

**MINUTES OF THE REGULAR MEETING  
OF CITY COUNCIL  
HELD MONDAY, JULY 18, 2011**

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

**PUBLIC PRESENTATION:**

William Parfitt	re Memorial Park - Four Mile Lake Road
Sue Owen	re 5 <sup>th</sup> Avenue flooding
Connie Alvino	re 5 <sup>th</sup> /6 <sup>th</sup> Avenue flooding

**CORRESPONDENCE:**

Nil

**REPORTS FROM OFFICERS:**

Carello, P.	re General Review & Update of Zoning By-Law No. 28-80	(532)
Conrad, C.M.	re Confirmatory By-Law	(530)
Hillier, B.	re Draft Source Protection Policy - Pre Consultation	(534)
Kitlar, S.	re Temporary public pedestrian crossing and service vehicle road access	(531)
Love, G.	re Open Air Burning By-Law No. 2011-130	(533)
McArthur, S.	re Condominium Final Approval - Saturnia Real Estate Holdings Inc. - Premier Road	(537)
McArthur, S.	re Lane closure in a block bounded by Beattie Street, Browning Street, Maplewood Avenue and Elmwood Avenue	(538)
Mimee, R.	re Transit Capital Budget allocation	(529)
Tomek, A.	re New Provincial Program for Household Hazardous Waste	(535)
Tomek, A.	re Container sorting line at the Recycling Centre and funding from the Continuous Improvement Fund	(536)

**Res. #2011-527:** Moved by Councillor Vaillancourt, seconded by Councillor Bain  
That minutes for the public meetings held on:

- Wednesday, June 29, 2011; and
- Monday, July 4, 2011

be adopted as presented.

"CARRIED"

**Res. #2011-528:** Moved by Councillor Vaillancourt, seconded by Councillor Maroosis  
That minutes for the closed meetings held on:

- Monday, July 4, 2011

be adopted as presented.

"CARRIED"

**Res. #2011-529:** Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the 2011 Transit Coach Replacement Program, being Community Services Capital Budget Line No. 100, Project No. 6033TR, at a net debenture cost of \$693,000.00.

"CARRIED"

Res. #2011-530: Moved by Councillor Chirico, seconded by Councillor Koziol  
That Council authorize the City Clerk to bring forward a Confirmatory By-Law at each Council Meeting to confirm the proceedings of the previous meeting.

“CARRIED”

Res. #2011-531: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That 1) the Mayor and City Clerk be authorized to sign the agreement with Ottawa Valley Railway operated by RailLink Canada Ltd. in order to facilitate access to the waterfront site for the Summer in the Park concerts for the period of July 29, 2011 to August 1, 2011 as described in Report to Council CSBU 2011-70; and

- 2) the Execution By-Law be presented to Council for three (3) readings on July 18, 2011.

“CARRIED”

Res. #2011-532: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That Report to Council CSBU 2011-66 relating to the General Review and Update of City of North Bay Zoning By-Law No. 28-80 be received and referred to the Community Services Committee for a Statutory Public Meeting under the *Planning Act*.

“CARRIED”

Res. #2011-533: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That Council approve the changes outlined in Report to Council No. CSBU 2011-72, including the inclusion of RRE Zones in the “Rural Zone”, to amend By-Law No. 2011-130 being a by-law to Regulate Open Air Burning in the City of North Bay.

“CARRIED”

Res. #2011-534: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That 1) the draft Source Protection Policy “Recognize Building Code Sewage System Maintenance Inspections” be supported by Council; and

- 2) Report to Council CSBU 2011-71 be forwarded to the Source Protection Authority and participating municipalities for information purposes.

“CARRIED”

Res. #2011-535: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne  
That the City of North Bay enter into a one (1) year renewable contract with Stewardship Ontario under the New Municipal Hazardous Waste or Special Waste (MSW) Service Agreement subject to review by the City’s Legal Department and pending final negotiation of hourly rates by staff.

“CARRIED”

Res. #2011-536: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne  
That the City of North Bay enter into an agreement with Waste Diversion Ontario, accepting the conditions set forth in the agreement subject to review by the City’s Legal Department.

“CARRIED”

- Res. #2011-537: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That
- 1) the Mayor and City Clerk be authorized to sign the Saturnia Condominium Agreement by Saturnia Real Estate Holdings Inc. for the approval of a sixteen (16) unit condominium on Premier Road in the City of North Bay - City File No. 48CDM-09104; and
  - 2) the Mayor, City Clerk and Manager of Planning Services be authorized to sign the Final Plan of Condominium subject to receipt of all requested land transfers, easements and condominium agreement requirements.

