



**Council**

**Agenda**

**Regular Meeting of Council  
December 10, 2012  
at 7:00 p.m.**

# **MEETINGS**

**FOR THE WEEK OF  
DECEMBER 10<sup>TH</sup>, 2012**

Monday, December 10, 2012

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  
MONDAY, DECEMBER 10<sup>TH</sup>, 2012**

**PUBLIC PRESENTATIONS:**

Gordan Rennie re Heritage North Bay

**PUBLIC MEETING MINUTES:**

Monday, November 26, 2012  
Wednesday, December 5, 2012

**COMMITTEE REPORTS:**

**CORRESPONDENCE:**

1. Report from Grant Love dated November 26, 2012 re Request from Municipality of Temagami (Letter of Understanding) re Emergency Evacuation Facilities (L04/2012/LOU/TEMAGAMI).
2. Report from Catherine Conrad/Peter Chirico dated November 29, 2012 re Integrated Accessibility Standard (A09/2012/AODA/GENERAL).
3. Report from Paul Valenti dated December 4, 2012 re Tender 2012-94, Supply of Tri-Axle Dump Trucks for Hauling of Snow, Aggregates and Excavated Material (F18/2012/TENDE/GENERAL).
4. Report from Steve McArthur dated December 5, 2012 re Official Plan Amendment & Rezoning application by Miller & Urso Surveying Inc. on behalf of Daniel Bryer & George Franko – 2677 Trout Lake Road (D09/D14/2012/BRYFR/2677TLR).
5. Report from John Severino dated December 4, 2012 re Merrick Landfill Tipping Fee Increase (E07/2012/MERRI/TIPPING).
6. Report from Margaret Karpenko dated December 4, 2012 re North Bay Hydro Request for Amendment to Council Resolution No. 2011-385 (E07/2009/NBH/GAS COLL).
7. Report from Grant Love dated November 28, 2012 re North Bay Fire & Emergency Services – Proposed User Fees (C00/2013/BYLAW/USERFEES).
8. Report from Lea Janisse dated December 4, 2012 re WSIB New Experimental Experience Rating (NEER) (H04/2010/WSIB/NEER).
9. Report from Kathleen Fralic dated December 5, 2012 re Northern Ontario Heritage Fund Corporation and FedNor Fund applications for Memorial Gardens (F11/2012/NOFHC/MEMGARDN).

**BY-LAWS FOR CONSIDERATION:**

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

By-Law No. 2012-235 to confirm proceedings of the Meeting of Council on November 26, 2012.

**General Government – Third readings:**

By-Law No. 2012-230 to stop up, close and convey a portion of a laneway in a block bounded by Regina Street, Franklin Street, Laurier Avenue and Ellis Street.

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

By-Law No. 2012-237, being a by-law to amend By-Law No. 2011-234 - (By-Law to Regulate Parking in Municipal Parking Lots – Schedule "C").

By-Law No. 2012-240 to authorize the execution of a Lease Agreement with The Brampton Battalion Hockey Club Ltd. relating to Memorial Gardens.

**Engineering & Works – First, second and third readings:**

By-Law No. 2012-236 to authorize the execution of a Release and Abandonment of Easement (277 Pearce Street).

By-Law No. 2012-238 to authorize the execution of an Agreement with Bruman Construction Inc. relating to Ferguson Street Reconstruction.

**MOTIONS:**

**MOTION TO ADJOURN IN-CAMERA:**

**IN-CAMERA CORRESPONDENCE:**

10. ***Confidential*** report from Catherine Conrad dated November 26, 2012 re Personal Matter.
11. ***Confidential*** report from Peter Leckie dated December 4, 2012 re Property Matter.

**MOTION TO RECONVENE:**

**MOTION FOR RECONSIDERATION:**

**GIVING NOTICE:**

**ADJOURNMENT:**

**MINUTES OF THE REGULAR MEETING  
OF CITY COUNCIL  
HELD MONDAY, NOVEMBER 26, 2012**

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

**PUBLIC PRESENTATIONS:**

Debbie Cloutier	re Johnston Road Property Standards
Rod Porter	re Flat Rate Water Billing
Tim Withey	re Algonquin Provincial Park Management Plan

**REPORTS FROM OFFICERS:**

Boissonneault, L.	re Water and Sanitary Sewer Year-End Financial Projection, as at September 30, 2012	(658)
Boissonneault, L.	re Year-End Financial Projection, as at September 30, 2012	(659)
Boissonneault, L.	re 2013 Administration Recommended Operating Budget	(657)
Hillier, B.	re Laurentian Heights Plan of Subdivision, Final Approval - Surrey Drive - Phase II	(654)
Karpenko, M.	re 2013 General Capital Budget, 2013 Water and Sanitary Sewer Capital Budget, with the 2014-2022 Ten-Year Capital Forecasts, Long-Term Capital Funding Policy and Capital Reserves	(652)
Leckie, P.	re Request for Release of Easement – 277 Pearce Street	(653)
McArthur, S.	re Rezoning Application/Official Plan Amendment by Miller & Urso Surveying Inc. on behalf of Trout Lake Mall Inc. – 2653 Trout Lake Road	(655)
Rocheffort, L.	re Reduction, Cancellation or Refund of Taxes	(660)
Valenti, P.	re Request for Quotation 2012-95 – Supply of Emulsified Asphalt Patching Material	(656)

**Res. #2012-647:** Moved by Councillor Vaillancourt, seconded by Councillor Maroosis That minutes for the public meetings held on:

- Monday, October 15, 2012;
- Monday, November 12, 2012; and
- Monday November 19, 2012

be adopted as presented.

"CARRIED"

**Res. #2012-648:** Moved by Councillor Mendicino, seconded by Councillor Mayne That Community Services Committee Report No. 2012-18 relating to:

- Overnight Winter Downtown Parking

be adopted as presented.

"CARRIED"

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-18**

November 26, 2012

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-18 and recommends:

1. That
  - a) the City of North Bay implements an "Overnight Winter Downtown Parking" program in City Parking Lot McIntyre 4 (Parking Garage) and Lot Oak 2 on a two (2) year trial basis; and
  - b) the overnight monthly rental rate be equal to the monthly rental rate charged for day use. If a client requires a parking stall day and night, the client will be charged both the day and night monthly rental fee.

All of which is respectfully submitted.

ASSENTS

DISSENTS

MENDICINO  
MAYNE  
VAILLANCOURT  
MAYOR McDONALD

Res. #2012-649: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That Community Services Committee Report No. 2012-19 relating to:

- Downtown Parking Study

be adopted as presented.

"CARRIED"

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-19**

November 26, 2012

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-19 and recommends

1. That the Downtown Parking Study by BA Group Transportation Consultants be noted and filed.

All of which is respectfully submitted.

ASSENTS

DISSENTS

MENDICINO  
MAYNE  
VAILLANCOURT  
MAYOR McDONALD

Res. #2012-650: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That Community Services Committee Report No. 2012-20 relating to:

- Parking Rental Rates for Municipal Parking Lots

be adopted as presented.

"CARRIED"

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-20**

November 26, 2012

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-20 and recommends:

1. That City Council approve the proposed amendment to Schedule "C" of By-Law 2011-234 to regulate the 2013-2017 quarterly parking rental rates for municipal parking lots.

All of which is respectfully submitted.

ASSENTS

DISSENTS

MENDICINO  
MAYNE  
VAILLANCOURT  
MAYOR McDONALD

Res. #2012-651: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That Engineering & Works Committee Report No. 2012-06 relating to:

- Highway 17 Route Planning Study, Phase II

be adopted as presented.

"CARRIED"

**ENGINEERING & WORKS COMMITTEE REPORT NO. 2012-06**

November 26, 2012

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2012-06 and recommends:

- 1) That Report to Council EEWS 2012-51 dated November 1, 2012 from Alan Korell and the presentation from the Ministry of Transportation re Highway 17 Route Planning Study, Phase II (Highway 11 easterly to Highway 531 – Bonfield) be noted and filed.

All of which is respectfully submitted.

ASSENTS

DISSENTS

VREBOSCH  
KOZIOL  
CAMPBELL  
MAYOR McDONALD

Res. #2012-652: Moved by Councillor Anthony, seconded by Councillor Bain  
That City Council receive the 2013 General Capital Budget (Schedule A) and 2013 Water and Sanitary Sewer Capital Budget (Schedule B), and refer the documents to the General Government Committee.

Mayor McDonald declared a conflict of interest as he owns property in the Cedar Heights area.

"CARRIED"

Res. #2012-653: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That City Council agree to release Easement No. LT82529 over Lots 31 and 32, Plan M-315.

"CARRIED"

Res. #2012-654: Moved Councillor Mendicino, seconded by Councillor Mayne  
That 1) the Mayor and City Clerk be authorized to sign the Subdivision Agreement with Laurentian Heights Limited for Surrey Drive – Phase 2 to support the creation of five (5) lots; and  
  
2) the Mayor and City Clerk be authorized to sign the Final Plan of Subdivision subject to receipt of all security, easements and all other Subdivision Agreement requirements.

"CARRIED"

Res. #2012-655: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That the Official Plan Amendment and Rezoning application by Miller & Urso Surveying Inc. on behalf of Trout Lake Mall Inc. – 2653 Trout Lake Road, be received.

"CARRIED"



Res. #2012-656: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That North Bay City Council approve the award of a contract to Pioneer Construction Inc. in the estimated amount of \$78,000.00 (plus HST) for the Supply of Emulsified Asphalt Patching Material.

"CARRIED"

Res. #2012-657: Moved by Councillor Anthony, seconded by Councillor Bain  
That the 2013 Administration Recommended Operating Budget be received and referred to the General Government Committee.

"CARRIED"

Res. #2012-658: Moved by Councillor Anthony, seconded by Councillor Bain  
That the City of North Bay's Water and Sanitary Sewer Year-End Financial Projection for the period ending September 20, 2012 be received and filed.

"CARRIED"

Res. #2012-659: Moved by Councillor Anthony, seconded by Councillor Bain  
That the City of North Bay's Year-End Financial Projection for the period ending September 20, 2012 be received and filed.

"CARRIED"

Res. #2012-660: Moved by Councillor Anthony, seconded by Councillor Bain  
That the tax appeal applications attached to CORP Report No. 2012-141 that have been returned with a positive recommendation from the Municipal Property Assessment Corporation be adjusted for the period set out on each application form and that the applicable taxes be cancelled, reduced or refunded as authorized by Section 357 of the *Municipal Act*, S.O. 2001, c.25.

"CARRIED"

Res. #2012-661: Moved by Councillor Anthony, seconded by Councillor Bain  
That the following by-law(s) be read a first and second time:

By-Law No. 2012-230 to stop up, close and convey a portion of laneway located in block bounded by Regina Street, Franklin Street, Laurier Avenue and Ellis Street.

"CARRIED"

Res. #2012-662: Moved by Councillor Anthony, seconded by Councillor Bain  
That the following by-law(s) be read a first and second time:

By-Law No. 2012-227 to confirm proceedings of the Meeting of Council on November 12, 2012.

By-Law No. 2012-232, a by-law to amend By-Law No. 2012-97, being a By-Law to regulate Smoking in Public Places and Workplaces.

"CARRIED"

Res. #2012-663: Moved by Councillor Anthony, seconded by Councillor Bain  
That the following by-law(s) be read a third time and passed:

By-Law No. 2012-227 to confirm proceedings of the Meeting of Council on November 12, 2012.

By-Law No. 2012-232, a by-law to amend By-Law No. 2012-97, being a By-Law to regulate Smoking in Public Places and Workplaces.

"CARRIED"

Res. #2012-664: Moved by Councillor Vaillancourt, seconded by Councillor Bain That Schedule "D" (Door-to-Door Sales / Service Persons) to the City of North Bay's Business Licensing By-Law No. 2012-225 be amended by deleting the Annual Licence Fee of \$500.00 per year and inserting in lieu thereof an Annual Licence Fee of \$200.00 per year.

Councillor Anthony declared a conflict of interest as a group mentioned in the initial Report is an ongoing client of his employer.

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

Yeas: Councillors Vaillancourt, Mendicino, Mayne, Campbell, Bain, Mayor McDonald

Nays: Councillors Maroosis, Vrebosch, Koziol

"CARRIED"

Res. #2012-665: Moved by Councillor Koziol, seconded by Councillor Vrebosch That Schedule "F" (Hawker/Peddler) to the City of North Bay's Business Licensing By-Law No. 2012-225 be amended by deleting that the owner of the premises be responsible for paying the Hawker/Peddler fee.

Councillor Anthony declared a conflict of interest as a group mentioned in the initial Report is an ongoing client of his employer.

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

Yeas: Councillors Koziol, Vrebosch

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

"LOST"

Res. #2012-666: Moved by Councillor Bain, seconded by Councillor Maroosis That the following by-law(s) be read a first and second time:

By-Law No. 2012-225, as amended, being a By-Law for Licensing, Regulating and Governing Business in the City of North Bay.

Councillor Anthony declared a conflict of interest as a group mentioned in the initial Report is an ongoing client of his employer.

"CARRIED"

Res. #2012-667: Moved by Councillor Bain, seconded by Councillor Maroosis That the following by-law(s) be read a third time and passed:

By-Law No. 2012-225, as amended, being a By-Law for Licensing, Regulating and Governing Business in the City of North Bay.

