

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD TUESDAY, FEBRUARY 19TH, 2008**

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

CORRESPONDENCE:

Goodfellow, David & Debra	re Rezoning application - 467 Lakeshore Drive	(124)
Greig, Jim	re Municipal Accessibility Advisory Committee	(115)
Kolios, Dimitrios & Tracey	re Rezoning application - 1066 Fisher Street	(120)
Perut Construction Limited	re Rezoning application - 345 McPhail Street	(117)
R.M. Belanger Limited	re Noise By-Law exemption	(125)

REPORTS FROM OFFICERS:

Bullock, P.	re Noise By-Law exemption	(125)
Burke, M.B.	re Sale of Airport Land to Joseph Wesley	(147)
Cox, A.	re Rural Roadway Reconstruction Program	(121)
Kilgour, I.G.	re Brownfield Community Improvement Plan	(132)
Kilgour, I.G.	re Condominium Draft Approval - Nick Plutino, 1725 & 1745 Seymour Street	(135)
Knox, J.D.	re North Bay Jack Garland Airport	(134)
Lang, A.	re Temporary Borrowing By-Law	(126)
Lang, A.	re 2008 Budget for the Board of Management Downtown Improvement Area	(127)
Manning, J.	re Tender 2008-05, Crushing of reclaimed pavement	(116)
Manning, J.	re Tender 2008-02, Supply of ice resurfacer	(119)
Manning, J.	re RFP 2007-103, Hybrid IP Voice Communication Solution	(133)
Manning, J.	re Sale of City land - 770 Jane Street	(148)
McArthur, S.	re Deeming By-Law for Shane Merali, 437 & 423 McPhail Street	(118)
McArthur, S.	re Rezoning application by C. Canarino Holdings Ltd. - 230-258 Lakeshore Drive	(122)
McArthur, S.	re Rezoning application by the City of North Bay - Memorial Drive (former Kenroc Site)	(123)
McArthur, S.	re Condominium Final Approval - 2025791 Ontario Inc., 380 McPhail Street	(136)
Ringler, T.G.	re Lot Maintenance & Improvements Program	(137)
Ringler, T.G.	re Equipment Expansion/Replacement Program	(138)
Schroeder, D.	re Park Building Rehabilitation Program	(128)
Schroeder, D.	re City Hall (Outside) Rehabilitation Program	(129)
Schroeder, D.	re Waterfront Improvement Program	(130)
Schroeder, D.	re Trail Maintenance & Replacement Program	(131)

Res. #2008-111: Moved by Councillor Vaillancourt, seconded by Councillor Mayne
That minutes for the public meetings held on:

- Monday, January 21, 2008; and
- Monday, February 4, 2008

be adopted as presented.

"CARRIED"

Res. #2008-112: Moved by Councillor Graham, seconded by Councillor Mayne
That the minutes for the closed meetings held on:

- Monday, February 4, 2008

be adopted as presented.

“CARRIED”

Res. #2008-113: Moved by Councillor Anthony, seconded by Councillor Mendicino
That Community Services Committee Report No. 2008-07 relating to:

- North Bay Trails and Active Transportation Strategy

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2008-07

February 19, 2008

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2008-07 and recommends:

1. That
 - a) the North Bay Trails and Active Transportation Strategy Report be accepted by Council as presented;
 - b) the North Bay Trails and Active Transportation Committee continue to report to Council on the implementation of the Trails and Active Transportation Strategy;
 - c) the North Bay Trails and Active Transportation Strategy becomes an integral part of the North Bay Official Plan; and
 - d) the North Bay Trails and Active Transportation Committee be directed to continue to work with trail partners and the community in the identification of trail and active transportation initiatives and the establishment of priorities for trail development.

All of which is respectfully submitted.

ASSENTS
ANTHONY
MENDICINO
GRAHAM
FEDELI

DISSENTS

Res. #2008-114: Moved by Councillor Anthony, seconded Mendicino
That Community Services Committee Report No. 2008-08 relating to:

- Communities In Bloom

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2008-08

February 19, 2008

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2008-08 and recommends:

- 1. That the motion by Councillor Mayne on January 21, 2008 relating to Communities In Bloom be noted and filed.

All of which is respectfully submitted.