“CARRIED”

- Res. #2011-538: Moved by Councillor Chirico, seconded by Councillor Koziol  
That
- 1) the application by Miller & Urso Surveying Inc. on behalf of Ron Fortier & Guy Blanchard to close a portion of the laneway in a block bounded by Beattie Street, Browning Street, Maplewood Avenue and Elmwood Avenue, legally described as Plan No. 94, abutting Lots 44 to 66, and as shown on Schedule “A” attached to Report to Council CSBU 2011-56, be approved;
  - 2) the closure of the laneway be subject to the granting of any required easements; and
  - 3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

“CARRIED”

- Res. #2011-539: Moved by Councillor Chirico, seconded by Councillor Koziol  
That the following by-laws be read a first and second time:
- By-Law No. 2011-167 to repeal By-Law No. 2011-94 being a by-law to authorize the Trout Lake Road Reconstruction Program.
- By-Law No. 2011-168 to authorize the John Street Chippewa Creek Rehabilitation Project.
- By-Law No. 2011-169 to amend By-Law No. 2011-83 being a by-law to authorize the reconstruction of Main Street (Sherbrooke Street to the overpass).

Councillor Maroosis declared a conflict of interest on By-Law No. 2011-169 as his son-in-law is employed by the contractor, Bruman Construction Inc.

“CARRIED”

- Res. #2011-540: Moved by Councillor Chirico, seconded by Councillor Koziol  
That the following by-laws be read a third time and passed:
- By-Law No. 2011-167 to repeal By-Law No. 2011-94 being a by-law to authorize the Trout Lake Road Reconstruction Program.
- By-Law No. 2011-168 to authorize the John Street Chippewa Creek Rehabilitation Project.
- By-Law No. 2011-169 to amend By-Law No. 2011-83 being a by-law to authorize the reconstruction of Main Street (Sherbrooke Street to the overpass).

Councillor Maroosis declared a conflict of interest on By-Law No. 2011-169 as his son-in-law is employed by the contractor, Bruman Construction Inc.

“CARRIED”

Res. #2011-541: Moved by Councillor Chirico, seconded by Councillor Koziol  
That the following by-laws be read a third time and passed:

By-Law No. 2011-150 to stop up, close and convey a portion of the laneway in a block bounded by Lakeshore Drive, MacDonald Avenue, Lee Avenue and Charles Street.

By-Law No. 2011-152 to stop up, close and convey a portion of the Water Street road allowance.

“CARRIED”

Res. #2011-542: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That the following by-law be read a first and second time:

By-Law No. 2011-171 to execute an Agreement with Ottawa Valley Railway, operated by RailLink Canada Ltd. relating to temporary public pedestrian crossing and service vehicle road access.

“CARRIED”

Res. #2011-543: Moved by Councillor Lawlor, seconded by Councillor Mendicino  
That the following by-law be read a third time and passed:

By-Law No. 2011-171 to execute an Agreement with Ottawa Valley Railway, operated by RailLink Canada Ltd. relating to temporary public pedestrian crossing and service vehicle road access.

“CARRIED”

Res. #2011-544: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne  
That the following by-law be read a first and second time:

By-Law No. 2011-170 to formally recognize that part of the McKeown Avenue road allowance to which the City does not have paper title.

“CARRIED”

Res. #2011-545: Moved by Councillor Vrebosch-Merry, seconded by Councillor Mayne  
That the following by-law be read a third time and passed:

By-Law No. 2011-170 to formally recognize that part of the McKeown Avenue road allowance to which the City does not have paper title.

“CARRIED”

Res. #2011-546: Moved by Councillor Anthony, seconded by Councillor Maroosis  
WHEREAS the firm recently announced as a first choice by Metrolinx to refurbish GO Train units has been announced as being "sold";

AND WHEREAS CAD RAILWAYS' status as a company in transition adds further uncertainty to the viability of switching the GO Train refurbishment contract from Ontario-based ONTC to the Quebec-based firm;

BE IT THEREFORE RESOLVED THAT the Premier of Ontario again be urged to reverse this decision;

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; Hon. Michael Gravelle, Minister of Northern Development, Mines and Forestry; Hon. Monique Smith, MPP Nipissing; Hon. Kathleen Wynn, Minister of Transportation; Leaders of the Opposition; the Leaders of all other Provincial parties; Metrolinx; the City of Toronto and the District Municipalities.

“CARRIED”

Res. #2011-547: Moved by Councillor Mendicino, seconded by Councillor Bain  
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 Council of The Corporation of the City of North Bay direct the Mayor to write a letter to the Provincial Auditor General requesting that the contract between Metrolinx and CAD be reviewed to determine if the Province followed its own procurement policies.

Record of Vote (*Upon Request of Councillor Bain*).

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

“CARRIED”

Res. #2011-548: Moved by Councillor Vaillancourt, seconded by Councillor Bain  
That this Regular Meeting of Council do now adjourn at 8:12 p.m.

“CARRIED”

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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD

