

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, JULY 25TH, 2005**

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

CORRESPONDENCE:

Ladouceur, Sharon re Temporary road closure - Cartier Street (535)

REPORTS FROM OFFICERS:

Bullock, P. re Multi-Purpose Waste Transfer Station & Recycling Facility (546)

Burke, M.B. re Encroachment Agreement - 167 Main Street West, Chicago Restaurant (537)

Burke, M.B. re Encroachment Agreement - 114 Main Street East, Zenone's (543)

Burke, M.B. re Encroachment Agreement - 194 Main Street West, Wellspring Christian Fellowship Church (544)

Burke, M.B. re ANTA lease at the Regional Tourist Information Centre (547)

Burke, M.B. re Ontario Municipal Board Hearing, CN Right-of-Way lands (549)

Celentano, J.J. re Sale of land - Copeland Street/Algonquin Avenue (550)

Conrad, C.M. re Anti Litter Advisory Committee (536)

Cormier, D. re Temporary prohibited parking and road closures - Heritage Festival (540)

Evans, R. re Business Retention & Expansion Program (542)

Hall, B. re Rezoning application - Stephan and Dominique Gravelle, 559 King Street West (538)

Hall, B. re Rezoning application - 899 O'Brien Street, Tony, Carlo and Vince Valente (539)

Hall, B. re Laneway closure - High Street, McPhail Street, Haviland Avenue and King Street (541)

Korell, A. re Temporary road closure - Cartier Street (535)

Korell, A. re Water & Sewer Building Capital Project (545)

Manning, J. re Tender 2005-84 - Sale of land, 225 Mountainview Road (548)

Res. #2005-531: Moved by Councillor Anthony, seconded by Councillor Bain
That Council adjourn in-camera to discuss property matters 12, 13, 14, 16 and litigation matter 15.

"CARRIED"

Res. #2005-532: Moved by Councillor Mendicino, seconded by Councillor Campbell
That minutes for the meetings held on:

- Monday, July 11, 2005

be adopted as presented.

"CARRIED"

Res. #2005-533: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That Community Services Committee Report No. 2005-28 relating to:

- Rezoning application by 1038634 Ontario Inc., Duke Street West

be adopted as presented.

COMMUNITY SERVICES COMMITTEE REPORT NO. 2005-28

July 25, 2005

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2005-28 and recommends:

1. That the proposed Zoning By-Law Amendment by Rick Miller on behalf of 1038634 Ontario Inc. to rezone Plan 36R-8423, Part of Part 5 from a “Residential Multiple Third Density Special Zone No. 35 (RM3 Sp.35)” to a “Residential Second Density Special Zone (R2 Sp.)” be approved.

All of which is respectfully submitted.

ASSENTS
MENDICINO
MAROOSIS
FEDELI

DISSENTS

Res. #2005-534: Moved by Councillor Mason, seconded by Councillor Boldt
That Engineering & Works Committee Report No. 2005-08 relating to:

- Blue Box Program expansion

be adopted as presented.

“CARRIED”

ENGINEERING & WORKS COMMITTEE REPORT NO. 2005-08

July 25, 2005

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2005-08 and recommends:

1. That the Blue Box Program be expanded to include polycoat cartons and aseptic containers on September 1, 2005.

All of which is respectfully submitted.

ASSENTS
MASON
BOLDT
CAMPBELL
FEDELI

DISSENTS

Res. #2005-535: Moved by Councillor Mason, seconded by Councillor Boldt
That the temporary road closure for an Annual Street Party on Cartier Street from the corner of Ursula Street to Champlain Street, as requested

by Sharon Ladouceur be approved. The time being Saturday, August 13th, 2005 from 3:00 p.m. to 8:00 p.m.

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“CARRIED”
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Res. #2005-536a: Moved by Councillor Mason, seconded by Councillor Boldt
That the Environmental Services Department consult with Lloyd Henning and Wanda Wallace in developing an Anti Litter By-Law.

“CARRIED AS AMENDED”

Res. #2005-536b: Moved by Councillor Mason, seconded by Councillor Boldt
That the resolution relating to the Anti Litter By-Law be amended by adding the following:

“representatives from the Downtown Improvement Area, North Bay-Mattawa Conservation Authority, Communities in Bloom, Waterfront Friends, North Bay-Parry Sound District Health Unit, local shopping centres, Chamber of Commerce and the Parks, Recreation & Leisure Services Department be invited to join in the process and consultation.”

“CARRIED”

Res. #2005-537: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council authorize an Encroachment Agreement for the Old Chicago at 167 Main Street West for the installation of outdoor lighting.

“CARRIED”

Res. #2005-538: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That the recommendation from the Planning Advisory Committee relating to the rezoning application by Stephan and Dominique Gravelle for 559 King Street West be referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2005-539: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That the recommendation from the Planning Advisory Committee relating to the rezoning application by Tony, Carlo and Vince Valente for 899 O'Brien Street be referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2005-540a: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That the previous requests for prohibited parking and road closures for the Heritage Festival Weekend, as approved by Council Resolution No. 2005-380 on the 24th day of May 2005 be amended to include the areas listed in Report to Council CSBU 2005-70 for the period of 4:00 p.m. on Friday, July 29, 2005 until midnight on Monday, August 1, 2005, subject to the installation of appropriate signage.

“CARRIED”

Res. #2005-540b: Moved by Councillor Maroosis, seconded by Councillor Boldt
That the parking prohibition set out in Report to Council CSBU 2005-70 on the designated streets be restricted to one side of the streets only.

“LOST”

Res. #2005-541: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That 1) the application by Hugh C. McLachlan on behalf of Gary

Soucie to close a laneway abutting Lot 29, Part Lots 76, 77 and 78, Plan M-165 be approved;

- 2) the closure of the laneway be subject to the granting of any required easements; and

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- 3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

“CARRIED”

Res. #2005-542: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That 1) Council authorize the City to enter into an agreement with the Ministry of Municipal Affairs and Housing to undertake a Business Retention and Expansion Project; and

- 2) the Mayor and City Clerk be authorized to execute a by-law to authorize the agreement.

“CARRIED”

Res. #2005-543: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council authorize an Encroachment Agreement for Zenone’s at 114 Main Street East for the installation of outdoor lighting.

“CARRIED”

Res. #2005-544: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council authorize an Encroachment Agreement with the Wellspring Christian Fellowship Church at 194 Main Street West for a two foot wide canvass canopy to be at least ten feet from the ground.

“CARRIED”

Councillor Boldt declared a conflict of interest on the above matter as the Wellspring Christian Fellowship Church is a client.

Res. #2005-545: Moved by Councillor Mason, seconded by Councillor Boldt
That 1) the approved Capital Project W5 Works Centre be moved from 2006 to 2005;

- 2) \$1,200,000 from approved Capital Project W9 Septage Receiving and Treatment Station be moved from 2005 to 2006; and
- 3) the City Clerk be authorized to present to City Council the above changes in the form of an amended Capital By-Law.

“CARRIED”

Res. #2005-546: Moved by Councillor Chirico, seconded by Councillor Anthony
That the Chief Administrative Officer not be authorized to negotiate a purchase price for an industrial building for Council’s consideration to be used as a Multimaterial Recycling Facility as outlined in confidential Report to Council EES 2005-018 dated July 12, 2005.

“CARRIED”

Notice of Reconsideration by Councillor Mason.

Res. #2005-547: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council approve the renewal of the ANTA Lease on a month-to-month

basis for the Tourist Information Centre office space at \$825.00 per month.

“CARRIED”

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- Res. #2005-548: Moved by Councillor Chirico, seconded by Councillor Anthony
That
- 1) North Bay City Council accept the negotiated bid from 331265 Ontario Limited (o/a G&P Welding), in the amount of \$320,000.00 (GST extra) for the sale of City owned property described as Parcel 3927 W/F, being Part of Lot 16, Conc. C, being 225 Mountainview Road;
 - 2) the net proceeds of the sale be transferred to the Property Development Reserve Fund for the following purposes:
 - a) up to \$240,000.00 to be dedicated for the parks Department facility replacement including temporary storage costs; and
 - b) up to \$65,000.00 to be dedicated to offset replacement costs for the Sewer and Water Building.

“CARRIED”

- Res. #2005-549: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council authorize the City Solicitor to make a Motion to Dismiss the Appeal concerning the CN Rezoning By-Law at the start of the Ontario Municipal Board Hearing scheduled to begin September 8, 2005.

“CARRIED”

- Res. #2005-550: Moved by Councillor Chirico, seconded by Councillor Anthony
That
- 1) the property known as Part of Lot 204, Plan 13, Part 2, 36R-7040, be declared surplus and offered for sale subject to provisions of the Procedural By-Law; and
 - 2) Planning Services Staff be authorized to commission an appraisal for the subject lands.

“CARRIED”

- Res. #2005-551: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a first and second time:
- By-Law No. 2005-170 to authorize the sale of lands to John Korosec (McKee Drive).
- By-Law No. 2005-172 to authorize the Bridge Rehabilitation Project.
- By-Law No. 2005-173 to authorize the Dry Hydrants Project.
- By-Law No. 2005-174 to authorize the On-Street Pay and Display Project.
- By-Law No. 2005-175 to amend By-Law No. 1974-75.
- By-Law No. 2005-176 to amend By-Law No. 2004-82 to authorize the Municipal Infrastructure for the North Bay Regional Health Centre.
- By-Law No. 2005-179 to authorize the sale of lands to Donald and Janet McLean (6 Summit Drive).

By-Law No. 2005-180 to authorize the sale of lands to Mi-Cor Holdings Ltd. (1534 Cholette Street).

By-Law No. 2005-181 to authorize the sale of lands to Susan Reid and Susan Celentano (777 Jane Street).

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By-Law No. 2005-182 to authorize the sale of lands to Karen Kilpper (791 Jane Street).

By-Law No. 2005-183 to authorize certain capital works; to authorize the submission of an application to the Ontario Strategic Infrastructure Financing Authority (OSIFA) for Financing such capital works; to authorize temporary borrowing from OSIFA to meet expenditures in connection with such works; and to authorize long term borrowing from OSIFA for such works through the issue of debentures.

By-Law No. 2005-184 to authorize the Nipissing Watermain Replacement Program (Jane Street to Main Street).

By-Law No. 2005-185 to authorize the Lakeshore Drive Watermain Replacement Program (Sunset Boulevard).

By-Law No. 2005-186 to authorize the Trestle Removal Project (Cassells Street and Fisher Street).

By-Law No. 2005-187 to authorize the Asphalt Sheeting Program.

By-Law No. 2005-188 to amend Procedural By-Law No. 2003-139.

By-Law No. 2005-189 to execute an agreement with Ottawa Valley Railway, operated by RaiLink Canada Ltd. relating to pedestrian and vehicle access.

“CARRIED”

Res. #2005-552: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2005-170 to authorize the sale of lands to John Korosec (McKee Drive).

By-Law No. 2005-172 to authorize the Bridge Rehabilitation Project.

By-Law No. 2005-173 to authorize the Dry Hydrants Project.

By-Law No. 2005-174 to authorize the On-Street Pay and Display Project.

By-Law No. 2005-175 to amend By-Law No. 1974-75.

By-Law No. 2005-176 to amend By-Law No. 2004-82 to authorize the Municipal Infrastructure for the North Bay Regional Health Centre.

By-Law No. 2005-179 to authorize the sale of lands to Donald and Janet McLean (6 Summit Drive).

By-Law No. 2005-180 to authorize the sale of lands to Mi-Cor Holdings Ltd. (1534 Cholette Street).

