

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, FEBRUARY 5TH, 2007**

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

CORRESPONDENCE:

Baldasaro, Peter & Judith	re Transfer of Water Rights	(66)
Courchesne, Marc	re Request for left turn restriction - Surrey Drive	(67)
Tabachnick, David	re All Way Stop request - McIntyre Street West & Harvey Street and Parking Restriction request - 700 Block McIntyre Street West	(73)
Vezina, Elizabeth	re Parking concerns - Mountainview Drive and All Way Stop request - Wickstead Avenue and Mountainview Drive	(69)
Vipond, Margaret	re Parking concerns - Mountainview Drive and All Way Stop request - Wickstead Avenue and Mountainview Drive	(69)

REPORTS FROM OFFICERS:

Burke, M.B.	re Procedural By-Law amendment	(68)
Burke, M.B.	re Consolidation of Lots 26 and 27, Plan 36M-638	(70)
Burke, M.B.	re Nasittuq Corporation Emergency Response Service Agreement	(76)
Cormier, D.	re 2007 Heritage Festival Management Committee Appointments	(74)
Elliott, G.	re Request for left turn restriction - Surrey Drive	(67)
Elliott, G.	re Parking concerns - Mountainview Drive and All Way Stop request - Wickstead Avenue and Mountainview Drive	(69)
Elliott, G.	re All Way Stop request - McIntyre Street West & Harvey Street and Parking Restriction request - 700 Block McIntyre Street West	(73)
Houston, J.	re Sudbury-Nipissing Rails to Trails Corporation (SNRTT)	(71)
Linkie, D.G.	re Integration of Engineering, Environmental Services and Public Works	(77)
Rogers, B.A.	re 2007 Development Charges	(75)
Simmonds, J.C.	re Transfer of Water Rights	(66)
Simmonds, J.C.	re GIS - Union Gas Infrastructure information	(72)

Res. #2007-63: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt That minutes for the meeting held on

- Monday, January 29, 2007

be adopted as presented.

"CARRIED"

Res. #2007-64: Moved by Councillor Chirico, seconded by Councillor Campbell
That General Government Committee Report No. 2007-01 relating to:

- 2007 Capital Budget and Five-Year Capital Forecast

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2007-01

February 5, 2007

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2007-01 and recommends:

1. That
 - a) the 2007 Capital Budget for Capital Projects to be funded from Debentures, Capital Levy, Federal and Provincial Governments Subsidy Programs, Reserves and other contributions in the amount of \$20,812,000.00 as set out in Report No. CORP 2006-176, be adopted;
 - b) the Chief Financial Officer include a Capital Budget Approval Status Report with each report requesting approval of a Capital Project to ensure that the approvals do not exceed the Capital Funding Policy Expenditure Limit of \$11,766,000.00;
 - c) the Five-Year Capital Forecast (2007-2011) for Capital Projects to be funded from Debentures, Capital Levy, Federal and Provincial Governments Subsidy Programs, Reserves and other contributions in the amount of \$100,067,000.00 as set out in Report No. CORP 2006-176, be adopted;
 - d) the 2007 Capital Budget for Capital Projects to be funded from Water and Sanitary Sewer Rates, Federal and Provincial Governments Subsidy Programs, Reserves and other contributions in the amount of \$8,210,000.00 as recommended at the Capital Budget Meeting on January 18, 2007, be adopted;
 - e) the Chief Financial Officer include a Capital Budget Approval Status Report with each report requesting approval of a Capital Project to ensure that the approvals do not exceed the Capital Funding Policy Expenditure Limit of \$6,210,000.00; and
 - f) the Five-Year Capital Forecast (2007-2011) for Capital Projects to be funded from Water and Sanitary Sewer Rates, Federal and Provincial Governments Subsidy Programs, Reserves and other contributions in the amount of \$39,775,000.00 as recommended at the Capital Budget Meeting on January 18, 2007, be adopted.

All of which is respectfully submitted.

