

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, AUGUST 15TH, 2011**

PRESENT: Mayor McDonald, Councillors Chirico, Koziol, Anthony, Maroosis, Bain, Mayne, Vrebosch-Merry, Vaillancourt, Mendicino, Lawlor

PUBLIC PRESENTATION:

Dale Lalonde re Waterline Rupture – 757 Galt Street

CORRESPONDENCE:

The Salvation Army re Christmas Kettle Campaign (585)

REPORTS FROM OFFICERS:

Bradford, S.	re Information Systems Technology Capital Project	(590)
Conrad, C.	re Election Campaign Signs	(584)
Kilgour, I.	re Paid Parking Lot No. 8 – City Hall Administration Short Term Parking	(591a)
Leckie, P.	re Dominion Lending Centres – 205 Main Street East – Canopy	(586)
Rochefort, L.	re Petty Cash Fund & Cash Floats	(587)
Valenti, P.	re Tender No. 2011-81, City Hall Financial Services – Interior Upgrades	(588)
Valenti, P.	re Tender 2011-70, Surrey Drive to Airport Road Overflow Storm Sewer System	(589)

Res. #2011-579: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis
That minutes for the public meeting held on:

- Tuesday, August 2, 2011

be adopted as presented.

“CARRIED”

Res. #2011-580: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis
That minutes for the closed meeting held on:

- Tuesday, August 2, 2011

be adopted as presented.

“CARRIED”

Res. #2011-581: Moved by Councillor Chirico, seconded by Councillor Koziol
That General Government Committee Report No. 2011-16 relating to:

- Procedural By-Law

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2011-16

August 15, 2011

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2011-16 and recommends:

- 1. That the amended Procedural By-Law be presented to Council for three (3) readings.

All of which is respectfully submitted.

ASSENTS
 CHIRICO
 KOZIOL
 ANTHONY
 MAROOSIS
 McDONALD

DISSENTS

Res. #2011-582a: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That Community Services Committee Report No. 2011-18 relating to:

- Residential Rental Housing Licensing By-Law

be adopted as presented.

Councillor Koziol declared a conflict of interest as her property management company will be affected by this by-law.

“CARRIED AS AMENDED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2011-18

August 15, 2011

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2011-18 and recommends:

- 1. That
 - a) the Residential Rental Housing Licensing By-Law as described in Report to Council CSBU 2011-74 and attached as Appendix A, be approved;
 - b) the Residential Rental Housing Licensing By-Law be made effective January 1, 2012 for the first licenses to be issued from May 1, 2012 to May 1, 2014;
 - c) Traffic & Parking By-Law No. 2002-001, Schedule 18 (No Parking Areas At Any Times) Section 28, be amended as follows:

<u>Road</u>	<u>Side</u>	<u>From</u>	<u>To</u>
<u>SECTION N</u>			
Nancy Drive	south & east	Champlain Street	Oakdale Road
<u>SECTION O</u>			
Oakdale Road	north	Champlain Street	Cartier Street

SECTION P

Paul Street north Nancy Drive Champlain Street

SECTION S

Sherryl Crescent even McNamara Street McNamara Street

- d) the Set Fines and Short Form Wording attached to Report to Council CSBU 2011-74 as Appendix B, for front yard parking and other Zoning By-Law parking offences be adopted to enhance enforcement.”

All of which is respectfully submitted.

ASSENTS

LAWLOR
MENDICINO
VAILLANCOURT
McDONALD

DISSENTS

Res. #2011-582b: Moved by Councillor Vaillancourt, seconded by Councillor Vrebosch-Merry That Community Services Committee Report No. 2011-18 be amended as follows:

- 1. 5 units to 4 units
- 2. an annual licensing fee
- 3. to be implemented September 1, 2011
- 4. the by-law to be implemented City-wide; rather than a phased in approach

In accordance with Section 33.6 (a) of Procedural By-Law No. 2007-218, Councillor Vaillancourt requested that the motion be divided into parts to be ruled on separately.

Councillor Koziol declared a conflict of interest as her property management company will be affected by this by-law.

“LOST”

Res. #2011-582c: Moved by Councillor Vaillancourt, seconded by Councillor Vrebosch-Merry Amendment #1:

5 units to 4 units

Councillor Koziol declared a conflict of interest as her property management company will be affected by this by-law.

“LOST”

Res. #2011-582d: Moved by Councillor Vaillancourt, seconded by Councillor Vrebosch-Merry Amendment #2:

An annual licensing fee

Councillor Koziol declared a conflict of interest as her property management company will be affected by this by-law.

“LOST”

Res. #2011-582e: Moved by Councillor Vaillancourt, seconded by Councillor Vrebosch-Merry Amendment #3:

Implementation date – September 1, 2011

Councillor Koziol declared a conflict of interest as her property management company will be affected by this by-law.

“LOST”

Res. #2011-582f: Moved by Councillor Vaillancourt, seconded by Councillor Vrebosch-Merry Amendment #4:

Implemented City-wide; rather than a phased in approach.