Councillor Anthony declared a conflict of interest as a group mentioned in the initial Report is an ongoing client of his employer.

"CARRIED"

Res. #2012-668: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That the following by-law(s) be read a first and second time:

By-Law No. 2012-231 to authorize the execution of a Condominium Agreement between The Corporation of the City of North Bay and Inken Roller (260 Parsons Avenue).

By-Law No. 2012-233 to authorize the execution of a Subdivision Agreement between The Corporation of the City of North Bay and Laurentian Heights Limited relating to Surry Drive Subdivision – Phase 2.

"CARRIED"

Res. #2012-669: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That the following by-law(s) be read a third time and passed:

By-Law No. 2012-231 to authorize the execution of a Condominium Agreement between The Corporation of the City of North Bay and Inken Roller (260 Parsons Avenue).

By-Law No. 2012-233 to authorize the execution of a Subdivision Agreement between The Corporation of the City of North Bay and Laurentian Heights Limited relating to Surry Drive Subdivision – Phase 2.

"CARRIED"

Res. #2012-670: Moved by Councillor Mendicino, seconded by Councillor Mayne  
That the following by-law(s) be read a third time and passed:

By-Law No. 2008-112 to rezone certain lands on McPhail Street (Perut Construction Ltd. – 345 McPhail Street).

"CARRIED"

Res. #2012-671: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That the following by-law(s) be read a first and second time:

By-Law No. 2012-228 to authorize the execution of an Agreement with Lacroix Construction Co. (Sudbury) Ltd. relating to the Lakeshore Drive Bridge Replacement.

By-Law No. 2012-234 to authorize the execution of an Agreement with Kenalex Construction Company Limited relating to renovations to the Public Works Maintenance Building No. 1.

"CARRIED"

Res. #2012-672: Moved by Councillor Vrebosch, seconded by Councillor Koziol  
That the following by-law(s) be read a third time and passed:

By-Law No. 2012-228 to authorize the execution of an Agreement with Lacroix Construction Co. (Sudbury) Ltd. relating to the Lakeshore Drive Bridge Replacement.

By-Law No. 2012-234 to authorize the execution of an Agreement with Kenalex Construction Company Limited relating to renovations to the Public Works Maintenance Building No. 1.

"CARRIED"

Res. #2012-673: Moved by Councillor Bain, seconded by Councillor Mendicino WHEREAS for many years the North Bay City Council, the North Bay Chamber of Commerce, Business and Industry and the Public at Large, had lobbied the Government of Ontario to complete the 4 lane highway between Toronto and North Bay;

AND WHEREAS the highway 4-laning was completed earlier this Fall;

THEREFORE BE IT RESOLVED that the Mayor of the City of North Bay send a Letter to the Premier of the Province of Ontario, thanking him for his commitment to completing this important infrastructure project.

AND FURTHER that a copy of this resolution be sent to the Honourable Rick Bartolucci, Minister of Northern Development and Mines; the Honourable Bob Chiarelli, Minister of Infrastructure and Minister of Transportation; MPP Victor Fedeli and former MPP Monique Smith, and previous Premier Mike Harris.

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

Yeas: Councillors Bain, Vrebosch, Anthony, Campbell, Mayne, Maroosis, Vaillancourt, Mendicino, Koziol, Mayor McDonald  
Nays: Nil

"CARRIED"

Res. #2012-674: Moved by Councillor Vaillancourt, seconded by Councillor Bain WHEREAS the Province of Ontario is requesting input from stakeholders regarding the potential for renewal of private cottage tenure in Algonquin Park for a Period of 21 years commencing in 2017;

AND WHEREAS the proposed extension will require an amendment to Ontario Regulation 347/07 and Algonquin Provincial Park Management Plan;

AND WHEREAS park cottagers have been an important component of Algonquin Park life for over 100 years;

AND WHEREAS the Town of Huntsville is the western gate way to Algonquin Park and benefits by the presence of Algonquin Park cottagers who use the community as a shopping and cultural centre and has requested the extension of private cottage tenure for a period of 21 years commencing in 2017;

AND FURTHER that a copy of this resolution be forwarded to the Honourable Michael Gravelle, Minister of Natural Resources and placed on the Ontario Environmental Registry; to Premier Dalton McGuinty; to the leaders of the Provincial Opposition; to Victor Fedeli, MPP; and to the Town of Huntsville.

"CARRIED"

Res. #2012-675: Moved by Councillor Vaillancourt, seconded by Councillor Marosis  
That this Regular Meeting of Council do now adjourn at 8:20 p.m.

"CARRIED"

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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD

**MINUTES OF THE ENGINEERING & WORKS STANDING  
COMMITTEE BUDGET MEETING HELD  
WEDNESDAY, DECEMBER 5<sup>TH</sup>, 2012**

**PRESENT:** Councillor Vrebosch, Chair  
Councillor Koziol  
Councillor Campbell  
Mayor McDonald (4:00 p.m. to 6:45 p.m.)  
Councillor Bain (4:00 p.m. to 5:55 p.m. and 6:25 p.m. to 7:50 p.m.)  
Councillor Lawlor (4:00 p.m. to 7:00 p.m.)  
Councillor Mendicino (4:00 p.m. to 4:40 p.m.)  
Councillor Vaillancourt

**STAFF PRESENT:** J. Knox, L. Boissonneault, A. Cox, D. Euler, M. Karpenko,  
A. Korell, K. McIsaac, J. Severino.

Committee Chair, Tanya Vrebosch, called the meeting to order at 4:00 p.m.

1. Items Discussed – Engineering & Works' Preliminary Operating Budget.
  - Review of process.
  - Review of proposed departmental budgets and proposed enhancements.

Meeting adjourned at 7:50 p.m.

cc.  
\_\_\_\_\_  
COUNCILLOR TANYA VREBOSCH  
CHAIR ENGINEERING & WORKS

\_\_\_\_\_  
DEPUTY CITY CLERK KAREN McISAAC

**City of North Bay****Report to Council****Report No:** CSBU 2012 - 84**Date:** November 26, 2012**Originator:** Grant Love, Fire Chief, Community Emergency Plan Coordinator**Subject:** Request from Municipality of Temagami (Letter of Understanding)

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**RECOMMENDATION**

- 1) That the Chief Administrative Officer be authorized to enter into an agreement with the Municipality of Temagami in order that North Bay serve as a receiving centre for persons evacuated from Temagami during emergency situations, and
- 2) That the Letter of Understanding between the Municipality of Temagami and the City of North Bay be updated as attached to Report to Council CSBU 2008-72.

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**BACKGROUND**

The Municipality of Temagami has requested, by way of correspondence in November 2012, to renew a Letter of Understanding for the provision of emergency evacuation facilities within North Bay.

In July 2001, the Municipality of Temagami requested we formalize prior agreements after which time a formal Letter of Understanding was entered into describing the conditions under which North Bay would act as a host community for emergency evacuations of Temagami residents.

This request is consistent with Emergency Management Ontario's goal to encourage Municipalities to work with each other to be prepared for an emergency.

By renewing this agreement, we would be assisting Temagami with southerly evacuations of up to several hundred residents and/or seasonal residents who may be evacuated in the event of a highway incident, forest fire, storm, or other serious community emergency.

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**OPTIONS/ANALYSIS**

Setting up a site would involve City staff resources and volunteers, e.g. Red Cross. There would be some costs involved (staff) and supplies, food, etc. Evacuation sites and who is responsible for set up are identified in the Community Emergency Plan

The Letter of Understanding should be updated as attached.

Other municipalities may be interested in a similar arrangement.

Option 1:

Not to renew the Agreement with the Municipality of Temagami.

This recommendation is not recommended.

Option 2:

That Council authorizes the Chief Administrative Officer to enter into an agreement with the Municipality of Temagami for the purpose of accepting evacuees from Temagami in times of emergency need. This agreement is to be reviewed and with the concurrence of both parties, renewed every five years.

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**RECOMMENDED OPTION/FINANCIAL IMPLICATIONS**

That Council authorizes the Chief Administrative Officer to enter into an agreement with the Municipality of Temagami for the purpose of accepting evacuees from Temagami in times of emergency need.

That any and all costs incurred by the City of North Bay relating to accommodating displaced evacuees are to be charged back to the evacuating community.

Respectfully submitted,

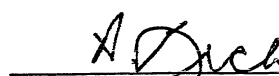
  
Grant J. Love  
Fire Chief, Community Emergency Plan Coordinator

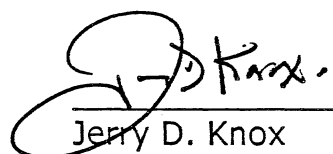
GJL/dlb

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attach. Letter of Understanding

We concur in this report and recommendation.

  
Peter E.G. Leckie  
City Solicitor

  
Jerry D. Knox  
Chief Administrative Officer

Personnel designated for continuance: Fire Chief



LETTER OF UNDERSTANDING

PL

Between

**The Corporation of the Municipality of Temagami**  
(Hereinafter referred to as the Evacuating Community)

and

**The Corporation of the City of North Bay**  
(Hereinafter referred to as the Host Community)

The Evacuating Community agrees to compensate the Host Community for all reasonable costs incurred in the event the Evacuating Community declares an emergency; orders an evacuation; and, requires emergency shelter for its inhabitants in the Host Community.

The costs incurred by the Host Community may include, but are not restricted to:

- Building set-up;
- Staff time and overtime;
- Food and beverages;
- Clothing;
- Cots, blankets, pillows, and sleeping bags;
- Personal care items;
- Telephone and other communication costs, and
- other items and services as required.

Any costs incurred by any other party not a party to this agreement are the responsibility of the Evacuating Community.

The Evacuating Community hereby releases, waives and forever discharges the Host Community and all its agents, officials, servants, volunteers, contractors, representatives, elected and appointed officials, and its successors and assigns from all claims, demands, damages, costs, expenses, actions and causes of action arising out of this agreement.

Unless otherwise agreed upon between the parties, the Host Community agrees to present an itemized account to the Evacuating Community no later than 30 days after the last date of the services provided, and the Evacuating Community agrees to pay the full amount within 30 days of the receipt of the account.

This agreement shall be renewed every five years, unless terminated by either party on 30 days written notice.

The CEMC or Designate of the Evacuating Community will telephone (705) 474-1221, identify themselves, state the nature of the emergency, approximate number of evacuees, and give a contact name and number. This information will be forwarded to the "On Call" Senior Fire Officer who will make arrangements to open and staff the shelter(s) in accordance with the Emergency Plan.

Dated: \_\_\_\_\_, 20\_\_\_\_ For Host Community

Authorized Signature, Position

Dated: \_\_\_\_\_, 20\_\_\_\_ For Evacuating Community

Jerry D. Knox, Chief Administration Officer

REPORT TO COUNCIL

Report No: CORP 2012-153

Date: November 29, 2012

Originator: Catherine Conrad, City Clerk  
Peter Chirico, Managing Director of Community Services

Subject: Integrated Accessibility Standard  
Ontario Regulation 191/11  
*Accessibility for Ontarians with Disabilities Act, 2005 (AODA)*

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RECOMMENDATION

That Council adopt:

1. the Integrated Accessibility Standard Policy attached to Report to Council CORP 2012-153; and
  2. the Multi-Year Accessibility Plan attached to Report to Council CORP 2012-153.
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BACKGROUND

The Integrated Accessibility Standard (Ontario Regulation 191/11) came into effect on July 1, 2011, with staggered compliance dates from July 1, 2011 to January 1, 2021. The municipality has complied with requirements effective in 2011 and 2012 and is preparing for the applicable requirements under the Regulation that are effective January 1, 2013.

The Integrated Accessibility Standards will remove barriers in three areas:

- Information and Communications — giving people with disabilities access to more of the information we all depend on;
- Employment — expanding Ontario's labour pool and welcoming people with disabilities into more workplaces, and
- Transportation — making it easier for people with disabilities to get to where they need to go.

The Regulation sets out the requirements for each of the three standards, as well as general requirements that apply to all, such as:

- developing policies to support each standard (January 1, 2012);
- training employees, volunteers and third parties on the requirements of the Integrated Accessibility Standard and the Human Rights Code that are appropriate to their duties (January 1, 2014);
- establishing and maintaining a multi-year accessibility plan outlining strategies to prevent and remove barriers (January 1, 2013); and
- incorporating accessibility criteria and features when procuring or acquiring goods, services facilities or self-service kiosks (January 1, 2013).

The Regulation applies to public, private, and not-for-profit businesses and organizations that:

- provide goods, services or facilities either directly to the public or to other businesses or organizations, and
- have at least one employee in Ontario.

This Policy applies to all City employees, volunteers, and to any individual or organization that provides goods, services or facilities to the public on behalf of the City, in accordance with the legislation.

#### Information and Communication Standard:

The Information and Communications Standard outlines how organizations will be required to create, provide and receive information and communications in ways that are accessible to people with disabilities.

The requirements include:

- An overall feedback process that is accessible to people with disabilities (January 1, 2014);
- Accessible formats and communication supports upon request (January 1, 2015);
- Emergency and public safety information in accessible formats, upon request (January 1, 2012);
- Specific accessible requirements for new websites and web content published on a website after January 1, 2012 (January 1, 2014); and
- Various requirements that are specific to the public and private educational and library sector.