ASSENTS
CHIRICO
CAMPBELL
MAYNE
VAILLANCOURT
FEDELI

DISSENTS

Res. #2007-65:

Moved by Councillor Anthony, seconded by Councillor Boldt
That Community Services Committee Report No. 2007-03 relating to:

- Official Plan Amendment and Rezoning applications by Rick Miller on behalf of Consolidated Homes Ltd., Golf Course Road

be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2007-03

February 5, 2007

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2007-03 and recommends:

1. That
 - a) Council consider the information contained in Report to Council No. CSBU 2007-09 in conjunction with the Planning Report dated November 7, 2006 and the Planning Advisory Committee’s Resolution No. 3;
 - b) Council not support Resolution No. 3 of the Planning Advisory Committee to deny the application; and
 - c) Council accept and adopt the recommendations of staff outlined in the November 7, 2006 report to the Planning Advisory Committee, as attached as Appendix “A” to Report to Council CSBU 2007-09, as follows:
 - i) the proposed Official Plan Amendment by Rick Miller on behalf of Consolidated Homes Ltd. to redesignate a portion of Concession B, Part Lot 19 (Golf Course Road) from “Flood and Erosion One Zone”, “North Bay Escarpment”, “Open Space” and “Flood and Erosion Policy Area” to “Residential” be approved;
 - ii) the proposed Zoning By-Law Amendment by Rick Miller on behalf of Consolidated Homes Ltd. to rezone a portion of Concession B, Part Lot 19 (Golf Course Road) from a “Flood and Erosion (O2)” zone to a “Residential First Density (R1)” zone and a “Residential Second Density (R2)” zone be approved.”

All of which is respectfully submitted.

ASSENTS
ANTHONY
BOLDT
BAIN
FEDELI

DISSENTS

- Res. #2007-66: Moved by Councillor Koziol, seconded by Councillor Mendicino
That 1) the request by Peter & Judith Baldasaro to transfer the availability of services ("Water Rights") from two City parcels to their property to create two additional lots be denied;
- 2) the existing two City lots fronting Littledown Lane not be placed for sale as additional building lots until the water system is upgraded to provide adequate water pressure in this area; and
 - 3) a copy of Report EES 2007-004 be forwarded to Peter & Judith Baldasaro for information.

"CARRIED"

- Res. #2007-67: Moved by Councillor Koziol, seconded by Councillor Mendicino
That 1) left turn restrictions not be implemented at the intersection of Airport Road and Surrey Drive at this time;
- 2) the traffic situation be reviewed again when traffic signals are constructed at Airport Road & Pearce Street; and
 - 3) a copy of Report EES 2007-002 dated January 18, 2007 by George Elliott, Senior Municipal Engineer, be forwarded to Marc Courchesne for information.

"CARRIED"

- Res. #2007-68: Moved by Councillor Chirico, seconded by Councillor Campbell
That the Procedural By-Law be amended to allow for educational or training sessions during *in-camera* meetings as provided by Bill 130.

"CARRIED"

- Res. #2007-69: Moved by Councillor Koziol, seconded by Councillor Mendicino
That 1) provision of a sidewalk on the north side of Wickstead Avenue from Mountainview Drive to Lavase Road be considered for inclusion in the future Capital Budget Forecasts;
- 2) a 30 meter "No Parking Anytime" corner restriction be implemented on the southeast corner of the Mountainview Drive and Wickstead Avenue intersection; and
 - 3) copies of Report EES 2007-006 dated January 18, 2007 by George Elliott, Senior Municipal Engineer, be forwarded to Margaret Vipond, Elizabeth Vezina and Lorraine Pitawanakwat for information (including original attachments to Report EES 2002-117 not included in this report).

"CARRIED"

- Res. #2007-70: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council authorize Lucenti, Orlando & Ellies to make such applications as may be required to the Superior Court of Ontario in order to obtain an order amending Plan 36M-638 to combine Lots 26 and 27, Plan 36M-638.