Councillor Koziol declared a conflict of interest as her property management company will be affected by this by-law.

“LOST”

Res. #2011-582g: Moved by Councillor Mendicino, seconded by Councillor Vrebosch-Merry That Community Services Committee Report No. 2011-18 be amended to include the following:

- (e) That staff report to Council in one year’s time on the effectiveness of the Residential Rental Housing Licensing By-Law.

Councillor Koziol declared a conflict of interest as her property management company will be affected by this by-law.

“CARRIED”

Res. #2011-583: Moved by Councillor Lawlor, seconded by Councillor Mendicino That Community Services Committee Report No. 2011-19 relating to:

- Annual Heritage Advocacy Award
- be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2011-19

August 15, 2011

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2011-19 and recommends:

1. That Report to Council CSBU 2010-63 dated September 14, 2010 relating to an Annual Heritage Advocacy Award be noted and filed.

All of which is respectfully submitted.

ASSENTS
LAWLOR
MENDICINO
VAILLANCOURT
McDONALD

DISSENTS

Res. #2011-584: Moved by Councillor Chirico, seconded by Councillor Koziol That Report to Council CORP 2011-136 from Catherine Conrad relating to Election Campaign Signs be referred to General Government Committee.

“CARRIED”

Res. #2011-585: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council consent to The Salvation Army Christmas Kettle Campaign commencing on Thursday, November 17, 2011 and running daily to Saturday, December 24, 2011 (excluding Sundays).

“CARRIED”

Res. #2011-586: Moved by Councillor Chirico, seconded by Councillor Koziol
That Council approve a 35 foot canopy fronting on Main Street and a 21 foot canopy fronting onto Wyld Street located at 205 Main Street East, on the corner of Main Street East and Wyld Street.

Councillor Lawlor and Councillor Mendicino both declared a conflict of interest as the applicant is their employer.

“CARRIED”

Res. #2011-587: Moved by Councillor Chirico, seconded by Councillor Koziol
That 1) a by-law be prepared to authorize the Treasurer to establish and maintain a Petty Cash Fund and Cash Floats; and
2) the by-law be given three (3) readings on August 29, 2011.

“CARRIED”

Res. #2011-588: Moved by Councillor Chirico, seconded by Councillor Koziol
That City Council approve the award of a contract to Kenalex Construction Company Limited in the amount of \$261,200.00 (plus HST), for interior renovations to the Financial Services Department, First Floor, City Hall.

Councillor Maroosis declared a conflict of interest as his son-in-law is employed by Kenalex Construction Company Limited.

“CARRIED”

Res. #2011-589: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That City Council approve the award of a contract to MX Constructors Inc. in the amount of \$706,713.80 (plus HST), for the construction of an overflow storm sewer system from Surrey Drive to Airport Road.

Councillor Anthony declared a conflict of interest as MX Constructors Inc. is a potential client of his employer.

“CARRIED”

Res. #2011-590: Moved by Councillor Chirico, seconded by Councillor Koziol
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2011 Information Systems Technology Capital Project and the Water and Sanitary Sewer Capital Budget Project, at a combined net debenture cost of \$660,000.00.

“CARRIED”

Res. #2011-591a: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That 1) Parking Lot No. 8, beside City Hall become paid parking for the purpose of improving parking availability to City Hall visitors by charging for a parking space when the visitor is in the building longer than fifteen minutes by way of “Pay and Display” machine, excluding accessible parking spaces which will remain 2 hour free parking; and
2) By-Law No. 2007-90, being a by-law to regulate parking in Municipal Parking Lots, be amended accordingly.

“CARRIED AS AMENDED”

Res. #2011-591b: Moved by Councillor Lawlor, seconded by Councillor Vrebosch-Merry That Report to Council CSBU 2011-83 from Ian Kilgour be referred to Community Services Committee.

“CARRIED”

Res. #2011-592: Moved by Councillor Chirico, seconded by Councillor Koziol That the following by-laws be read a first and second time:

By-Law No. 2011-187 to confirm proceedings of the Meeting of Council on August 2, 2011.

By-Law No. 2011-189 to establish a Records Management Policy and to provide a schedule of retention periods for the records of the City of North Bay.

“CARRIED”

Res. #2011-593: Moved by Councillor Chirico, seconded by Councillor Koziol That the following by-laws be read a third time and passed:

By-Law No. 2011-187 to confirm proceedings of the Meeting of Council on August 2, 2011.

By-Law No. 2011-189 to establish a Records Management Policy and to provide a schedule of retention periods for the records of the City of North Bay.

“CARRIED”

Res. #2011-594: Moved by Councillor Chirico, seconded by Councillor Koziol That the following by-law be read a first and second time:

By-Law No. 2011-191 to execute an Agreement with Campus Development Corp., The Board of Governors of the Canadore College of Applied Arts and Technology and Nipissing University relating to the exemption of Development Charges for the new six (6) storey student residence.

