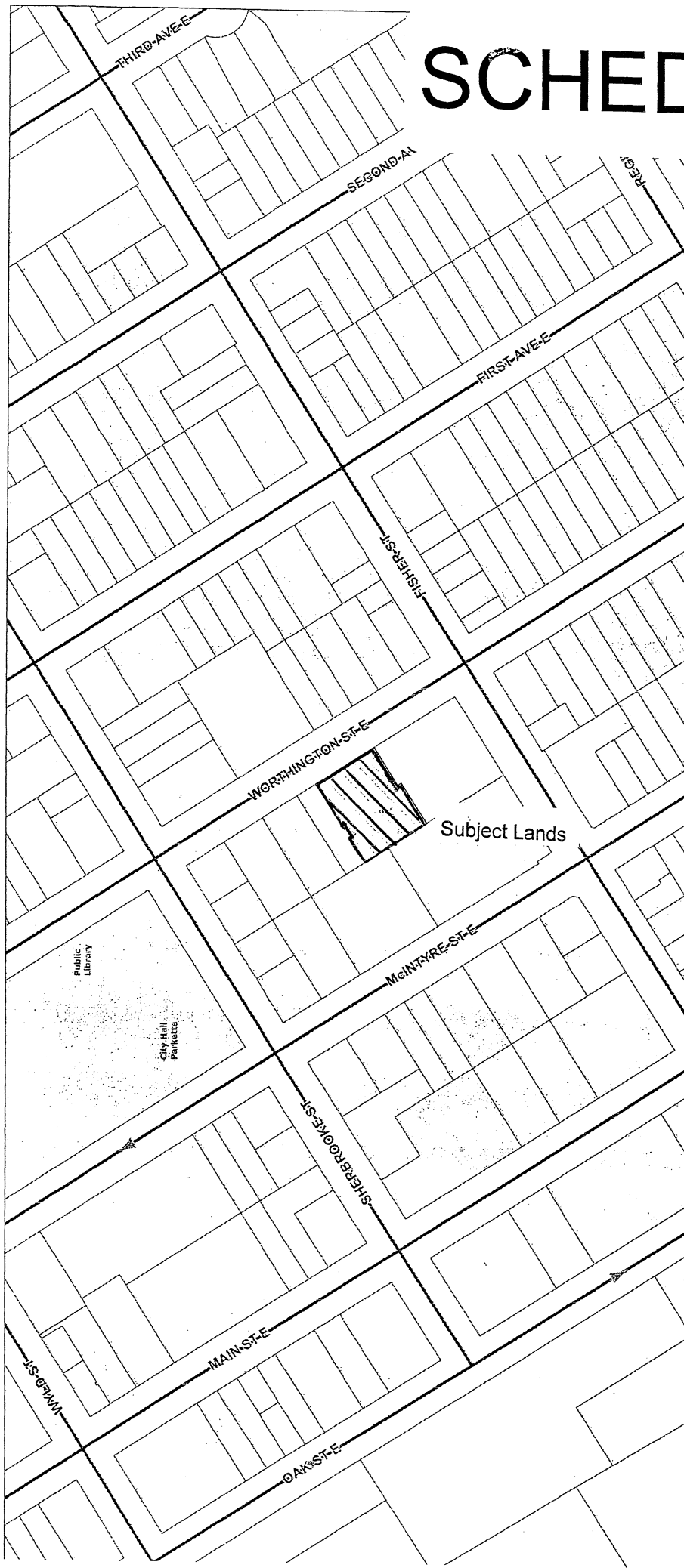


Jerry D. Knox  
Chief Administrative Officer

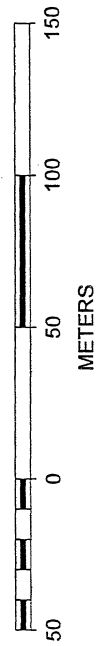
Personnel designated for continuance: Peter Carello, Senior Planner, Current Operations

