

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, AUGUST 22ND, 2005**

PRESENT: Mayor Fedeli, Councillors Chirico, Vaillancourt, Anthony, Bain, Boldt, Mason, Koziol, Maroosis, Mendicino

CORRESPONDENCE:

FDM ₄ International Inc.	re Water Conservation By-Law	(596)
Ricci, Robert, Georgina & Anthony	re Rezoning application - 696 Ann Street	(597)

REPORTS FROM OFFICERS:

Bullock, P.	re MOE Drinking Water Focused Inspection Report	(601)
Burke, M.B.	re Community Waterfront Friends North Bay Inc. and Heritage North Bay Inc.	(598)
Burke, M.B.	re Fisher Street road widening - North Bay-Mattawa Conservation Authority	(607)
Conrad, C.M.	re 2006 Council and Standing Committees Meeting Schedule	(594)
Hall, B.	re Deeming By-Law - 2003547 Ontario Inc., 652 and 680 Fraser Street	(603)
Hall, B.	re Plan of Subdivision - 2029562 Ontario Limited, Ash Grove Subdivision	(604)
Hall, B.	re Final Plan of Subdivision - 2029562 Ontario Limited, Ash Grove Subdivision	(605)
Manning, J.	re Tender 2005-100, Supply of L.E.D. traffic signals	(595)
Manning, J.	re Tender 2005-96, Supply of two ½ ton extended cab pick-up trucks	(606)
McCullough, E.A.	re Fire Department Training & Equipment Reserve Accounts	(608)
Mimee, R.	re Year end financial projection - June 2005	(602)
Simmonds, J.C.	re Water Conservation By-Law	(596)
Simmonds, J.C.	re Water pressure, Airport Hill area	(599)
Simmonds, J.C.	re PERRL Grant and methane collection	(600)
Watters, B.	re Final Plan of Subdivision - 2029562 Ontario Limited, Ash Grove Subdivision	(605)

Res. #2005-590: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council adjourn in-camera to discuss property matters 6, 14, 15 & 16.

"CARRIED"

Res. #2005-591: Moved by Councillor Chirico, seconded by Councillor Anthony
That minutes for the meeting held on:

- Monday, August 8, 2005

be adopted as presented.

"CARRIED"

Res. #2005-592: Moved by Councillor Chirico, seconded by Councillor Anthony
That General Government Committee Report No. 2005-14 relating to:

- the Northern Ontario Medical School Bursary Fund

be adopted as presented.

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2005-14

August 22, 2005

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2005-14 and recommends:

1. That
 - a) the City of North Bay pledge \$52,000.00 to the Northern Ontario Medical School Bursary Fund;
 - b) the Chief Financial Officer be directed to pursue third party funding to honor the pledge; and
 - c) the Chief Financial Officer be authorized to transfer up to \$52,000.00 from the Health Centre Reserve Fund if third party funding cannot be secured for the full pledge by June 30, 2006.

All of which is respectfully submitted.

ASSENTS
CHIRICO
ANTHONY
BAIN
VAILLANCOURT
FEDELI

DISSENTS

Res. #2005-593: Moved by Councillor Mason, seconded by Councillor Boldt
That Engineering & Works Committee Report No. 2005-10 relating to:

- a Multi-Use Recycling Centre

be adopted as presented.

“CARRIED”

ENGINEERING & WORKS COMMITTEE REPORT NO. 2005-10

August 22, 2005

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2005-10 and recommends:

1. That
 - a) the matter of a Multi-Use Recycling Centre be referred to the 2006 Capital Budget process;
 - b) the Waste Resources Liaison Committee be thanked for their presentation.

All of which is respectfully submitted.

ASSENTS
MASON

DISSENTS

Res. #2005-594: Moved by Councillor Chirico, seconded by Councillor Anthony
That City Council adopt the "Council and Standing Committees Meeting
Schedule" attached to Report to Council No. CORP 2005-132, dated
August 10, 2005, for the scheduling of Regular Meetings of Council and its
Standing Committees during 2006.

"CARRIED"

Res. #2005-595: Moved by Councillor Mason, seconded by Councillor Boldt
That North Bay City Council approve a contract be awarded to Fortran
Traffic Systems Limited in the amount of \$67,054.23 (GST extra), for the
supply of L.E.D. traffic signals.