#### Employment Standard:

The Employment Standard builds upon existing requirements under the *Ontario Human Rights Code* to accommodate people with disabilities.

Some of the requirements that employers must comply with are:

- Establishing an accessible recruitment process and ensuring that accessible formats and communication supports are available for employees and prospective employees (January 1, 2014);
- Developing and communicating workplace emergency response information for employees with disabilities (January 1, 2012);
- Establishing a formal employee accommodation process, including documented individualized accommodation plans (January 1, 2014);
- Establishing a return to work process for employees absent from work due to a disability and who require disability related accommodations (January 1, 2014); and
- Ensuring that accommodation needs are taken into account in performance management, career development and redeployment processes (January 1, 2014).

#### Transportation Standard:

The Transportation Standard will make it easier for people to travel in Ontario. It applies to public passenger transportation services under provincial and municipal jurisdiction, ferries, other public transportation services (e.g. school buses) and municipalities that license taxicabs.

Some of the transportation requirements are:

- Transportation-specific training that includes training on the safe use of accessibility equipment and emergency preparedness (January 1, 2014);
- Transportation-specific accessibility plans that include steps to reduce wait times for specialized transportation services (January 1, 2013);
- Alternative methods of accessible transportation in the event of a service disruption (January 1, 2013);
- No charge for a support person accompanying a person with a disability (January 1, 2014);
- Fare parity for conventional and specialized transportation within a jurisdiction (January 1, 2013);
- Accessible pre-boarding route or destination announcements and on-board announcements of stops and connections (verbal: July 1, 2011 and electronic: January 1, 2017);
- Standardized categories of eligibility to access specialized transportation services (January 1, 2014);
- Booking requirements, including same day service (January 1, 2014);
- All new buses purchased after July 1, 2011 (that are not under contractual obligation) must meet the new accessibility technical requirements identified in the standard.

## Accessibility Plan:

This regulation also requires municipalities to establish, implement, maintain and document multi-year accessibility plans which outline the municipality's strategy to prevent and remove barriers.

The purpose of this multi-year Accessibility Plan is to outline the measures that the City will take during this time to identify, remove and prevent barriers to all citizens in accessing City's facilities and services, in accordance with the *Integrated Accessibility Standards*.

The objectives of this multi-year Accessibility Plan are:

- To describe the process by which the City will identify, remove and prevent barriers to people with disabilities.
- To review efforts to remove and prevent barriers to people with disabilities.
- To identify the facilities, policies, programs, practices, and services that the City will review in the coming years to identify barriers to people with disabilities.
- To describe the measures the City will take in the coming years to identify, remove and prevent barriers to people with disabilities.
- To outline the process of how the City will make this Accessibility Plan available to the public.

On an annual basis, the Accessibility Working Group will review the multi-year Accessibility Plan and advise Council.

The recommended initiatives identified in the annual review of the Accessibility Plan will be considered, evaluated and approved within the context of City's Capital and Operating Budget Process.

## Enforcement Provisions:

In addition to regulating the three accessibility standards, the Integrated Accessibility Standard also implements two key components of the AODA Compliance Assurance Framework:

- Designating the Licence Appeal Tribunal to hear appeals of Director's Orders; and
- Establishing monetary penalties to deal with non-compliance.

For individuals or unincorporated organizations, the legislated penalties range from \$200 to \$2000; for corporations they range from \$500 to \$15,000. If the impact of the contravention and the contravention history are determined to be major, the penalty can be treated as a daily penalty to

a maximum of \$50,000 for an individual or unincorporated organization, and a maximum of \$100,000 for corporations.

#### Financial Implications:

There is no provincial funding to support the implementation of the AODA. The City of North Bay will be responsible for costs associated with implementing the AODA regulations. The costs to implement the requirements of the Integrated Accessibility Standards Regulation will be incorporated into the City's ongoing budget planning process.

#### Conclusion:

The City of North Bay is committed to creating barrier-free transportation services, accessible information and communications, and an accessible employment environment so that people with disabilities can live independently in safe and caring neighbourhoods. Implementing the accessibility requirements enhances this commitment to residents and visitors alike.

The City will continue to implement the requirements of the Standards by integrating accessibility planning into business practices and processes across all departments, in consultation with the Municipal Accessibility Advisory Committee.

The City's Municipal Accessibility Advisory Committee will continue to play a critical role in making the City accessible by providing input into the development, implementation and compliance with the standards under the regulations.

The attached policy and plan recognize the municipality's obligation to facilitate the implementation of the *Accessibility for Ontarians with Disabilities Act, 2005* (AODA) and Ontario Regulation 191/11.

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### **OPTIONS ANALYSIS**

Option #1: That Council adopt the Integrated Accessibility Standard Policy and Multi-Year Accessibility Plan attached to Report to Council CORP 2012-153.

This is the recommended option.

Option #2: Status Quo (Do Nothing).

This option is not recommended.

Option #3: That Council adopt an amended Integrated Accessibility Standard Policy and amended Multi-Year Accessibility Plan.

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**RECOMMENDED OPTION**

That Council adopt the Integrated Accessibility Standard Policy and Multi-Year Accessibility Plan attached to Report to Council CORP 2012-153.

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Respectfully submitted,



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

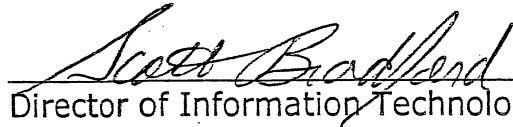


\_\_\_\_\_  
Peter Chirico  
Managing Director of Community Services

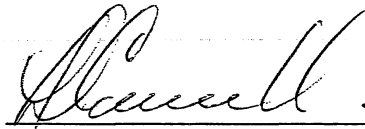
Encl. - Integrated Accessibility Standard Policy  
Multi-Year Accessibility Plan

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We concur in this report and recommendation.



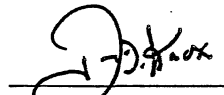
\_\_\_\_\_  
Director of Information Technology -  
Scott J. Bradford



\_\_\_\_\_  
Manager of Transit -  
Dorothy Carvell



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



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

Personnel designated for continuance: City Clerk

# The Corporation of the City of North Bay

## **POLICIES AND PROCEDURES**

APPROVED: <>, 2012  
COUNCIL RESOLUTION 2012-<>

SUBJECT:

**ACCESSIBILITY POLICY –  
INTEGRATED ACCESSIBILITY  
STANDARD**

### **PURPOSE**

The purpose of this policy is to recognize the City of North Bay's obligation to facilitate the implementation of the *Accessibility for Ontarians with Disabilities Act 2005 (AODA)*, and Ontario Regulation 191/11 (the Integrated Accessibility Standard) and to provide the framework to guide the review and development of other By-laws, policies, procedures and guidelines to comply with the AODA. The City of North Bay is a designated public sector organization under the AODA and is committed to meeting the accessibility needs of people with disabilities.

### **POLICY STATEMENT**

The City of North Bay is committed to providing equal treatment to people with disabilities with respect to the use and benefit of City services, programs, goods and facilities in a manner that respects their dignity and that is equitable in relation to the broader public.

### **GENERAL PRINCIPLES AND IMPLEMENTATION:**

On June 3, 2011 the Province of Ontario passed the Integrated Accessibility Standards, Ontario Regulation 191/11. The Regulation came into force on July 1, 2011, with compliance dates phased in through to 2021.

The Integrated Accessibility Standards will remove barriers in three areas:

- **Information and Communications** — giving people with disabilities access to more of the information we all depend on;
- **Employment** — expanding Ontario's labour pool and welcoming people with disabilities into more workplaces, and
- **Transportation** — making it easier for people with disabilities to get to where they need to go.

The Regulation sets out the requirements for each of the three standards, as well as general requirements that apply to all, such as:



- developing accessibility policies and plans;
- training employees and volunteers; and
- considering accessibility when purchasing goods or services.

The Regulation applies to public, private, and not-for-profit businesses and organizations that:

- provide goods, services or facilities either directly to the public or to other businesses or organizations, and
- have at least one employee in Ontario.

This Policy applies to all City employees, volunteers, and to any individual or organization that provides goods, services or facilities to the public on behalf of the City, in accordance with the legislation.

## **DEFINITIONS**

"Accessibility Standard" means an accessibility standard made by regulation under section 6 of the AODA.

"Accommodation" means the special arrangement made or assistance provided so that persons with disabilities can participate in the experiences available to persons without disabilities. Accommodation will vary depending on the person's unique needs.

"Barrier" means anything that prevents a person with a disability from fully participating in all aspects of society because of his or her disability, including a physical barrier, an architectural barrier, an information or communications barrier, an attitudinal barrier, a technological barrier, a policy or a practice.

"Disability" means,

- (a) any degree of physical disability, infirmity, malformation or disfigurement that is caused by bodily injury, birth defect or illness and, without limiting the generality of the foregoing, includes diabetes mellitus, epilepsy, a brain injury, any degree of paralysis, amputation, lack of physical co-ordination, blindness or visual impediment, deafness or hearing impediment, muteness or speech impediment, or physical reliance on a guide dog or other animal or on a wheelchair or other remedial appliance or device,
- (b) a condition of mental impairment or a developmental disability,
- (c) a learning disability, or a dysfunction in one or more of the processes involved in understanding or using symbols or spoken language,
- (d) a mental disorder, or
- (e) an injury or disability for which benefits were claimed or received under the insurance plan established under the *Workplace Safety and Insurance Act, 1997*; ("handicap").

"Support Person" means, in relation to a person with a disability, another person who accompanies him or her in order to help with communication, mobility, personal care or medical needs or with access to goods or services."

"Unconvertible" - information or communications are unconvertible if it is not technically feasible to convert the information or communications or the technology to convert the information or communications is not readily available.

### **Accessibility Plan**

The City will develop, maintain and document a multi-year Accessibility Plan outlining the municipality's strategies to identify, prevent and remove barriers.

The Accessibility Plan will be reviewed and updated in consultation with the Municipal Accessibility Advisory Committee and with persons with disabilities at least once every five years, and will be posted on the City's website. Upon request, the municipality will provide a copy of the Accessibility Plan in an accessible format.

In addition, and as required by the Regulation, the Accessibility Plan will be reviewed on an annual basis. Status Reports on the progress of measures taken to implement the Plan will also be posted on the City's website. Upon request, the municipality will provide a copy of the Status Reports in an accessible format.

### **Municipal Accessibility Advisory Committee**

The City has established a Municipal Accessibility Advisory Committee. The committee shall advise Council about the requirements and implementation of AODA accessibility standards, preparation of accessibility reports, including access for persons with disabilities to a building or premises, and other matters for which Council may seek advice.

### **Procuring or Acquiring Goods, Services or Facilities**

The City is committed to including accessibility criteria and features, when procuring or acquiring goods, services or facilities. When it is not practicable to do so, an explanation will be provided, upon request.

### **Training**

In accordance with the dates set in Appendix "A", the municipality will ensure that all employees, volunteers and third parties providing goods, services or facilities on behalf of the municipality and persons who participate in developing the policies of the municipality on the requirements

of the Integrated Accessibility Regulation of the AODA and on the Human Rights Code as it pertains to persons with disabilities are trained.

The amount and format of training given will be tailored to suit each person's interactions with the public and his/her involvement in the development of policies, procedures and practices pertaining to the provision of goods and services. Training will be ongoing and will occur within six months of beginning their duties or when changes are made to the City's accessibility policies.

Contractors and agents providing services on behalf of the City to the public will be required to ensure that their staff has received the appropriate training.

The City will keep records of the training provided, including dates training is provided and the number of persons trained.

### **Feedback Process**

The City welcomes feedback from the public. Feedback is accepted in the following formats:

- |                           |  |
|---------------------------|--|
| (a) by mail addressed to: | City Clerk<br>P.O. Box 360,<br>City of North Bay, ON P1B 8H8 |
| (b) by telephone:         | (705) 474-0400   |
| (c) in person at:         | City Clerk's Office, 5 <sup>th</sup> Floor City Hall         |
| (d) or by email to:       | cathy.conrad@cityofnorthbay.ca                               |

Feedback will not be acted upon unless the person providing same includes his or her name, mailing address and daytime telephone number. Email addresses are not sufficient.

The City will strive to provide responses to feedback within ten (10) business days from its receipt. Information about the feedback process will be posted on the City's website ([www.cityofnorthbay.ca](http://www.cityofnorthbay.ca)) and/or in other appropriate locations.

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## **Information and Communication Standard**

The City of North Bay is committed to providing materials in an accessible format or with communication supports to persons with disabilities, upon request.

- Accessible formats may include, but are not limited to, large print, recorded audio and electronic formats and Braille; and

- Communication supports may include but are not limited to captioning, alternative and augmentative communication supports, plain language and sign language.

If the City is unable to convert the requested information or communications, the City will provide an explanation about why the materials are not convertible and we will provide a summary of the requested information or communications.

Notice to the public about the City's commitment to provide materials in an accessible format or with communications supports, upon request is posted on the City's website – <http://www.cityofnorthbay.ca/ACCESSIBILITY.asp>.