"CARRIED"

- Res. #2007-71: Moved by Councillor Anthony, seconded by Councillor Boldt
That the January 17, 2007 report from Jamie Houston regarding Sudbury-

Nipissing Rails to Trails Committee be received for information purposes.

“CARRIED”

Res. #2007-72:

Moved by Councillor Koziol, seconded by Councillor Mendicino
That the Mayor and City Clerk be authorized to sign the License Agreement between the City and Union Gas Limited for the purpose of using Union Gas Infrastructure information on the City’s GIS and Mapping Information Systems.

“CARRIED”

Res. #2007-73:

Moved by Councillor Koziol, seconded by Councillor Mendicino
That 1) the request to install all way stop controls at the intersection of McIntyre Street West and Harvey Street be denied;

- 2) Traffic & Parking By-Law No. 2002-01 be amended to include parking restrictions on McIntyre Street West by revising the following schedules:

Schedule 18 to Traffic By-Law No. 2002-01
No Parking Areas At Any Time - Section 28

<u>Road</u>	<u>Side</u>	<u>From</u>	<u>To</u>
<u>SECTION M</u>			
McIntyre Street West	North	Durrill Street	Harvey Street

Schedule 20 to Traffic By-Law No. 2002-01
No Parking Areas Restricted Times - Section 30

<u>Road</u>	<u>Side</u>	<u>From</u>	<u>To</u>
McIntyre Street West	South	Durrill Street to Harvey Street	2 hours during 8:00 am to 4:00 pm Monday to Friday Inclusive

- 3) a copy of Report EES 2007-008 dated January 24, 2007 by George Elliott, Senior Municipal Engineer, be forwarded to David Tabachnick for information and to the City Police to request additional enforcement considerations.

“CARRIED”

Res. #2007-74:

Moved by Councillor Anthony, seconded by Councillor Boldt
That City Council approves the appointment of the following Management Committee members to the positions as defined for the purpose of planning and implementing the North Bay Heritage Festival:

<u>Position</u>	<u>Name of Member</u>
Chair	Derek Shogren
Finance Chair	to be determined
Program Chair	to be determined
Marketing & Promotions	Brian Winkworth
Main Stage Chair	Mike Monaghan
Festival Services Chair	Jeff Serran
Sponsorship & Fundraising	Kathleen Cutsey
Emergency Services Chair	Derek Kelleher
City Liaison	Jerry Knox

Legal
Manager
Council Representative
Council Representative
Facilities Chair

Lauren Scully
Darlene Cormier
Mayor Victor Fedeli
Mac Bain
David Schroeder.

“CARRIED”

Res. #2007-75:

Moved by Councillor Chirico, seconded by Councillor Campbell
That the Chief Financial Officer be authorized to adjust development charge rates in accordance with indexing adjustments outlined in Report No. CORP 2007-18.

“CARRIED”

Res. #2007-76:

Moved by Councillor Chirico, seconded by Councillor Campbell
That Council authorize the renewal of an Emergency Response Service Agreement for the radar site operated by Nasittuq Corporation in Beaucage Township.

“CARRIED”

Res. #2007-77:

Moved by Councillor Koziol, seconded by Councillor Mendicino
That 1) Council approve the integration of Public Works and Engineering and Environmental Services effective April 1, 2007 as recommended in the organizational chart attached to Report CAO 2007-01;
2) the City Clerk be directed to bring forward a by-law appointing Alan Korell to the position of Managing Director, Engineering, Environmental Services and Works, effective April 1, 2007; and
3) By-Law No. 2004-198 be amended by including the position of Managing Director, Engineering, Environmental Services and Works at Grade 13.

“CARRIED”

Res. #2007-78:

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

By-Law No. 2007-10 to authorize the sale of lands to Rey and Pat Charron (760 Jane Street).

By-Law No. 2007-12 to authorize the Memorial Gardens Improvement Program.

“CARRIED”

Res. #2007-79:

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

By-Law No. 2007-10 to authorize the sale of lands to Rey and Pat Charron (760 Jane Street).