"CARRIED"

Res. #2005-596: Moved by Councillor Mason, seconded by Councillor Boldt
That By-Law No. 2002-52 be modified to allow commercial properties
currently metered to use water for lawn watering between the hours of
midnight at 6:00 a.m. every other day.

"CARRIED"

Res. #2005-597: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the rezoning application by Robert, Georgina and Anthony Ricci, 696
Ann Street be received and referred to the Community Services
Committee and for a Public Meeting.

"CARRIED"

Res. #2005-598: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council acknowledge Report CORP 2005-129 dated August 8, 2005
on the different roles for the Community Waterfront Friends Inc. and
Heritage North Bay Inc.

"CARRIED"

Res. #2005-599: Moved by Councillor Mason, seconded by Councillor Boldt
That staff follow direction as set out in Report EES 2005-051 from J.C.
Simmonds dated August 9, 2005.

"CARRIED"

Res. #2005-600: Moved by Councillor Mason, seconded by Councillor Boldt
That

- 1) Conestoga Rovers and Associates (CRA) be retained at an
upset limit of \$49,500 (plus GST) to design a Merrick Landfill
gas collection and flaring system, to prepare the required
application to amend the Merrick Landfill Certificate of
Approval and to provide tendering assistance as detailed in
their Scope of Work submitted on July 6, 2005;
- 2) costs to design and gain approvals to install a methane
collection system be funded from the Merrick Landfill Reserve
fund;
- 3) the 2006 Capital Works budget include \$1,000,000 to fund the
installation of a methane gas collection and flaring system;
- 4) the Capital Works Program for methane gas utilization be
funded from the Merrick Landfill Reserve fund; and

- 5) the Mayor and City Clerk be authorized to sign the agreement with the Federal Government for the Purchase and Sale of Greenhouse Gas Emissions Reductions, No. K0872-04-4009.

“CARRIED”

Res. #2005-601: Moved by Councillor Mason, seconded by Councillor Boldt
That the MOE *“Drinking Water Inspection Program - 2005/2006 Inspection Report for the North Bay Water Treatment Plant - Inspection #1 - 49JGN”* be received.

“CARRIED”

Res. #2005-602: Moved by Councillor Chirico, seconded by Councillor Anthony
That

- 1) the City of North Bay Year End Financial Projection for the period ending June 30th, 2005 be received; and
- 2) the Chief Financial Officer be authorized to use the return of surplus funds from the North Bay & District Health Unit, amounting to \$352,153, to offset any year end 2005 deficits that may arise during the balance of the year. If any of these funds are not required they are to be transferred to the Tax Rate Stabilization Fund.

“CARRIED”

Res. #2005-603: Moved by Councillor Mendicino, seconded by Councillor Koziol
That Council adopt a Deeming By-Law to deem Lot 525 and Lot 526, Plan 21, not to be lots in a Registered Plan of Subdivision.

“CARRIED”

Res. #2005-604: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the request from Paul Goodridge on behalf of 2029562 Ontario Limited to revise the Draft Approved Plan of Subdivision (File No. 48T-03101) as indicated in Report to Council No. 2005-74 dated August 22, 2005 be approved.

“CARRIED”

Res. #2005-605: Moved by Councillor Mendicino, seconded by Councillor Koziol
That

- 1) the Mayor and City Clerk be authorized to sign Ash Grove Subdivision Agreement for the creation of twelve (12) lots along the west side of Carmichael Drive;
- 2) Council grant Final Approval to the Draft Approved twelve (12) Plan of Subdivision along the west side of Carmichael Drive-City Subdivision File No. 48T-03101; and
- 3) the Mayor and City Clerk be authorized to sign the Final Plan of Subdivision subject to receipt of all Easement and Subdivision Agreement requirements.

“CARRIED”

Res. #2005-606: Moved by Councillor Mason, seconded by Councillor Boldt
That North Bay City Council approve a contract be issued to Stockfish Ford

in the amount of \$51,246.00 (taxes extra), for the supply of two (2) ½ ton extended cab pick-up trucks.

“CARRIED”

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- Res. #2005-607: Moved by Councillor Chirico, seconded by Councillor Anthony
That
- 1) Council authorize the purchase of the 10-foot road widenings for the Fisher Street reconstruction from the North Bay-Mattawa Conservation Authority for the appraised values totaling \$34,000.00 for the 7 properties as set out in the *confidential* Report CORP 2005-131 dated August 9, 2005;
 - 2) Council authorize a transfer of \$34,000.00 from the Completed Capital Works Reserve for the purpose of the Fisher Street road widening acquisitions; and
 - 3) the proceeds be applied to the Royal Bank debt guaranteed by the City.

“CARRIED”

- Res. #2005-608: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the Fire Chief is approved to purchase the items and training from the Fire Department Training and Equipment Reserve account as listed in Report to Council CSBU 2005-79 dated August 16, 2005.

“CARRIED”

- Res. #2005-609: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a first and second time:
- By-Law No. 2005-193 to authorize the Public Works' Water & Sewer Building Capital Project.
- By-Law No. 2005-198 to establish a Sewer Rate Structure and Water Rate Structure for access to the Birch's Road Industrial Park Services.
- By-Law No. 2005-199 to authorize the execution of an Agreement with Her Majesty the Queen relating to Birch's Road Industrial Park.
- By-Law No. 2005-200 to authorize the execution of an Air Rights Agreement with 473954 Ontario Ltd
- By-Law No. 2005-201 to execute an Agreement with Molly Reeder relating to an Encroachment Agreement for 141-143 Main Street West.
- By-Law No. 2005-202 to execute an Agreement with Chicago Restaurants Limited relating to an Encroachment Agreement for 167 Main Street West.

“CARRIED”

Councillor Boldt declared a conflict of interest on By-Law No. 2005-201 as Molly Reeder is a client.

- Res. #2005-610: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:
- By-Law No. 2005-193 to authorize the Public Works' Water & Sewer Building Capital Project.
- By-Law No. 2005-198 to establish a Sewer Rate Structure and Water Rate

Structure for access to the Birch's Road Industrial Park Services.

By-Law No. 2005-199 to authorize the execution of an Agreement with Her Majesty the Queen relating to Birch's Road Industrial Park.

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By-Law No. 2005-200 to authorize the execution of an Air Rights Agreement with 473954 Ontario Ltd

By-Law No. 2005-201 to execute an Agreement with Molly Reeder relating to an Encroachment Agreement for 141-143 Main Street West.

By-Law No. 2005-202 to execute an Agreement with Chicago Restaurants Limited relating to an Encroachment Agreement for 167 Main Street West.

"CARRIED"

Councillor Boldt declared a conflict of interest on By-Law No. 2005-201 as Molly Reeder is a client.

Res. # 2005-611: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-law be read a first and second time:

By-Law No. 2005-197 to stop up and close a portion of the unopened Lindsay Street road allowance.

"CARRIED"

Res. #2005-612: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-laws be read a first and second time:

By-Law No. 2005-194 to authorize the execution of an Agreement with Her Majesty the Queen relating to the Implementation of a Business Retention and Expansion Initiative.

By-Law No. 2005-203 to authorize the execution of an Agreement with 2029562 Ontario Limited relating to the Ash Grove Subdivision - Phase I.

"CARRIED"

Res. #2005-613: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-laws be read a third time and passed:

By-Law No. 2005-194 to authorize the execution of an Agreement with Her Majesty the Queen relating to the Implementation of a Business Retention and Expansion Initiative.

By-Law No. 2005-203 to authorize the execution of an Agreement with 2029562 Ontario Limited relating to the Ash Grove Subdivision - Phase I.

"CARRIED"

Res. #2005-614: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

By-Law No. 2005-178 to rezone certain lands on Lakeshore Drive (Steve Landsberg).

