

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, MARCH 10TH, 2003**

PRESENT: Deputy Mayor Bennett, Councillors Chirico, Campbell, Aspin, Anthony, Boldt, Maroosis, Handley

CORRESPONDENCE:

Herdman, Bryan	re Greening Nipissing/Water Conservation	(143)
N.B. Parking Authority	re Capital Budget	(124)

REPORTS FROM OFFICERS:

Baker, B.	re Refurbishment of Transit Coach - T-757	(128)
Bullock, P.	re Tipping Fees - North Bay's Community Soup Kitchen	(125)
Burke, M.	re Birch's Road Industrial Park	(133)
Burke, M.	re Rail Lands Design Work	(134)
Kilgour, I.	re Rezoning/Condominium Application – Susan Tedesco - Premier Road	(126)
Kilgour, I.	re Laneway Closure - A.C. Holdings Ltd. (Gerturde/Lee/Joseph/Lakeshore)	(131)
Manning, J.	re Tender 2002-115, Urban Transit Coaches	(130)
Ringler, T.	re North Bay Parking Authority - Capital Budget	(124)
Ringler, T.	re PHARA Bus Loading - Empire Living Centre	(127)
Sheffield, T.	re Twinning of North Bay with Lublin, Poland	(129)
Sheffield, T.	re Rail Lands Development Advisory Committee	(132)

Res. #2003-119: Moved by Councillor Handley, seconded by Councillor Chirico
That minutes for the meeting held:

- Monday, December 2, 2002
- Monday, December 16, 2002; and,
- Monday, March 3, 2003

be adopted as presented.

"CARRIED"

Res. #2003-120: Moved by Councillor Chirico, seconded by Councillor Aspin
That General Government Committee Report No. 2003-07 relating to:

- Brownfields Round Table Discussion

be adopted as presented.

"CARRIED"

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2003-07

March 10, 2003

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2003-07 and recommends:

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1. That the report from the FCM Committee on Brownfields Round Table Discussions with Finance Canada be noted and filed.

All which is respectfully submitted.

ASSENTS
BENNETT
CHIRICO
ASPIN

DISSENTS

Res. #2003-121: Moved by Councillor Boldt, seconded by Councillor Anthony
That Community Services Committee Report No. 2003-04 relating to:

- rezoning application by North Bay Indian Friendship Centre, 339 Fifth Avenue West
- rezoning application by Wayne Lowe and Mike Gibb, Lakeshore Dr.
- rezoning application by Carole LeClair, 1150 Ferguson Street

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2003-04

March 10, 2003

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2003-04 and recommends:

1. That
 - a) the application by Mr. Keith Harriman on behalf the North Bay Indian Friendship Centre to rezone Plan 48, Lot 181, Part Lot 182 (339 Fifth Avenue) from a “Residential Third Density (R3)” zone to a “Residential Multiple First Density Special (RM1 Sp.)” zone is approved;
 - b) the uses permitted in the subject “Residential Multiple First Density Special (RM1 Sp.)” zone be those permitted in a “Residential Multiple First Density (RM1)” zone but excluding a boarding house and rooming house; and,
 - c) the subject 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 access, parking, lighting, fencing and signage.
2. That
 - a) the application by Sandro Orlando on behalf of Wayne Lowe and Mike Gibb, Plan M-210, Part Lot 33, Remainder of Parcel 3813 W&F, Plan M-210, Part Lot 34, Remainder of Parcel 2976 W&F, Plan M-210, Part Lot 34 (266, 270 and vacant lot Lakeshore Drive) from a “Residential Third Density (R3)” zone to a “Highway Commercial Special (C6 Sp.)” zone with the exclusion of retail lumber and building supplies as a permitted use be approved; and,
 - b) the subject property be placed under site plan control pursuant to Section 41 of the Planning Act, R.S.O. 1990, as amended, in order to address storm water management, Lakeshore Drive road widening, lot grading,

servicing, access, lighting, and landscaping.

March 10, 2003

- 3. That a) the application by Randy LeClair on behalf of Carole LeClair, Plan 57, Lot 55 (1150 Ferguson Street) from a "Residential Third Density (R3)" zone to a "Residential Multiple Second Density Special No. 84 (RM2 Sp.)" zone be approved; and,
- b) the subject 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 parking design, access, garbage storage, servicing, fencing, landscaping and lighting.