By-Law No. 2007-12 to authorize the Memorial Gardens Improvement Program.

“CARRIED”

Res. #2007-80: Moved by Councillor Anthony, seconded by Councillor Boldt
That the following by-law be read a first and second time:

By-Law No. 2007-13 to establish and regulate the North Bay Fire and Emergency Services and repeal By-Law No. 2000-30.

“CARRIED”

Res. #2007-81: Moved by Councillor Anthony, seconded by Councillor Boldt
That the following by-law be read a third time and passed:

By-Law No. 2007-13 to establish and regulate the North Bay Fire and Emergency Services and repeal By-Law No. 2000-30.

“CARRIED”

Res. #2007-82: Moved by Councillor Anthony, seconded by Councillor Boldt
That the following by-laws be read a first and second time:

By-Law No. 2007-14 to adopt Official Plan Amendment No. 107 (Consolidated Homes Ltd. - Golf Course Road).

By-Law No. 2007-15 to rezone certain lands on Golf Course Road (Consolidated Homes Ltd.).

“CARRIED”

Res. #2007-83: Moved by Councillor Koziol, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

By-Law No. 2007-11 to amend Traffic & Parking By-Law No. 2002-01, Schedule 5 (Designated Through Highways - Section 10), Schedule 6 (Stop Signs - Section 11) and Schedule 18 (No Parking Areas At Any Times - Section 28).

“CARRIED”

Res. #2007-84: Moved by Councillor Koziol, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

By-Law No. 2007-11 to amend Traffic & Parking By-Law No. 2002-01, Schedule 5 (Designated Through Highways - Section 10), Schedule 6 (Stop Signs - Section 11) and Schedule 18 (No Parking Areas At Any Times - Section 28).

“CARRIED”

Res. #2007-85: Moved by Councillor Boldt, seconded by Councillor Campbell
WHEREAS Premier McGuinty announced that the Province and the Association of Municipalities of Ontario would be undertaking a provincial municipal fiscal service review over the next two years to review the fiscal and service imbalance between the province and the municipal sector;

AND WHEREAS the Ontario Disability Support Program (ODSP) is a provincial administered program that bills the District of Nipissing Social Services Administration Board (DNSSAB) 20% for the cost of benefits and 50% for the costs of administration;

AND WHEREAS the costs over the last seven years for the ODSP program have increased significantly since the funding for this program was devolved;

AND WHEREAS The City of North Bay as the largest municipal contributor to the District of Nipissing Social Services Administration Board bears the largest part of the municipal costs of the ODSP program;

AND WHEREAS The City of North Bay is not receiving its full entitlement from the OMPF (2007) due to a phase-in requirement from the Ministry of Finance;

NOW THEREFORE BE IT RESOLVED that the City of North Bay supports the position of the Northern Ontario Service Deliverers Association in their petition to the Minister of Community and Social Services (letter dated December 22, 2006) to freeze the cost of administration and benefits for the ODSP program at 2006 levels for 2007 and 2008 until such time as the provincial municipal fiscal service review is complete and further that a copy of this resolution be forwarded to municipalities within the jurisdiction of the DNSSAB, Monique Smith, MPP (Nipissing) and the Leaders of the Opposition for their support.

“CARRIED”

Res. #2007-86:

Moved by Councillor Vaillancourt, seconded by Councillor Mendicino WHEREAS the North Bay Parry Sound District Board of Health passed a resolution in December of 2006 requesting the Province and Minister Smitherman support a three-year rolling forecast budgeting process;

AND WHEREAS this “process would allow for the approval of annual budgets ‘and’ ensure that the boards of health and municipalities operate in a predictable financial environment”;

AND WHEREAS the Ministry of Health has a minimum standard of 100% compliance for all mandated programs;

AND WHEREAS achieving such high standards will require a substantial monetary commitment on behalf of the Ministry;

AND WHEREAS the Provincial Government has stated that Health Care is one of their top priorities;

AND WHEREAS the Council of the City of North Bay is of the opinion that the cost of providing health services in the Province of Ontario should be shared equally by all Ontarians;

AND WHEREAS all health services should be funded 100% by the Province;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of North Bay support the position of the North Bay Parry Sound Board of Health in relation to multi-year, stable funding from the Provincial Government;

AND FURTHER THAT a copy of this resolution be sent to the Minister of Health, Monique Smith, MPP (Nipissing), North Bay Parry Sound District Health Unit, and the Leaders of the Opposition Parties.