### **Requests for Accessible Formats and Communication Supports**

Except as otherwise provided by the AODA, the City shall, upon request, and in consultation with the person making the request, provide or make arrangements to provide accessible formats and communication supports for persons with disabilities. When a person with a disability makes a request for information to be provided in an accessible format or with communication supports, staff will consult with the person making the request to determine a suitable format that takes the person's accessibility needs into account. The City will make the final decision about the accessible format or communication support to be provided or arranged for. Once the decision is made, the information will be provided or arranged for in a timely manner taking into account the person's accessibility needs. If there is a fee normally charged for the information, the person making the request for information in an accessible format or with communication supports, will not be charged more than the standard fee for the information.

### **Accessibility Policies Available to the Public**

The City's accessibility policies pertaining to persons with disabilities are available on our website and in hard copy upon request. The City will provide its accessibility policies to persons with disabilities in an accessible format, upon request.

### **Emergency Procedures, Plans and Public Safety Information**

The City shall provide all existing public emergency procedures, plans and public safety information, that are available to the public, in an accessible format or with communication supports, as soon as possible after a request has been made.

### **Accessible Websites and Web Content**

The City is committed to providing accessible websites and web content to persons with disabilities.

The City's internet sites and web content will conform with the World Wide Consortium Web Content Accessibility Guidelines (WCAG0 2.0) initially at Level A and increasing to Level AA in accordance with the dates set out in Appendix "A".

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## **Employment Standard**

The City of North Bay is committed to providing equal employment opportunities for persons with disabilities and to meeting the accessibility and accommodation needs of employees with a disability in a timely manner.

### **Accessible Workplace Emergency Response Information**

Individualized emergency response information and aid will be made available to employees who have a disability, if the disability is such that the individualized information is necessary and the City is aware of the need for accommodation. If an employee requires assistance and grants permission, the City will work with the employee and an identified person that the employer designates to provide assistance to the employee. Individualized emergency response information will be provided as soon as practicable after becoming aware of the need for accommodation.

The City shall review individualized workplace emergency response information when:

- the employee moves to a different location or department within the organization;
- the employee's overall accommodations needs or plans are reviewed; and
- the City reviews its general emergency response policies.

### **Employee Supports**

The City will inform staff of the policies used to support employees with disabilities. The City will provide this information to new employees as soon as practicable after they begin their employment and provide updated information to all staff members when there is a change to existing policies on the provision of job accommodations that take into account an employee's accessibility needs due to disability.

## **Accessible Formats and Communication Supports for Job Applicants and Employees with Disabilities**

In accordance with the dates set in Appendix "A", when an employee or a job applicant with a disability makes a request for information to be provided in an accessible format or with communication supports, the City will consult with the person making the request to determine a suitable format that takes the employee's or job applicant's accessibility needs into account. The City will make the final decision about the accessible format or communication support to be provided or arranged.

## **Recruitment, Assessment, Selection and Hiring**

In accordance with the dates set in Appendix "A", the City will post information about the availability of accommodations for applicants with disabilities in its recruitment process on its website and in job postings. Applicants who are individually selected for an interview and/or testing shall be notified that accommodations are available upon request. The City shall consult with the applicant who requests an accommodation in a manner that takes into account the applicant's disability. Successful applicants shall be notified about the City's policies for accommodating employees with disabilities as part of their offer of employment.

If a selected job applicant requests an accommodation, the City will consult with the applicant and provide a suitable accommodation that takes the person's accessibility needs into account. The City will make the final decision about the accommodation to be provided.

## **Notice to Successful Job Applicants and Employees about Accommodations**

The City is committed to the provision of accommodations for job applicants and employees with disabilities in a manner that takes into account the individual's accessibility needs. When the City offers an applicant employment, the City will provide the person with information about our accommodation policies for employees with disabilities as soon as practicable.

When there are changes or updates regarding job accommodations for persons with disabilities the City will provide this information on its internet and intranet websites.

## **Documented Individual Accommodation Plans**

In accordance with the dates set in Appendix "A", the City of North Bay shall maintain a written process for individual accommodation plans for employees who have disabilities. If requested, the plans shall include

information regarding accessible formats and communication supports in addition to individualized workplace emergency response information.

### **Return to Work Process**

The City of North Bay shall maintain a documented return to work process for employees returning to work due to disability and requiring disability-related accommodations.

### **Performance Management and Career Development and Redeployment**

The City shall take into account the accessibility needs of employees with disabilities as well as any individual accommodation plans when providing career development, performance management and when considering redeployment.

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## **Transportation Standard**

The City of North Bay is committed to providing public transportation for persons with disabilities in a timely manner.

### **Accessibility Equipment**

The City shall provide to the public current information on accessibility equipment and features of the vehicles, routes and services. This includes consideration for the "closest available safe location" for transit stops, storage or mobility devices, deploying lifting devices, ensuring adequate time for boarding and deboarding, assistance with storage of mobility devices, and clearly marked courtesy seating.

### **Emergency Preparedness**

The City shall establish, implement, maintain and document emergency preparedness and response policies that provide for the safety of persons with disabilities.

### **Companions**

The City shall establish, implement and maintain a policy that allows companions to travel on specialized transit with persons with disabilities, if space is available.

## **Accessibility Plans for Transportation Services**

The City shall develop, maintain and document Accessibility Plans for Transportation Services (conventional and specialized) outlining the municipality's strategies to identify, the process for managing, evaluating and taking action on customer feedback.

The municipality shall annually hold at least one public meeting involving persons with disabilities to ensure that they have an opportunity to provide feedback and participate in the review process.

## **Specialized Transportation Services**

The City shall establish, implement and maintain a fare schedule whereby no specialized transportation services fares shall be more than the highest fare charged for conventional transportation services.

The City shall establish, implement and maintain service hours and days of service for specialized transportation services that are, at a minimum, the same as the conventional transportation services.

The City shall establish, implement and maintain a program for providing specialized transportation services available to eligible visitors.

The City shall establish, implement and maintain the provision of service delay information affecting passengers of specialized transportation services.

In accordance with the dates set in Appendix "A", the City shall establish, implement and maintain a system for specialized transportation reservations.

In accordance with the dates set in Appendix "A", the City shall establish, implement and maintain a policy whereby no fares are to be charged to appropriately designated support persons.

In accordance with the dates set in Appendix "A", the City shall establish, implement and maintain a policy for eligibility applications for specialized transportation services.

In accordance with the dates set in Appendix "A", the City shall establish, implement and maintain a policy for the provision of specialized transportation services on emergency or compassionate grounds.

In accordance with the dates set in Appendix "A", the City shall implement and maintain electronic pre-boarding announcements of routes, directions, destinations or next major stop.



In accordance with the dates set in Appendix "A", the City shall implement and maintain on-board announcements of all destination points or available routes are to be announced through electronic means and legibly and visually displayed electronic means.

### **Taxicabs**

Ontario Regulation 191/11 requires that owners and operators of taxicabs licensed by municipalities are prohibited from charging additional fares or fees to persons with disabilities than for persons without disabilities and for the storage of mobility aids or mobility assistive devices. Taxicabs shall make available vehicle registration and identification information in an accessible format.

The responsibility for licensing taxicabs rests with the North Bay Police Services Board.

### **EFFECTIVE DATE**

This policy comes into effect on January 1, 2013.

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**KEY DATES FOR COMPLIANCE**

POLICIES AND PROCEDURES:	
January 1, 2013	Establishing, implementing and maintaining policies governing the accessibility of employment, transportation, and information and communications.
	Establishing, implementing, maintaining and documenting at least once every five years, a multi-year accessibility plan which outlines intended strategies to prevent and remove barriers; and report on progress annually.  The development of the Accessibility Plan will require consultation with the Municipal Accessibility Advisory Committee and with persons with disabilities.
	Incorporating "accessibility criteria and features" when procuring or acquiring goods, services or facilities "except where it is not practicable to do so"; in which case, where requested, provide an explanation.
	Ensuring that accessible formats and communications supports are provided upon request with respect to the processes the municipality uses for receiving and responding to feedback and that the municipality "notify the public about the availability of accessible formats and communications supports".
January 1, 2014	Training all employees, volunteers and persons who provide goods, services or facilities on behalf of the municipality and persons who participate in developing the policies of the municipality on the requirements of the Integrated Standard and on the Human Rights Code as it pertains to persons with disabilities.
INFORMATION & COMMUNICATION	
January 1, 2012	Emergency procedures, plans or public safety information, which are available to the public, are to be provided in an accessible format "as soon as practicable upon request".
January 1, 2014	Process for receiving and responding to feedback shall ensure that the processes are accessible to persons with disabilities.

January 1, 2014	Making new websites and web content on those sites conform with WCAG 2.0, Level A.
January 1, 2015	Providing information and communication supports upon request in an accessible format "in a timely manner that takes into account the person's accessibility needs due to disability," at a cost that is no more than the regular cost charged to other persons. The public is to be notified about the availability of accessible formats and communications supports.
January 1, 2021	Making websites (except content not updates since January 1 <sup>st</sup> , 2012) and web content conform with WCAG 2.0, Level AA).
EMPLOYMENT	
January 1, 2012	Providing individualized workplace emergency response information to employees who have a disability.
January 1, 2014	Notifying employees and the public about the availability of accommodation for applicants with disabilities in its recruitment processes; in assessment or selection processes in recruitment, make accommodation, upon request that "takes into account the applicant's accessibility needs due to disability"; notify the successful applicant of its policies for accommodating employees with disabilities.
January 1, 2014	Informing employees of its policies to support its employees with disabilities.
January 1, 2014	Providing, upon request, accessible formats and communication supports to employees as it relates to information needed in order for the employee to perform their job and information generally available to employees,
January 1, 2014	Developing and having in place documented return to work processes. This does not override any other return to work process created by or under any other statute.
January 1, 2014	Developing documented individual accommodation plans upon request. Where performance management systems are in place, career development and advancement is provided and redeployment is used, the employer "shall take into account the accessibility needs of employees with disabilities, as well as individual accommodation

	plans".
TRANSPORTATION	
January 1, 2012	Provide to the public current information on accessibility equipment and features of their vehicles, routes and services. This includes consideration for the "closest available safe location" for transit stops, storage of mobility devices, deploying lifting devices, ensuring adequate time for boarding and de-boarding, assistance with storage of mobility devices, and clearly marked courtesy seating.
January 1, 2012	Establish, implement, maintain and document emergency preparedness and response policies that provide for the safety of persons with disabilities.
January 1, 2012	Establish, implement and maintain a policy that allows companions to travel on specialized transit with persons with disabilities, if space is available.
January 1, 2013	<p>Accessibility Plans for Transportation Services (Conventional and Specialized) – shall identify the process for managing, evaluating and taking action on customer feedback.</p> <p>The municipality shall annually hold at least one public meeting involving persons with disabilities to ensure that they have an opportunity to provide feedback and participate in the review process.</p>
January 1, 2013	<p>Developing, in consultation with the Municipal Accessibility Advisory Committee, the public, and persons with disabilities, a determination of the proportion of on-demand accessible taxicabs required and ensure that owners and operators are prohibited from charging a higher fare or additional fee for persons with disabilities and from charging a fee for the storage of mobility aids or devices.</p> <p>The progress made toward meeting the need for accessible taxicabs shall be addressed in the Accessibility Plan.</p>
January 1, 2013	Establish, implement and maintain a policy whereby no specialized transportation services fare shall be more than the highest fare charged for conventional transportation services in the same jurisdiction.

January 1, 2013	Establish, implement and maintain a policy ensuring that specialized transportation services have, at a minimum, the same hours and days of services as the conventional transportation service.
January 1, 2013	Establish, implement and maintain a policy making specialized transportation services available to eligible visitors.
January 1, 2013	Establish, implement and maintain a policy for providing service delay information to affected passengers of specialized transportation services.
January 1, 2014	Establish, implement and maintain a policy for specialized transportation services' reservations.
January 1, 2014	Establish, implement and maintain a policy whereby no fares are to be charged to appropriately designated support persons.
January 1, 2014	Establish, implement and maintain a policy for eligibility applications for specialized transportation services.
January 1, 2014	Establish, implement and maintain a policy for the provision of specialized transportation services on emergency or compassionate grounds.
January 1, 2017	Electronic pre-boarding announcements of route, direction, destination or next major stop.
January 1, 2017	On-board announcements of all destination points or available route stops are to be: <ul style="list-style-type: none"> <li>• announced through electronic means and</li> <li>• legibly and visually displayed through electronic means.</li> </ul>

# The City of North Bay Accessibility Plan

Approved by Council - <>, 2012



## The Corporation of the City of North Bay Accessibility Plan

The *Ontarians with Disabilities Act, 2001 (ODA)*, requires that all municipalities have an obligation to prepare an accessibility plan. The Accessibility Plan continues to provide for persons with disabilities and their full participation in the life of the province through the identification, removal and prevention of barriers within City facilities and services.

The City monitors the development of standards under the *Accessibility for Ontarians with Disabilities Act (AODA)*. The AODA was enacted in 2005 to further qualify the ODA and serve as a framework relating to accessibility standards in several key areas:

- o Customer Service
- o Integrated (Information and Communication; Employment; Transportation)
- o Built Environment (not yet in force).

