

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, JUNE 5TH, 2006**

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

CORRESPONDENCE:

Brandon, Alain	re Resignation from Municipal Heritage Committee	(328)
Chamberlain Management Group	re Rezoning application, Seymour Street	(327)
Poeta, Irene	re Sidewalk request, Worthington Street East	(338)

REPORTS FROM OFFICERS:

Bullock, P.	re Position paper from AMO and AMRC	(331)
Burke, M.B.	re Health Centre Funding Agreement	(332)
Burke, M.B.	re Health Centre Site Plan Control Agreement	(333)
Burke, M.B.	re Health Centre Off-Site Infrastructure Funding Agreement	(337)
Courville, E.	re Variance to Sign By-Law - 149 Main Street East, YES! Employment Services	(330)
Kitlar, S.	re Facility Use Agreement - School Boards	(335)
Manning, J.	re Tender 2006-79, Plant cold recycled asphalt	(334)
McCullough, E.A.	re Fire Department Dry Hydrants	(336)
Ringler, T.G.	re Pay and Display Program - Phase II	(329)
Rogers, B.A.	re Capital Projects Status Report - December 2005 - March 2006	(339)
Simmonds, J.C.	re Sidewalk request, Worthington Street East	(338)

Res. #2006-325: Moved by Councillor Anthony, seconded by Councillor Bain
That minutes for the meetings held:

- Tuesday, May 23rd, 2006; and
- Monday, May 29th, 2006

be adopted as presented.

"CARRIED"

Res. #2006-326: Moved by Councillor Mendicino, seconded by Councillor Anthony
That Community Services Committee Report No. 2006-14 relating to:

- Plan of Subdivision by Millford Development Ltd. and 254623 Investments Ltd., Connaught Avenue and Norman Avenue;
- Rezoning application by Stephan Cerisano, Main Street West;
- Sustainable Community Advisory Committee Final Report, New Official Plan; and
- the Business Retention and Expansion Program

be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2006-14

June 5, 2006

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2006-14 and recommends:

1. That
 - a) the proposed Plan of Subdivision (City File 48T-06103) by Rick Miller on behalf of Millford Development Ltd. and 254623 Investments Limited - Concession C, Part Lot 18 (Connaught Avenue and Norman Avenue), be given Draft Approval subject to the conditions contained in Appendix A to Report to Council CSBU 2006-54; and
 - b) the application be processed through the statutory planning process pursuant to Council Resolution No. 2002-305.

2. That
 - a) the proposed Zoning By-Law Amendment by Stephan Cerisano to rezone Plan M53, Lots 7, 8, 10, 11, 12, 13 and 14, Part of Lot 9 and Part of former Main Street road allowance (Main Street West), from a "Light Industrial Two (M2)" zone to a "Light Industrial Three (M3)" zone and a "Light Industrial Three Special (M3 Sp.)" zone be approved;
 - b) the subject property be placed under Site Plan Control pursuant to Section 41 of the *Planning Act*, R.S.O. 1990, as amended, in order to regulate access, vegetative buffers, drainage, stormwater management, fencing, lot grading, lighting and servicing; and
 - c) the Zoning and Site Plan Control By-Laws be presented to Council for three (3) readings at the meeting of June 5, 2006.

3. That the Final Report of the Sustainable Community Advisory Committee be considered in the development of the new Official Plan.

4. That
 - a) Council adopt the Business Retention and Expansion Program recommendations and direct staff to work with our partners in the development and implementation of an action plan; and
 - b) staff do progress reports back to Council on a semi-annual basis.

All of which is respectfully submitted.

ASSENTS
MENDICINO
ANTHONY
MAROOSIS
FEDELI

DISSENTS

Res. #2006-327: Moved by Councillor Mendicino, seconded by Councillor Anthony That the rezoning application by the Chamberlain Management Group, Part of Parcel 2133 - Seymour Street be received.