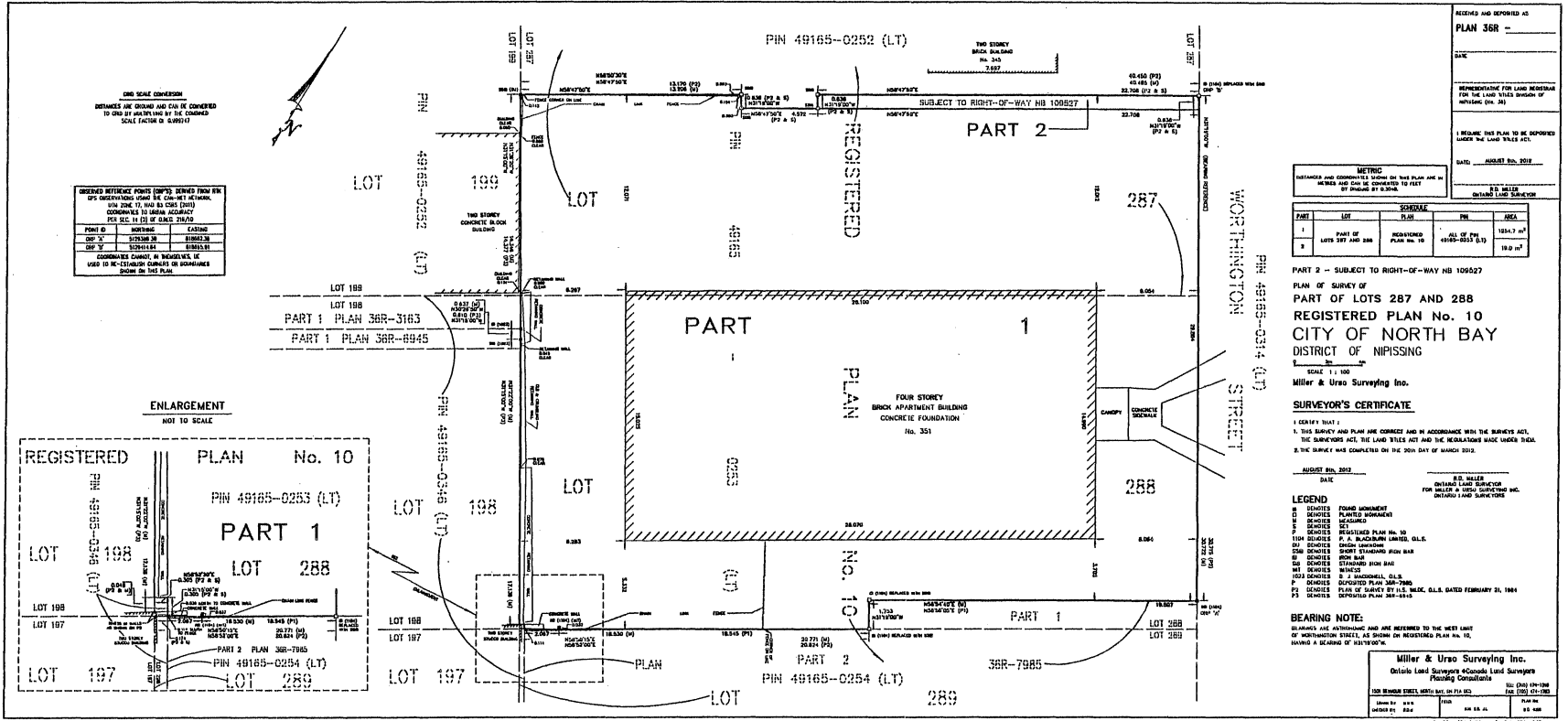


# SCHEDULE A



SCALE 1 : 2,519





RECEIVED AND REPORTED AS  
**PLAN 368**  
DATE \_\_\_\_\_  
REPRESENTATIVE FOR LAND REGISTRY  
FOR THE LAND TITLE DIVISION OF  
ONTARIO (REV. 06/01)  
I HEREBY CERTIFY THIS PLAN TO BE REPORTED  
UNDER THE LAND TITLE ACT.  
DATE: **AUGUST 20, 2012**  
S.S. MILLER  
ON-CALL LAND SURVEYOR

METRIC				
DIMENSIONS AND COORDINATES SHOWN ON THIS PLAN ARE IN METERS AND CAN BE CONVERTED TO FEET BY MULTIPLYING BY 3.2808.				
PART	LOT	SCHEME	PIN	AREA
1	PART OF	REGISTERED	ALL OF PIN	1034.3 m <sup>2</sup>
2	LOTS 287 AND 288	PLAN No. 10	49165-0254 (LT)	19.0 m <sup>2</sup>

PART 2 - SUBJECT TO RIGHT-OF-WAY NO. 106527  
PLAN OF SURVEY OF  
PART OF LOTS 287 AND 288  
**REGISTERED PLAN No. 10**  
CITY OF NORTH BAY  
DISTRICT OF NIPISSING  
SCALE: 1:100  
Miller & Uroo Surveying Inc.

**SURVEYOR'S CERTIFICATE**  
I DECLARE THAT:  
1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEY ACT,  
THE SURVEYORS ACT, THE LAND TITLE ACT AND THE REGULATION MADE UNDER THEM.  
2. THE SURVEY WAS COMPLETED ON THE 20th DAY OF AUGUST 2012.

AUGUST 20, 2012  
DATE  
S.S. MILLER  
ON-CALL LAND SURVEYOR  
FOR NIPISSING AND SUDBURY DISTRICTS  
ONTARIO LAND SURVEYORS

**LEGEND**  
B SCHOTTS FOUND BOUNDARY  
C SCHOTTS PLANNED BOUNDARY  
D SCHOTTS BOUNDARY  
E SCHOTTS BOUNDARY  
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Z SCHOTTS BOUNDARY

**BEARING NOTE:**  
ALL ANGLES ARE ADJUSTED AND ARE REFERRED TO THE MEAN LIGHT  
OF MEANS OF THE EQUINOXIAL YEAR 2012.00 IN REGISTERED PLAN No. 10.  
HAVING A BEARING OF 92°19'50.57\"/>

Miller & Uroo Surveying Inc. Ontario Land Surveyors • Ontario Land Surveyors Planning Consultants			
Drawn by: <b>SSM</b>	Check: <b>SSM</b>	Pin No.:	Plan No.:
Checked by: <b>SSM</b>	Pin No.:	Plan No.:	Scale:

SCHEDULE B

**CITY OF NORTH BAY**

**REPORT TO COUNCIL**

**#9**

MAR 26 2013

**Report No:** CSBU 2013 - 45

**Date:** March 14, 2013

**Originator:** Dorothy Carvell, Transit Manager

**Subject:** 2013 Capital Budget Project #6131TR  
- Transit Capital Program Allocation

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**RECOMMENDATION**

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2013 Transit Capital Program of the 2013 Community Services Capital Budget, Capital Budget Project No. 6131TR at a net debenture cost of \$26,250.

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**BACKGROUND**

The 2013 Capital Budget and the 2013 to 2022 Ten Year Capital Forecast includes amounts of \$26,250 each year for Transit Capital Programs. In each year, this amount has been allocated for Transit Terminal repair and improvements and shelters for upgrades to AODA Standards.

The Transit Terminal was completed in June of 2007. The cement area surrounding the Transit Terminal and the passenger boarding area has experienced extensive wear and erosion (Spalling). Replacement, repairs and patching are required in cement areas. The Terminal area is outside of Warranty.

The concrete patching is required throughout the platform area.

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**TIMELINE**

These Capital Projects are estimated to be completed over a nine month period and will be immediately initiated. They are expected to be substantially complete by December 31, 2013.

This implementation period is considered fair and reasonable if all assumptions are realized. As Capital Projects move forward, any major variances to this schedule will be communicated to Council via semi-annual Capital Status Reports or if required Report(s) to Council.

---

**ANALYSIS / OPTIONS**

Option 1:

Not to approve a Capital Expenditure By-Law. The Transit Terminal cement area will continue to erode. There are areas now that are considered Health & Safety concerns as these areas could be trip hazards for customers and employees alike.

Not progressing with the repairs and improvements puts the Corporation in a position for injury claims.

Option 2:

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2013 Transit Capital Program of the 2013 Community Services Capital Budget, Capital Budget Project No. 6131TR at a net debenture cost of \$26,250.

This would allow the repair of the Transit cement areas.

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**RECOMMENDED OPTION / FINANCIAL IMPLICATIONS**

Option #2 is recommended.

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2013 Transit Capital Program of the 2013 Community Services Capital Budget, Capital Budget Project No. 6131TR at a net debenture cost of \$26,250.

Respectfully submitted,



Dorothy Carvell  
Transit Manager

DC/dlb

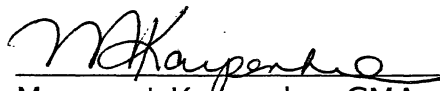
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attach. (Capital Project Summary Report)

We concur with this report and recommendations.



