

**MINUTES OF THE REGULAR MEETING  
OF CITY COUNCIL  
HELD MONDAY, JUNE 17<sup>TH</sup>, 2002**

**PRESENT:** Mayor Burrows, Councillors Bennett, Kidd, Chirico, Campbell, Aspin, Anthony, Church, Boldt, Maroosis, Handley

**CORRESPONDENCE:**

Etches, J.C.	re Exclusive trapping rights	(352)
Lechlitner, John	re Extension to Liquor License (348)	
Sullivan, Jack	re Algonquin Avenue traffic and transportation review	(350)

**REPORTS FROM OFFICERS:**

Burke, M.B.	re Exclusive trapping rights (J.C. Etches)	(352)
Celentano, J.J.	re Number of elected member of Council	(357)
Elliott, G.	re Algonquin Avenue traffic and transportation review	(350)
Manning, J.	re Tender 2002-23, Asphaltic concrete pavement	(356)
Manning, J.	re Tender 2002-40, Sale of property - Carlo Cres.	(361)
McCullough, E.A.	re Renewal of Fire Protection Agreement with Nipissing Band No. 10	(355)
Ringler, T.G.	re Parking, Court House area	(354)
Scully, L.	re Set Fine, Short Form Wording - Building Code Act/Property Standards	(351)
Watters, B.	re Valleyside Village Subdivision - Bain Drive	(349)
Watters, B.	re Hillview Park Subdivision - Stage III, Phase III and Phase IV - Dellandrea Drive	(353)

**Res. #2002-334:** Moved by Councillor Campbell, seconded by Councillor Kidd  
That minutes for the meetings held:

- Monday, May 6, 2002;
- Tuesday, May 21, 2002; and
- Monday, June 10, 2002

be adopted as presented.

“CARRIED”

**Res. #2002-335:** Moved by Councillor Church, seconded by Councillor Anthony  
That Community Services Committee Report No. 2002- 11 be adopted as presented.

“CARRIED”

**COMMUNITY SERVICES COMMITTEE REPORT NO. 2002-11**

June 17, 2002

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2002-11 and recommends:

1. That
  - a) the Official Plan of the North Bay Planning Area be amended by changing the designation of the lands upon which Jack Garland Airport is situated from "Rural" to "General Industry" and by adding new policies (Section 2.6.11 - Industrial Air Park Policies) to Section 2.6 - Industrial Uses as contained in Appendix 1 to the staff report dated April 16, 2002;
  - b) Zoning By-Law No. 28-80 be amended by rezoning the lands upon which Jack Garland Airport is situated from "Institutional (N)" to "Industrial Air Park (MAP)" and by adding new regulations (Section 7.10 - Industrial Air Park (MAP) Zone) to Section 7.0 - Industrial Zones, as contained in Appendix 1 to the staff report dated April 16, 2002;
  - c) the property be placed under site plan control by adding the "Industrial Air Park (MAP)" zone to the list of zones subject to site plan control in Section 3.38 of Zoning By-Law No. 28-80;
  - d) Schedules "A", "A2" and "C1" to the Official Plan be amended to reflect that Jack Garland Airport is located within the Urban Area Boundary of the City;
  - e) Schedules "B", "C2" and "E1" to the Official Plan be amended to reflect that Jack Garland Airport is located within the Urban Service Boundary of the City as per By-Law No. 18-87; and
  - f) Schedule "J" to the Official Plan be amended to reflect that Jack Garland Airport is located within a Stage Two Area of the Staging Plan for the City.

All of which is respectfully submitted.

ASSENTS  
CHURCH  
ANTHONY  
BOLDT

DISSENTS

Res. #2002-336: Moved by Councillor Handley, seconded by Councillor Marosis  
That Engineering & Works Committee Report No. 2002-06 be adopted as presented.

"CARRIED AS AMENDED"

Res. #2002-336a: Moved by Councillor Handley, seconded by Councillor Marosis  
That Engineering & Works Committee Report No. 2002-06 be amended to add:

Council approves a set fine of \$25.00 as set out in the memorandum from the City Solicitor dated June 7, 2002, namely:

- i) irrigate contrary to by-law [Section 2(1)];
- ii) cause or permit irrigation contrary to by-law [Section 2(2)];
- iii) wash paved lands contrary to by-law [Section 3(1)]; and
- iv) cause or permit washing paved lands contrary to by-law [Section 3(2)].

"CARRIED"

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

Your Worship and Councillors:

- 3 -

June 17, 2002

The Engineering & Works Committee presents Report No. 2002-06 and recommends:

1. That By-Law No. 2002-52 being a by-law to regulate the use of water in the City of North Bay be presented to Council for first, second and third readings.