"CARRIED"

Res. #2006-328: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That the resignation of Alain Brandon from the Municipal Heritage Committee be received and that Mr. Brandon be thanked for his involvement on the Committee.

“CARRIED”

Res. #2006-329: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That City Council approve a contract with Precise ParkLink for the supply of ten Pay and Display machines and related supplies in the total amount of \$151,291.36 (plus GST), from Capital Project No. 67.

“CARRIED”

Res. #2006-330: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That Council approve the request from YES! Employment Services, 149 Main Street East, for a variance to Sign By-Law No. 25-97, to permit the installation of a 25.6 square metre (276 square feet) fascia sign on the north side wall of the building facing Oak Street, provided that an Encroachment Agreement be entered into between 149 Main Street East and 139 Main Street East for maintenance purposes, which a copy is to be provided to the City prior to the issuance of a sign permit.

“CARRIED”

Councillor Anthony declared a conflict of interest on the above matter as he is employed by YES! Employment Services.

Res. #2006-331: Moved by Councillor Koziol, seconded by Councillor Bain
That 1) the City of North Bay support the AMO/AMRC position paper “Proposal for a Provincial Household Hazardous Waste and Special Waste Strategy” which would create a fully funded industry stewardship program for Household Hazardous Waste and Household Special Waste in Ontario; and
2) a copy of the resolution in support of the above resolution be sent to the Association of Municipalities of Ontario.

“CARRIED”

Res. #2006-332: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That Council approve a revision to the Health Centre Funding Agreement to recognize the new construction timetable.

“CARRIED”

Res. #2006-333: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That Council approve the proposed Site Plan Control Agreement for the new Health Centre.

“CARRIED”

Res. #2006-334: Moved by Councillor Koziol, seconded by Councillor Bain
That North Bay City Council approve a contract be awarded to Pioneer Construction Inc., in the estimated amount of \$401,318.00 (GST extra), for the supply and placement of plant cold recycled asphalt pavement on various City roads.

“CARRIED”

- Res. #2006-335: Moved by Councillor Mendicino, seconded by Councillor Anthony
That 1) the Facility Use Agreement between the City of North Bay and the four local school boards; the Near North District School Board, Conseil Scolaire do District Catholique Franco-Nord, Conseil Scolaire de District Public du Nord-Est de l'Ontario and the Nipissing-Parry Sound Catholic District School Board be approved as attached in Report to Council CSBU 2006-63 dated May 30, 2006; and
- 2) the Mayor and City Clerk be authorized to sign the Agreement.

"CARRIED"

- Res. #2006-336: Moved by Councillor Mendicino, seconded by Councillor Anthony
That Council authorize the installation of three dry hydrants to be located at Hurtubise Road, King's Landing and behind the Waterfront Marina. Funds to be used as allocated in the North Bay Fire Department Capital Account "Dry Hydrants".

"CARRIED"

- Res. #2006-337: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That Council agree to amend the Off-Site Hospital Infrastructure Cost Sharing Agreement by agreeing to share any increases in the cost of the works on a 70% Hospital and 30% City basis provided that in no event shall the City's share of the increase exceed \$500,000.00.

"CARRIED"

- Res. #2006-338: Moved by Councillor Koziol, seconded by Councillor Bain
That 1) construction of a sidewalk on Worthington Street East between Chippewa Creek and Whitson Road be considered in the 2007 Capital Works Budget along with the other City sidewalk priorities; and
- 2) a copy of this report be forwarded to Irene Poeta for information.