Laura Boissonneault, CGA  
Supervisor of Budgets & Financial  
Reporting



Margaret Karpenko, CMA  
Chief Financial Officer / Treasurer



Peter Chirico  
Managing Director, Community Services



Jerry D. Knox  
Chief Administrative Officer

## Project Summary

<b>Project Number:</b>	6131TR		
<b>Title:</b>	TRANSIT BUILDING CAPITAL PROGRAM 2013 ON-GO		
<b>Asset Type:</b>	BUILDINGS - Transit		
<b>Division:</b>	Capital - Community Services		
<b>Budget Year:</b>	2013		
<b>Scenario Name:</b>	Main	<b>Active:</b>	Yes
<b>Budget Status:</b>	Finance Funding		
<b>Regions:</b>			
<b>Project Type:</b>			

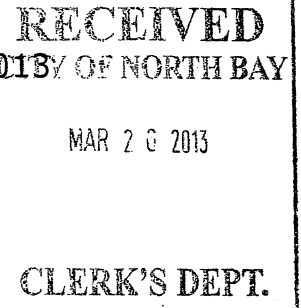
<b>Project Description</b>				<b>Project Comments</b>			
Terminal Building upgrades & repairs yearly basis				Project is expected to be partially funded through Provincial Gas Tax: \$189,000 (2014), \$325,500 (2015).			
<b>Scenario Description</b>				<b>Scenario Comments</b>			
<b>Project Forecast</b>				<b>Project Detailed 2013</b>			
<b>Budget Year</b>	<b>Total Expense</b>	<b>Total Revenue</b>	<b>Difference</b>	<b>GL Account</b>	<b>Description</b>	<b>Total Amount</b>	
2013	26,250	26,250	0	<b>Expense</b>			
2014	472,500	472,500	0	3425	CONSTRUCTION CONTRACT	25,000	
2015	813,750	813,750	0	4005	INTERNAL INTEREST CHARGES	987	
2016	26,250	26,250	0	7010	ADMINISTRATON & OVERHEAD	263	
2017	498,750	498,750	0	<b>Total Expense:</b>		26,250	
2018	26,250	26,250	0	<b>Revenue</b>			
2019	120,750	120,750	0	0461	TSF FRM REV FUND-PAYGO	26,250	
2020	26,250	26,250	0	<b>Total Revenue:</b>		26,250	
2021	26,250	26,250	0				
2022	26,250	26,250	0				
	<b>2,063,250</b>	<b>2,063,250</b>	<b>0</b>				
<b>Related Projects</b>				<b>Operating Budget Impact</b>			
<b>Year Identified</b>	<b>Start Date</b>	<b>Useful Life</b>	<b>Manager</b>			<b>Completion Date</b>	
2013			PETER CHIRICO				

## REPORT TO COUNCIL

Report No. CORP 2013-36

Date: March 18, 2013

Originator: Catherine Conrad

Subject: Capital Budget Project No. 6133GG  
City Hall Building Rehabilitation**RECOMMENDATION**

That a Capital Expenditure By-law be presented to Council to authorize the City Hall Building Rehabilitation Program (On-going), being 2013 Capital Budget Project No. 6133GG, at a net debenture cost of \$87,000.00.

**BACKGROUND**

The 2013 Capital Budget includes an amount of \$87,000.00 for the City Hall Building Rehabilitation Program, being 2013 Capital Budget Project No. 6133GG.

The following projects are scheduled for 2013: window replacements, floor replacements, washroom upgrades and upgrades to meet accessibility needs.

A Schedule to the proposed by-law is submitted for consideration of Council:

City Hall Building Rehabilitation Costs	\$82,857.00
Financing Costs	3,273.00
Administration and Overhead	<u>870.00</u>
Net Debenture Cost	\$87,000.00

**TIMELINES**

The capital projects are estimated will commence in late spring and will be completed by December 31, 2013.

This implementation period is considered fair and reasonable if all assumptions are realized. As the projects move forward, any major variances to this schedule will be communicated to Council via semi-annual Capital Status Reports or it required Supplemental Report(s) to Council.

## OPTIONS ANALYSIS

Option # 1: That a Capital Expenditure By-law be presented to Council to authorize the City Hall Building Rehabilitation Program, being 2013 Capital Budget Project No. 6133GG, at a net debenture cost of \$87,000.00.

Under this option the Council would authorize the 2013 upgrades to City Hall.

Option # 2: Cancel all or a portion of the City Hall Building Rehabilitation Program for this year.

This option is not recommended as it would compromise the safe use of the building and increase the deterioration of the building's infrastructure.

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### RECOMMENDED OPTION

Option # 1: That a Capital Expenditure By-law be presented to Council to authorize the City Hall Building Rehabilitation Program (On-going), being 2013 Capital Budget Project No. 6133GG, at a net debenture cost of \$87,000.00.

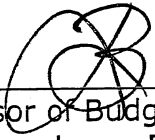
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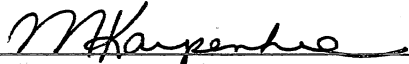
Respectfully submitted,


  
Catherine Conrad  
City Clerk


Encl. - Project Summary  
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We concur in this report and recommendation,

  
Supervisor of Budgets & Financial  
Reporting - Laura Boissonneault

  
Chief Financial Officer/Treasurer -  
Margaret Karpenko

  
Managing Director of Corporate  
Services - Lea Janisse

  
Chief Administrative Officer -  
Jerry D. Knox

Personnel designated for continuance: Catherine Conrad, City Clerk  
Managing Director of Corporate

## Project Summary

<b>Project Number:</b>	6133GG	<b>Active:</b>	Yes
<b>Title:</b>	CITY HALL BUILDING REHAB 2013 ON-GO		
<b>Asset Type:</b>	BUILDINGS - City Hall		
<b>Division:</b>	Capital - Corporate Services		
<b>Budget Year:</b>	2013		
<b>Scenario Name:</b>	Main		
<b>Budget Status:</b>	Finance Funding		
<b>Regions:</b>			
<b>Project Type:</b>			

<b>Project Description</b>	<b>Project Comments</b>
This project provides for ongoing maintenance, repairs and improvements to City Hall.	<p>City Hall is approximately 40 years old. Based on the age of the building, several items should be budgeted for on an annual basis.</p> <p>Windows - on-going need Flooring - 10 year cycle for replacement which creates an on-going need</p> <p>Washrooms - there are 16 washrooms in City Hall. The budget need is dependent on the scope of work in each washroom. The suggested intent would be to upgrade two washrooms per year which would have the upgrades completed during the current long-term capital plan. However, this timing may be affected by changing priorities for City Hall maintenance. This does not include upgrades for accessibility purposes.</p>

<b>Scenario Description</b>	<b>Scenario Comments</b>

<b>Project Forecast</b>				<b>Project Detailed 2013</b>		
<b>Budget Year</b>	<b>Total Expense</b>	<b>Total Revenue</b>	<b>Difference</b>	<b>GL Account</b>	<b>Description</b>	<b>Total Amount</b>
2013	87,000	87,000	0	<b>Expense</b>		
2014	90,000	90,000	0	3425	CONSTRUCTION CONTRACT	82,857
2015	93,000	93,000	0	4005	INTERNAL INTEREST CHARGES	3,273
2016	96,000	96,000	0	7010	ADMINISTRATON & OVERHEAD	870
2017	99,000	99,000	0			<b>Total Expense:</b> 87,000
2018	102,000	102,000	0	<b>Revenue</b>		
2019	105,000	105,000	0	0461	TSF FRM REV FUND-PAYGO	87,000
2020	108,000	108,000	0			<b>Total Revenue:</b> 87,000
2021	111,000	111,000	0			
2022	114,000	114,000	0			
	<b>1,005,000</b>	<b>1,005,000</b>	<b>0</b>			