ASSENTS
 ANTHONY
 MENDICINO
 GRAHAM
 FEDELI

DISSENTS

Res. #2008-115: Moved by Councillor Chirico, seconded by Councillor Campbell
 That the resignation of Jim Greig from the Municipal Accessibility Advisory
 Committee be accepted with regret and that Mr. Greig be thanked for his
 involvement on the Committee.

“CARRIED”

Res. #2008-116: Moved by Councillor Koziol, seconded by Councillor Bain
 That North Bay City Council approve a contract to Miller Paving Northern in
 the estimated amount of \$65,250.00 (GST extra), to crush an estimated
 amount of 15,000 tonnes of reclaimed asphalt pavement.

“CARRIED”

Res. #2008-117: Moved by Councillor Anthony, seconded by Councillor Mendicino
 That the rezoning application by Miller & Urso Surveying Inc., on behalf of
 Perut Construction Limited - 345 McPhail Street be received.

“CARRIED”

Res. #2008-118: Moved by Councillor Anthony, seconded by Councillor Mendicino
 That Council adopts a Deeming By-Law to deem Lot 441, Parcel 815 W/F
 and Lot 442, Parcel 1154 W/F of Plan M28, not to be lots on a Registered
 Plan of Subdivision.

“CARRIED”

Res. #2008-119: Moved by Councillor Anthony, seconded by Councillor Mendicino
 That North Bay City Council approve the award of a contract to Zamboni
 Company Ltd. in the amount of \$74,167.55 (taxes included), for the supply
 of one new ice resurfacers. The price includes an allowance for a trade-in of
 a 1995 Model #520 machine.

“CARRIED”

Res. #2008-120: Moved by Councillor Anthony, seconded by Councillor Mendicino
 That the rezoning application by Goodridge Planning Solutions on behalf of

Dimitrios and Tracey Kolios - 1066 Fisher Street be received.

“CARRIED”

Res. #2008-121: Moved by Councillor Koziol, seconded by Councillor Bain
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Rural Reconstruction Program for 2008, being 2008 Capital Budget Project No. 48, at a net debenture cost of \$450,000.00.

“CARRIED”

Res. #2008-122: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the rezoning application by C. Canarino Holdings Ltd. 230 - 258 Lakeshore Drive, be referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2008-123: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the rezoning application by the City of North Bay - Memorial Drive, be referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2008-124: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the rezoning application by Miller & Urso Surveying Inc. on behalf of David & Debra Goodfellow - 467 Lakeshore Drive, be received.

“CARRIED”

Res. #2008-125: Moved by Councillor Koziol, seconded by Councillor Bain
That 1) North Bay City Council agree to waive the Noise By-Law exemption criteria for receiving an application made by Bélanger Construction related to construction work on Highway 63 because Bélanger Construction has notified the impacted area directly; and
2) the Noise By-Law exemption request by Bélanger Construction to permit construction related to noise between 7:00 a.m. and 7:00 p.m., Saturdays and Sundays (until March 31, 2008) be approved to permit faster construction of a new structure over Four Mile Creek at Highway 63.

“CARRIED”

Res. #2008-126: Moved by Councillor Chirico, seconded by Councillor Campbell
That City Council approve the preparation of a by-law to authorize the temporary borrowing from time to time to meet current expenditures during the fiscal year ending December 31, 2008.

“CARRIED”

Res. #2008-127: Moved by Councillor Chirico, seconded by Councillor Campbell
That the 2008 budget for the Board of Management for the Downtown Improvement Area in the amount of \$132,745.00 with a resultant tax levy of \$100,222.00 be approved by City Council, and that the necessary by-law to provide for the levy and collection of special charges in respect of certain business improvement areas be prepared for City Council's approval.

“CARRIED”

Res. #2008-128: Moved by Councillor Anthony, seconded by Councillor Mendicino
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Parks Building Rehabilitation Program, being 2008 Capital Budget Project No. 62, at a net debenture cost of \$160,000.00.

“CARRIED”

Res. #2008-129: Moved by Councillor Anthony, seconded by Councillor Mendicino
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the City Hall (Outside) Rehabilitation Program, being 2008 Capital Budget Project No. 59, at a net debenture cost of \$60,000.00.

“CARRIED”

Res. #2008-130: Moved by Councillor Anthony, seconded by Councillor Mendicino
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Parks - Waterfront Improvement Program, being 2008 Capital Budget Project No. 69, at a net debenture cost of \$75,000.00.