The goal of these accessibility standards is to ensure all Ontarians with disabilities have full and equal access to goods, services, facilities, accommodation, employment and building structures by January 1, 2025.

The first regulation to come into force was the *Accessibility Standards for Customer Service*, Ontario Regulation 429/07. It took effect for municipalities on January 1, 2010. The City has complied with this legislation. The City's Accessible Customer Service Policy is available on the City's web-site ([www.cityofnorthbay.ca](http://www.cityofnorthbay.ca)) and in alternative formats upon request.

The second regulation to come into force was the *Integrated Accessibility Standards*, Ontario Regulation 191/11. It took effect for large designated municipalities (that is, those with 50 or more employees) on July 1, 2011, with compliance dates phased through to 2021. The City has complied with requirements effective in 2011 and 2012. This regulation requires municipalities to establish, implement, maintain and document multi-year accessibility plans which outline the municipality's strategy to prevent and remove barriers.

The purpose of this multi-year Accessibility Plan is to outline the measures that the City will take during this time to identify, remove and prevent barriers to all citizens in accessing City's facilities and services, in accordance with the *Integrated Accessibility Standards*.

## **Objectives:**

The objectives of this multi-year Accessibility Plan are:

- To describe the process by which the City will identify, remove and prevent barriers to people with disabilities.
- To review efforts to remove and prevent barriers to people with disabilities.
- To identify the facilities, policies, programs, practices, and services that the City will review in the coming years to identify barriers to people with disabilities.
- To describe the measures the City will take in the coming year to identify, remove and prevent barriers to people with disabilities.
- To outline the process of how the City will make this Accessibility Plan available to the public.

The *Ontarians with Disabilities Act, 2001* (ODA) requires municipal Council to:

- Establish an Accessibility Advisory Committee
- Adopt an Annual Accessibility Plan based on the recommendation of the Accessibility Advisory Committee
- Ensure implementation of the Plan by staff on an annual basis
- Develop and approve Terms of Reference that clearly outlines the duties of the Accessibility Advisory Committee. In addition, the Accessibility Advisory Committee has been appointed and is functioning and meeting on a regular basis.

The Council of the City of North Bay is committed to the continual improvement of access to municipal facilities, programs and services for those with disabilities and to the provision of quality services to all members of the community with disabilities.

## **Accessibility Working Group:**

On an annual basis, the Accessibility Working Group will review the multi-year Accessibility Plan and advise Council.

The recommended initiatives identified in the annual review of the Accessibility Plan will be considered, evaluated and approved within the context of City's Capital and Operating Budget Process.



The Accessibility Working Group is comprised of the following:

Name	Department	Contact Information
Peter Chirico	Community Services	705-474-0626, Ext. 2240 <a href="mailto:peter.chirico@cityofnorthbay.ca">peter.chirico@cityofnorthbay.ca</a>
Dorothy Carvell	Transit	705-474-0626, Ext. 2165 <a href="mailto:dorothea.carvell@cityofnorthbay.ca">dorothea.carvell@cityofnorthbay.ca</a>
Cathy Conrad	Clerks	705-474-0626, Ext. 2510 <a href="mailto:cathy.conrad@cityofnorthbay.ca">cathy.conrad@cityofnorthbay.ca</a>
Angela Cox	Public Works and Services	705-474-0626, Ext. 5210 <a href="mailto:angela.cox@cityofnorthbay.ca">angela.cox@cityofnorthbay.ca</a>
Alan Korell	Engineering, Environmental Services & Works	705-474-0626, Ext. 2308 <a href="mailto:alan.korell@cityofnorthbay.ca">alan.korell@cityofnorthbay.ca</a>
David Schroeder	Parks	705-474-0626, Ext. 2601 <a href="mailto:david.schroeder@cityofnorthbay.ca">david.schroeder@cityofnorthbay.ca</a>
Kimberly Schultz	Human Resources	705-474-0626, Ext. 2201 <a href="mailto:kim.schultz@cityofnorthbay.ca">kim.schultz@cityofnorthbay.ca</a>
Daren Sullivan	Information Technology	705-474-0626, Ext. 2223 <a href="mailto:daren.sullivan@cityofnorthbay.ca">daren.sullivan@cityofnorthbay.ca</a>

### **Roles & Responsibilities:**

The following is a brief description of the roles of individuals and groups involved in this process:

#### **Accessibility Working Group Members:**

- contribute to the development and consolidation of the City's Accessibility Plan through consultation with department staff on recent department initiatives to remove and prevent barriers to person with disabilities and to identify barriers to be addressed;
- list policies, services, programs and practices to be reviewed by the City in the forthcoming year;
- determine a department strategy for barrier removal on an annual basis; and
- ensure that department measures for the removal of barriers are identified in the City's annual budget process.

#### **Business Units:**

- ensure that commitments outlined are implemented; and
- review their departments on an annual basis and continue to identify and address the removal of barriers as they are identified.

### Municipal Accessibility Advisory Committee:

- provide feedback to Council regarding the Annual Accessibility Plan including the implementation and effectiveness of the Plan to ensure that its objectives are met;
- advise Council on the accessibility of buildings that the City owns or operates; and
- advise Council on issues of concern to persons with disabilities and provide recommendations.

### Council:

- select and appoint members to the Municipal Accessibility Advisory Committee;
- provide direction to the Municipal Accessibility Advisory Committee and City staff on the implementation and review of the Annual Accessibility Plan
- as part of the City's Capital and Operating Budget process, annually review the recommendations presented by the Accessibility Working Group.

### **Barrier Identification:**

The Accessibility Working Group will use the following approach to identify barriers:

- research previously identified barriers;
- solicit staff contributions in all service areas of known and suspected barriers; and
- review suggestions and comments forwarded by the public to them.

In the Barrier Identification Process, the Accessibility Working Group will focus on the following areas to determine which barriers it will work to remove or prevent each year:

- Physical facilities
- Site planning
- Service and program delivery to staff
- Service and program delivery to the public
- Procurement Policies and Practices
- Interviewing, Hiring, Promotion, and Other Human Resources Policies and Practices
- Technologies
- Information and communication infrastructures
- Customer service for people with disabilities

### Examples of Barriers:

Physical - A door knob that cannot be operated by a person with limited upper-body mobility and strength.

Architectural - A hallway or door that is too narrow for a mobility device.

Informational - Typefaces that are too small to be read by a person with low-vision.

Communicational - Speaking too loudly when addressing a deaf customer.

Attitudinal - A receptionist who ignores a customer in a wheelchair.

Technological - A paper tray on a laser printer that requires two strong hands to open.

Policy/Practice - A practice of announcing important messages over an intercom that people with hearing impairments cannot hear clearly.

Where will we look for barriers?

<p><u>Built Environment:</u></p> <ul style="list-style-type: none"><li>• The exterior of buildings</li><li>• The interior of buildings</li><li>• Parking areas</li><li>• Drop-off zones</li><li>• Hallways</li><li>• Floors / Carpets</li><li>• Lobbies</li><li>• Reception areas</li><li>• Offices</li><li>• Washrooms</li><li>• Elevators</li><li>• Stairs / stairwells</li><li>• Lighting</li></ul>	<p><u>Physical Environment:</u></p> <ul style="list-style-type: none"><li>• Furniture</li><li>• Work stations</li><li>• Chairs</li><li>• Doors / door knobs</li><li>• Windows</li><li>• Locks</li><li>• Security systems</li></ul>
<p><u>Information:</u></p> <ul style="list-style-type: none"><li>• Books</li><li>• Printed information / brochures</li><li>• Web-based resources</li><li>• Signage</li><li>• Bulletin boards</li><li>• Forms / Manuals</li><li>• Fax transmissions</li><li>• Equipment labels</li><li>• Computer screens</li></ul>	<p><u>Policies and Practices:</u></p> <ul style="list-style-type: none"><li>• Procurement and purchasing</li><li>• Promotion</li><li>• Job Postings</li><li>• By-laws</li><li>• Hiring / Interviewing / Testing</li><li>• Performance Management</li><li>• Career Advancement</li><li>• Redeployment</li><li>• Regulations / Rules / Protocols</li><li>• Meetings</li><li>• Safety and evacuation</li></ul>

<u>Technological:</u> <ul style="list-style-type: none"> <li>• Computers / Keyboards</li> <li>• Operating systems</li> <li>• Standard software</li> <li>• Proprietary software</li> <li>• Web sites</li> <li>• Fax machine</li> <li>• Telephones</li> <li>• Photocopiers</li> <li>• Printers</li> </ul>	<u>Recreational Facilities:</u> <ul style="list-style-type: none"> <li>• Playgrounds</li> <li>• Swimming pools</li> <li>• Change rooms</li> <li>• Theatres</li> <li>• Picnic areas.</li> <li>• Outdoor tracks</li> <li>• Playing fields</li> </ul>
<u>Service Delivery</u> <ul style="list-style-type: none"> <li>• In person</li> <li>• By telephone</li> <li>• By Mail</li> <li>• By e-mail</li> <li>• Via the Web</li> </ul>	

**Annual Review Process:**

The Working Group will meet quarterly to review the progress of barrier removal initiatives and to update the Accessibility Plan relative to Departmental operations and annual budget deliberations. The update will be presented to Council annually.

**Communication:**

Copies of this plan and subsequent annual updates will be available at the Clerk's Office and on the City's Website ([www.cityofnorthbay.ca](http://www.cityofnorthbay.ca)). The plan, and subsequent updates, will be available in accessible format, upon request.

**Definitions:**

Accessibility - is a general term used to describe the degree to which a product, device, service or environment is made available to as many people as possible. Accessibility is often used to focus on people with disabilities or special needs and their right to access to entities, often through use of assistive technology, and universal design of environment and areas.

Barrier - Anything that prevents a person with a disability from fully participating in all aspects of society because of his or her disability, including a physical barrier, an architectural barrier, an information or communications barrier, an attitudinal barrier, a technological barrier, a policy or a practice (obstacle).

Barrier Identification Process - Any process or methodology used to determine what barriers exist, where barriers exist and other information. Examples of a barrier identification process may include surveys, audits or customer feedback.

Disability - means,

- a) any degree of physical disability, infirmity, malformation or disfigurement that is caused by bodily injury, birth defect or illness and, without limiting the generality of the foregoing, includes diabetes (mellitus), epilepsy, a brain injury, any degree of paralysis, amputation, lack of physical co-ordination, blindness or visual impediment, deafness or hearing impediment, muteness or speech impediment, or physical reliance on a guide dog or other animal or on a wheelchair or other remedial appliance or device,
- b) a condition of mental impairment or a development disability,
- c) a learning disability, or a dysfunction in one or more of the processes involved in understanding or using symbols or spoken language,
- d) a mental disorder, or
- e) an injury or disability for which benefits were claimed or received under the insurance plan established under the *Workplace Safety and Insurance Act, 1997*.

W:\CLERK\RMS\A09\2012\AODA\GENERAL\0002 (Accessibility Plan)

APPENDIX "A"

**KEY DATES FOR COMPLIANCE**

POLICIES AND PROCEDURES:		COMPLIANCE STATUS
January 1, 2013	Establishing, implementing and maintaining policies governing the accessibility of employment, transportation, and information and communications.	Completed
	Establishing, implementing, maintaining and documenting at least once every five years, a multi-year accessibility plan which outlines intended strategies to prevent and remove barriers; and report on progress annually.	Completed
	Incorporating "accessibility criteria and features" when procuring or acquiring goods, services or facilities "except where it is not practicable to do so"; in which case, where requested, provide an explanation.	Completed
	Ensuring that accessible formats and communications supports are provided upon request with respect to the processes the municipality uses for receiving and responding to feedback and that the municipality "notify the public about the availability of accessible formats and communications supports".	Completed
January 1, 2014	Training all employees, volunteers and persons who provide goods, services or facilities on behalf of the municipality and persons who participate in developing the policies of the municipality on the	Pending

	requirements of the Integrated Standard and on the Human Rights Code as it pertains to persons with disabilities.	
INFORMATION & COMMUNICATION		
January 1, 2012	Emergency procedures, plans or public safety information, which are available to the public, are to be provided in an accessible format "as soon as practicable upon request".	Completed
January 1, 2014	Process for receiving and responding to feedback shall ensure that the processes are accessible to persons with disabilities.	Pending
January 1, 2014	Making new websites and web content on those sites conform with WCAG 2.0, Level A.	Pending
January 1, 2015	Providing information and communication supports upon request in an accessible format "in a timely manner that takes into account the person's accessibility needs due to disability," at a cost that is no more than the regular cost charged to other persons. The public is to be notified about the availability of accessible formats and communications supports.	Pending
January 1, 2021	Making websites (except content not updates since January 1 <sup>st</sup> , 2012) and web content conform with WCAG 2.0, Level AA).	Pending
EMPLOYMENT		
January 1, 2012	Providing individualized workplace emergency response information to employees who have a disability.	Completed