All of which is respectfully submitted.

ASSENTS  
HANDLEY  
MAROOSIS  
CAMPBELL

DISSENTS

Res. #2002-337: Moved by Councillor Handley, seconded by Councillor Maroosis  
That Engineering & Works Committee Report No. 2002-07 be adopted as presented.

“CARRIED”

**ENGINEERING & WORKS COMMITTEE REPORT NO. 2002-07**

June 17, 2002

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2002-07 and recommends:

1. That By-Law No. 2001-131 being a by-law to establish area-specific development charges re the Jessup’s Creek Stormwater Management Plan for The Corporation of the City of North Bay be presented to Council for first, second and third readings.

All of which is respectfully submitted.

ASSENTS  
HANDLEY  
MAROOSIS  
CAMPBELL

DISSENTS

Res. #2002-338: Moved by Councillor Handley, seconded by Councillor Maroosis  
That Engineering & Works Committee Report No. 2002-08 be adopted as presented.

“CARRIED”

**ENGINEERING & WORKS COMMITTEE REPORT NO. 2002-08**

June 17, 2002

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2002-08 and recommends:

- 4 -

June 17, 2002

1. That a) the information report PW&S 2002-06 dated 6 June 2002 from the Managing Director, Public Works and Services Division, with respect to the continuous discharging of water from several city watermains be received;  
b) a copy of Report PW&S 2002-06 be sent to Mr. Reg Fournier; and  
b) the Managing Director of Public Works and Services examine the possibility of procuring a blowoff system to handle both summer and winter situations with dead end waterlines.
2. That Council approve a contract be issued for Engineering Consulting Services for the construction of the Lakeshore Drive trunk watermain to KMK Consultants Ltd. of Cobalt, Ontario in the amount of \$33,343.00 (GST extra).

All of which is respectfully submitted.

ASSENTS  
HANDLEY  
MAROOSIS  
CAMPBELL

DISSENTS

Res. #2002-339: Moved by Councillor Boldt, seconded by Councillor Anthony  
That Item No. 2 of Engineering & Works Committee Report No. 2002-08 be removed from the Committee Report and dealt with separately.

“CARRIED”

Res. #2002-340: Moved by Councillor Bennett, seconded by Councillor Kidd  
That the following by-law be read a first time:

By-Law No. 2002-63 to stop up, close and convey a portion of the Kenwood Hills Drive road allowance.

“CARRIED”

Res. #2002-341: Moved by Councillor Bennett, seconded by Councillor Kidd  
That the following by-laws be read a first and second time:

By-Law No. 2002-56 to amend By-Law No. 139-95 being a by-law respecting the issue of licenses.

By-Law No. 2002-62 to amend By-Law No. 2001-71 to authorize changes to user fee schedules for various departments at City Hall (Planning Department).

By-Law No. 2002-65 to execute a Transfer of Easement to Jeanne Lola Tremblay relating to a water service (495-B Lakeshore Drive).

“CARRIED”

Res. #2002-342: Moved by Councillor Bennett, seconded by Councillor Kidd  
That the following by-laws be read a third time and passed:

By-Law No. 2002-56 to amend By-Law No. 139-95 being a by-law respecting the issue of licenses.

By-Law No. 2002-62 to amend By-Law No. 2001-71 to authorize changes to user fee schedules for various departments at City Hall (Planning Department).

By-Law No. 2002-65 to execute a Transfer of Easement to Jeanne Lola Tremblay relating to a water service (495-B Lakeshore Drive).

“CARRIED”

- 5 -

**June 17, 2002**

Res. #2002-343: Moved by Councillor Church, seconded by Councillor Anthony  
That the following by-law be read a first and second time:

By-Law No. 2002-60 to amend Development Charges By-Law No. 1999-156 to discontinue development charge indexing.

“CARRIED”

Res. #2002-344: Moved by Councillor Church, seconded by Councillor Anthony  
That the following by-law be read a third time and passed:

By-Law No. 2002-60 to amend Development Charges By-Law No. 1999-156 to discontinue development charge indexing.

“CARRIED”

Res. #2002-345: Moved by Councillor Handley, seconded by Councillor Maroosis  
That the following by-laws be read a first and second time:

By-Law No. 2002-52 to regulate the use of water within the City of North Bay.

By-Law No. 2002-57 to authorize the expenditure for the purchase and lease of new vehicles and equipment for the Public Works and Services Division.

By-Law No. 2002-58 to authorize the reconstruction of King Street from Ferguson Street to Wyld Street.