"CARRIED"

Res. #2005-615: Moved by Councillor Anthony, seconded by Councillor Maroosis

WHEREAS the July announcement of base operating funding for long term care homes has been released;

AND WHEREAS the Ontario Association of Non-Profit Homes & Services for Seniors ("OANHSS") is a representative of Cassellholme in North Bay;

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AND WHEREAS OANHSS has analyzed the new funding announcements and find them to still be far less than the \$6,000 per resident annual increase promised to the sector during the last provincial election;

AND WHEREAS Cassellholme is left to make up funding shortfalls by levying their municipal partners, the largest of which is the City of North Bay;

BE IT THEREFORE RESOLVED that the City act on behalf of its taxpayers; and assist its partner Cassellholme in providing the best care for seniors by officially requesting in writing that the Province honour its election pledge and make immediate adjustment to provincial funding for long term care, by increasing the total new dollars per resident to \$6,000 annually.

A copy of this resolution be forwarded to the Cassellholme board, OANHSS, AMO, the MPP for Nipissing, The Minister of Health, and The Premier for the Province of Ontario.

"CARRIED"

Res. #2005-616:

Moved by Councillor Vaillancourt, seconded by Councillor Chirico
WHEREAS the City of North Bay and all of our regional partners have worked toward a common goal of building a new regional hospital;

AND WHEREAS fundraising initiatives have met and surpassed their goals;

AND WHEREAS the government of Ontario has made a commitment to fund their share of the new regional hospital and announced to the community through our M.P.P. Monique Smith on April 14, 2005 that we were successful in our efforts to build a new hospital;

AND WHEREAS on August 11, 2005 the Health Minister George Smitherman admitted in Sarnia, Ontario that "The province won't be able to honour promises to build new hospitals in many Ontario communities due to a lack of funds";

NOW THEREFORE BE IT RESOLVED that the Government of Ontario reconfirm that our regional hospital will in fact be built and to provide the citizens of this region with a start date and detailed timeline for completion of the project.

AND FURTHER be it resolved that a copy of this motion be sent for decisive action to The Premier, The Minister of Health, M.P.P. of Nipissing, The Hospital Board, and all regional partners who have contributed to the regional hospital project.

"CARRIED"

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

Yeas: Councillors Chirico, Koziol, Mason, Vaillancourt, Anthony, Mendicino, Maroosis, Bain, Boldt, Mayor Fedeli

Res. #2005-617:

Moved by Councillor Vaillancourt, seconded by Councillor Boldt

WHEREAS our proximity to Toronto Pearson International Airport makes the North Bay Jack Garland Airport (“NBJGA”) an obvious alternate for Pearson traffic diversions;

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AND WHEREAS the NBJGA is routinely approached by airlines throughout the world to use the aerodrome as an official alternate landing site;

AND WHEREAS our inability to provide 24/7 customs services seriously diminishes our ability to receive diverted aircraft;

AND WHEREAS the Air France accident in Toronto on Tuesday, August 2, 2005 highlighted our need to have customs services 24/7 at the NBJGA;

AND WHEREAS the revenue generated from diverted aircraft can substantially contribute to the future of the NBJGA;

NOW THEREFORE BE IT RESOLVED that we request the Federal Government to implement 24/7 customs services at the NBJGA and that a copy of this motion be forwarded to our MP Anthony Rota requesting his assistance in achieving this objective.

“CARRIED”

- Res. #2005-618: Moved by Councillor Bain, seconded by Councillor Boldt
That
- 1) By-Law No. 2000-146 be amended to include an Annual Consumer Price Index adjustment to the remuneration for the Mayor and Council;
 - 2) the first adjustment be effective January 1, 2006 based on the change in the Consumer Price Index from December 2004 to December 2005; and
 - 3) the by-law include authorization for the Chief Financial Officer to calculate and implement the adjustment effective January 1 each year based on the change in the Consumer Price Index in the previous year.

“CARRIED”

Record of Vote (Upon Request of Councillor Chirico)

Yeas: Councillors Mendicino, Boldt, Bain, Mason, Maroosis, Vaillancourt

Nays: Councillors Chirico, Anthony, Koziol, Mayor Fedeli

- Res. #2005-619: Moved by Councillor Koziol, seconded by Councillor Maroosis
That the Mayor and Council of the City of North Bay welcome the North Bay-Kenya/Tanzania Team from the Canada World Youth Organization.

“CARRIED”

- Res. #2005-620 Moved by Councillor Chirico, seconded by Councillor Anthony
That this meeting do now adjourn.

“CARRIED”

MAYOR VIC FEDELI

DEPUTY CLERK TERRY RINGLER