January 1, 2014	Notifying employees and the public about the availability of accommodation for applicants with disabilities in its recruitment processes; in assessment or selection processes in recruitment, make accommodation, upon request that "takes into account the applicant's accessibility needs due to disability"; notify the successful applicant of its policies for accommodating employees with disabilities.	Completed
January 1, 2014	Informing employees of its policies to support its employees with disabilities.	Completed
January 1, 2014	Providing, upon request, accessible formats and communication supports to employees as it relates to information needed in order for the employee to perform their job and information generally available to employees,	Pending
January 1, 2014	Developing and having in place documented return to work processes. This does not override any other return to work process created by or under any other statute.	Completed
January 1, 2014	Developing documented individual accommodation plans upon request. Where performance management systems are in place, career development and advancement is provided and redeployment is used, the employer "shall take into account the accessibility needs of employees with disabilities, as well as individual accommodation plans".	Pending



TRANSPORTATION		
January 1, 2012	Provide to the public current information on accessibility equipment and features of their vehicles, routes and services. This includes consideration for the "closest available safe location" for transit stops, storage of mobility devices, deploying lifting devices, ensuring adequate time for boarding and de-boarding, assistance with storage of mobility devices, and clearly marked courtesy seating.	Completed
January 1, 2012	Establish, implement, maintain and document emergency preparedness and response policies that provide for the safety of persons with disabilities.	Completed
January 1, 2012	Establish, implement and maintain a policy that allows companions to travel on specialized transit with persons with disabilities, if space is available.	Completed
January 1, 2013	<p>Accessibility Plans for Transportation Services (Conventional and Specialized) – shall identify the process for managing, evaluating and taking action on customer feedback.</p> <p>The municipality shall annually hold at least one public meeting involving persons with disabilities to ensure that they have an opportunity to provide feedback and participate in the review process.</p>	Pending
January 1, 2013	Developing, in consultation with the Municipal Accessibility Advisory Committee, the public, and persons with disabilities, a determination of the proportion of on-demand	Pending (North Bay Police Services)

	<p>accessible taxicabs required and ensure that owners and operators are prohibited from charging a higher fare or additional fee for persons with disabilities and from charging a fee for the storage of mobility aids or devices.</p> <p>The progress made toward meeting the need for accessible taxicabs shall be addressed in the Accessibility Plan.</p>	
January 1, 2013	Establish, implement and maintain a policy whereby no specialized transportation services fare shall be more than the highest fare charged for conventional transportation services in the same jurisdiction.	Completed
January 1, 2013	Establish, implement and maintain a policy ensuring that specialized transportation services have, at a minimum, the same hours and days of services as the conventional transportation service.	Completed
January 1, 2013	Establish, implement and maintain a policy making specialized transportation services available to eligible visitors.	Completed
January 1, 2013	Establish, implement and maintain a policy for providing service delay information to affected passengers of specialized transportation services.	Completed
January 1, 2014	Establish, implement and maintain a policy for specialized transportation services' reservations.	Pending

January 1, 2014	Establish, implement and maintain a policy whereby no fares are to be charged to appropriately designated support persons.	Pending
January 1, 2014	Establish, implement and maintain a policy for eligibility applications for specialized transportation services.	Pending
January 1, 2014	Establish, implement and maintain a policy for the provision of specialized transportation services on emergency or compassionate grounds.	Completed
January 1, 2017	Electronic pre-boarding announcements of route, direction, destination or next major stop.	Pending
January 1, 2017	On-board announcements of all destination points or available route stops are to be: <ul style="list-style-type: none"> <li>• announced through electronic means and</li> <li>• legibly and visually displayed through electronic means.</li> </ul>	Pending

**CITY OF NORTH BAY  
REPORT TO COUNCIL**

Report No: CORP 2012-154

December 4, 2012

Originator: Paul Valenti

Subject: Tender No. 2012-94, Supply of Tri-axle Dump Trucks for Hauling of Snow, Aggregates, and Excavated Material

**RECOMMENDATION:**

That the bids for the supply of Tri-axle Dump Trucks for hauling of snow, aggregates, and excavated material be accepted and that the trucks be called in order of lowest to highest bid for the period December 11, 2012 until November 30, 2013, as set out in Tender No. 2012-94.

**BACKGROUND:**

The tender provides for the trucks to be called as required, as requested for hauling of snow, aggregates, and excavated material. The order of calls for this service will begin with the lowest price truck followed by the second lowest, etc. until no further trucks are required. All trucks will be subject to inspection by Public Works staff prior to commencement of snow hauling.

The tender was publicly advertised in accordance with the City Purchasing By-law. Nine (9) tender packages were distributed. Tenders closed on November 21, 2012. Nine (9) responses were received and evaluated by the Manager of Roads and Traffic and the Manager of Purchasing. The results are as follows:

Firm	Number of Trucks	Tender Price per hour (excluding HST)
Ken Waldriff Trucking	4	\$55.00
2212880 Ontario Limited o/a Canor	4	\$67.00
Peter Seguin	1	\$68.13
Neil Jones	1	\$68.90
1686250 Ontario Inc. o/a Tetreault Construction	5	\$73.80
Bruman Construction Inc.	7	\$86.00

Pricing was obtained competitively and is considered fair and reasonable.

---

**ANALYSIS / OPTIONS:**

1. Accept the bids as submitted and call in trucks as required, as requested for the purpose of hauling snow, aggregates, and excavated material.
2. Do not accept the bids. This option is not recommended as the service is a necessary ongoing operational requirement.

---

**RECOMMENDED OPTION / FINANCIAL IMPACTS:**

Option 1 is recommended as follows:

That the bids for the supply of Tri-axle Dump Trucks for hauling of snow, aggregates, and excavated material be accepted and that the trucks be called in order of lowest to highest bid for the period December 11, 2012 until November 30, 2013, as set out in Tender No. 2012-94.

As per the Engineering, Environmental Services and Works Department, there is sufficient funding allocated in the 2012 and requested in the 2013, Engineering, Environmental Services and Works Operating Budgets.

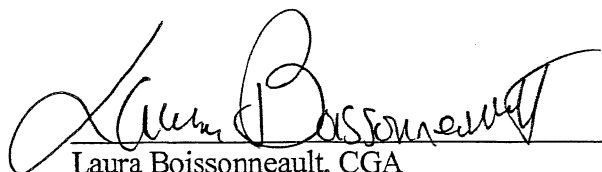
Respectfully submitted,



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Paul Valenti,  
Manager of Purchasing

We concur in this report and recommendation.



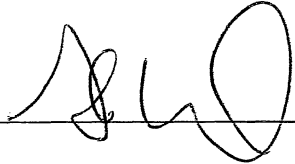
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Laura Boissonneault, CGA  
Supervisor of Budgets & Financial  
Reporting



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Margaret Karpenko, CMA  
Chief Financial Officer/Treasurer



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Alan Korell  
Managing Director of Engineering,  
Environmental Services and Works



---

Jerry D. Knox  
Chief Administrative Officer

Personnel designated for continuance: Manager, Finance and Administration, Engineering,  
Environmental Services and Works

Attachment: Tenders



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: [steve.mcarthur@cityofnorthbay.ca](mailto:steve.mcarthur@cityofnorthbay.ca)  
Web: [www.cityofnorthbay.ca](http://www.cityofnorthbay.ca)

December 5, 2012

Miller & Urso Surveying Inc.  
1501 Seymour Street  
North Bay, ON P1B 8G4

Attn: Mr. Rick Miller

Dear Mr. Miller,

Re: Proposed Official Plan & Zoning By-law Amendment by Miller & Urso Surveying Inc. on behalf of Daniel Bryer & George Franko for Conc. C, Part of Lot 17 in the Former Township of Widdifield, PIN's 49146-0205(LT), 49146-0206(LT), known locally as 2677 Trout Lake Road, City of North Bay

---

Please accept this letter as our acknowledgement of receipt of the above-noted application to amend the City of North Bay's Official Plan and 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. 2442).

Sincerely,

Steve McArthur, MCIP, RPP  
Senior Planner, Current Operations

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Copy: C. Conrad, City Clerk

**CITY OF NORTH BAY  
REPORT TO COUNCIL**

**Report No.: EESW-2012-053**

**Date: December 4, 2012**

**Originator: John Severino, Manager - Environmental Services**

**Subject: Merrick Landfill Tipping Fee Increase**

**File No: E07 - Merrick Landfill Operations**

---

**RECOMMENDATION**

- That 1) City Council approve the increase in tipping fees for solid waste from the industrial, commercial and institutional sources to \$81.00 per metric tonne effective April 1, 2013 and \$84.00 per metric tonne effective January 1, 2014;
- 2) other Waste Management user fees remain the same and are stated for the public record; and
- 3) the City Clerk prepare the necessary Waste Management User Fee By-Law and hold a public meeting for these changes to take effect as planned.

---

**BACKGROUND**

This report has been prepared for the increasing of tipping fees for waste management purposes for 2013 and 2014 as required by the Municipal Act, R.S.O. 2001, as amended. Pursuant to By-Law No. 2007-190 Section 16, Waste Management Rates; the manner and form of notice set out in Sections 2 and 4 shall apply to user fees for existing waste management rates. Since the Act does not provide a prescribed time frame to notify the public of the intention of the municipality to change or alter fees, information shall be provided no less than 21 days prior to the proposed action being taken pursuant to By-Law No. 2007-190 Section 16(ii).

---

**ANALYSIS/OPTIONS**

Tipping fee rates for solid waste can be set based on costs for the entire Waste Management Program which includes capital costs to establish the landfill site, capital costs for upgrades and improvements to landfill site, annual operating costs and can also consider costs for ancillary services such as Recycling and Waste Reduction Programs. Landfill costs will increase in 2013 primarily due to higher contractor costs and from increasing costs to manage and treat leachate.



In 2012, Council increased general solid waste tipping fees from \$75 to \$78 per metric tonne. Tipping fees were originally established in 1990 and have gradually increased over time. The City of North Bay's tipping fees for general solid waste are comparable to other northern and central Ontario's communities as listed below.

Community	2012 General ICI Tipping Fee
Timmins	\$ 65 / tonne
Sudbury	\$ 63 / tonne
Sault Ste. Marie	\$ 70 / tonne
Peterborough	\$ 90 / tonne
Orillia	\$120 / tonne
Barrie	\$125 / tonne

It is proposed that tipping fees be increased effective April 1, 2013 from \$78.00 to \$81.00 and to \$84 effective January 1, 2014. For every dollar that solid waste tipping fees are increased, the City would expect to see an increase in annual revenues of approximately \$30,000. Fee increases are justified when long-term operating, maintenance and capital costs are considered. The City completed Cell 6 expansion in 2011 and will need to begin the design of Cell 7 in 2014; completed the landfill gas capture infrastructure expansion in the spring of 2012 and is in the design phase of implementing a leachate treatment system. The leachate treatment system is anticipated to be in operation by 2014.

#### Option 1

City Council can choose to increase tipping fee as recommended. If approved, general tipping fees would rise from \$78.00 to \$81.00 per tonne on April 1, 2013 and to \$84 per tonne on January 1, 2014. Public notice and a public meeting is required for the change to be implemented. Public feedback for the proposed change would be received through this process.

#### Option 2

City Council can opt to set fees at different rates than what is proposed. Public notice and a public meeting would be required for any changes.

#### Option 3

City Council can opt not to make any changes to tipping fees and no public meeting would be required.

**RECOMMENDED OPTION/FINANCIAL IMPLICATIONS**

Option 1 is recommended.

- That 1) City Council approve the increase in tipping fees for solid waste from the industrial, commercial and institutional sources to \$81.00 per metric tonne effective April 1, 2013 and \$84.00 per metric tonne effective January 1, 2014;
- 2) other Waste Management user fees remain the same and are stated for the public record; and
- 3) the City Clerk prepare the necessary Waste Management User Fee By-Law and hold a public meeting for these changes to take effect as planned.

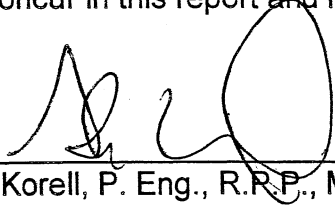
Respectfully submitted,



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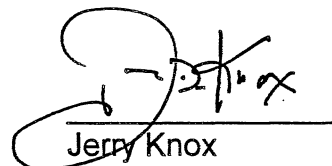
John Severino, P. Eng., M.B.A.  
Manager – Environmental Services

We concur in this report and recommendation.



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



---

Jerry Knox  
Chief Administrative Officer

Personnel designated for continuance: John Severino, P.Eng.

Copy to: J. Miller  
A. Tomek

**CITY OF NORTH BAY**  
**REPORT TO COUNCIL**

Report No: CORP 2012-158

Date: December 4, 2012

Originator: Margaret Karpenko

Subject: **North Bay Hydro Request for Amendment to Resolution 2011-385**

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**RECOMMENDATION:**

That City Council approves an amendment to Resolution No. 2011-385 (Merrick Landfill Methane Project) that authorizes a loan from the City of North Bay to North Bay Hydro Distribution Limited for the development of the Merrick Landfill Methane Gas Generation Project. The Resolution currently reads ...." that the loan which is by way of Promissory Note, payable on demand," .....be changed to read....."that the loan which is by way of Promissory Note, payable on demand with 12 months notice,".

---

**BACKGROUND:**

The City entered into an agreement with North Bay Hydro Distribution to build the hydro generation project at Merrick. The agreement was for a 20 year loan as well as the sale of methane gas over the next twenty years.