All of which is respectfully submitted.

ASSENTS
 CHURCH
 ANTHONY
 BOLDT

DISSENTS

Res. #2003-122: Moved by Councillor Handley, seconded by Councillor Maroosis
 That Engineering & Works Committee Report No. 2003-04 relating to:

- the Water Treatment Plant Expansion

be adopted as presented.

"CARRIED"

ENGINEERING & WORKS COMMITTEE REPORT NO. 2003-04

March 10, 2003

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2003-04 and recommends:

- 1. That a) the City of North Bay "Water Treatment Plant Expansion: Value Engineering Study" dated February 2003 prepared by Robinson, Stafford and Rude Inc., be received;
- b) the City of North Bay accept micro filtration as the preferred method of water treatment; and,
- c) the City of North Bay applications for subsidy through OSTAR and the NOHF be updated and resubmitted reflecting the updated costs and processes as outlined in the City of North Bay "Water Treatment Plant Expansion: Value Engineering Study".

All of which is respectfully submitted.

ASSENTS
 HANDLEY
 MAROOSIS
 CAMPBELL

DISSENTS

March 10, 2003

Res. #2003-123: Moved by Councillor Handley, seconded by Councillor Maroosis
 That the Engineering & Works Committee Report No. 2003-05 relating to:

- the Water Filtration Plant

be adopted as presented.

“CARRIED”

ENGINEERING & WORKS COMMITTEE REPORT NO. 2003-05

March 10, 2003

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

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2003-05 and recommends:

1. That
 - a) a request for proposal be issued for the design of a micro filtration Water Treatment Plant for the City of North Bay;
 - b) the City Engineer and City Solicitor be authorized to enter into negotiations to modify the existing maintenance contract with the Ontario Clean Water Agency to allow for the operation of a new Water Treatment Plant; and,
 - c) the City Treasurer be authorized to pursue financing for the new Water Filtration Plant through the issuance of debentures of similar instruments.

All of which is respectfully submitted.

ASSENTS
 HANDLEY
 MAROOSIS
 CAMPBELL

DISSENTS

Res. #2003-124: Moved by Councillor Aspin, seconded by Councillor Chirico
 That the request for funding from the North Bay Parking Authority for a cross block connection on Main Street East be considered in the 2004-2008 Capital Budget process.

“CARRIED”

Res. #2003-125: Moved by Councillor Handley, seconded by Councillor Boldt
 That

- 1) the landfill tipping fees be waived for one 30 yard container of waste generated by renovations for North Bay’s Community Soup Kitchen; and,
- 2) the issue of waiving tipping fees for not-for-profit organizations be addressed on a case by case basis, and approved by Council.

“CARRIED”

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March 10, 2003

Res. #2003-126: Moved by Councillor Bennett, seconded by Councillor Anthony
That the recommendation from the Planning Advisory Committee regarding the rezoning and condominium application by Renzo Silveri on behalf of Susan Tedesco, Premier Road be referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Councillor Boldt declared a conflict of interest on the above matter as her father owns the abutting property.

Res. #2003-127: Moved by Councillor Chirico, seconded by Councillor Aspin
That the disabled parking area on McIntyre Street West at the Empire Living Centre be posted as restricted parking for PHARA Bus vehicles only.

“CARRIED”

Res. #2003-128: Moved by Councillor Handley, seconded by Councillor Campbell
That

- 1) City Council authorize the issuance of a Purchase Order to Eastway in the amount of \$76,735.92 plus taxes, for the refurbishment of Transit Coach T-757, and that their Invoice No. 039269 be paid;
- 2) staff examine and, if necessary, re-design procedures and systems so that circumstances as outlined in report dated March 3, 2003 from Brian Baker, cannot re-occur; and,
- 3) a situation report concerning the transit fleet (including T-752 and T-758) be prepared.

“CARRIED”

Res. #2003-129: Moved by Councillor Chirico, seconded by Councillor Aspin
That City Council thank Mrs. Teodozja Pirozek for her proposal respecting the concept of twinning North Bay with Lublin, Poland, but decline to pursue the concept.

“CARRIED”

Res. #2003-130: Moved by Councillor Boldt, seconded by Councillor Anthony
That

- 1) North Bay City Council approve a contract be issued to New Flyer Industries Ltd. in the amount of \$930,593.80 (taxes inc.) for the supply for two (2) low floor fully accessible urban transit coaches; and,
- 2) the City Clerk be authorized to present a Capital Budget By-Law authorizing a transit coach replacement/refurbishment program with a net debenture cost of \$886,667.00.

“CARRIED”

Res. #2003-131: Moved by Councillor Boldt, seconded by Councillor Anthony
That

- 1) the application by A.C. Holdings Limited to close a laneway abutting Lots 5-12 inclusive and Lots 40-47 inclusive, Plan 36M-210 located in a block bounded by Gertrude Street, Lee Avenue, Joseph Street and Lakeshore Drive be approved;

- 2) the closure and sale of the subject lands be subject to the granting of any required easements for utility purposes; and,
- 3) the Chief Administrative Officer be authorize by Council to initiate normal closure procedures for the subject laneway.

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"CARRIED"
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Res. #2003-132: Moved by Councillor Chirico, seconded by Councillor Aspin
That 1) the City undertake negotiations with Dalron Construction Limited regarding the purchase and development by Dalron of approximately 4.0 hectares (10 acres) of City-owned land on Oak Street West for multiple-unit residential and service commercial developments; and,

2) a bi-weekly status report be provided to Council.

"CARRIED"

Res. #2003-133: Moved by Councillor Chirico, seconded by Councillor Aspin
That Council authorize a right of first refusal of \$1.00 to Kap Freight and Cartage, operated by 959887 Ontario Inc., on adjacent lands described as Part 2, Plan 36R-7682 until March 7, 2004.

"CARRIED"

Res. #2003-134: Moved by Councillor Chirico, seconded by Councillor Aspin
That Council authorize an Agreement with Conestoga Rovers Associates Ltd. for Rail Lands Design Work for \$623,357.00 excluding GST, subject to receipt of approval of both funding applications made to FedNor and the Northern Ontario Heritage Fund for the work.

"CARRIED"

Res. #2003-135: Moved by Councillor Aspin, seconded by Councillor Chirico
That the following by-laws be read a first time:

By-Law No. 2003-20 to stop up, close and convey a portion of the laneway between Corbett Street and Mulligan Street

By-Law No. 2003-21 to stop up, close and convey a portion of the laneway between Sixth Avenue and Seventh Avenue.

"CARRIED"

Res. #2003-136: Moved by Councillor Aspin, seconded by Councillor Chirico
That the following by-laws be read a first and second time:

By-Law No. 2003-22 to execute an Agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Culture relating to the SuperBuild Application for the CP Station.

By-Law No. 2003-23 to amend By-Law No. 2002-128 to levy certain interim rates, taxes and charges for the Year 2003 (as it relates to the adjustment of interim taxes).

By-Law No. 2003-24 to establish rates or charges for the supply of water by the City of North Bay for domestic, commercial and manufacturing use, and including other related matters.

"CARRIED"

Res. #2003-137: Moved by Councillor Aspin, seconded by Councillor Chirico
That the following by-laws be read a third time and passed:

By-Law No. 2003-22 to execute an Agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Culture relating to the SuperBuild Application for the CP Station.

By-Law No. 2003-23 to amend By-Law No. 2002-128 to levy certain interim rates, taxes and charges for the Year 2003 (as it relates to the adjustment of interim taxes).

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By-Law No. 2003-24 to establish rates or charges for the supply of water by the City of North Bay for domestic, commercial and manufacturing use, and including other related matters.

“CARRIED”

Res. #2003-138: Moved by Councillor Aspin, seconded by Councillor Chirico
That the following by-law be read a second time:

By-Law No. 2003-12 to stop up, close and convey a portion of the laneway between Dudley Avenue and Maple Avenue.

“CARRIED”

Res. #2003-139: Moved by Councillor Aspin, seconded by Councillor Chirico
That the following by-law be read a third time and passed:

By-Law No. 2003-12 to stop up, close and convey a portion of the laneway between Dudley Avenue and Maple Avenue.

“CARRIED”

Res. #2003-140: Moved by Councillor Boldt, seconded by Councillor Anthony
That the following by-laws be read a first time:

By-Law No. 2003-25 to rezone certain lands on Fifth Avenue (North Bay Indian Friendship Centre – 339 Fifth Avenue West).

By-Law No. 2003-26 to rezone certain lands on Lakeshore Drive (Mike Gibb/Wayne Lowe – Lakeshore Drive).

By-Law No. 2003-27 to rezone certain lands on Ferguson Street (Carole LeClair – 1150 Ferguson Street).

“CARRIED”

Res. #2003-141: Moved by Councillor Boldt, seconded by Councillor Anthony
That the following by-law be read a second time:

By-Law No. 2003-17 to amend By-Law 28-80 to implement changes to the policies and regulations (Comprehensive Zoning By-Law review).

“CARRIED”

Res. #2003-142: Moved by Councillor Boldt, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

By-Law No. 2003-17 to amend By-Law No. 28-80 to implement changes to the policies and regulations (Comprehensive Zoning By-Law review).

“CARRIED”

Res. #2003-143: Moved by Councillor Handley, seconded by Councillor Maroosis
That the letter from Bryan Herdman, Greening Nipissing dated March 4, 2003 relating to water conservation be referred to the City Engineer for a

report.

“CARRIED”

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Res. #2003-144: Moved by Councillor Aspin, seconded by Councillor Campbell
That the Council of the City of North Bay coordinate a regional political movement involving constituent members of the surrounding municipalities along with constituent members of all long-term care providers to make strong representation to the Provincial Government that funding cuts to Cassellholme Home for the Aged be restored immediately, and that a long-term plan be developed to insure adequate funding for this facility so it may continue to provide long-term care to its residents.

“CARRIED AS AMENDED”

Res. #2003-144a: Moved by Councillor Chirico, seconded by Councillor Anthony
That 1) a letter be sent to the Province Government expressing Council’s concerns that funding cuts to Cassellholme Home for the Aged will affect its ability to provide quality long-term care to its residents and that funding be restored; and,
2) the matter of coordinating a region-wide, lobbying effort be referred to the General Government Committee.

“CARRIED”

Res. #2003-144b: Moved by Councillor Chirico, seconded by Councillor Boldt
WHEREAS the Provincial Government has set out objectives regarding the service improvement strategy for the Ontario Northland Railway to include:

- Providing access to quality telecommunications
- Supporting and enhancing economic development
- Protecting current employment and fostering growth of new jobs
- Ensuring competitive pricing for customers, and
- Maintaining or enhancing service levels

AND WHEREAS the economic prosperity of many vendor companies based in North Bay and throughout the North depend on the valuable business from the ONTC and,

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of North Bay demand that Premier Ernie Eves and the Provincial Government,

- i) Honour their objectives in any future negotiations regarding the future of ONTC;
- ii) Ensure that there is long term sustainability for ONTC transportation and telecommunication jobs and business in North Bay and indeed throughout the North;
- iii) Adhere to the promise made that no job losses will occur or be transferred as a result of the sale of the ONTC;
- iv) Release the original ISG and CN plans for public review and evaluation; and,
- v) A copy of this resolution be forwarded to the Honourable Ernie Eves,

the Honourable Jim Wilson, Al McDonald, M.P.P. Nipissing, Ontario Northland Transportation Commission, NEOMAG, NEOMA, FONOM, AMO, Chambers of Commerce in the region and the Economic Development Commissions in the region.

“CARRIED”

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March 10, 2003

Councillor Campbell declared a conflict of interest on the above matter as her spouse is employed by Ontario Northland.

Councillor Aspin declared a conflict of interest on the above matter as he has legal affairs with Ontario Northland.

Res. #2003-145: Moved by Councillor Aspin, seconded by Councillor Chirico
That Council adjourn to an *in-camera* meeting to discuss a personnel matter.

“CARRIED”

Res. #2003-146: Moved by Councillor Chirico, seconded by Councillor Aspin
That this meeting do now adjourn.

“CARRIED”

DEPUTY MAYOR

CITY CLERK