“CARRIED”

Res. #2007-87:

Moved by Councillor Chirico, seconded by Councillor Mendicino
WHEREAS the level of provincial unconditional funding from the Community Reinvestment Fund (CRF) and the Ontario Municipal Partnership Fund (OMPF) has remained at \$16,611,000 since 2001;

AND WHEREAS during the same period the City of North Bay's Operating Budget expenditures have increased by 30%;

AND WHEREAS during the same period the City of North Bay's tax levy has increased by 41.2%;

AND WHEREAS while the Provincial share of funding for Operating Budget expenditures has dropped from 21.7% to 16.7%, the local tax levy share has increased from 56.5% to 61.3% during the same period;

AND WHEREAS the transition from the CRF to the OMPF was scheduled to result in reductions in block funding from the Province;

AND WHEREAS the province has chosen to defer the reductions by providing one-time funding to ensure the funding does not fall below the 2004 level ;

AND WHEREAS the 2004 CRF level of funding was based on a reconciliation of Local Services Realignment costs to 2002;

AND WHEREAS the Province did complete a reconciliation to update Local Services Realignment costs to 2004 levels and reimbursed the City of North Bay the additional \$970,000 to recognize the increased costs bringing the reconciled CRF funding for 2004 to \$17,581,000;

AND WHEREAS the citizens of North Bay have had to absorb the Local Services Realignment cost increases for 2003 and 2004 and inflationary increases since 2004;

AND WHEREAS the Province has increased funding levels for the OMPF by \$168 million or 25% since it was introduced in March 2005;

AND WHEREAS the City of North Bay has not received any increase in OMPF funding;

AND WHEREAS the Province, the Association of Municipalities of Ontario and the City of Toronto have embarked on a Provincial-Municipal Fiscal and Service Delivery Review to be completed in the spring of 2008;

THEREFORE BE IT RESOLVED THAT the Council of the City of North Bay petition the Province of Ontario to guarantee a minimum increase in

OMPF for 2007 of \$1,617,000, being the reconciled CRF Local Services Realignment costs for 2003 and 2004 totalling \$970,000 and an inflationary increase of 3.7% totalling \$647,000, thereby bringing the stable funding guarantee up to \$18,228,000 in 2007;

AND FURTHER THAT copies of this resolution be forwarded to the Honourable Dalton McGuinty, Premier of Ontario, the Honourable Greg Sorbara, Minister of Finance, the Honourable John Gerretsen, Minister of Municipal Affairs & Housing, the Honourable Rick Bartolucci, Minister of Northern Development and Mines, Ms. Monique Smith, M.P.P. (Nipissing), the Association of Municipalities of Ontario, Federation of Northern Ontario Municipalities and Leaders of the Opposition Parties.

“CARRIED”

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

Yeas: Councillor Chirico, Graham, Bain, Vaillancourt, Mayne, Boldt, Campbell, Anthony, Mendicino, Koziol, Mayor Fedeli

Res. #2007-88: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt That Council give notice of its intent to hold a closed meeting on Saturday, February 17, 2007 for the purpose of strategic planning, pursuant to Section 239.3(1) of the *Municipal Act*, as amended.

“CARRIED”

Res. #2007-89: Moved by Councillor Mendicino, seconded by Councillor Vaillancourt That this Meeting do now adjourn.

“CARRIED”

MAYOR VIC FEDELI

CITY CLERK CATHERINE CONRAD