"CARRIED"

- Res. #2006-339: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That 1) the Capital Projects Status Report - December 2005 - March 2006, Report No. CORP 2006-73 from the Chief Financial Officer be received;
- 2) the 21 projects listed on Appendix "A" attached to Report No. CORP 2006-73 be noted as closed as at December 31, 2005 and that the surplus balance of \$238,172 be noted as transferred to the Completed Capital Works Reserve Fund - Other Projects, \$215,649 and to the Completed Capital Works Reserve Fund - Water and Sanitary Sewer Projects, \$22,523;
- 3) the 9 projects listed on Appendix "B" attached to Report No. CORP 2006-73 be closed and that the surplus balance of \$62,853 be transferred as follows: \$17,669 to the Completed Capital Works Reserve Fund - Other Projects, and \$45,184 to the Completed Capital Works Reserve Fund - Water and Sanitary Sewer Projects; and

- 4) the 18 projects listed on Appendix "C" attached to Report No. CORP 2006-73 be closed and that the surplus balance of \$509,250 be transferred to other open capital projects as noted on Appendix "C".

"CARRIED"

Res. #2006-340: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That the following by-law be read a first and second time:

By-Law No. 2006-101 to stop up, close and convey a portion of a laneway in a block bounded by Elmwood Avenue, Beattie Street, Glenwood Avenue and Lawson Avenue.

"CARRIED"

Res. #2006-341: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That the following by-law be read a first and second time:

By-Law No. 2006-103 to authorize the Parks Building Rehabilitation Project.

By-Law No. 2006-106 to authorize the Waste Water Treatment Plant Facilities & Sanitary Sewer Lift Station repairs.

By-Law No. 2006-107 to authorize the Water Treatment Plant and Facilities Maintenance Program.

By-Law No. 2006-108 to authorize the Public Works Water and Sanitary Sewer Vehicle and Equipment Replacement Program.

By-Law No. 2006-109 to authorize the Waste Water Treatment Plant Centrifuge Replacement Program.

By-Law No. 2006-110 to authorize the Public Works Vehicle and Equipment Replacement Program.

By-Law No. 2006-114 to authorize the Oakwood Avenue roadway reconstruction.

By-Law No. 2006-115 to authorize the Oakwood Avenue watermain and sanitary sewer construction.

"CARRIED"

Res. #2006-342: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That the following by-law be read a third time and passed:

By-Law No. 2006-103 to authorize the Parks Building Rehabilitation Project.

By-Law No. 2006-106 to authorize the Waste Water Treatment Plant Facilities & Sanitary Sewer Lift Station repairs.

By-Law No. 2006-107 to authorize the Water Treatment Plant and Facilities Maintenance Program.

By-Law No. 2006-108 to authorize the Public Works Water and Sanitary Sewer Vehicle and Equipment Replacement Program.

By-Law No. 2006-109 to authorize the Waste Water Treatment Plant Centrifuge Replacement Program.

By-Law No. 2006-110 to authorize the Public Works Vehicle and Equipment Replacement Program.

By-Law No. 2006-114 to authorize the Oakwood Avenue roadway reconstruction.

By-Law No. 2006-115 to authorize the Oakwood Avenue watermain and sanitary sewer construction.

“CARRIED”

Res. #2006-343: Moved by Councillor Boldt, seconded by Councillor Vaillancourt
That the following by-law be read a third time and passed:

By-Law No. 2006-84 to stop up, close and convey a portion of the laneway between Fourth Avenue and Fifth Avenue.

“CARRIED”

Res. #2006-344: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2006-92 to rezone certain lands on Main Street West (Stephan Cerisano).

By-Law No. 2006-93 to designate a Site Plan Control Area on certain lands on Main Street West (Stephan Cerisano).

By-Law No. 2006-116 to execute an Agreement with D.J. Rain & Company Ltd. relating to the supply and installation of an irrigation system at the North Bay Waterfront - Phase 1 and Thomson Park.

By-Law No. 2006-117 to execute a Subdivision Pre-Servicing Agreement with 1381408 Ontario Inc. relating to Kingsway Subdivision

“CARRIED”

Res. #2006-345: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2006-92 to rezone certain lands on Main Street West (Stephan Cerisano).

By-Law No. 2006-93 to designate a Site Plan Control Area on certain lands on Main Street West (Stephan Cerisano).