By-Law No. 2005-181 to authorize the sale of lands to Susan Reid and Susan Celentano (777 Jane Street).

By-Law No. 2005-182 to authorize the sale of lands to Karen Kilpper (791 Jane Street).

By-Law No. 2005-183 to authorize certain capital works; to authorize the submission of an application to the Ontario Strategic Infrastructure Financing Authority (OSIFA) for Financing such capital works; to authorize temporary borrowing from OSIFA to meet expenditures in

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connection with such works; and to authorize long term borrowing from OSIFA for such works through the issue of debentures.

By-Law No. 2005-184 to authorize the Nipissing Watermain Replacement Program (Jane Street to Main Street).

By-Law No. 2005-185 to authorize the Lakeshore Drive Watermain Replacement Program (Sunset Boulevard).

By-Law No. 2005-186 to authorize the Trestle Removal Project (Cassells Street and Fisher Street).

By-Law No. 2005-187 to authorize the Asphalt Sheeting Program.

By-Law No. 2005-188 to amend Procedural By-Law No. 2003-139.

By-Law No. 2005-189 to execute an agreement with Ottawa Valley Railway, operated by RaiLink Canada Ltd. relating to pedestrian and vehicle access.

“CARRIED”

Res. #2005-553: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That the following by-law be read a first and second time:

By-Law No. 2005-177 to rezone certain lands on Duke Street (1038634 Ontario Inc. - Duke Street West).

“CARRIED”

Res. #2005-554: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That the following by-law be read a first and second time:

By-Law No. 2005-171 to execute an Agreement with Bernard Rochefort Limited relating to unit replacement and ventilation upgrades at Pete Palangio Arena.

“CARRIED”

Res. #2005-555: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That the following by-law be read a third time and passed:

By-Law No. 2005-171 to execute an Agreement with Bernard Rochefort Limited relating to unit replacement and ventilation upgrades at Pete Palangio Arena.

“CARRIED”

Res. #2005-556: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That the following by-law be read a second time:

By-Law No. 2003-177 to rezone certain lands on Eva Street (Daryl Duguay).

“CARRIED”

Res. #2005-557: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That the following by-law be read a third time and passed:

By-Law No. 2003-177 to rezone certain lands on Eva Street (Daryl Duguay).

“CARRIED”

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Res. #2005-558: Moved by Councillor Mendicino, seconded by Councillor Maroosis
That the following by-law be read a third time and passed:

By-Law No. 2005-161 to rezone certain lands on Wallace Road (Consolidated Homes Ltd.).

“CARRIED”

Res. #2005-559: Moved by Councillor Anthony, seconded by Councillor Mendicino
WHEREAS recent media reports have raised the issue of Military Base closures, including that of CFB North Bay;

AND WHEREAS CFB North Bay plays a vital economic role in the City of North Bay, with its members and their families making a significant contribution to the social fabric of the community;

AND WHEREAS the community has a longstanding respect for the military tradition in our City;

NOW BE IT THEREFORE RESOLVED THAT the Minister of National Defence be respectfully requested to clearly outline the operational status and future plans for CFB North Bay;

AND FURTHER THAT a copy of this resolution be forwarded to MP Anthony Rota with a request for his support in maintaining and growing CFB North Bay.

“CARRIED”

Res. #2005-560: Moved by Councillor Boldt, seconded by Councillor Mason
That Engineering Staff be directed to research and report on the possibility of instituting a program identified as Road Watch.

“CARRIED”

Res. #2005-561: Moved by Councillor Chirico, seconded by Councillor Anthony
That the request to establish a pledge for bursary funding of \$52,000 for the Northern Ontario Medical School be referred to the General Government Committee for consideration and proposed funding.

“CARRIED”

Res. #2005-562 Moved by Councillor Mendicino, seconded by Councillor Campbell
That this meeting do now adjourn.

“CARRIED”

MAYOR VIC FEDELI

CITY CLERK CATHERINE CONRAD