

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, JUNE 25TH, 2007**

PRESENT: Mayor Fedeli, Councillors Chirico, Campbell, Mayne, Vaillancourt, Graham, Mendicino, Koziol, Bain, Anthony

CORRESPONDENCE:

Hughes, Jane	re Temporary road closure	(447)
Nipissing Country Music Association	re Northern Ontario Open Country Singing Contest	(448)

REPORTS FROM OFFICERS:

Burke, M.B.	re Sale of former CN Right-of-Way lands Durril-Bell block and Bell-Cormack block	(473)
Burke, M.B.	re McKeown Avenue access closure	(474)
Houston, J.	re Highway Entrance Signs Program	(450)
Houston, J.	re Memorial Gardens Exterior Wall Repair Replacement - Phase 3	(458)
Kilgour, I.G.	re Windswept Development - Gorman Street	(449)
Kilgour, I.G.	re Carmichael Drive Estates	(461)
Kitlar, S.	re Northern Ontario Open Country Singing Contest	(448)
Korell, A.	re Temporary road closure	(447)
Korell, A.	re Windswept Development - Gorman Street	(449)
Korell, A.	re New Development Cost Project	(459)
Manning, J.	re Tender 2007-64, Supply of waterworks, manhole & sewer supplies	(453)
Manning, J.	re RFP 2007-51, Preparation of Corporate Green Plan	(456)
McCullough, E.A.	re Fire Department Vehicle & Equipment Replacement Program	(451)
Mimee, R.	re 2006 Annual Report - Building Permit Fees	(457)
Rochefort, L.	re Universal Water Metering Strategy - RFP	(460)
Rogers, B.A.	re 2006 Financial Statements	(452)

Res. #2007-439: Moved by Councillor Vaillancourt, seconded by Councillor Mendicino
That minutes for the meetings held on:

- Monday, May 28, 2007;
- Monday, June 11, 2007; and
- Monday, June 18, 2007

be adopted as presented.

"CARRIED"

Res. #2007-440: Moved by Councillor Vaillancourt, seconded by Councillor Mendicino
That minutes for the closed meeting on:

- Monday, June 11, 2007

be adopted as presented.

"CARRIED"

Res. #2007-441: Moved by Councillor Chirico, seconded by Councillor Campbell
That General Government Committee Report No. 2007-06 relating to:

- User fees for various City Departments

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2007-06

June 25, 2007

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2007-06 and recommends:

1. That
 - a) the user fees to be charged by various City Departments effective July 1, 2007, as outlined in Report No. CORP 2007-60 be approved; and
 - b) By-Law No. 2007-115 being a by-law to authorize User Fees for City Departments be presented to Council for three (3) readings on June 25, 2007.

All of which is respectfully submitted.

ASSENTS
 CHIRICO
 CAMPBELL
 MAYNE
 VAILLANCOURT
 FEDELI

DISSENTS

Res. #2007-442: Moved by Councillor Chirico, seconded by Councillor Campbell
 That General Government Committee Report No. 2007-07 relating to:

- User fees for North Bay Fire & Emergency Services

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2007-07

June 25, 2007

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2007-07 and recommends:

1. That
 - a) the user fees to be charged by North Bay Fire & Emergency Services effective July 1, 2007, as outlined in Report No. CORP 2007-80 be approved; and
 - b) By-Law No. 2007-116 being a by-law to authorize User Fees for North Bay Fire & Emergency Services be presented to Council for three (3) readings on June 25, 2007.

All of which is respectfully submitted.

ASSENTS
CHIRICO
CAMPBELL
MAYNE
VAILLANCOURT
FEDELI

DISSENTS

Res. #2007-443: Moved by Councillor Anthony, seconded by Councillor Bain
That Community Services Committee Report No. 2007-15 relating to:

- User fees under the *Planning Act*

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2007-15

June 25, 2007

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2007-15 and recommends:

1. That a) the user fees to be charged under the *Planning Act* effective July 1, 2007, as outlined in Report No. CORP 2007-81 be approved; and
b) By-Law No. 2007-117 being a by-law to authorize User Fees under the *Planning Act* be presented to Council for three (3) readings on June 25, 2007.

All of which is respectfully submitted.

ASSENTS
ANTHONY
BAIN
FEDELI

DISSENTS

Res. #2007-444: Moved by Councillor Anthony, seconded by Councillor Bain
That Community Services Committee Report No. 2007-16 relating to:

- Rezoning application by Chamberlain Architect Services Limited, Seymour Street

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2007-16

June 25, 2007

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2007-16 and recommends:

1. That
 - a) the proposed Zoning By-Law Amendment by Chamberlain Architect Services Limited to rezone Part of Concession C, Lot 18 (Seymour Street), from a "Light Industrial Three (M3)" zone to an "Industrial Commercial Special No. 57 (MC Sp.57)" zone be approved;
 - b) the property be placed under Site Plan Control pursuant to Section 41 of the *Planning Act*, R.S.O. 1990, as amended, in order to regulate lighting, signage, ingress and egress, building location, landscaping, traffic impact and storm water management; and
 - c) the by-laws be presented to Council for three (3) readings on the 25th of June, 2007.

All of which is respectfully submitted.

ASSENTS
 ANTHONY
 BAIN
 FEDELI

DISSENTS

Res. #2007-445: Moved by Councillor Anthony, seconded by Councillor Bain
 That Community Services Committee Report No. 2007-17 relating to:

- Rezoning application by Antonio Aquino, Veronica Drive

be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2007-17

June 25, 2007

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2007-17 and recommends:

1. That
 - a) the proposed Zoning By-Law Amendment by Rick Miller on behalf of Antonio Aquino for Plan M-533, Lot 17, Concession D (Lot 28 & Block 89), Parts 1 to 7, Reference Plan 36R-9801 in the former Township of Widdifield (Veronica Drive), be rezoned from a "Residential Holding (RH)" zone to a "Residential Third Density (R3)" zone be approved; and
 - b) the by-law be presented to Council for three (3) readings on the 25th of June, 2007.

All of which is respectfully submitted.

ASSENTS
 ANTHONY
 BAIN
 FEDELI

DISSENTS

Res. #2007-446: Moved by Councillor Anthony, seconded by Councillor Bain
That Community Services Committee Report No. 2007-18 relating to:

- A Corporate Strategy for Housing

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2007-18

June 25, 2007

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2007-18 and recommends:

1. That the Action Strategies as stated in the Community Services Business Unit Report titled *A Corporate Strategy for Housing* be adopted.

All of which is respectfully submitted.

ASSENTS
ANTHONY
BAIN
FEDELI

DISSENTS

Res. #2007-447: Moved by Councillor Koziol, seconded by Councillor Mendicino
That City Council approve the temporary road closure of Cartier Street between Ursula and Champlain Streets on Saturday, July 21, 2007 from 3:00 p.m. to 8:00 p.m., as requested by Jane Hughes in her letter dated June 11, 2007.

“CARRIED”

Res. #2007-448: Moved by Councillor Anthony, seconded by Councillor Bain
That 1) the Nipissing Country Music Association be granted permission to hold the 2007 Northern Ontario Open Country Singing Contest on August 24, 25, & 26, 2007 in Lee Park. pursuant to By-Law No. 142-76 (Noise By-Law)

- 2) the request by the Nipissing Country Music Association regarding exemption from the Noise By-Law, exclusivity over the event and grounds and a temporary closure of the Kate Pace Way through the event area, be approved as per the following:

- a) having approved Recommendation #1, granting permission to hold the public celebration known as the 2007 Northern Ontario Open Country Singing Contest, the event becomes exempt from the noise control provisions contained in By-Law No. 142-76 (Noise By-Law), as amended, pursuant to the operation of Section 6 and Schedule 3 thereof, as defined in Attachment #1;

- b) exclusivity is granted over the City owned lands known as Lee Park, from 6:00 a.m. on Friday, August 24, 2007

to 11:00 p.m. on Sunday, August 26, 2007 in Lee Park, as per Attachment #2 - Event Site;

- c) the Kate Pace Way be closed to public use from 8:00 a.m. on Thursday, August 23, 2007 to 11:00 p.m. on Monday, August 27, 2007, to accommodate the event, as well as, event set up and take down, as per Attachment #3 - Kate Pace Way Closure.

“CARRIED”

- Res. #2007-449: Moved by Councillor Anthony, seconded by Councillor Bain
That 1) Council grant Final Approval to the Draft Approved 6 Unit Vacant Land Condominium on Gorman Street - City File No. 48CDM-05106;
- 2) the Mayor and City Clerk be authorized to sign the Windswept Development Condominium Agreement with 720644 Ontario Inc., for the creation of a 6 Unit Vacant Land Condominium on Gorman Street; and
- 3) the Manager of Planning Services, as prescribed in the *Condominium Act*, be authorized to sign the Final Plan of Condominium, subject to receipt of all security, easements and Condominium Agreement requirements.

“CARRIED”

- Res. #2007-450: Moved by Councillor Anthony, seconded by Councillor Bain
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Highway Entrance Signs Program, being 2007 Capital Budget Project No. 74, at a net debenture cost of \$50,000.00.

“CARRIED”

- Res. #2007-451: Moved by Councillor Anthony, seconded by Councillor Bain
That Council directs the City Clerk to prepare a by-law for approval to fund the Fire Department Vehicle & Equipment Replacement Program in the 2007 Capital Budget Line #84, Project #2784 at a net debenture cost of \$100,000.00.

“CARRIED”

- Res. #2007-452: Moved by Councillor Chirico, seconded by Councillor Campbell
That the 2006 Audited Financial Statements be received and referred to the General Government Committee.

“CARRIED”

- Res. #2007-453: Moved by Councillor Koziol, seconded by Councillor Mendicino
That 1) North Bay City Council approve a contract be awarded to Wamco Waterworks Northern in the amount of \$90,746.58 (taxes extra), to supply waterworks, manhole and sewer supplies (excluding Part D), as tendered, on an as and when requested basis, from the date of contract to June 30, 2008; and
- 2) North Bay City Council approve a contract be awarded to Ontario Water Products in the amount of \$13,560.70 (taxes

extra), for Part D only (valve & services boxes) of the Tender, on an as and when requested basis from the date of contract to June 30, 2008.

“CARRIED”

Res. #2007-454: Moved by Councillor Chirico, seconded by Councillor Campbell
That accounts totaling \$8,758,941.40 for May 2007 be approved.

“CARRIED”

Res. #2007-455: Moved by Councillor Campbell, seconded by Councillor Mayne
That accounts for Royal Bank totaling \$1,519.08 for May 2007 be approved.

“CARRIED”

Councillor Chirico declared a conflict of interest on the above matter as he is employed by the Royal Bank.

Res. #2007-456: Moved by Councillor Koziol, seconded by Councillor Mendicino
That North Bay City Council approve a contract be awarded to Energy Advantage, in the amount of \$53,700.00 (GST extra), for preparation of a Corporate Green Plan to identify and develop Specific Energy Conservation/Efficiency and Greenhouse Gas Reduction Strategies.

“CARRIED”

Res. #2007-457: Moved by Councillor Anthony, seconded by Councillor Bain
That the 2006 required Annual Report on Building Permit Fees be received and filed.

“CARRIED”

Res. #2007-458: Moved by Councillor Anthony, seconded by Councillor Bain
That

- 1) Council approve Phase 3: Exterior Wall Repair for Memorial Gardens at a total estimated budget cost of \$785,000.00, which includes an allowance of \$45,000.00 for financing and \$14,000.00 for professional fees;
- 2) a contract be awarded to Monteith Building Group Ltd. in the amount of \$726,000.00 to repair the remaining exterior walls of Memorial Gardens as outlined in Report CSBU 2007-62; and
- 3) a Capital Expenditure By-Law be prepared to authorize the Memorial Gardens Improvement Program, being 2008 Capital Budget Project No. 66, at a net debenture cost of \$785,000.00.

“CARRIED”

Res. #2007-459: Moved by Councillor Koziol, seconded by Councillor Mendicino
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the City's share of the New Development Cost Projects of the Engineering, Environmental Services & Works Division being 2007 Capital Budget Project Line No. 40, at a net debenture cost of \$100,000.00.

“CARRIED”

Res. #2007-460: Moved by Councillor Chirico, seconded by Councillor Campbell
That staff be directed to develop a Request for Proposal to hire a firm to develop a long-term Universal Metering Strategy and source out all funds and options available for installation and financing.

“CARRIED”

Res. #2007-461: Moved by Councillor Anthony, seconded by Councillor Bain
That 1) the request from Miller & Urso Surveying Inc., on behalf of Grand Sierra Investments Ltd. to revise the Draft Approved Plan of Subdivision (File No. 48T-01101), as indicated on Schedule “A” to Report to Council No. CSBU 2007-64 be approved;

2) the Mayor and City Clerk be authorized to sign the Subdivision Agreement with Grand Sierra Investments Ltd. for the Carmichael Drive Estates Subdivision for the creation of a 7 Lot Subdivision on Carmichael Drive in the City of North Bay, upon receipt of all security and required easements; and

3) Council grant Final Approval to the Draft Approved Plan of Subdivision on Carmichael Drive - City File No. 48T-01101.

“CARRIED”

Res. #2007-462: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a first and second time:

By-Law No. 2007-104 to authorize funds from the 2008 Capital Budget for immediate rehabilitation work for the Lakeshore Drive overpass.

By-Law No. 2007-115 to authorize user fees for City Departments.

By-Law No. 2007-116 to authorize user fees for North Bay Fire & Emergency Services.

By-Law No. 2007-136 to authorize the sale of lands to Jean Paul Tache (921 Copeland Street).

By-Law No. 2007-137 to appoint Municipal By-Law Enforcement Officers.

By-Law No. 2007-140 to authorize the Watermain Replacement Program.

By-Law No. 2007-141 to authorize the 2007 capital allocation to the North Bay-Mattawa Conservation Authority.

By-Law No. 2007-142 to authorize the Hillview Secondary Plan and Stormwater Management Plan.

By-Law No. 2007-143 to authorize the Engineering Design Work for Future Capital Works Projects.

By-Law No. 2007-144 to authorize the Engineering Stormwater Management Study.

By-Law No. 2007-145 to authorize the Sidewalk Replacement Program.

By-Law No. 2007-146 to authorize the Pedestrian Safety Program.

By-Law No. 2007-147 to authorize Engineering Design Work for Future Water and Sanitary Sewer Capital Works.

By-Law No. 2007-148 to authorize the re-allocation of Capital Funds.

By-Law No. 2007-152 to execute an Agreement with Canadian Corps of Commissionaires, Ottawa Division, relating to parking and security services.

By-Law No. 2007-153 to execute an Agreement with D.J. Venasse Construction Limited relating to the HVAC System for the North Bay Council Chambers.

“CARRIED”

Res. #2007-463:

Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a third time and passed:

By-Law No. 2007-104 to authorize funds from the 2008 Capital Budget for immediate rehabilitation work for the Lakeshore Drive overpass.

By-Law No. 2007-115 to authorize user fees for City Departments.

By-Law No. 2007-116 to authorize user fees for North Bay Fire & Emergency Services.

By-Law No. 2007-136 to authorize the sale of lands to Jean Paul Tache (921 Copeland Street).

By-Law No. 2007-137 to appoint Municipal By-Law Enforcement Officers.

By-Law No. 2007-140 to authorize the Watermain Replacement Program.

By-Law No. 2007-141 to authorize the 2007 capital allocation to the North Bay-Mattawa Conservation Authority.

By-Law No. 2007-142 to authorize the Hillview Secondary Plan and Stormwater Management Plan.

By-Law No. 2007-143 to authorize the Engineering Design Work for Future Capital Works Projects.

By-Law No. 2007-144 to authorize the Engineering Stormwater Management Study.

By-Law No. 2007-145 to authorize the Sidewalk Replacement Program.

By-Law No. 2007-146 to authorize the Pedestrian Safety Program.

By-Law No. 2007-147 to authorize Engineering Design Work for Future Water and Sanitary Sewer Capital Works.

By-Law No. 2007-148 to authorize the re-allocation of Capital Funds.

By-Law No. 2007-152 to execute an Agreement with Canadian Corps of Commissionaires, Ottawa Division, relating to parking and security services.

By-Law No. 2007-153 to execute an Agreement with D.J. Venasse Construction Limited relating to the HVAC System for the North Bay Council Chambers.

“CARRIED”

Res. #2007-464: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-law be read a third time and passed:

By-Law No. 2007-123 to stop up, close and convey a portion of the laneway bounded by O'Brien Street, Foster Avenue, Edward Street and Park Avenue.

“CARRIED”

Res. #2007-465: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-law be read a first and second time:

By-Law No. 2007-157 to execute an Agreement of Purchase and Sale with O.R.E. Development Corporation relating to the sale of land on Ferris Drive.

“CARRIED”

Res. #2007-466: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-law be read a third time and passed:

By-Law No. 2007-157 to execute an Agreement of Purchase and Sale with O.R.E. Development Corporation relating to the sale of land on Ferris Drive.

“CARRIED”

Res. #2007-467: Moved by Councillor Anthony, seconded by Councillor Bain
That the following by-laws be read a first and second time:

By-Law No. 2007-117 to authorize user fees under the *Planning Act*.

By-Law No. 2007-138 to amend By-Law No. 2007-07 being a by-law to regulate the administration of Building Permits.

By-Law No. 2007-139 to appoint Municipal Law Enforcement Officers as authorized under the provisions of the *Police Services Act*.

By-Law No. 2007-149 to rezone certain lands on Veronica Drive (Antonio Aquino).

By-Law No. 2007-150 to rezone certain lands on Seymour Street (Chamberlain Architects Services Limited).

By-Law No. 2007-151 to designate a Site Plan Control Area on certain lands on Seymour Street (Chamberlain Architect Services Limited).

By-Law No. 2007-156 to execute a Condominium Agreement with 720644 Ontario Inc. relating to Windswept Development (Gorman Street).

“CARRIED”

Res. #2007-468: Moved by Councillor Anthony, seconded by Councillor Bain
That the following by-laws be read a third time and passed:

By-Law No. 2007-117 to authorize user fees under the *Planning Act*.

By-Law No. 2007-138 to amend By-Law No. 2007-07 being a by-law to regulate the administration of Building Permits.

By-Law No. 2007-139 to appoint Municipal Law Enforcement Officers as authorized under the provisions of the *Police Services Act*.

By-Law No. 2007-149 to rezone certain lands on Veronica Drive (Antonio Aquino).

By-Law No. 2007-150 to rezone certain lands on Seymour Street (Chamberlain Architects Services Limited).

By-Law No. 2007-151 to designate a Site Plan Control Area on certain lands on Seymour Street (Chamberlain Architect Services Limited).

By-Law No. 2007-156 to execute a Condominium Agreement with 720644 Ontario Inc. relating to Windswept Development (Gorman Street).

“CARRIED”

Res. #2007-469: Moved by Councillor Koziol, seconded by Councillor Mendicino
That the following by-laws be read a first and second time:

By-Law No. 2007-154 to execute an Agreement with Battano Construction Ltd. relating to the Sidewalk Replacement Program.

By-Law No. 2007-155 to execute an Agreement with Gap Construction Co. Ltd. relating to the reconstruction of Oak Street (Foran Street to Fraser Street).

“CARRIED”

Res. #2007-470: Moved by Councillor Koziol, seconded by Councillor Mendicino
That the following by-laws be read a third time and passed:

By-Law No. 2007-154 to execute an Agreement with Battano Construction Ltd. relating to the Sidewalk Replacement Program.

By-Law No. 2007-155 to execute an Agreement with Gap Construction Co. Ltd. relating to the reconstruction of Oak Street (Foran Street to Fraser Street).

“CARRIED”

Res. #2007-471: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council adjourn in-camera at 7:50 p.m. to discuss proposed or pending acquisition or disposal of land by the municipality or local board.

“CARRIED”

Res. #2007-472: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council reconvene at 8:10 p.m.

“CARRIED”

Res. #2007-473: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council authorize the sale of:

1. Site 61A - part of Part Lots 265 and 266, Plan 13, being Part of Part 1, Plan 36R-11386 to the abutting owner for the negotiated value plus G.S.T., survey costs and any required easements and to accept a transfer of Part of Lot 267, Plan 13 to the City;
2. Site 61B - part of Part Lot 264, Plan 13, being Part of Part 1, Plan 36R-11386 to the abutting owner for the appraised value plus G.S.T. and survey costs;
3. Site 66A - part of Part Lot 176, Plan 13, being Part of Part 1, Plan 36R-11397 to the abutting owner for the appraised value plus G.S.T. and survey costs;
4. Site 68C - part of Part Lot 172, Plan 13, being Part of Part 3, Plan 36R-11397 to the abutting owner for the appraised value plus G.S.T. and survey costs;
5. Site 68D - part of Part Lots 171-172, Plan 13, being Part of Part 3, Plan 36R-11397 to the abutting owner for the appraised value plus G.S.T. and survey costs;
6. Site 68E - part of Part Lot 171, Plan 13, being Part of Part 3, Plan 36R-11397 to the abutting owner for the appraised value plus G.S.T. and survey costs;
7. Site 69D - part of Part Lots 154 and 155, Plan 13, being Part of Part 3, Plan 36R-11397 to the abutting owner for the appraised value plus G.S.T. and survey costs; and
8. Site 69E - part of Part Lot 154, Plan 13, being Part of Part 3, Plan 36R-11397 to the abutting owner for the appraised value plus G.S.T. and survey costs.

“CARRIED”

Res. #2007-474:

Moved by Councillor Chirico, seconded by Councillor Campbell
That 1) Council approve the Site Plan Control Agreement with Metz Furniture Limited to allow the payment of \$50,000.00 to Metz Furniture Limited as compensation for the closure of its McKeown Avenue access; and
2) Council authorize a Financing By-Law for \$100,000.00 for McKeown Avenue property acquisitions in connection with its intended widening.

“CARRIED”

Res. #2007-475:

Moved by Councillor Mendicino, seconded by Councillor Vaillancourt
That this Meeting do now adjourn.

“CARRIED”

MAYOR VIC FEDELI

CITY CLERK CATHERINE CONRAD