“CARRIED”

Res. #2008-131: Moved by Councillor Anthony, seconded by Councillor Mendicino
That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Parks - Trail Maintenance and Replacement Program for the City's twenty-four kilometers of recreational trails, being 2008 Capital Budget Project No. 70, at a net debenture cost of \$80,000.00.

“CARRIED”

Res. #2008-132: Moved by Councillor Anthony, seconded by Councillor Mendicino
That Council authorize a by-law to be brought forward for three (3) readings on February 29, 2008 to adopt the revised City of North Bay Brownfield Community Improvement Plan dated January 2008 and to repeal By-Law No. 2007-237.

“CARRIED”

Res. #2008-133: Moved by Councillor Chirico, seconded by Councillor Campbell
That North Bay City Council approve a contract for the proposal prepared by Bell Aliant Ontario Central, at a total capital cost of up to \$285,550.92 (taxes extra), to provide a Hybrid IP Voice Communication Solution for the City for North Bay. The contract will be subject to a final costing evaluation, final decisions on other matters such as maintenance and to a phase implementation consistent with City Budgets.

“CARRIED”

Res. #2008-134: Moved by Councillor Chirico, seconded by Councillor Campbell
That, on the occasion of the 10 year anniversary of the acquisition of the Airport from Transport Canada, Council publicly, as well as through a letter to the Airport Board, formally acknowledge and thank the Board and staff of the North Bay Jack Garland Airport for the successful operation of the Airport and their contribution to the community and region.

“CARRIED”

Res. #2008-135: Moved by Councillor Anthony, seconded by Councillor Mendicino
That 1) the Condominium Application (City File 48CDM-05102) by Joseph Plutino of Mainline Planning Services Inc., on behalf of Nick Plutino on the property described as Parts 1, 2, 3, 4 & 7 of

Broken Lot 17, Concession D requesting an exemption from Section 51 of the *Planning Act* to grant Draft Approval of a Plan of Condominium, as represented on the attached plan, as modified and as shown on Schedule B to Report CSBU 2008-24, subject to the conditions contained in Appendix "A" to Report No. CSBU 2008-24 dated February 13, 2008, be approved; and

- 2) the Owner enter into a Condominium Agreement with the City of North Bay prior to site development to address site servicing, lot grading, stormwater management, vegetative buffer development, paving, walkway location, building location, ingress/egress, fire protection and easements required.

"CARRIED"

Res. #2008-136:

Moved by Councillor Anthony, seconded by Councillor Mendicino

That 1) Council grant Final Approval to 2025791 Ontario Inc. for Appletree Suites, a Condominium Conversion on McPhail Street - City File No. 48CDM-05107;

- 2) the Mayor and City Clerk be authorized to sign the Appletree Suites Condominium Agreement for the conversion of an existing building into a 27 unit condominium on McPhail Street; and

- 3) the Mayor, City Clerk and Manager of Planning Services, as required by the *Condominium Act*, be authorized to sign the Final Plan of Condominium subject to receipt of the Condominium Agreement, all Easements, Final Condominium Plans and Land Titles Office requirements.

"CARRIED"

Res. #2008-137:

Moved by Councillor Chirico, seconded by Councillor Campbell

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Parking Lot Maintenance and Improvement Program, being 2008 Capital Budget Project No. 54, at a total net debenture cost of \$200,000.00.

"CARRIED"

Res. #2008-138:

Moved by Councillor Chirico, seconded by Councillor Campbell

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Equipment Expansion/Replacement Project, being 2008 Capital Budget Project No. 56, at a total net debenture cost of \$200,000.00.

"CARRIED"

Res. #2008-139:

Moved by Councillor Chirico, seconded by Councillor Campbell

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

By-Law No. 2008-56 to stop up, close and convey a portion of the laneway in a block bounded by Park Avenue, Murphy Street, Doran Avenue and Mary Street.

"CARRIED"

Res. #2008-140: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a first and second time:

By-Law No. 2008-27 to authorize the Recreation Facilities Development Program.

By-Law No. 2008-29 to authorize the Parks and Playgrounds Rehabilitation Program.

By-Law No. 2008-30 to authorize the Engineering Design Work for Future Capital Works Program.

By-Law No. 2008-31 to authorize the Engineering Design Work for Future Capital Water and Sanitary Sewer Works Program.

By-Law No. 2008-34 to authorize the Watermain Replacement, Reaming and Relining Program.

By-Law No. 2008-38 to authorize the Sidewalk Replacement & the Pedestrian Safety Programs.

By-Law No. 2008-40 to authorize the Downtown Roads and Sidewalk Maintenance Program.

By-Law No. 2008-47 to authorize the purchase of an unleaded fuel storage tank.

By-Law No. 2008-48 to authorize the Digester Cleaning & Grit Removal Program.

By-Law No. 2008-49 to authorize the replacement of various rural road culverts.

By-Law No. 2008-50 to authorize the Traffic Control Signal Upgrade Project.

“CARRIED”

Res. #2008-141: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a third time and passed:

By-Law No. 2008-27 to authorize the Recreation Facilities Development Program.

By-Law No. 2008-29 to authorize the Parks and Playgrounds Rehabilitation Program.

By-Law No. 2008-30 to authorize the Engineering Design Work for Future Capital Works Program.

By-Law No. 2008-31 to authorize the Engineering Design Work for Future Capital Water and Sanitary Sewer Works Program.

By-Law No. 2008-34 to authorize the Watermain Replacement, Reaming and Relining Program.

By-Law No. 2008-38 to authorize the Sidewalk Replacement & the Pedestrian Safety Programs.

By-Law No. 2008-40 to authorize the Downtown Roads and Sidewalk Maintenance Program.

By-Law No. 2008-47 to authorize the purchase of an unleaded fuel storage tank.

By-Law No. 2008-48 to authorize the Digester Cleaning & Grit Removal Program.

By-Law No. 2008-49 to authorize the replacement of various rural road culverts.

By-Law No. 2008-50 to authorize the Traffic Control Signal Upgrade Project.

“CARRIED”

Res. #2008-142: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-laws be read a first and second time:

By-Law No. 2008-62 to adopt a Community Improvement Plan for the Brownfield Community Improvement Project Area and to repeal By-Law No. 2007-237.

By-Law No. 2008-63 to execute an Agreement with Her Majesty the Queen in Right of Ontario as represented by the Ministry of Natural Resources relating to Forest Fire Management.

“CARRIED”

Res. #2008-143: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-laws be read a third time and passed:

By-Law No. 2008-62 to adopt a Community Improvement Plan for the Brownfield Community Improvement Project Area and to repeal By-Law No. 2007-237.

By-Law No. 2008-63 to execute an Agreement with Her Majesty the Queen in Right of Ontario as represented by the Ministry of Natural Resources relating to Forest Fire Management.

“CARRIED”

Res. #2008-144: Moved by Councillor Mendicino, seconded by Councillor Anthony
That the presentation by Al McDonald relating to the Walk of Fame be referred to the Community Services Committee for evaluation.

“CARRIED”

Res. #2008-145: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council adjourn in-camera pursuant to section 239 of the *Municipal Act, 2001*, as amended, at 8:23 p.m. to discuss Items # 26 to and including 30 and Item # 33, being proposed or pending acquisitions or disposals of land by the municipality or local board; Items # 31 and 32, being litigation or potential litigation matters, including matters before administrative tribunals, affecting the municipality or local board; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

“CARRIED”

Res. #2008-146: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council reconvene at 9:37 p.m.

“CARRIED”

Res. #2008-147: Moved by Councillor Chirico, seconded by Councillor Campbell
That 1) Council decline the request of Mr. Joseph Wesley for the purchase of the Wesley Airport site on Part of Lot 15 and 16, Concession 1; and
2) Council authorize the Airport Corporation to negotiate an extension of the existing lease with Mr. Wesley.

“CARRIED”

Res. #2008-148: Moved by Councillor Chirico, seconded by Councillor Campbell
That North Bay City Council approve that the bid negotiated after the tender process from Andrew Roberts, in the amount of \$37,000.00 (GST extra), plus \$12,000 for servicing (GST extra), be accepted for the sale of vacant City owned land described as Plan 64, Lot 555. The municipal address is 770 Jane Street.

“CARRIED”

Res. #2008-149: Moved by Councillor Mayne, seconded by Councillor Graham
That this Regular Meeting of Council do now adjourn.

“CARRIED”

MAYOR VIC FEDELI

DEPUTY CLERK TERRY RINGLER