

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, JANUARY 31ST, 2005**

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

CORRESPONDENCE:

REPORTS FROM OFFICERS:

Burke, M.B.	re Lane closure - Jane Street, Bourke Street and Durrill Street	(48)
Burke, M.B.	re Fisher Street road allowance acquisitions - North Bay-Mattawa Conservation Authority	(63)
Burke, M.B.	re Tender 2004-131, Sale of vacant city owned land - 1299 Copeland Street	(64)
Manning, J.	re RFP 2005-05, Design and supply of an Industrial Promotional Brochure and a North Bay Main Marketing Book	(44)
Manning, J.	re RFP 2004-195, Audit services	(47)
Korell, A.	re Salt Management Plant	(43)
Rogers, B.A.	re Water and Sanitary Sewer Rates	(45)
Simmonds, J.C.	re Methane utilization at the Merrick Landfill	(46)

Res. #2005-41: Moved by Councillor Chirico, seconded by Councillor Mendicino
That minutes for the meetings held:

- Monday, January 17, 2005;
- Thursday, January 20, 2005; and
- Monday, January 24, 2005

be adopted as presented.

"CARRIED"

Res. #2005-42: Moved by Councillor Mendicino, seconded by Councillor Koziol
That Community Services Committee Report No. 2005-01 relating to:

- rezoning application by Nipissing Entertainment Inc., Ferris Drive and Birch's Road

be adopted as presented.

"CARRIED"

Councillor Mason declared a conflict of interest on the above matter as he has an indirect pecuniary interest.

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

Yeas: Councillors Boldt, Anthony, Mendicino, Bain, Koziol, Vaillancourt

Nays: Councillors Campbell, Maroosis, Chirico, Mayor Fedeli

COMMUNITY SERVICES COMMITTEE REPORT NO. 2005-01

January 31, 2005

TO THE COUNCIL

Your Worship and Councillors:

The Community Services Committee presents Report No. 2005-01 and recommends:

1. That a) at the Public Meeting for the Rezoning application from Nipissing Entertainment Inc. for a horse racing track called Nipissing Raceway (Don Fudge & Associates) for the lands located at Birch's Road, more specifically Parcel 3885 W&F in the City of North Bay, District of Nipissing, City Council considered:
 - i) the proponents' arguments for the raceway/slots proposal;
 - ii) those comments and input presented to Council by those in attendance in support of the raceway/slot proposal;
 - iii) those comments and input presented to Council by those in attendance in opposition to the raceway/slot proposal;
 - iv) literature presented to Council prior to the meeting and literature presented at the meeting; and
 - v) the Province of Ontario's extension to the moratorium on gambling expansion announced on January 20, 2005;
- b) the proposed Zoning By-Law amendment by Fudge & Associates on behalf of Nipissing Entertainment Inc. to rezone Concession 14, Part Lot 3886 W/F from an "Industrial Holding (MH)" zone to an "Industrial Commercial Special Zone (MC Sp.)" be approved; and
- c) the owner(s) enter into a Site Plan Control Agreement with the City of North Bay in order to regulate stormwater management, sedimentation and erosion control, traffic impact, lot grading, lighting, garbage location, building location and parking.

All of which is respectfully submitted.

ASSENTS
MENDICINO
KOZIOL

DISSENTS
MAROOSIS
FEDELI

Res. #2005-43: Moved by Councillor Mason, seconded by Councillor Boldt
That the report from Alan Korell dated January 14, 2005 re Salt Management Plan be referred to the Engineering & Works Committee.

"CARRIED"

Res. #2005-44: Moved by Councillor Chirico, seconded by Councillor Anthony
That North Bay City Council approve a contract be issued to Benjamin James Communications Inc., to an upset amount of \$62,000.00 (taxes inc.) for the design and supply of an Industrial Promotional Brochure and a North Bay Main Marketing Book to assist in the marketing of North Bay.

"CARRIED"

Res. #2005-45: Moved by Councillor Chirico, seconded by Councillor Anthony
That 1) in accordance with the direction contained in the *Sustainable Water and Sewage Systems Act*, 2002, the current policy of recovering all water and sanitary system operating, capital and financing costs from user rates be

maintained;

- 3 -

January 31, 2005

- 2) the Water Rates By-Law 2004-33 be amended by increasing all water rates by 10% effective March 1, 2005;
- 3) the sanitary sewer charge remain at 106% of water charges;
- 4) the Water Filtration Capital Surcharge authorized in clause 3.e) of By-Law 2004-33 be amended by decreasing the charge being calculated, based on the gross water component of water accounts, from 18.2% to 13.0%; and
- 5) the resultant increase in a typical residential flat rate water bill would be about \$3.11 per month or 7.4%.

“CARRIED”

Res. #2005-46:

Moved by Councillor Mason, seconded by Councillor Boldt

- That
- 1) an application be submitted to sell Merrick Landfill Methane Gas credits to the Federal Government for the years 2005, 2006 and 2007 under the Federal PERRL auction which closes on February 3, 2005;
 - 2) the proposals be conditional on final approval by City Council after the bid is accepted by the Federal Government; and
 - 3) the City submit an application to the Province (NOHFC) for matching funding.

“CARRIED”

Res. #2005-47:

Moved by Councillor Chirico, seconded by Councillor Anthony

- That
- 1) North Bay City Council approve that the City enter into an Agreement with BDO Dunwoody LLP in the amount of \$215,500.00 (GST extra) to provide audit services;
 - 2) the period of contract shall be the years 2004 to 2006, inclusive, with the provision of two options of one year each, if mutually agreeable to both parties, for the following agencies:
 - The City of North Bay
 - Board of Management for the Downtown Improvement Area
 - North Bay Public Library Board; and
 - 3) the period of contract shall be for the years 2005 to 2006, inclusive, with the provision of two options of one year each, if mutually agreeable to both parties, for the following agencies:
 - East Nipissing District Home for the Aged
 - North Bay and District Health Unit
 - District of Nipissing Social Services Administration Board; and
 - Nipissing District Housing Corporation (NDHC)

“CARRIED”

Res. #2005-48:

Moved by Councillor Chirico, seconded by Councillor Anthony

- That
- 1) the application by The Corporation of the City of North Bay to close a laneway described as Parts 4, 5 and 6 on Plan 36R-11818 be approved; and

- 2) the closure and sale of the laneway be subject to the granting of any required easements for utility purposes.

“CARRIED”

Res. #2005-49: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-law be read a first and second time:

By-Law No. 2005-12 to stop up, close and convey a portion of the laneway between Lakeshore Drive and Lee Avenue.

“CARRIED”

Res. #2005-50: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2005-13 to execute an Agreement with Better Business Systems relating to the supply of photocopiers.

By-Law No. 2005-14 to execute an Agreement with the Near North District School Board and the North Bay-Mattawa Conservation Authority relating to exemption of municipal taxes.

“CARRIED”

Res. #2005-51: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2005-13 to execute an Agreement with Better Business Systems relating to the supply of photocopiers.

By-Law No. 2005-14 to execute an Agreement with the Near North District School Board and the North Bay-Mattawa Conservation Authority relating to exemption of municipal taxes.

“CARRIED”

Res. #2005-52: Moved by Councillor Chirico, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

By-Law No. 2005-02 to stop up, close and convey a portion of the Franklin Street road allowance.

“CARRIED”

Res. #2005-53: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-laws be read a first and second time:

By-Law No. 2005-16 to rezone certain lands on Birch’s Road (Nipissing Entertainment Inc.).

By-Law No. 2005-17 to designate a Site Plan Control Area on certain lands on Birch’s Road (Nipissing Entertainment Inc.).

“CARRIED”

Councillor Mason declared a conflict of interest on the above matter as he has an indirect pecuniary interest.

Res. #2005-54: Moved by Councillor Mendicino, seconded by Councillor Koziol

That the following by-law be read a first and second time:

- 5 -

January 31, 2005

By-Law No. 2005-18 to execute an Agreement with Her Majesty the Queen in right of Ontario as represented by the Minister of Natural Resources relating to Municipal Forest Fire Management.

“CARRIED”

Res. #2005-55: Moved by Councillor Mendicino, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

By-Law No. 2005-18 to execute an Agreement with Her Majesty the Queen in right of Ontario as represented by the Minister of Natural Resources relating to Municipal Forest Fire Management.

“CARRIED”

Res. #2005-56: Moved by Councillor Mason, seconded by Councillor Boldt
That the following by-law be read a first and second time:

By-Law No. 2005-15 to execute an Agreement with CH2M Hill relating to a Comprehensive Pollution Prevention Plan.

“CARRIED”

Res. #2005-57: Moved by Councillor Mason, seconded by Councillor Boldt
That the following by-law be read a third time and passed:

By-Law No. 2005-15 to execute an Agreement with CH2M Hill relating to a Comprehensive Pollution Prevention Plan.

“CARRIED”

Res. #2005-58: Moved by Councillor Mendicino, seconded by Councillor Chirico
WHEREAS the section of two-lane highway between Huntsville and Emsdale, forming part of Provincial Highway #11, has been converted into a four-lane divided highway;

AND WHEREAS the section of two-lane highway between North Bay and South River, forming part of Provincial Highway #11, has been converted into a four-lane divided highway;

AND WHEREAS one major premise behind the four-laning of Provincial Highway #11 was to decrease the number of vehicular collisions and increase the overall safety of people traveling on the highway;

AND WHEREAS a second major premise behind the four-laning of Provincial Highway #11 was to promote the economic benefits of Northern Ontario in the form of commercial and residential development;

AND WHEREAS no firm time-line has been set for the completion of the remaining 42 kilometres of Provincial Highway #11 from a two-lane highway to a four-lane divided highway between Emsdale and South River, in order for the safety and economic benefits of this project to be realized;

BE IT RESOLVED THAT the Provincial Government be requested to declare a firm time-line, including a deadline and work order numbers, for the completion of the four-laning of Provincial Highway #11, between Emsdale and South River;

AND THAT the Council of The Corporation of the City of North Bay requests the assistance of MPP for Nipissing, Ms. Monique Smith and MPP for Parry Sound-Muskoka, Mr. Norm Miller, in this endeavour;

- 6 -

January 31, 2005

AND FURTHER THAT a copy of this resolution be forwarded to all municipalities located between Huntsville and North Bay along the Provincial Highway #11 corridor, the Hon. Harinder Takhar, Minister of Transportation of Ontario, the Hon. Greg Sorbara, Minister of Finance, and Premier Dalton McGuinty, for their respective endorsement and support, action and initiative.

“CARRIED”

Res. #2005-59:

Moved by Councillor Mason, seconded by Councillor Maroosis
WHEREAS the Federal-Territorial and Provincial governments have adopted a series of principles, called the QUAD principles, as the basis of an agreement for funding of early learning and child care;

AND WHEREAS, many studies have shown that early learning and child care contributes positively and significantly to a child’s development and readiness to learn;

AND WHEREAS, many studies have demonstrated the economic benefits to both the child and the community of early learning and child care programs;

AND WHEREAS, a recent international study of child care services by the Organization of Economic Cooperation and Development (OECD) has shown that Canada has to improve the funding for its early learning and child care programs;

AND WHEREAS, the Federal government has made a commitment to provide additional funding over the next five years for early learning and child care;

AND WHEREAS, the Provincial government in Ontario is expected to release its promised “Best Start” early learning and child care policy;

AND WHEREAS, the need for additional funding for services for children has been supported by the work of the Fair Share for Peel Task Force;

THEREFORE BE IT RESOLVED THAT The Corporation of the City of North Bay petition the Federal Minister of Social Development and Ontario Minister of Children and Youth Services to:

- increase the funding for child care in an amount sufficient to provide for the needs identified in the municipal Child Care Plans in Ontario,
- end the requirement for municipal cost sharing of early learning and child care programs in Ontario,
- adopt the recommendations of the OECD and develop a national early learning and child care program with funding equivalent to other OECD countries.

AND FURTHER, that the Mayor write to the Prime Minister of Canada, the Premier of Ontario, the Federal Minister of Social Development, and the Ontario Minister of Children and Youth Services, to convey the City of North Bay’s position on the issue of Early Learning and Child Care funding;

AND FURTHER, that all area MP’s and MPP’s be copied on the letter from the Mayor;

AND FURTHER, that a copy of the resolution and the letter from the Mayor be forwarded to the Association of Municipalities of Ontario (AMO), the Ontario Municipal Social Services Association (OMSSA), and the Canadian Council on Social Development (CCSD), the Federation of

- 7 -

January 31, 2005

Canadian Municipalities (FCM) and the Federation of Northern Ontario Municipalities (FONOM).

“CARRIED”

Res. #2005-60: Moved by Councillor Mason, seconded by Councillor Boldt
WHEREAS having seen \$33,000,000 invested in infrastructure in Thunder Bay and Sudbury for the Northern Ontario Medical School initiative;

AND WHEREAS, the initial concept was to be a partnership between Thunder Bay, Sudbury, Timmins, Sault Ste. Marie and North Bay;

AND WHEREAS, the main proponent of the school at that time stated that this was **NOT** to be a “bricks and mortar” facility;

THEREFORE BE IT RESOLVED THAT a letter be sent by the Mayor to Dr. R. Strasser, founding Dean of Northern Ontario Medical School, requesting clarification of the equality of investment with infrastructure and North Bay’s future role in this project.

“CARRIED”

Res. #2005-61: Moved by Councillor Chirico, seconded by Councillor Vaillancourt
That City Council endorse the North Bay Trappers in their bid to host the 2006 Regional “AAA” Midget Hockey, Ontario Championship.

“CARRIED”

Councillor Mason declared a conflict of interest on the above matter as he has an indirect pecuniary interest.

Res. #2005-62: Moved by Councillor Chirico, seconded by Councillor Anthony
That Council adjourn in-camera to discuss property matters 6 and 7.

“CARRIED”

Res. #2005-63: Moved by Councillor Chirico, seconded by Councillor Anthony
That the City of North Bay offer to acquire the 10 foot road widenings required from the North Bay-Mattawa Conservation Authority along Fisher Street for their appraised values, on condition that the proceeds of the purchase be applied to the North Bay-Mattawa Conservation Authority’s bank loan.

“CARRIED”

Res. #2005-64: Moved by Councillor Chirico, seconded by Councillor Anthony
That North Bay City Council approve that the high bid from Robert Eric Nodder & Theresa Tretheway in the amount of \$43,012.99 (GST extra) be accepted, for the sale of vacant city owned land described as between Lot 125, Plan 15 and Lot 37, Plan 89, subject to the rezoning of the lands to a “Residential (R2)” zone. The municipal address is 1299 Copeland Street.

“CARRIED”

Res. #2005-65 Moved by Councillor Chirico, seconded by Councillor Mendicino
That this meeting do now adjourn.

“CARRIED”

MAYOR

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CITY CLERK