By-Law No. 2006-116 to execute an Agreement with D.J. Rain & Company Ltd. relating to the supply and installation of an irrigation system at the North Bay Waterfront - Phase 1 and Thomson Park.

By-Law No. 2006-117 to execute a Subdivision Pre-Servicing Agreement with 1381408 Ontario Inc. relating to Kingsway Subdivision

“CARRIED”

Res. #2006-346: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

By-Law No. 2006-104 to rezone certain lands on Airport Road (Menalon Properties Inc.).

“CARRIED”

Res. #2006-347: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-law be read a first and second time:

By-Law No. 2006-102 to execute an Agreement with Bruman Leasing Ltd. relating to Premier Road Watermain Disconnect and Services Replacement.

“CARRIED”

Councillor Maroosis declared a conflict of interest on the above matter as his son-in-law is employed by Bruman Leasing Ltd.

Res. #2006-348: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-law be read a third time and passed:

By-Law No. 2006-102 to execute an Agreement with Bruman Leasing Ltd. relating to Premier Road Watermain Disconnect and Services Replacement.

“CARRIED”

Councillor Maroosis declared a conflict of interest on the above matter as his son-in-law is employed by Bruman Leasing Ltd.

Res. #2006-349: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-laws be read a first and second time:

By-Law No. 2006-118 to execute an Agreement with Pioneer Construction Inc. relating to the Worthington Street reconstruction and culvert replacement.

By-Law No. 2006-119 to execute an Agreement with Gap Construction Co. Ltd. relating to Jessup’s Creek Stormwater Management Pond and Channelization Works.

“CARRIED”

Res. #2006-350: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-laws be read a third time and passed:

By-Law No. 2006-118 to execute an Agreement with Pioneer Construction Inc. relating to the Worthington Street reconstruction and culvert replacement.

By-Law No. 2006-119 to execute an Agreement with Gap Construction Co. Ltd. relating to Jessup’s Creek Stormwater Management Pond and Channelization Works.

“CARRIED”

Res. #2006-351: Moved by Councillor Anthony, seconded by Councillor Bain
WHEREAS the Forestry Sector has consistently demonstrated a tremendous ability to create jobs and prosperity throughout Ontario;

AND WHEREAS the forest industry in Ontario is at risk because it operates in one of the most expensive and least competitive jurisdictions in the world;

AND WHEREAS one of the most significant factors reducing competitiveness are the second highest electrical rates in all of North America;

AND WHEREAS forestry stakeholders can work together with government to develop a provincial electricity policy that will help restore the industry's ability to compete;

AND WHEREAS immediate action by the Government of Ontario on the electricity policy is critical to the future of Ontario's economic prosperity;

NOW THEREFORE BE IT RESOLVED THAT to keep people working, the Council of THE City of North Bay requests that the Ontario government act immediately to implement a two-stage forestry sector energy competitiveness plan that:

- (a) By June, 2006 provides a \$15 per MWH rebate to the forest industry sector, retroactive to January 1, 2006, on purchased electricity.
- (b) By September, 2006 achieves an all-in target rate of \$45 per MWH to remain established for a three-year period from 2006 to 2009. The \$15 rebate program will remain in effect until September 2006 or until the all-in delivered electricity rates for each facility has been established at the target rate of \$45 MWH inclusive of all generation, transmission, DRC and other charges.

AND FURTHER THAT a copy of this motion be forwarded to the Premier of Ontario, Hon. Dalton McGuinty, the Minister of Finance, Hon. Greg Sorbara, the Minister of Natural Resources, Hon. David Ramsay, the Minister of Energy, Hon. Dwight Duncan, MPP for Nipissing, Monique Smith; the leaders of the opposition and the Federation of Northern Ontario Municipalities."

"CARRIED"

Res. #2006-352: Moved by Councillor Bain, seconded by Councillor Vaillancourt
That this meeting do now adjourn.

"CARRIED"

MAYOR VIC FEDELI

CITY CLERK CATHERINE CONRAD