<b>Related Projects</b>			<b>Operating Budget Impact</b>	
<b>Year Identified</b>	<b>Start Date</b>	<b>Useful Life</b>	<b>Manager</b>	<b>Completion Date</b>
2013	Jan 1, 2013	15 Years	LEA JANISSE	Dec 31, 2013



**Report to Council****City of North Bay**

MAR 26 2013

**Report No.:** CSBU 2013-47**Date:** March 26, 2013  
CLERK'S DEPT.**Originator:** Elizabeth Courville, Zoning Administrator**Subject:** Proposed Amendments to Sign By-law No. 2006-143, as amended

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**Recommendation**

That Council accepts Report to Council CSBU 2013-47 and refers it to the Community Services Committee for a public meeting.

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**Background**

The Sign By-law governs all signs. This includes, but is not limited to banners, permanent, directional, mobile, and sandwich board type signs. The By-law includes regulations governing the size and location of signs. Signs require a permit and at times a Building Permit depending on the type of sign.

The By-law also provides applicants an opportunity to vary sections of the Sign By-law. In 2012, a rise in Variance Applications increased. Planning Services received a total of 6 Variance Applications compared to an average of 1 per year since the By-law's original enactment in 2006. The increase resulted in Staff reviewing the By-law regulations to ensure it balances the community vision regarding signage but also represents the trends in signage for commercial operations.

A meeting with the sign industry representatives was held on February 12<sup>th</sup>, 2013 to discuss potential changes to the Sign By-law. Since previous amendments to the By-law dealt with billboards signs and mobile signs, the focus was to discuss decorative banners, awnings/canopies, fascia signs, ground signs in commercial and industrial zones and freestanding/pylon signs.

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**ANALYSIS**

As a result of the consultation, Staff has prepared the following amendments (with draft by-law attached) for Council's consideration:

**Fascia Signs**

The existing Sign By-law limits the number of building faces permitted to display signage to two. Should the building be located on an interior lot, the second sign is limited to 3sq.m in size (32sq.ft).

The original By-law, adopted in 2006 only permitted one building face except in the case of a corner where one additional sign was permitted on the flankage side.

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This was amended as a result of the downtown core requesting additional signage on the side of a building or at the rear of the building if visible from another street. Although the By-law was amended to reflect this, the second sign was limited to 32sq.ft in size.

This section may work for the downtown core however, based on discussion with the sign industry representatives and the variance requests received it is recommended that this section be amended to permit 3 building faces to have signage and the size restricted to 25% of the building's first storey face on each wall for all other areas of the City.

Recent changes in development along with corporate requirements establishing standards for franchises has seen an increase in requiring more than two building faces to have signage. Design trends indicate more than one building on a lot sharing access, egress, parking and services which allows for visibility on all sides of a building.

#### Awnings/Canopies

The current regulations require a minimum height above grade for those awnings/canopies that encroach over City property such as the DIA, Cassells Street/Fisher Street. The minimum height above grade allows for regular maintenance of sidewalks for snow removal, etc. However, when a building is located in other areas of the City, the minimum height above grade does not necessarily work and not aesthetically appealing as the window of the business may be located much lower than the minimum height causing the awning/canopy to be placed higher than necessary.

Since these awnings/canopies would not be encroaching over City owned lands and therefore no liability for the City, the sign industry representatives requested the By-law not limit the minimum height requirement for canopies outside the encroachment areas and provide those businesses the responsibility to decide where canopies may be placed while ensuring they would not interfere with access for customers.

#### Freestanding/Pylon Signs

The request to increase the sign area for freestanding/pylon signs is to permit multi-tenant buildings, located on smaller lots where a second sign is not an option, the opportunity to advertise the businesses being operated within the building by allowing an increase in sign area. There are many buildings on smaller lots having multi-tenants in the older part of the City, on Lakeshore Drive, McIntyre Street and Oak Street. For example, the Dominion Lending Centre building on Main Street East currently has approximately 6 tenants where the size of the lot cannot accommodate 2 freestanding/pylon signs without taking away much needed parking space for staff and customers.

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The proposed sign area increase would permit all 6 tenants to be identified on the freestanding/pylon sign without risking the need for a variance to the Sign By-law or compromising the size of the tenant's business name on the sign.

It is proposed to exempt the Civic addressing on the signage to be calculated towards the sign area. The current height restriction will be maintained since anything above 26ft is regulated under the Ontario Building Code.

### Ground Signs

The current requirements for ground signs are geared towards those signs permitted in high density residential zones mainly to identify the building development such as Nipissing Housing, condo/townhouse developments, etc. To maintain the integrity of the residential area, it is proposed the size and height restrictions be maintained for residential development however, the size and height restrictions for commercial/industrial uses have been requested, by the sign industry representatives, to be increased.

The increase in height for businesses located within Industrial Business Parks and Industrial/Commercial areas where large lots accommodate buildings that are setback further on the property provide an opportunity for those businesses to have larger business identification signs than currently permitted as a ground sign while not categorized as a freestanding/pylon sign where a minimum height above grade is required. Civic addressing will not be calculated towards total sign face area.

### Decorative Banners

This new section of the By-law will allow community groups and non-profit organizations to advertise special events and promotions that are beneficial to the City by permitting them in numerous locations throughout the City of North Bay. Currently, only Street Banners are permitted and they are restricted to the Downtown Improvement Area and the Kinsmen Bridge only, as per the By-law's regulations.

Decorative banners are typically fastened to light standards and will be required to obtain a sign permit but the permit will be exempt from a fee. Commercial advertising will not be permitted on the decorative banners except Corporate sponsorship logo and the logos will be limited as either a percentage of the banner area or a total percentage of the number of banners posted i.e. 1 in every 4 banner will be permitted to have an entire banner devoted to its sponsorship.

The exception to this would be Memorial Drive where, under exclusive use of Heritage North Bay, up to 50% of the total signage could represent sponsorship to Heritage North Bay.

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**Option 1** – Approve the proposed amendments to Sign By-law 2006-143.

**Option 2** – Do not approve the proposed amendments to Sign By-law 2006-143. This option is not recommended. The proposed updates to the By-law will reflect current trends in commercial signage and allow decorative banners for community events in specific areas of the City.

### **Financial Implications**

There are no new expenditures proposed with the implementation of this By-law. The amendment to allow decorative banners will generate funds for those groups by obtaining corporate sponsorship for the event or promotion as an alternate to City funds.

Further, the light standards along the waterfront and the downtown area are currently equipped with the brackets to support these types of banners therefore, there will be no costs associated to accommodate the banners.

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### **Recommended Option**

Option 1 is the recommended option.

That Council approve the proposed changes to Sign By-law 2006-143 as outlined in Report to Council 2013-47.

Respectfully submitted,



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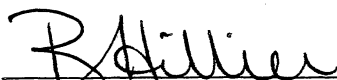
Elizabeth Courville, ACST  
Zoning Administrator

EC/dlb

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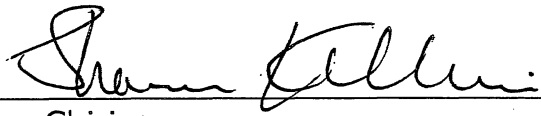
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We concur with the recommendations outlined in this report.

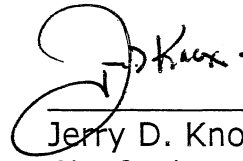


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Beverley Hillier, MCIP, RPP  
Manager, Planning Services



For: Peter Chirico  
Managing Director, Community Services



Jerry D. Knox  
Chief Administrative Officer

Staff designated for continuance: Elizabeth Courville, Zoning Administrator

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2013-\_\_\_

**BEING A BY-LAW TO AMEND BY-LAW 2006-143, AS AMENDED TO RESTRICT AND REGULATE SIGNS AND OTHER ADVERTISING DEVICES WITHIN THE CITY OF NORTH BAY.**

**WHEREAS** Section 99 of the Municipal Act, 2001, Subsections 1 to 5, authorizes the Council to pass By-laws regulating signs and other advertising devices;

**AND WHEREAS** to further this objective Council passed By-law 2006-143 being a By-law to regulate signs and other devices;

**AND WHEREAS** Council deems it desirable to amend By-law 2006-143 to amend existing sign regulations for the purpose of avoiding unnecessary hardship for businesses and community groups;

**AND WHEREAS** Notice of the Public Meeting in the matter of the amendments to the Sign By-law was given by way of advertisement in the North Bay Nugget on \_\_\_\_\_.

**AND WHEREAS** a Public Meeting under the *Municipal Act* in the matter of the amendments to the Sign By-law was held on \_\_\_\_\_.

**AND WHEREAS** Council approved the amendment to the Sign By-law pursuant to Community Services Committee Report No. \_\_\_\_\_ passed on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

**Definitions:**

1. Section 1.0 is amended by removing numbering of the definitions.
2. Section 1.0 is amended by adding the following definition:

**"Decorative Banner"** means a banner placed on a utility pole or similar structure designed to support such banner by:

- (a) The Downtown Improvement Area, Heritage North Bay, the City of North Bay, the Capitol Centre or any community organization to decorate or promote an area or a major special event or holiday;
- (b) A major tourist attractor to decorate the boulevard areas adjacent to the attraction and along the approaches to, and within, the attraction within ½ kilometer of the attraction, and;
- (c) A public institution or non-profit organization to temporarily promote a special celebration or anniversary.
- (d) No commercial advertising shall be permitted on the decorative banner except for where corporate sponsorship is recognized which shall be permitted on only 30% of the banner area on every banner or 1 banner for every four decorative banner erected, except along Memorial Drive where the sponsorship component, in relation to Heritage North Bay, may occupy up to 50% of the total banner signage along Memorial Drive.

- (e) In no case shall the decorative banner be used as exclusive advertising of a corporation, services, individual or political affiliation.

**General Provisions:**

1. Section 2(b) is amended by adding the following sentence: "This does not pertain to decorative banners".
2. Section 2(e) is amended by adding the following at the end of the sentence "unless otherwise specified in this by-law".

**Signs Permitted in Commercial and Industrial Zones:**

1. Section 8.4(c) be amended to state "as set out with the designated signs in 8.4.1 to 8.4.10"
2. Section 8.4.1 "Awnings/Canopies" is amended by adding item (e) as follows:
  - (e) In the case where the canopy does not encroach over public roads, sidewalks or City-owned lands, a minimum height above grade is not required.
3. Section 8.4.2 "Fascia Signs", be amended by increasing the maximum number of building faces permitted to have signage from 2 to 3
4. Item (a) be amended by removing the words "of the front"
5. Item (b) be deleted in its entirety and replaced with "in the case of an interior lot located within the C1 zone (Inner Core of City), only 2 fascia signs shall be permitted and the maximum area of the fascia signs is 25% of the front of the building's first storey face and a maximum area of 3sq.m on the interior side face or rear face of the building".
6. Item (c) is deleted in its entirety.
7. Section 8.4.3 "Freestanding Signs" item (a) be amended by adding the wording "per side" at the end of the sentence.
8. Section 8.4.3 is amended by adding item (g) which states "in the case of a building consisting of more than five businesses where one additional freestanding sign is not an option as stated in item (e), the maximum area of the sign may be increased to 20sq.m./side.
9. Municipal Address Numbers shall not be calculated towards the total sign face area or height of the freestanding sign.
10. That a new Section be added after Section 8.4.9 as follows:

Section 8.4.10 Ground Signs

Ground signs are permitted as outlined in Section 8.2.1 however for ground signs located in Commercial or Industrial Zones the following regulations may apply:

- (a) The ground sign shall have a maximum height of 2.4m
- (b) The ground sign face area shall not exceed 3.3sq.m in size
- (c) Municipal Address numbers shall not be calculated toward the total sign face area or the height of the ground sign
- (d) Illumination shall be permitted for ground signs.

11. That a new Section be added after Section 8.4.10 as follows:

Section 8.4.11 Decorative Banners

- (a) Decorative banners may be permitted by permit only issued by the Zoning Administrator;
- (b) Decorative banners shall be permitted in the Downtown Improvement Area, as indicated on Schedule 'C' of this By-law, the Community Waterfront Area, and along arterial roads such as Fisher Street, Cassells Street, Algonquin Avenue, Oak Street, Lakeshore Drive, McIntyre Street, Main Street and Memorial Drive subject to Item (f);
- (c) Written permission must be obtained from the owner or lessee of the utility pole or similar structure to which the decorative banner will be attached;
- (d) The applicant abides by specific fastening conditions stipulated by the owner or lessee of the utility pole or similar structure to which the decorative banner will be attached;
- (e) Where deemed necessary by the Managing Director of Community Services Business Unit, the decorative banner will be erected by the City at the applicant's cost;
- (f) Decorative banners will only be permitted where approved by the Managing Director of Community Services Business Unit and the Managing Director or Engineering, Environmental and Public Works;
- (g) All decorative banners must be issued a Sign Permit but will be exempt from this fee other than said fee identified in item (e) of this Section, and;
- (h) The applicants shall be required to enter into an agreement with the City to indemnify and save harmless the City and the owner or lessee of the utility pole or similar structure from all claims of liability that may occur as a result of the presence of the decorative banners.

**READ A FIRST TIME IN OPEN COUNCIL THE \_\_\_\_ DAY OF \_\_\_\_ 2013.**

**READ A SECOND TIME IN OPEN COUNCIL THE \_\_\_\_ DAY OF \_\_\_\_ 2013.**

**READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS \_\_\_\_ DAY OF \_\_\_\_ 2013.**

\_\_\_\_\_  
Mayor, Allan McDonald

\_\_\_\_\_  
City Clerk, Catherine Conrad



## CITY OF NORTH BAY

### REPORT TO COUNCIL

**Report No:** CSBU 2013 - 40

**Date:** March 12, 2013

**Originator:** Fire Chief, Grant Love

**Subject:** 2013 Capital Budget Project - 6062FD Fire Facilities Management Program

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#### RECOMMENDATION

That a Capital Expenditure By-law be prepared for the consideration of City Council to authorize the 2013 Fire Facilities Management Program, being Capital Project No. 6062FD at a net debenture cost of \$55,000.

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#### BACKGROUND

The 2013 Capital Budget was passed by Council Resolution No. 2013-49 at its regular meeting held on February 4, 2013. Included in the 2013 Budget was \$55,000 for the Fire Facilities Management Program for maintenance to all four (4) Fire Stations and includes energy conservation and wear and tear repairs. As per the Capital Budgeting process, this Capital Project is based on \$55,000 for 2013 and \$55,000 for 2014.

For 2013 the following is proposed,

All stations:

1. Replacement of interior furnishings on a rotating basis for all stations.

Station 1:

1. Interlock of HVAC system and overhead doors to eliminate heat loss from station when doors are open.
2. Replacement of caulking around windows to prevent water seepage (currently water is seeping into the fire prevention office ceiling)
3. Replacement of kitchen stove – current stove controls are malfunctioning and cost prohibitive to replace due to stove age.
4. Replacement of kitchen flooring – current flooring is damaged from wear and tear.
5. Painting of the roof tower (paint is worn off from sun damage)

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Station 2:

1. Replacement of lockers in dormitory
2. Replacement of flooring in dormitory
3. Replacement of furnace (undersized for purpose)

Station 3:

1. Landscaping due to repair of sink holes last summer
2. Replacement of flooring in dormitory
3. Replacement of lockers in dormitory

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**TIMELINES**

This capital project is comprised of a series of different works, is estimated to be completed during 2013, and will be initiated immediately. The project is expected to be substantially complete by December 31, 2013.

The implementation period is considered fair and reasonable if all assumptions are realized. As the Capital Project progresses any major variances will be communicated to Council via the semi-annual Capital Status Reports or if required by a Report to Council.

A Schedule to the proposed By-Law is submitted for consideration of Council:

Building / Plant / Exterior Repairs

Fire Facility Maintenance	\$52,381
Financing	\$2,069
Administration	<u>\$550</u>
Net Debenture Cost	\$55,000

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**OPTIONS/ANALYSIS**

Option 1:

Approve the drafting of the necessary By-law for 2013 Capital Budget, Project No. 6062FD, which will authorize the building / plant / exterior repairs as required at a net debenture cost of \$55,000.

Under this option, City Council would authorize the required ongoing maintenance to Fire Facilities.

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Option 2:

Cancel the ongoing maintenance repairs.

This option would have the potential to affect the normal operations of Fire Facilities and require more extensive spending in future years.

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**RECOMMENDED OPTION**

Option 1:

Approve the drafting of the necessary By-Law for 2013 Capital Budget, Project No. 6062FD, which will authorize the building / plant / exterior repairs as required at a net debenture cost of \$55,000.

Respectfully submitted,



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Grant Love  
Fire Chief

GL/cm

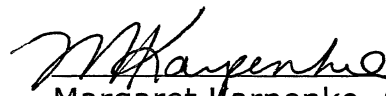
attach. Capital Project Status Sheet

We concur in this report and recommendation.



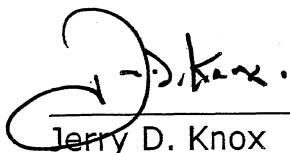
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Laura Boissonneault, CGA  
Supervisor of Budgets  
and Financial Reporting



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Margaret Karpenko, CMA  
Chief Financial Officer / Treasurer



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Jerry D. Knox  
Chief Administrative Officer

Personnel designated for continuance: Deputy Chief Mike Bechard

Copy for: Cathy Conrad

## Project Summary

<b>Project Number:</b>	6062FD		
<b>Title:</b>	FIRE FACILITIES MANAGEMENT PROGRAM 2013 ON-GO		
<b>Asset Type:</b>	BUILDINGS - Fire		
<b>Division:</b>	Capital - Fire Department		
<b>Budget Year:</b>	2013		
<b>Scenario Name:</b>	Main	<b>Active:</b>	Yes
<b>Budget Status:</b>	Finance Funding		
<b>Regions:</b>			
<b>Project Type:</b>	FIRE DEPARTMENT		

<b>Project Description</b>				<b>Project Comments</b>			
This program provides funds for the maintenance and repairs on the 4 fire stations in the City.				Funds needed for on-going building maintenance.			
<b>Scenario Description</b>				<b>Scenario Comments</b>			
<b>Project Forecast</b>				<b>Project Detailed 2013</b>			
<b>Budget Year</b>	<b>Total Expense</b>	<b>Total Revenue</b>	<b>Difference</b>	<b>GL Account</b>	<b>Description</b>	<b>Total Amount</b>	
2013	55,000	55,000	0	<b>Expense</b>			
2014	55,000	55,000	0	4005	INTERNAL INTEREST CHARGES	52,381	
2015	55,000	55,000	0	5005	BUILDINGS	2,069	
2016	55,000	55,000	0	7010	ADMINISTRATON & OVERHEAD	550	
2017	50,000	50,000	0	<b>Total Expense:</b>		<b>55,000</b>	
2018	50,000	50,000	0	<b>Revenue</b>			
2019	60,000	60,000	0	0461	TSF FRM REV FUND-PAYGO	55,000	
2020	60,000	60,000	0	<b>Total Revenue:</b>		<b>55,000</b>	
2021	65,000	65,000	0				
2022	65,000	65,000	0				
	<b>570,000</b>	<b>570,000</b>	<b>0</b>				
<b>Related Projects</b>				<b>Operating Budget Impact</b>			
<b>Year Identified</b>	<b>Start Date</b>	<b>Project Partner</b>	<b>Manager</b>			<b>Est. Completion Date</b>	
2012		10-20 Years	GRANT LOVE			Dec 31, 2013	