By-Law No. 2002-59 to authorize the reconstruction of a watermain and sanitary sewer on King Street from Ferguson Street to Wyld Street.

By-Law No. 2002-61 to authorize replacement of the culverts on Cooks Mills Road, Decaire Road and Widdifield Station Road.

By-Law No. 2002-68 to amend Traffic By-Law No. 131-93, Schedule 10 (stop signs - Cartier Street and Champlain Street) and Schedule 14 (speed limits - Wallace Road and Wickstead Avenue).

“CARRIED”

Res. #2002-346: Moved by Councillor Handley, seconded by Councillor Maroosis  
That the following by-laws be read a third time and passed:

By-Law No. 2002-52 to regulate the use of water within the City of North Bay.

By-Law No. 2002-57 to authorize the expenditure for the purchase and lease of new vehicles and equipment for the Public Works and Services Division.

By-Law No. 2002-58 to authorize the reconstruction of King Street from Ferguson Street to Wyld Street.

By-Law No. 2002-59 to authorize the reconstruction of a watermain and sanitary sewer

on King Street from Ferguson Street to Wyld Street.

By-Law No. 2002-61 to authorize replacement of the culverts on Cooks Mills Road, Decaire Road and Widdifield Station Road.

By-Law No. 2002-68 to amend Traffic By-Law No. 131-93, Schedule 10 (stop signs - Cartier Street and Champlain Street) and Schedule 14 (speed limits - Wallace Road and Wickstead Avenue).

“CARRIED”

- 6 -

**June 17, 2002**

Res. #2002-347: Moved by Councillor Bennett, seconded by Councillor Kidd  
That the memo from B.A. Rogers dated June 5, 2002 re Capital Project Status Report - March 31, 2002 be referred to the General Government Committee.

“CARRIED”

Res. #2002-348: Moved by Councillor Bennett, seconded by Councillor Kidd  
That the City of North Bay offers no objection to the temporary extension of the liquor license for their outdoor patio at Wylders Music Hall from August 2<sup>nd</sup> to August 4<sup>th</sup>, 2002 inclusive provided that the operation continues to comply with all applicable Municipal by-laws, including the Noise By-Law.

“CARRIED”

Res. #2002-349: Moved by Councillor Handley, seconded by Councillor Maroosis  
That the Mayor and City Clerk be authorized to sign the Subdivision Agreement for the creation of sixteen (16) lots on Bain Drive (Valleyside Village Subdivision) by Nordfibre Ltd.

“CARRIED”

Res. #2002-350: Moved by Councillor Handley, seconded by Councillor Maroosis  
That

- 1) a public meeting be convened to review the alternative traffic design plans in the vicinity of the Pro Cathedral on Algonquin Avenue prepared by the City Engineering staff;
- 2) the public input and results of this review be included in the waterfront environmental assessment report the CP Rail Lands to facilitate the completion of the study; and
- 3) a copy of Report No. EES 2002-123 dated June 3, 2002 be forwarded to Mr. Jack Sullivan, Mr. Jacques Caza and Dr. F. Fazzari for information.

“CARRIED”

Res. #2002-351: Moved by Councillor Bennett, seconded by Councillor Kidd  
That Council authorize an application for approval of Set Fine of \$200.00 and Short Form Wording for the offence as set out in the attached document relating to the Property Standards By-Law No. 1999-06.

“CARRIED”

Res. #2002-352: Moved by Councillor Bennett, seconded by Councillor Kidd  
That Council renew the permission for J.C. Etches to have exclusive trapping rights for the area known as the south side of the Lavase River, for a three year period, subject to the receipt of proof of insurance satisfactory to the City Solicitor.

“CARRIED”

Res. #2002-353: Moved by Councillor Church, seconded by Councillor Anthony  
That the Mayor and City Clerk be authorized to sign the Subdivision Agreement for the creation of thirty-nine (39) lots on Dellandrea Drive by Millford Development Ltd.

“CARRIED”

Res. #2002-354: Moved by Councillor Bennett, seconded by Councillor Kidd  
That 1) a temporary paid parking facility be established on the former Uniroc employee parking site for use Monday to Friday from 8:00 a.m. to 6:00 p.m.;

- 7 -

**June 17, 2002**

- 2) Traffic by-Law No. 131-93 be amended by including McIntyre Street West from Foren Street to Plouffe Street in Schedule 21, Zone 1 (parking meter zone 2 hour),
- 3) Traffic By-Law No. 131-93 be amended by including McIntyre Street West from Plouffe Street to Murray Street in Schedule 21, Zone 4 (parker meter zone 8 hour); and
- 4) the residents be notified of the change and a further report be made once the impact is known.