Councillor Anthony declared a conflict of interest as Canadore College and Nipissing University are both clients of his employer.

“CARRIED”

Res. #2011-595: Moved by Councillor Chirico, seconded by Councillor Koziol That the following by-law be read a third time and passed:

By-Law No. 2011-191 to execute an Agreement with Campus Development Corp., The Board of Governors of the Canadore College of Applied Arts and Technology and Nipissing University relating to the exemption of Development Charges for the new six (6) storey student residence.

Councillor Anthony declared a conflict of interest as Canadore College and Nipissing University are both clients of his employer.

“CARRIED”

Res. #2011-596: Moved by Councillor Lawlor, seconded by Councillor Mendicino That the following by-laws be read a first and second time:

By-Law No. 2011-183 (to amend By-Law No. 1996-35), being a by-law to regulate the use of public parks within the City of North Bay, (Part II – Conduct).

By-Law No. 2011-185 to establish standards respecting exterior property maintenance and grass control on residential lands.

“CARRIED”

Res. #2011-597: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-laws be read a third time and passed:

By-Law No. 2011-183 (to amend By-Law No. 1996-35), being a by-law to regulate the use of public parks within the City of North Bay, (Part II – Conduct).

By-Law No. 2011-185 to establish standards respecting exterior property maintenance and grass control on residential lands.

“CARRIED”

Res. #2011-598: Moved by Councillor Lawlor, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

By-Law No. 2010-08 to rezone certain lands on Fisher Street and Second Avenue East (John & Judith O’Rourke – 719 Fisher Street and 414 & 420 Second Avenue East).

“CARRIED”

Res. #2011-599: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That the following by-law be read a first and second time:

By-Law No. 2011-190 to execute an Agreement with Lafarge Canada Inc. relating to the supply of ready mix concrete.

“CARRIED”

Res. #2011-600: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne
That the following by-law be read a third time and passed:

By-Law No. 2011-190 to execute an Agreement with Lafarge Canada Inc. relating to the supply of ready mix concrete.

“CARRIED”

Res. 2011-601: Moved by Councillor Bain, seconded by Councillor Vrebosch-Merry
WHEREAS several communities in Canada, large and small, have created a honorary position of Poet Laureate;

AND WHEREAS members of the North Bay poetry, language and arts community wish to have an advocate;

BE IT THEREFORE RESOLVED THAT the City of North Bay establish an Ad Hoc Committee for the selection of a Poet Laureate on the following terms:

- (a) Mandate – to select a Poet Laureate who will serve as the City’s literary ambassador and as an advocate for poetry, language and the arts. This will be an unpaid volunteer position. He or she will attend events across the city to promote and attract people to the literary world. The term of the Poet Laureate will be for the term of Council;
- (b) Membership – the Ad Hoc Committee shall be comprised of three (3) members;
- (c) Composition – the Ad Hoc Committee will be composed of one member from the North Bay Public Library, one member from the Capitol Centre and Mayor McDonald;

- (d) Reporting relationship – the Ad Hoc Committee will report their recommendation to Council;
- (e) Staff and other resources to be made available – the Clerk’s Department will provide administrative and clerical resources;
- (f) Start and finish date – three (3) months. A recommendation to be made to Council by not later than November 30, 2011. The Committee’s term will end on November 30, 2011.

“CARRIED”

Res. #2011-602: Moved by Councillor Mendicino, seconded by Councillor Bain
WHEREAS there are still significant unanswered questions regarding the process in which the contract from Metrolinx was awarded to CAD;

AND WHEREAS the Auditor General has advised the City of North Bay that the *Auditor General Act*, Section 17 does permit the Auditor General to undertake special assignments BUT ONLY if they are formally requested by the Assembly, the Standing Committee on Public Accounts, or by a Minister of the Crown;

AND WHEREAS under the Ontario Ministry of Finance’s Supply Chain Code of Ethics it states, “contracting and purchasing activities must be fair, transparent and conducted with a view to obtaining the best value for public money”;

BE IT THEREFORE RESOLVED THAT the City of North Bay request that our MPP, the Hon. Minister Monique Smith request the Auditor General to review the awarding of the contract to CAD to determine if the Province followed its own procurement policies;

AND FURTHER THAT a copy of this resolution be sent to all affected Northern Ontario communities; Association of Municipalities of Ontario; the Federation of Northern Ontario Municipalities; Premier Dalton McGuinty; all Ministers of the Provincial Government; Leaders of the Opposition Parties; Metrolinx; the City of Toronto and the District Municipalities.

“CARRIED”

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

Yeas: Councillors Mendicino, Vrebosch-Merry, Bain, Chirico, Koziol, Lawlor, Anthony, Vaillancourt, Marosis, Mayne, Mayor McDonald

Nays : Nil

Res. #2011-603: Moved by Councillor Vaillancourt, seconded by Councillor Marosis
That this Regular Meeting of Council do now adjourn at 8:15 p.m.

“CARRIED”

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD