

**MINUTES OF THE REGULAR MEETING  
OF CITY COUNCIL  
HELD MONDAY, JULY 23, 2007**

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

**CORRESPONDENCE:**

The Bull & Quench British Pub re Temporary Extension of Liquor License (510)

**REPORTS FROM OFFICERS:**

Burke, M.	re Court House Lease	(522)
Kilgour, I.	re Lane Closure - Wyld/Third/Fisher/Second	(509)
Kilgour, I.	re Sale of City Land - Delaney Street	(523)
Kitlar, S.	re Waterfront Exemptions	(513)
Kitlar, S.	re Cementation Canada Inc. - Summer Staff Celebrations	(514)
Korell, A.	re Rural Roadway Reconstruction Program	(515)
McArthur, S.	re Rezoning - Third Avenue & Wyld Street	(511)
McArthur, S.	re Rezoning - Four Mile Lake Road	(512)

**Res. #2007-506:** Moved by Councillor Mendicino, seconded by Councillor Vaillancourt  
That minutes of the public meeting held on:

- Monday, July 9, 2007

be adopted as presented.

"CARRIED"

**Res. #2007-507:** Moved by Councillor Mendicino, seconded by Councillor Vaillancourt  
That minutes for the closed meeting held on:

- Monday, July 9, 2007

be adopted as presented.

"CARRIED"

**Res. #2007-508:** That Striking Committee Report No. 2007-03 relating to:

- Waste Resources Liaison Committee

be adopted as presented.

**STRIKING COMMITTEE REPORT NO. 2007-03**

July 23, 2007

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

Your Worship and Councillors:

The Striking Committee presents Report No. 2007-03 and recommends as follows:

1. That Mayor Victor Fedeli be appointed to the Waste Resources Liaison Committee for a term to expire November 30, 2010.

All of which is respectfully submitted.

“CARRIED”

- Res. #2007-509: Moved by Councillor Chirico, seconded by Councillor Campbell  
That
- 1) the application by Gerard and Louise Chivers to close a laneway abutting Part Lots A to D, and Lots 16 and 17, Plan 79, be approved;
  - 2) the closure of the laneway be subject to the granting of any required easements; and
  - 3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

“CARRIED”

- Res. #2007-510: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the City of North Bay offers no objection to the temporary extension of the liquor license for The Bull & Quench British Pub from 11:00 a.m. to 1:00 a.m. (the next day) from Friday, August 4, 2007 to Monday, August 7, 2007, inclusive, provided that the operation continues to comply with all applicable municipal by-laws, including the Noise By-Law.

“CARRIED”

- Res. #2007-511: Moved by Councillor Anthony, seconded by Councillor Boldt  
That the application from the City of North Bay to rezone lands on Third Avenue and Wyld Street be received and referred to the Community Services Committee for a Public Meeting.

“CARRIED”

- Res. #2007-512: Moved by Councillor Anthony, seconded by Councillor Boldt  
That the application by Gold Fleet Investments Ltd. to rezone lands on Four Mile Lake Road be received.

“CARRIED”

- Res. #2007-513: Moved by Councillor Anthony, seconded by Councillor Boldt  
That the Director of Parks, Recreation and Leisure Services or designate, be allowed to approve the following requests pertaining to events that are booked through the Parks, Recreation and Leisure Services Department and occur at park locations within the North Bay Waterfront Park:

- a) exemptions from Noise By-Law No. 142-76 for events occurring between 8:00 am and 11:00 pm;
- b) temporary exemption from Regulation 3B of the Municipal Alcohol Policy for public events wishing to serve alcohol at the Waterfront under the following conditions:
  - i) satisfy the Director that the duration and purpose of alcohol service together with the related event activities do not present an increased risk to the participants and/or the public due to proximity to water (Lake Nipissing);
  - ii) service of alcohol would be for no more than six (6) hours in a twenty-four (24) hour period and end no later than 10:00 p.m.;
  - iii) consideration for the past history and experience of the person who is responsible for the service of alcohol;

- iv) the group reviews the details of the Municipal Alcohol Policy and meets with staff to review the policy and sign the Special Occasion Permit Agreement at least fifteen (15) days prior to the event;
  - v) a part-time City security person is retained by the event host with costs borne by the host;
  - vi) all other relevant sections of the Municipal Alcohol Policy is satisfied; and
- c) exclusivity over the permitted park area, which would allow event organizers to control the number and type of activities and vendors in the event area (this would not include events that would encompass the entire Waterfront Park).

“CARRIED”

Res. #2007-514:

Moved by Councillor Anthony, seconded by Councillor Boldt

- That
- 1) Cementation Canada Inc., be granted permission to hold a “Summer Staff Celebration” on August 18, 2007 at the Rotary Shelter, Marathon Beach Volleyball Courts and the Kiwanis Bandshell at the Waterfront, pursuant to Noise By-Law No. 142-76;
  - 2) the request by Cementation Canada Inc., regarding exemption from Noise By-Law No. 142-76 be approved as per the following:
    - a) having approved Recommendation 1 granting permission to hold the Cementation Canada Staff Celebration, the event becomes exempt from the noise control provisions contained in Noise By-Law No. 142-76, as amended, pursuant to the operation of Section 6 and Schedule 3 thereof; and
  - 3) Cementation Canada Inc.’s request to be granted a temporary exclusion to Regulation 3B of the Municipal Alcohol Policy be approved, allowing the establishment of a licensed area to serve alcohol on Saturday, August 18, 2007 between 2:00 p.m. and 9:00 p.m. in the designated park area known as the Rotary Picnic Shelter, under the following conditions:
    - i) the group reviews and becomes familiar with the details of the Municipal Alcohol Policy;
    - ii) the organizer of the licensed area meets with staff to review the policy and sign the Special Occasion Permit Agreement at least fifteen (15) days prior to the event;
    - iii) a part-time City security person is retained by the event host with costs borne by the host; and
    - iv) all other relevant sections of the Municipal Alcohol Policy are satisfied.

“CARRIED”

Res. #2007-515:

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 Rural Roadway Reconstruction Program for 2007, being 2007 Capital Budget Project Line No. 50, at a net debenture cost of \$450,000.00.

“CARRIED”

Res. #2007-516: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-laws be read a first and second time:

By-Law No. 2007-166 to authorize the Airport Hill Zone 4 Water System Upgrade & Expansion Project.

By-Law No. 2007-167 to authorize the Algonquin Avenue and Area Road Reconstruction Project - Phase 1 (Algonquin Avenue and Front Street).

By-Law No. 2007-170 to authorize the sale of lands to Michele Carrier (Lakeshore Drive).

By-Law No. 2007-171 to authorize the sale of lands to Jeremy Mullens (770 Jane Street).

“CARRIED”

Res. #2007-517: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-laws be read a third time and passed:

By-Law No. 2007-166 to authorize the Airport Hill Zone 4 Water System Upgrade & Expansion Project.

By-Law No. 2007-167 to authorize the Algonquin Avenue and Area Road Reconstruction Project - Phase 1 (Algonquin Avenue and Front Street).

By-Law No. 2007-170 to authorize the sale of lands to Michele Carrier (Lakeshore Drive).

By-Law No. 2007-171 to authorize the sale of lands to Jeremy Mullens (770 Jane Street).

“CARRIED”

Res. #2007-518: Moved by Councillor Anthony, seconded by Councillor Boldt  
That the following by-law be read a first and second time:

By-Law No. 2007-172 to execute a Subdivision Agreement with Grand Sierra Investments Limited relating to Carmichael Drive.

“CARRIED”

Res. #2007-519: Moved by Councillor Anthony, seconded by Councillor Boldt  
That the following by-law be read a third time and passed:

By-Law No. 2007-172 to execute a Subdivision Agreement with Grand Sierra Investments Limited relating to Carmichael Drive.

“CARRIED”

Res. #2007-520: Moved by Councillor Chirico, seconded by Councillor Campbell  
That Council adjourn in-camera at 7:12 p.m. to discuss proposed or pending acquisition or disposal of land by the municipality or local board and litigation or potential litigation, including matters before administration tribunals, affecting the municipality or local board.

“CARRIED”

Res. #2007-521: Moved by Councillor Chirico, seconded by Councillor Campbell  
That Council reconvene at 7:35 p.m.

“CARRIED”

Res. #2007-522: Moved by Councillor Chirico , seconded by Councillor Campbell  
That Council authorize and approve a five (5) year lease with Ontario Realty Corporation for the use of Court House space for a five (5) year term and plan to relocate thereafter.

“CARRIED”

Res. #2007-523: Moved by Councillor Chirico, seconded by Councillor Campbell  
That 1) Council declare that section of Delaney Street abutting Plan M62, Lots 143 to 145 and Part Lots 140 to 142 W/F as surplus;  
2) the application by Bruce Mooney to close that section of Delaney Street abutting Plan M62, Lots 143 to 145 and Part Lots 140 to 142 W/F, locally known as 121 Margaret Street, be approved and offered at it's appraised value to the abutting property owners;  
3) the successful purchasers be required to pay all costs associated with the closure, including but not limited to, advertising, surveying and legal fees;  
4) the closure of the roadway be subject to the granting of any required easements; and  
5) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject roadway.

“CARRIED”

Res. #2007-524: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt  
That this Regular Meeting of Council do now adjourn.

“CARRIED”

---

MAYOR VIC FEDELI

---

CITY CLERK CATHERINE CONRAD