“CARRIED AS AMENDED”

Res. #2002-354a: Moved by Councillor Boldt, seconded by Councillor Church  
That the matter of parking in the Court House area be amended by referring the matter to the General Government Committee.

“CARRIED”

Res. #2002-355: Moved by Councillor Church, seconded by Councillor Anthony  
That the City of North Bay renew the Agreement with Nipissing Band No. 10 for the provision of Fire Protection Services by the North Bay Fire Department and the proposed new agreement include the “new rate” per call for services provided.

“CARRIED”

Res. #2002-356: Moved by Councillor Handley, seconded by Councillor Marosis  
That North Bay City Council approve a contract be awarded to Lafarge Canada Inc. of North Bay in the estimated amount of \$759,546.99 (GST incl.) for the supply and placement of asphaltic concrete pavement on various roads as well as pulverizing, milling and hot in place tack coating along with milling patching and routing various streets and locations.

“CARRIED”

Res. #2002-357: Moved by Councillor Bennett, seconded by Councillor Kidd  
That the memo from J.J. Celentano dated June 13, 2002 re Number of elected members of North Bay City Council be referred to the General Government Committee.

“CARRIED”

Res. #2002-358: Moved by Councillor Boldt, seconded by Councillor Church  
That the presentation made to Council by Joe Legare of Select Auto Sales relating to parking and snowplowing concerns be referred to the Office of the Chief Administrative Officer for a report to Council.

“CARRIED”

Res. #2002-359: Moved by Councillor Boldt, seconded by Councillor Handley  
WHEREAS as Canadians who entered into a North American Free Trade Agreement we understood that this meant there was unencumbered free trade between Canada and the United States;

AND WHEREAS the softwood lumber agreement between Canada and the United states expired on March 31, 2001 and the U.S. Department of Commerce has subsequently implemented anti-dumping and countervailing duties totalling 27.22% on Canadian softwood lumber;

AND WHEREAS the 27.22% tariffs effective on May 23, 2002 will result in an estimated \$3 billion paid directly to lumber barons in the U.S. every year;

- 8 -

June 17, 2002

AND WHEREAS on three separate occasions over the past 20 years, similar U.S. claims that Canadian softwood lumber is subsidized were found to be unsubstantiated;

AND WHEREAS Canada over the past year has sought a durable, long-term solution to the softwood lumber dispute through negotiations with the U.S. and the U.S. has rejected all proposals presented;

AND WHEREAS the forest industry contributes \$34 billion in trade and \$9.5 billion in taxes to Canada annually and 1200 communities depend substantially on this trade and 350 communities rely entirely on the strength of the forest industry for their prosperity;

AND WHEREAS the impacts of these tariffs are also affecting American consumers wanting to build affordable housing and to renovate their homes;

AND WHEREAS the result of this trade dispute could impact the trade of other Canadian commodities such as energy, agricultural products and steel;

THEREFORE BE IT RESOLVED THAT the federal and provincial/territorial governments recognize that the Canadian Forest Industry must have unencumbered access to the U.S. market and therefore governments must pursue all avenues of activity to provide sure access including dialogue and discussions as well as legal avenues through the WTO and NAFTA;

BE IT FURTHER RESOLVED THAT the federal government work closely with, and support, the provinces/territories to ensure that all parties remain united in reaching a long-term solution that recognizes unrestricted free trade and that as Canadians we must stand united to not fall prey to U.S. protectionism; and

BE IT FURTHER RESOLVED THAT this resolution be communicated to our Member of Parliament, provincial/territorial natural resources/forestry Ministers, the Prime Minister, the Minister of International Trade, federal opposition leaders, community media and the Federation of Canadian Municipalities.

“CARRIED”

Res. #2002-360: Moved by Councillor Handley, seconded by Councillor Marosis  
That Council adjourn to an in-camera meeting to discuss a real estate matter.

“CARRIED”

Res. #2002-361: Moved by Councillor Bennett, seconded by Councillor Kidd  
That 1) North Bay City Council approve the sale of 0.27 acres of vacant land described as Block H, including frontage on Carlo Crescent of 79.2 feet to Mr. David Washington for the tendered amount of \$42,600.00;



- 2) the existing path lights be removed upon the closing of the transaction; and
- 3) the proceeds of the sale be applied to the Property Sales Reserve Fund.

“CARRIED”

Res. #2002-362: Moved by Councillor Campbell, seconded by Councillor Kidd  
That this meeting do now adjourn.

“CARRIED”

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MAYOR

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CITY CLERK