As of June 2012, the project was completed and began producing energy to the grid. The total capital investment was \$4,016,913 and North Bay Hydro Distribution began paying principle and interest payments to the City in September 2012.

North Bay Hydro Distribution has requested an amendment to the below resolution in order to satisfy their Auditors. Below is the Council approved resolution No 2011-385:

That Council authorize a loan from the City of North Bay to North Bay Hydro Distribution Limited for the development of the Merrick Landfill Methane Gas generation Project for a principal amount of \$4,800,000 with interest at the Infrastructure Canada Rate to be advanced on the basis of progress payment from June 1, 2011 to April 28, 2012 with interest incurred on the interim advances, added to the principal amount, such loan to be by way of a Promissory Note, payable on demand, until such time as the final amounts are known, at which time the loan shall be amortized over a period of twenty (20) years on the basis of the full principal amounts and an interest rate of 4.9% per annum.

North Bay Hydro Distribution Auditors will be requiring the full loan to be recorded as a current liability due to the fact that the loan is payable on demand. This put significant pressure on NBHDL's banking covenants. As of the time of the report their financial position is fine, however, a very slight change in operations could trigger some banking covenants to not be achieved. In order to mitigate this risk a request to change the current resolution to read "Payable on Demand with 12 months notice" has been made. Administration is recommending that this change be accepted as it adds no risk to the City. Also, all other loans with North Bay Hydro Distribution state "with 12 months notice."

---

**ANALYSIS / OPTIONS:**

**Option #1:**

That City Council approves an amendment to Resolution No. 2011-385 (Merrick Landfill Methane Project) that authorizes a loan from the City of North Bay to North Bay Hydro Distribution Limited for the development of the Merrick Landfill Methane Gas Generation Project. The Resolution currently reads ...." that the loan which is by way of Promissory Note, payable on demand,".....be changed to state....."that the loan which is by way of Promissory Note, payable on demand with 12 months notice,".

**Option #2:**

That City Council does not approve the request for an amendment to Resolution 2011-385.

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**RECOMMENDED OPTION:**

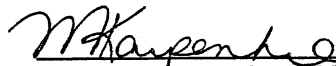
Option #1 is recommended as follows:

That City Council approves an amendment to Resolution No. 2011-385 (Merrick Landfill Methane Project) that authorizes a loan from the City of North Bay to North Bay Hydro Distribution Limited for the development of the Merrick Landfill Methane Gas Generation Project. The Resolution currently reads ...." that the loan which is by way of Promissory Note, payable on demand,".....be changed to state....."that the loan which is by way of Promissory Note, payable on demand with 12 months notice,".

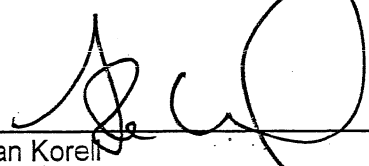
Changing Resolution 2011-385 will reduce the possibility that banking covenants not be achieved.

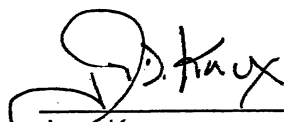
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Respectfully submitted,

  
\_\_\_\_\_  
Margaret Karpenko, CMA  
Chief Financial Officer/Treasurer

We concur in this report and recommendation.

  
\_\_\_\_\_  
Alan Korell  
Managing Director of Engineering,  
Environmental, and Works

  
\_\_\_\_\_  
Jerry Knox  
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

**CITY OF NORTH BAY**

**#7**

**REPORT TO COUNCIL**

**Report No:** CSBU 2012-85

**Date:** November 28, 2012

**Originator:** Grant J. Love, Fire Chief

**Subject:** North Bay Fire & Emergency Services – Proposed User Fees

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**RECOMMENDATION**

That Council authorize the City Clerk to amend By-law No. 2011-129, to amend the user fees to be charged by North Bay Fire & Emergency Services effective January 1, 2013 as outlined in Report No. CSBU 2012-85 dated November 28, 2012.

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**BACKGROUND**

The user fees and charges currently being charged by North Bay Fire & Emergency Services were reviewed during the 2011 budget process. In order to allow for long-term financial planning fee increases are recommended for the years 2013 and 2014 in accordance with the Schedule attached.

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**OPTIONS ANALYSIS**

Option # 1:

The user fees charged by North Bay Fire & Emergency Services be increased as outlined in Report No. CSBU 2012-85.

Option # 2:

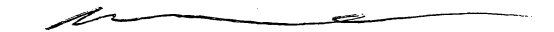
The user fees charged by North Bay Fire & Emergency Services not be changed.

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**RECOMMENDED OPTION**

That Council authorize the City Clerk to amend By-law No. 2011-129, to amend the user fees to be charged by North Bay Fire & Emergency Services effective January 1, 2013 as outlined in Report No. CSBU 2012-85 dated November 28, 2012.

Respectfully submitted,

  
Grant J. Love, Fire Chief


GJL/CM/dlb

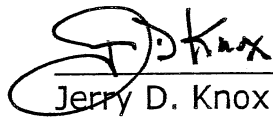
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attach. Schedule for Proposed User Fees

We concur in this report and recommendation.

  
\_\_\_\_\_  
Margaret Karpenko, CMA  
Chief Financial Officer / Treasurer

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

Personnel designated for continuance: City Clerk

Schedule for proposed user fees to be charged by  
**North Bay Fire & Emergency Services**

Service	2012	2013	2014
<b>Permits and Inspection Fees</b>			
Permit Inspections: Including residential, commercial, care and treatment facilities, malls/plazas, hotel/motel, real estate transactions, retrofit, industrial, liquor license, trade shows/home shows/special functions, and any other request for inspection not listed below	\$125 for 1 <sup>st</sup> hour/inspect or plus \$90 per additional hour/inspect or	\$130 for 1 <sup>st</sup> hour/inspect or plus \$95 per additional hour/inspect or	\$135 for 1 <sup>st</sup> hour/inspector plus \$100 per additional hour/inspector
In Home Day Care & Foster Care Homes	\$90/hr	Up to \$95/hr	Up to \$100/hr
Mobile Food Vendors	\$90/hr	Up to \$95/hr	Up to \$100/hr
<b>Emergency Response</b>			
False Automatic Monitored Alarms (time period resets every January)	1 <sup>st</sup> - No charge 2 <sup>nd</sup> - \$205 3 <sup>rd</sup> - \$410 4 <sup>th</sup> - \$615 Each additional false alarm shall result in an additional charge of \$205 (unlimited)	1 <sup>st</sup> - No charge 2 <sup>nd</sup> - \$410 (MTO rate) 3 <sup>rd</sup> - \$410 per apparatus responding per hour or part hour	1 <sup>st</sup> - No charge 2 <sup>nd</sup> - current MTO rate for 1 apparatus 3 <sup>rd</sup> - current MTO rate per apparatus responding per hour or part hour
Vehicles fires; Rescues, Fires, Accidents involving MVC for non-residents (MTO rates. Minimum 2 fire vehicles)	1 <sup>st</sup> hour / apparatus - \$410 \$205 for each additional ½ hour	Current MTO rate	Current MTO rate
Technical Responses: CBRNE/HAZMAT, confined space, hazardous environments, ice/water, snowmobile rescue, Transportation of Dangerous Goods Incident	\$1,180 for first hour \$590 for each additional ½ hour Plus consumable materials and administrative overhead charge.	\$2,000 for first hour \$1,000 for each additional ½ hour Plus consumable materials, replacement staff and including 25% administrative overhead charge	\$2,200 for first hour \$1,100 for each additional ½ hour Plus consumable materials, replacement staff and including 25% administrative overhead charge
Exceptional use items (foam, chemical suits, etc)	Cost of consumable materials plus administrative overhead charge	Cost of consumable materials plus 25% administrative overhead charge	Cost of consumable materials plus 25% administrative overhead charge

Emergency response to utilities as a result of others actions (natural gas line struck by contractor, contractor influenced calls, etc.)		Actual costs plus 25% administrative overhead charge Minimum: Captain (1) and Firefighter (3)	Actual costs plus 25% administrative overhead charge Minimum: Captain (1) and Firefighter (3)
Non-emergency assistance calls; elevator out of service, etc. (except when assisting another agency). (MTO rates)	1 <sup>st</sup> hour / apparatus - \$410 \$205 for each additional ½ hour	Current MTO rate	Current MTO rate
Fire Watch: Post Fire Property Security/Safety	Actual costs plus 25% Minimum: Captain (1) and Firefighter (1)	Actual costs plus 25% administrative overhead charge Minimum: Captain (1) and Firefighter (1)	Actual costs plus 25% administrative overhead charge Minimum: Captain (1) and Firefighter (1)
Fires on or beside the Railroad, as a result of the Railroad left unattended in tie burning or otherwise, out of control fires, and failure to attempt to extinguish those fires that impinge on private or public properties	Actual costs plus 25% Minimum: Captain (1) and Firefighter (3)	Actual costs plus 25% administrative overhead charge Minimum: Captain (1) and Firefighter (3)	Actual costs plus 25% administrative overhead charge Minimum: Captain (1) and Firefighter (3)
Emergency Control/protection costs such as demolition, boarding, fencing, making area safe, security, other agencies cost (ie MNR)		Actual costs plus 25% administrative overhead charge	Actual costs plus 25% administrative overhead charge
Illegal Burning of Hazardous Materials or Burning regarding Open Air Burning Permits under the Ontario Fire Code	1 <sup>st</sup> hour / apparatus - \$410 \$205 for each additional ½ hour plus any additional clean up costs	Current MTO rate plus any additional clean up costs including 25% administrative overhead charge	Current MTO rate plus any additional clean up costs including 25% administrative overhead charge
Indemnification Technology		Current MTO rate per truck and personnel/hr plus any additional cost to	Current MTO rate per truck and personnel/hr plus any additional cost to



		NBFES or CNB for each and every call	NBFES or CNB for each and every call
<b>Open Burning Permits (issued by North Bay Fire &amp; Emergency Services)</b>			
Residential / Campground Burning Permits	Annual - \$80 Weekly - \$20	Annual - \$80 Weekly - \$20	Annual - \$80 Weekly - \$20
Commercial Site Burning Permits (per site)	Annual - \$225 Monthly - \$12 Weekly - \$100	Annual - \$230 Monthly - \$130 Weekly - \$105	Annual - \$235 Monthly - \$135 Weekly - \$110
Responding to Burning Complaint & Permit Not Found	Current MTO rate	Current MTO rate	Current MTO rate
<b>Fire Apparatus Stand-by</b>			
Shows, Exhibitions, Demonstrations, Assistance to Other Agencies	Overtime rate. Minimum per vehicle: Captain (1) and Firefighter (1)	Overtime rate. Minimum per vehicle: Captain (1) and Firefighter (1)	Overtime rate. Minimum per vehicle: Captain (1) and Firefighter (1)
<b>Fire Prevention / Education Fees</b>			
Fire Safety Plan Review / signature for a building without an alarm system	\$175/hr	\$130	\$140
Fire Safety Plan Review / signature for a building with an alarm system	\$175/hr	\$300	\$320
Fire Safety Plan Review / signature for a complex building with an alarm system	\$175/hr	\$300 plus \$95 per additional hour/inspect or	\$320 plus \$100 per additional hour/inspector
Fire Route processing and approval if not on building permit	\$175	\$180	\$185
Copies of Fire Reports, Information from Files, Legal Inquiry, Fire Inspection Reports, et.	\$125	\$125	\$130
Smoke Alarm/CO Alarm kept and not returned	\$25 Fire Alarm \$50 CO Alarm	\$25 Fire Alarm \$50 CO Alarm	\$25 Fire Alarm \$50 CO Alarm
<b>Training</b>			
Training of outside Agencies, public, etc (including fire extinguisher training)	\$105/hr per instructor/trainer plus expenses	\$110/hr per instructor/trainer plus expenses	\$115/hr per instructor/trainer plus expenses

**City of North Bay**  
**REPORT TO COUNCIL**

Report No. CORP 2012-156

Date: December 4, 2012

Originators: Lea Janisse

Subject: WSIB New Experimental Experience Rating (NEER)

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**RECOMMENDATION**

No recommendation. For information purposes only.

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**BACKGROUND:**

As outlined in CORP 2010-145, the Corporation of the City of North Bay (City) received an invoice in the amount of \$712,704.26 from WSIB on December 17, 2010. This invoice represented a surcharge under the New Experimental Experience Rating (NEER) program. The intent of the program is to encourage employers to invest time and money in making a safer workplace by reducing accidents. The same incentives encourage employers to participate in early and safe return to work programs. The NEER program is also intended to protect against unusually high accident costs by limiting the total NEER costs and the total firm costs.

Council directed Administration to appeal the 2010 NEER surcharge of \$712,704.26 and approved the hiring of a consultant to undertake the appeal process on our behalf. This report is intended to provide a final reporting on the outcome of the appeal(s).

At our request, WSIB conducted an audit of our claims for 2007 to 2009 which resulted in an overall credit adjustment of \$278,317.33. The findings of the audit indicated that claims had been assigned to incorrect rate groups through the computerized reporting system; therefore, steps were implemented to ensure that these types of errors do not reoccur.