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2013-70**

**A BY-LAW TO AUTHORIZE THE  
SIDEWALK REPLACEMENT PROGRAM &  
PEDESTRIAN SAFETY PROGRAM**

**WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 10 authorizes the Council to pass a by-law for the purposes therein stated;

**AND WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

**AND WHEREAS** the Council passed Resolution 2013-174 at its Meeting held Monday, March 18, 2013, authorizing the Sidewalk Replacement Program and Pedestrian Safety Program, being 2013 Engineering, Environmental Services and Works Department Capital Budget Project No.'s 6108RD and 6104RD, with a net debenture cost of \$274,000.00;

**NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. That the expenditure of \$274,000.00 for the Sidewalk Replacement Program and Pedestrian Safety Program for the following be hereby authorized:

Sidewalk Replacement Program	\$157,143.00
Pedestrian Safety Program	103,810.00
Financing Costs	10,307.00
Administration and Overhead	<u>2,740.00</u>
Net Amount to be Debentured	\$274,000.00

2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note(s) and/or temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$274,000.00 limited in this by-law.
3. Any promissory note(s) issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten (10) years.

READ A FIRST TIME IN OPEN COUNCIL THIS 2<sup>nd</sup> DAY OF APRIL, 2013.

READ A SECOND TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

*cc* READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2013-71**

**A BY-LAW TO AUTHORIZE  
THE REDUNDANT TRANSFORMER  
SWITCH GEAR AND FEEDS**

**WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 10 authorizes the Council to pass a by-law for the purposes therein stated;

**AND WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

**AND WHEREAS** the Council passed Resolution 2013-175 at its meeting held Monday, March 18, 2013, authorizing the design and installation of redundant feeds from the substation to the on-site transformers at the Sanitary Sewer Plant for the Engineering, Environmental & Works Department, being 2013 Water and Sanitary Sewer Capital Budget Project No.3312SS, with a net debenture cost of \$50,000.00;

**NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. That the expenditure of \$50,000.00 authorizing the design and installation of redundant feeds from the substation to the on-site transformers at the Sanitary Sewer Plant for the following be hereby authorized:

Construction Costs	\$47,619.00
Financing Costs	1,881.00
Administration and Overhead	<u>500.00</u>
Net Amount to be Debentured	\$50,000.00

2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note(s) and/or temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$50,000.00 limited in this by-law.
3. Any promissory note(s) issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the cost of the works be funded first from the water and sanitary sewer rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work.
5. That the debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten (10) years and shall be a charge against all rateable property in the Urban Service Area of The Corporation of the City of North Bay, to such an extent as the principal and interest payments are not recovered from the water and sanitary sewer rates.

READ A FIRST TIME IN OPEN COUNCIL THIS 2<sup>nd</sup> DAY OF APRIL, 2013.

READ A SECOND TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

cc. READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2013-72**

**A BY-LAW TO AUTHORIZE  
HYDRANT AND WATER VALVE  
REHABILITATION PROGRAM**

**WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 10 authorizes the Council to pass a by-law for the purposes therein stated;

**AND WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

**AND WHEREAS** the Council passed Resolution 2013-176 at its meeting held Monday, March 18, 2013, authorizing the Hydrant and Water Valve Rehabilitation Program for the Engineering, Environmental & Works Department, being 2013 Water and Sanitary Sewer Capital Budget Project No. 6141WS, with a net debenture cost of \$165,000.00;

**NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. That the expenditure of \$165,000.00 authorizing the Hydrant and Water Valve Rehabilitation Program for the following be hereby authorized:

Construction Costs	\$157,143.00
Internal Interest Charges	6,207.00
Administration and Overhead	<u>1,650.00</u>
Net Amount to be Debentured	\$165,000.00

2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note(s) and/or temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$165,000.00 limited in this by-law.
3. Any promissory note(s) issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the cost of the works be funded first from the water and sanitary sewer rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work.
5. That the debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten (10) years and shall be a charge against all rateable property in the Urban Service Area of The Corporation of the City of North Bay, to such an extent as the principal and interest payments are not recovered from the water and sanitary sewer rates.

READ A FIRST TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

cc READ A SECOND TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2013-74**

**A BY-LAW TO AUTHORIZE THE  
ROAD CULVERT REPLACEMENT AND  
REHABILITATION PROGRAM**

**WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 10 authorizes the Council to pass a by-law for the purposes therein stated;

**AND WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

**AND WHEREAS** the Council passed Resolution 2013-180 at its Meeting held Monday, March 18, 2013, authorizing the Road Culvert Replacement and Rehabilitation Program, being 2013 Engineering, Environmental Services and Works Department Capital Budget Project No. 6105RD, with a net debenture cost of \$165,000.00;

**NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. That the expenditure of \$165,000.00 for the Road Culvert Replacement and Rehabilitation Program for the following be hereby authorized:

Construction Costs	\$157,143.00
Financing Costs	6,207.00
Administration and Overhead	<u>1,650.00</u>
Net Amount to be Debentured	\$165,000.00

2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note(s) and/or temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$165,000.00 limited in this by-law.
3. Any promissory note(s) issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten (10) years.

READ A FIRST TIME IN OPEN COUNCIL THIS 2<sup>nd</sup> DAY OF APRIL, 2013.

READ A SECOND TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

cc  
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD



**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2013-75**

**A BY-LAW TO AUTHORIZE THE  
RURAL ROAD REHABILITATION  
PROGRAM**

**WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 10 authorizes the Council to pass a by-law for the purposes therein stated;

**AND WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

**AND WHEREAS** the Council passed Resolution 2013-181 at its Meeting held Monday, March 18, 2013, authorizing the Rural Road Rehabilitation Program, being 2013 Engineering, Environmental Services and Works Department Capital Budget Project No. 6106RD, with a net debenture cost of \$600,000.00;

**NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. That the expenditure of \$600,000.00 for the Rural Road Rehabilitation Program for the following be hereby authorized:

Construction Costs	\$571,429.00
Financing Costs	22,571.00
Administration and Overhead	<u>6,000.00</u>
Net Amount to be Debentured	\$600,000.00

2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note(s) and/or temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$600,000.00 limited in this by-law.
3. Any promissory note(s) issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten (10) years.

