

**Minutes of The Regular Meeting
of City Council
Held Monday, October 15, 2012**

Present:

Mayor McDonald, Councillors Lawlor, Anthony, Bain, Maroosis, Vaillancourt, Mayne, Mendicino, Campbell, Koziol, Vrebosch

Public Presentations:

Peter Handley/Bill Jocko	re North Bay Hall of Fame
Gordan Rennie	re Speed Limits & 4-Way Stops
Bernard Penney	re Ontario Arts Council
Lindsay Furlong	re Capitol Centre Wine Gala
Rev. Elizabeth Frazer	re HOAP/CHAG Program

Reports From Officers:

Kilgour, I.	re Replacing Thomson Park and Chippewa Creek Pedestrian Bridges	(592)
Korell, A.	re Traffic Concerns – Murray Street, Jane Street and Main Street Areas	(586)
McArthur, S.	re Part Lot Control Exemption By-Law - 467 & 475 First Avenue East	(587)
Rocheffort, L.	re 2013 Water and Sanitary Sewer Rates	(593)
Valenti, P.	re Tender 2012-72, Replacement of Lakeshore Drive Bridge over Lavase River	(588)
Valenti, P.	re Tender 2012-76, Ski Club Road Watermain Extension – Johnston Road to ONTC Extension	(589)
Valenti, P.	re Tender 2012-80, Pete Palangio Arena – Dressing Room Dehumidification	(590)
Valenti, P.	re Request for Proposal No. 2012-78, Aircraft Rescue and Fire Fighting Vehicle	(591)

Res. #2012-585: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis That minutes for the public meetings held on:

- Saturday, September 22, 2012;
- Monday, September 24, 2012; and
- Monday, October 1, 2012

be adopted as presented.

"Carried"

Res. #2012-586(a): Moved by Councillor Vrebosch, seconded by Councillor Koziol In accordance with Section 33.6(a) of Procedural By-Law No. 2007-128, Councillor Vrebosch requested that the motion be divided into parts to be ruled on separately.

That the question be divided to deal with paragraph 1 separately from paragraphs 2 and 3 as follows:

1. a) no four-way stop be installed on Murray Street between Main and Jane Streets;

- b) Murray Street be made a "School Safety Zone" during the hours that schools in the area are in session; and
- c) the Murray Street and Main Street intersection be improved to allow a right hand turn onto Main Street

be referred to the Engineering and Works Committee.

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

Yeas: Councillors Koziol, Mayne, Vrebosch, Campbell

Nays: Councillors Bain, Anthony, Lawlor, Maroosis, Vaillancourt, Mendicino, Mayor McDonald

"Lost"

Res. #2012-586(b): Moved by Councillor Vrebosch, seconded by Councillor Koziol
In accordance with Section 33.6(a) of Procedural By-Law No. 2007-128, Councillor Vrebosch requested that the motion be divided into parts to be ruled on separately.

That the question be divided to deal with paragraph 1 separately from paragraphs 2 and 3 as follows:

- 1.
 - a) no four-way stop be installed on Murray Street between Main and Jane Streets;
 - b) Murray Street be made a "School Safety Zone" during the hours that schools in the area are in session; and
 - c) the Murray Street and Main Street intersection be improved to allow a right hand turn onto Main Street.

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

Yeas: Councillors Vrebosch, Koziol

Nays: Councillors Maroosis, Mayne, Mendicino, Bain, Anthony, Vaillancourt, Lawlor, Campbell, Mayor McDonald

"Lost"

Res. #2012-586(c): Moved by Councillor Vaillancourt, seconded by Councillor Anthony

- 1.
 - a) a four-way stop be installed on Copeland and Murray Street between Main and Jane Streets prior to November 15, 2012; and
 - b) Murray Street be made a "School Safety Zone" during the hours that schools in the area are in session.

Councillor Koziol challenged the Chair's decision on a point of order.

Record of Vote

Yeas: Councillors Campbell, Mendicino, Mayne, Bain, Lawlor, Anthony, Maroosis, Vaillancourt, Lawlor

Nays: Councillors Koziol, Vrebosch

Chair's Decision upheld by the Council

Record of Vote on Question:

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

Yeas: Councillors Anthony, Mendicino, Campbell, Bain, Mayne, Maroosis, Vaillancourt, Lawlor, Mayor McDonald

Nays: Councillors Koziol, Vrebosch

"Carried"

Res. #2012-586(d): Moved by Councillor Vrebosch, seconded by Councillor Koziol
That:

2. a) the McIntyre Street and Copeland Street area between Harvey and Bell Streets be targeted as a pilot area for traffic calming;
 - b) traffic calming be the installation of an all-way stop at Harvey, Durrill and Bell Streets on both McIntyre and Copeland Streets; and
 - c) the area be monitored for six (6) months and be the subject of a Supplemental Report to Council regarding its effectiveness and use in other areas of the City.
3. a) the speed limit on all residential streets within the Urban Area of the City of North Bay be 40 km/hr;
 - b) all streets designated collectors and arterial and in the Rural Area be 50 km/hr or as otherwise posted as per Traffic & Parking By-Law No. 2002-001.

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

Yeas: Councillors Anthony, Maroosis, Mayne, Mendicino, Campbell, Vaillancourt, Vrebosch, Lawlor, Bain, Mayor McDonald

Nays: Councillor Koziol

"Carried"

Res. #2012-587: Moved by Councillor Mendicino, seconded by Councillor Mayne
That City Council authorize a Part Lot Control Exemption By-Law to deem Plan 21, Part Lots 393 & 394, known locally as 467 & 475 First Avenue East in the City of North Bay, District of Nipissing, being lots fronting on First Avenue East, as shown as Schedule "A" attached to Report to Council CSBU 2012-71, as not being subject to part lot control pursuant to Section 50(7) of the *Planning Act*.

"Carried"

Res. #2012-588: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That

- 1) City Council approve a capital expenditure by-law, being Project No. 3001RD, Lakeshore Drive Bridge in the amount of \$2,000,000.00, being a 2013 Engineering, Environmental Services & Works Capital Budget Project; and
- 2) Council approve the award of a contract to Lacroix Construction Co. (Sudbury) Ltd. in the amount of \$1,801,105.50 (plus HST), for the replacement of the Lakeshore Drive Bridge over Lavase River.

"Carried"

Res. #2012-589: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That City Council approve the award of a contract to GAP Construction Co. Ltd. in the amount of \$3,978,243.00 (plus HST), for construction of the Ski Club Road Watermain Extension.

"Carried"

Res. #2012-590: Moved by Councillor Mendicino, seconded by Councillor Mayne
That City Council approve the award of a contract to Bernard Rochefort Ltd. in the amount of \$76,800.00 (plus HST), for the Pete Palangio Arena Dressing Room Dehumidification Project.

"Carried"

Res. #2012-591: Moved by Councillor Mendicino, seconded by Councillor Mayne
That 1) City Council approve a capital expenditure by-law, being Project No. 6113FD, Fire Vehicle & Equipment Replacement in the amount of \$110,024.00, being a 2013 Fire Department Capital Budget Project; and
2) Council approve the award of a contract to Rosenbauer Minnesota, LLC. in the amount of \$534,078.00 CDN. (plus HST), for the purchase of one (1) new Airport Rescue and Fire Fighting (ARFF) Vehicle.

"Carried"

Res. #2012-592: Moved Councillor Mendicino, seconded by Councillor Mayne
That the four (4) identified pedestrian bridges, as shown on Map #1, in Thomson Park that cross Chippewa Creek, be replaced by two (2) pedestrian bridges, as shown on Map #2, attached to Report to Council CSBU 2012-72 from Ian Kilgour.

"Carried"

Res. #2012-593: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the 2013 Water and Sanitary Sewer Rates Report to Council CORP 2012-128 dated October 1, 2012 be received and referred to the General Government Committee.

"Carried"

Res. #2012-594: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2012-209 to authorize the sale of lands no longer required for municipal purposes to Micro Holdings Ltd. (Mud Lake Road).

By-Law No. 2012-210 to confirm proceedings of the Meeting of Council on October 1, 2012.

By-Law No. 2012-212, being a by-law to amend By-Law No. 1962-2066, to authorize participation in the Ontario Municipal Employees Retirement System.

"Carried"

Res. #2012-595: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2012-209 to authorize the sale of lands no longer required for municipal purposes to Micro Holdings Ltd. (Mud Lake Road).

By-Law No. 2012-210 to confirm proceedings of the Meeting of Council on October 1, 2012.

By-Law No. 2012-212, being a by-law to amend By-Law No. 1962-2066, to authorize participation in the Ontario Municipal Employees Retirement System.

"Carried"

Res. #2012-596: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-law be read a first and second time:

By-Law No. 2012- 211 to authorize the execution of a Condominium Agreement between The Corporation of the City of North Bay and Inken Roller (260 Parsons Avenue).

"Carried"

Res. #2012-597: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-law be read a third time and passed:

By-Law No. 2012- 211 to authorize the execution of a Condominium Agreement between The Corporation of the City of North Bay and Inken Roller (260 Parsons Avenue).

"Carried"

Res. #2012-598: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That the following by-laws be read a first and second time:

By-Law No. 2012-213 to authorize the execution of an Agreement with Trudel Construction for structural repairs to the Primary Clarifier Channels at the Wastewater Treatment Plant.

By-Law No. 2012-214 to authorize the execution of an Agreement with Ontario Electrical Company Limited relating to the Emergency Electrical Work at the Wastewater Treatment Plant.

"Carried"

Res. #2012-599: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That the following by-laws be read a third time and passed:

By-Law No. 2012-213 to authorize the execution of an Agreement with Trudel Construction for structural repairs to the Primary Clarifier Channels at the Wastewater Treatment Plant.

By-Law No. 2012-214 to authorize the execution of an Agreement with Ontario Electrical Company Limited relating to the Emergency Electrical Work at the Wastewater Treatment Plant.

"Carried"

Res. #2012-600: Moved by Councillor Bain, seconded by Councillor Mendicino
WHEREAS the Government of Ontario has announced plans to divest itself from Ontario Northland Transportation Commission (the "ONTC");

AND WHEREAS this decision has already resulted in the cancellation of the 102 year old Ontario Northlander train service and plans to sell off Ontario Northland's bus routes will privatize the only intercity public transit serving many northern communities;

AND WHEREAS our resource sector relies on freight rail and changes in that service would seriously impact our economy and our existing highway network does not have the capacity to replace freight rail if cancelled or made economically unviable;

THEREFORE BE IT RESOLVED the City of North Bay ask the Premier of the Province of Ontario, the Honourable Dalton McGuinty to immediately suspend plans to divest from ONTC and consult with local municipalities, stakeholders and regional economic development organizations regarding the long-term plans for improving the effectiveness of ONTC as a government asset

FURTHER BE IT RESOLVED that a copy of this resolution be forwarded to the Honourable Rick Bartolucci, Ministry of Northern Development and Mines; the leaders of the Ontario Opposition, the Northern Heritage Party; Victor Fedeli MPP; AMO; FONOM and Dave Gene.

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

Yeas: Councillors Bain, Vrebosch, Mendicino, Maroosis, Koziol, Lawlor, Mayne, Vaillancourt, Anthony, Campbell, Mayor McDonald

Nays: Nil

"Carried"

Res. #2012-601: Moved by Councillor Mendicino, seconded by Councillor Mayne That Council adjourn in-camera pursuant to section 239.(2) of the *Municipal Act, 2001*, as amended, at 10:02 p.m. for the following reason: Item 9, being a matter that is subject to solicitor-client privilege, including communications necessary for that purpose.

"Carried"

Res. #2012-602: Moved by Councillor Mendicino, seconded by Councillor Mayne That Council reconvene at 10:14 p.m.

"Carried"

Res. #2012-603: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis That this Regular Meeting of Council do now adjourn at 10:14 p.m.

"Carried"

Mayor Allan McDonald

Deputy City Clerk Karen McIsaac