The City signed an agreement with ACCLAIM Ability Management, Inc. on July 6, 2011 to contract services related to a WSIB Claims Cost Review-Second Injury Enhancement. ACCLAIM's review resulted in cost savings of \$69,937.53.

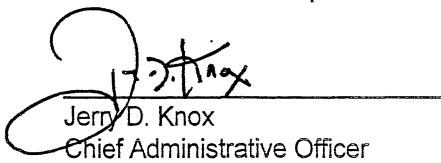
In summary, the City realized credit adjustments totaling \$348,254.86 resulting in a 2009 NEER assessment of \$364,449.40.

Respectfully submitted,



Lea Janisse  
Managing Director Corporate Services

We concur with this report and recommendation.



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Jerry D. Knox

Chief Administrative Officer



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Margaret Karpenko

Chief Financial Officer

**City of North Bay****Report to Council****Report No:** CSBU 2012 - 86**Date:** December 5, 2012**Originator:** Kathleen Fralic, Development Planner / GAP Coordinator**Subject:** NOHFC and FedNor Fund Applications for Memorial Gardens

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**RECOMMENDATION**

1. That Council authorizes staff to prepare and submit applications to the NOHFC and FedNor for the funding of the renovations and upgrades to the Memorial Gardens facility.

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**BACKGROUND**

Memorial Gardens is unique in North Bay and the largest community facility in the District of Nipissing. The municipality has invested considerable resources in maintaining and improving the facility. The current renovations and upgrades that are being planned will enhance Memorial Garden's ability to host large scale events like concerts, conferences and trade shows and allow it to serve as home ice for the Brampton Battalion OHL team when the team relocates to North Bay for the 2013/2014 season.

The following improvements to Memorial Gardens are being proposed:

- New scoreboard (with video function);
- New multi-purpose change rooms;
- HVAC system improvements;
- Expanded seating capacity to 4,200 (currently 3,500);
- New corporate and media boxes;
- Washroom and entranceway upgrades;
- Expanded concourse;
- New administrative areas; and
- Reconfiguration of ice pad.

The proposed renovations to Memorial Gardens are a precondition of the Brampton Battalion's agreement to relocate to North Bay.

The City of North Bay has committed to this project through Resolution No. 2012-627 and the Capital Budget process. The Brampton Battalion has also committed funding for this initiative however receiving funding from funding programs will be important to ensure the project will be financially viable.

The City of North Bay is in the process of submitting applications to the NOHFC and FedNor funding programs, in an attempt to secure funding for this project.

These applications have both proceeded to the second phase of review. As part of the application process, a resolution from Council must be submitted with the application indicating the Municipality's support for the project confirming the City's stated contribution of \$3,900,000.

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### **ANALYSIS / OPTIONS**

#### Option #1:

That Council authorizes staff to prepare and submit applications to the NOHFC and FedNor for the funding of the renovations and upgrades to the Memorial Gardens facility.

#### Option #2:

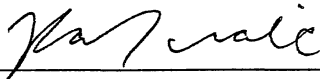
Council not support the proposed application. This option is not recommended, as it would result in the City missing out on the opportunity to apply for funding.

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### **RECOMMENDED OPTION / FINANCIAL IMPLICATION**

Option #1 is recommended. That Council authorizes staff to prepare and submit applications to the NOHFC and FedNor for the funding of the renovations and upgrades to the Memorial Gardens facility.

Respectfully submitted,



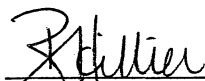
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Kathleen Fralic  
Development Planner / GAP Coordinator

KF/dlb

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We concur with this report and recommendations.



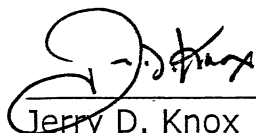
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Beverley Hillier, MCIP, RPP  
Manager, Planning Services



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Peter Chirico  
Managing Director, Community Services



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Jerry D. Knox  
Chief Administrative Officer

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-235

**BEING A BY-LAW TO CONFIRM PROCEEDINGS  
OF THE MEETING OF COUNCIL ON  
NOVEMBER 26, 2012**

**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 November 26, 2012 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 10<sup>TH</sup> DAY OF DECEMBER, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

cc  
READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

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

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

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-230

**BEING A BY-LAW TO STOP UP, CLOSE AND CONVEY  
A PORTION OF THE LANEWAY LOCATED IN A BLOCK BOUNDED BY REGINA  
STREET, FRANKLIN STREET, LAURIER AVENUE AND ELLIS STREET  
IN THE CITY OF NORTH BAY**

**WHEREAS** it is deemed expedient and in the interest of The Corporation of the City of North Bay that part of the laneway abutting Lots 4 and 5, Plan 81 and Lots 46 and 47, Plan 81, be closed, stopped up and sold to the abutting owners;

**AND WHEREAS** by Resolution No. 2011-794 passed on the 12<sup>th</sup> day of December, 2011, Council approved the closure of the laneway;

**AND WHEREAS** the laneway abutting Lots 4 and 5, Plan 81 and Lots 46 and 47, Plan 81 is hereby declared to be surplus;

**AND WHEREAS** notice of this by-law was published once a week for two consecutive weeks in the North Bay Nugget, published in the City of North Bay;

**AND WHEREAS** no person has claimed that his lands will be prejudicially affected by the passing of this by-law nor applied to be heard in person or by his counsel, solicitor, or agent, the Council of the City nor a Committee of said Council;

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

1. That certain part of the laneway abutting Lots 4 and 5, Plan 81 and Lots 46 and 47, Plan 81 designated as Parts 1 and 2 on Reference Plan 36R-13354 is hereby closed, stopped up and conveyed.
2. The City shall transfer Parts 1 and 2, Plan 36R-13354 to the owners of the lands abutting thereon, their successors or assigns, upon receipt of the consent in writing of the abutting registered owner, if the transfer is to be to a person other than the abutting registered owner.
- 3.(a) Subject to paragraph (b), in the event that an abutting owner to the said laneway does not consent to the disposition of the laneway within 60 days of the date of the passing of this by-law, then the clerk shall, upon request of an abutting owner of the opposite side of the laneway, give 30 days notice by prepaid registered mail to the abutting owner of the laneway to the effect that if the abutting owner does not agree to purchase one-half of the abutting laneway at a pro-rata share of the survey, legal, advertising costs and purchase price incurred in the laneway closing, then the said one-half of the laneway may be transferred to the opposite owner for the same cost.  
  
(b) Upon receipt of an Irrevocable Consent of the disposition of the laneway from the adjacent owner then that portion of the laneway may be transferred upon registration of the by-law.
4. This by-law comes into force and effect upon a certified copy of the by-law being registered in the Land Titles Office for the District of Nipissing.

READ A FIRST TIME IN OPEN COUNCIL THE 26<sup>TH</sup> DAY OF NOVEMBER, 2012.

READ A SECOND TIME IN OPEN COUNCIL THE 26<sup>TH</sup> DAY OF NOVEMBER, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 10<sup>TH</sup>  
DAY OF DECEMBER, 2012.

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

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

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## LANE CLOSING BY-LAW

The Council of The Corporation of the City of North Bay will consider and, if approved, will pass and enact at its meeting to be held on the 10<sup>th</sup> day of December, 2012, at the hour of 7:00 o'clock in the evening at the Council Chambers, City Hall, 200 McIntyre Street East, a by-law to close a portion of the laneway located in a block bounded by Regina Street, Franklin Street, Laurier Avenue and Ellis Street, located in the City of North Bay as shown on the key map below and described as follows:

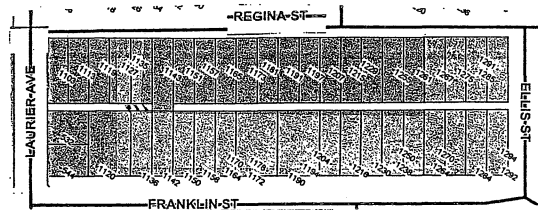
That portion of the laneway located in a block bounded by Regina Street, Franklin Street, Laurier Avenue and Ellis Street, bound on the south by Lots 4 and 5 and on the north by Lots 46 and 47, Plan No. 81, designated as Parts 1 and 2, on Reference Plan 36R-13354, in the City of North Bay, in the Land Titles Division of Nipissing is to be closed, stopped up and conveyed to the owners of lands abutting the said laneway.

The appropriate plan may be examined at the Office of the City Clerk at the City Hall, 200 McIntyre Street East, North Bay, Ontario.

The Council will, at the said meeting hear in person or by his Counsel, Solicitor or Agent, any person who claims that his or her lands will be prejudicially affected by the by-law and who applies to be heard.

Dated and first published at the City of North Bay this 17<sup>th</sup> day of November, 2012.

Catherine Conrad  
City Clerk



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

**BY-LAW NO. 2012-237**

**BEING A BY-LAW TO AMEND BY-LAW NO. 2011-234  
(A BY-LAW REGULATE PARKING IN MUNICIPAL PARKING LOTS -  
SCHEDULE "C")**

WHEREAS Council passed Clause No. 1 of Community Services Committee Report No. 2012-20 at its Regular Meeting held on Monday, November 26<sup>th</sup>, 2012 to amend Schedule "C" (quarterly parking rental rates) to By-law No. 2011-234.

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

1. That Schedule "C" to By-law No. 2011-234 is hereby deleted and the attached Schedule "C" is inserted in lieu thereof.
2. This By-law comes into effect as of the 1<sup>st</sup> day of January, 2013.

READ A FIRST TIME IN OPEN COUNCIL THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

cc  
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

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

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



THIS IS SCHEDULE "C" TO THE CORPORATION OF THE CITY OF NORTH BAY'S  
 BY-LAW NO. 2012-237

2013 - 2017 RENTAL RATES PER QUARTER					
Parking Lot	2013	2014	2015	2016	2017
Oak 2	\$193.75	\$199.56	\$205.55	\$211.72	\$218.07
McIntyre 3	\$193.75	\$240.00	\$247.20	\$254.62	\$262.25
McIntyre 4 (Levels 1-3)	\$258.29	\$300.00	\$309.00	\$318.27	\$327.82
McIntyre 4 (Levels 4-6)	\$193.75	\$240.00	\$247.20	\$254.62	\$262.25
Main 5	\$133.45	\$137.45	\$141.58	\$145.83	\$150.20
Worthington 6	\$150.70	\$155.22	\$159.88	\$164.67	\$169.62
Worthington 7	\$150.70	\$155.22	\$159.88	\$164.67	\$169.62
Wyld 10	\$150.70	\$155.22	\$159.88	\$164.67	\$169.62
McIntyre 11	\$172.24	\$240.00	\$247.20	\$254.62	\$262.25
Wyld 13	\$97.86	\$100.79	\$103.82	\$106.93	\$110.14
Main 14	\$150.70	\$155.22	\$159.88	\$164.67	\$169.62
McIntyre 15	\$133.45	\$137.45	\$141.58	\$145.83	\$150.20

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

**BY-LAW NO. 2012-240**

**BEING A BY-LAW TO AUTHORIZE THE  
EXECUTION OF A LEASE AGREEMENT WITH  
THE BRAMPTON BATTALION HOCKEY CLUB  
LTD. RELATING TO MEMORIAL GARDENS**

**WHEREAS** the Lease Agreement with the Brampton Battalion Hockey Club Ltd. relating to Memorial Gardens was approved by Resolution No. 2012-627 passed by Council on the 5<sup>th</sup> day of November, 2012;

**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 a Lease Agreement with the Brampton Battalion Hockey Club Ltd. relating to Memorial Gardens.
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 Brampton Battalion Hockey Club Ltd. and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

*u* READ A SECOND TIME IN OPEN COUNCIL THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

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

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

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

**BY-LAW NO. 2012-236**

A BY-LAW TO AUTHORIZE THE EXECUTION OF A  
RELEASE AND ABANDONMENT OF EASEMENT  
(277 PEARCE STREET)

WHEREAS the release and abandonment of Easement No. LT82529 was approved by Resolution No. 2012-653 passed by Council on the 26<sup>th</sup> day of November, 2012.

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 shall Release and Abandon an Easement registered as Instrument Number LT82529 with respect to Lots 31 and 32, Plan 36M-315, in the City of North Bay, at the expense of the Owner.
2. The Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute the Release and Abandonment of Easement No. LT82529 and to affix thereto the corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

cc READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

\_\_\_\_\_  
MAYOR ALLAN MCDONALD

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

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

**BY-LAW NO. 2012-238**

**BEING A BY-LAW TO AUTHORIZE THE  
EXECUTION OF AN AGREEMENT WITH  
BRUMAN CONSTRUCTION INC. RELATING  
TO FERGUSON STREET RECONSTRUCTION**

**WHEREAS** the Agreement with Bruman Construction Inc. for the Ferguson Street Reconstruction was approved by Resolution No. 2012-609 passed by Council on the 29<sup>th</sup> day of October, 2012;

**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 10<sup>th</sup> day of December, 2012 with Bruman Construction Inc. relating to Ferguson Street Reconstruction.
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 Bruman Construction Inc. and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

cc READ A SECOND TIME IN OPEN COUNCIL THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 10<sup>TH</sup> DAY OF DECEMBER, 2012.

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

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