READ A FIRST TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

READ A SECOND TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

cc  
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2013-76**

**A BY-LAW TO AUTHORIZE THE  
BRIDGE REHABILITATION  
PROGRAM**

**WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 10 authorizes the Council to pass a by-law for the purposes therein stated;

**AND WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

**AND WHEREAS** the Council passed Resolution 2013-182 at its Meeting held Monday, March 18, 2013, authorizing the Bridge Rehabilitation Program, being 2013 Engineering, Environmental Services and Works Department Capital Budget Project No. 6109RD, with a net debenture cost of \$109,000.00;

**NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. That the expenditure of \$109,000.00 for the Bridge Rehabilitation Program for the following be hereby authorized:

Construction Costs	\$103,810.00
Financing Costs	4,100.00
Administration and Overhead	<u>1,090.00</u>
Net Amount to be Debentured	\$109,000.00

2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note(s) and/or temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$109,000.00 limited in this by-law.
3. Any promissory note(s) issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten (10) years.

READ A FIRST TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

cc READ A SECOND TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2013-77**

**A BY-LAW TO AUTHORIZE THE  
DESIGN WORK FOR NEXT  
YEAR'S CAPITAL WORKS PROJECTS**

**WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 10 authorizes the Council to pass a by-law for the purposes therein stated;

**AND WHEREAS** the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

**AND WHEREAS** the Council passed Resolution 2013-183 at its Meeting held Monday, March 18, 2013, authorizing the Design Work for Next Year's Capital Works Projects, being 2013 Engineering, Environmental Services and Works Department Capital Budget Project No. 6147RD, with a net debenture cost of \$56,000.00;

**NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. That the expenditure of \$56,000.00 for the Design Work for Next Year's Capital Works Projects for the following be hereby authorized:

Engineering Costs	\$53,333.00
Financing Costs	2,107.00
Administration and Overhead	<u>560.00</u>
Net Amount to be Debentured	\$56,000.00

2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note(s) and/or temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$56,000.00 limited in this by-law.
3. Any promissory note(s) issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten (10) years.

READ A FIRST TIME IN OPEN COUNCIL THIS 2<sup>nd</sup> DAY OF APRIL, 2013.

cc READ A SECOND TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2013-78**

**BEING A BY-LAW TO CONFIRM PROCEEDINGS  
OF THE MEETING OF COUNCIL ON  
MARCH 18, 2013**

**WHEREAS** the *Municipal Act, R.S.O. 2001*, Chapter 25, (the "Act") Section 5(1), provides that the powers of a municipal corporation shall be exercised by Council;

**AND WHEREAS** Section 5 (3) of the Act provides a municipal power, including a municipality's capacity, rights, powers and privileges under section 9 of the Act, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise and any of the matters shall be implemented by the exercise of the natural person powers;

**AND WHEREAS** in many cases action which is taken or authorized to be taken by Council does not lend itself to the passage of an individual by-law;

**NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. That the actions of the Council of The Corporation of the City of North Bay at its meeting held on March 18, 2013 in respect of each motion, resolution and other action passed and taken by the Council at its said Meeting is, except where the prior approval of the Ontario Municipal Board or other authority is by law required, hereby adopted, ratified and confirmed.
2. That where no individual by-law has been passed with respect to the taking of any action authorized in or by the Council mentioned in Section 1 hereof or with respect to the exercise of any powers of the Council, then this by-law shall be deemed for all purposes to the by-law required for approving and authorizing the taking of any action authorized therein or thereby required for the exercise of any powers therein by Council.
3. That the Mayor and the proper officers of The Corporation of the City of North Bay are hereby authorized and directed to do all things necessary to give effect to the said actions or to obtain approvals where required, and to execute all documents as may be necessary and directed to affix the corporate seal to all such documents as required.

READ A FIRST TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

cc.

READ A SECOND TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2013-79**

**BEING A BY-LAW TO AUTHORIZE THE  
EXECUTION OF AN AGREEMENT WITH  
MITCHELL ARCHITECTS INC. RELATING TO  
NORTH BAY WATERFRONT COMMERCIAL  
ATTRACTION FEASIBILITY STUDY**

**WHEREAS** the Agreement with Mitchell Architects Inc. for the North Bay Waterfront Commercial Attraction Feasibility Study was approved by Resolution No. 2013-153 passed by Council on March 4, 2013;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. The Corporation of the City of North Bay enter into an Agreement dated March 4, 2013 with Mitchell Architects Inc. relating to the North Bay Waterfront Commercial Attraction Feasibility Study.
2. The Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and Mitchell Architects Inc. and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

READ A SECOND TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

cc. READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2013-80**

**BEING A BY-LAW TO AUTHORIZE THE  
EXECUTION OF AN AGREEMENT WITH NORR  
LIMITED FOR ARCHITECTURAL AND  
ENGINEERING SERVICES RELATING TO THE  
MEMORIAL GARDENS RENOVATIONS**

**WHEREAS** the Agreement with NORR Limited for Architectural and Engineering Services relating to Memorial Gardens Renovations was approved by Resolution No. 2013-187 passed by Council on Monday, March 18, 2013;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:**

1. The Corporation of the City of North Bay enter into an Agreement dated the 6<sup>th</sup> day of December, 2012 with NORR Limited for Architectural and Engineering Services relating to Memorial Gardens Renovations.
  
2. The Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and NORR Limited and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

cc. READ A SECOND TIME IN OPEN COUNCIL THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 2<sup>ND</sup> DAY OF APRIL, 2013.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

# MOTION

North Bay, Ontario April 2, 2013

**Subject:** 2013 Federal Budget

**File No.** F00/2013/FINAN/GENERAL

**Res. No.** 2013 - \_\_\_\_\_

**Moved by Councillor:** BAIN

**Seconded by Councillor:** \_\_\_\_\_

WHEREAS the Honourable Jim Flaherty tabled the Government of Canada's 2013-2014 Budget, 2013 Economic Action Plan, on March 2013;

AND WHEREAS the 2013 Budget focuses on infrastructure as a key foundation to economic growth. Accordingly, the government has reaffirmed its commitment to be a partner in building provincial and municipal infrastructure. This is done through the expansion of Canada's Gas Tax Fund and a 10-year Building Canada Fund.

THEREFORE be it resolved that the Council of The Corporation of the City of North Bay direct the Mayor write a letter of appreciation to the Honourable Jim Flaherty for the Government of Canada's continued investment in our community;

AND FURTHER be it resolved that a copy of the letter be followed to the Prime Minister Stephen Harper, the leaders of the opposition, MP Jay Aspin, the Association of Municipalities of Ontario and to the Federation of Northern Ontario Municipalities.

Carried

Carried as amended

Lost

Conflict: \_\_\_\_\_ Endorsement of Chair \_\_\_\_\_

Record of Vote (*Upon Request of Councillor* \_\_\_\_\_)

Yeas	_____	_____	Nays	_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____

Signature of Clerk \_\_\_\_\_