

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, SEPTEMBER 8TH, 2008**

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

CORRESPONDENCE:

1722696 Ontario Inc.	re Rezoning application - 2671 Trout Lake Road (590)
676585 Ontario Inc./655099 Ontario Limited	re Rezoning and Subdivision applications - Pearce Street (591)
Efecto de Ondas Inc.	re Rezoning application - 495 Oak Street West (589)

REPORTS FROM OFFICERS:

Conrad, C.M.	re Closed meeting investigation process (592)
Elliott, G.	re Funding Cost Share Agreement - McKeown Avenue and Algonquin Avenue intersection improvements (602)
Elliott, G.	re Joint Project Funding - CN Culvert Removal and Chippewa Creek Realignment Project (603)
Hillier, B.	re Radiocommunication and Broadcasting Antenna Systems (600)
Kitlar, S.	re 2009 Northeastern Ontario Recreation Association Conference (599)
Knox, J.D.	re Sports Field - Algonquin Secondary School (601)
McArthur, S.	re Hillview Subdivision - Connaught Avenue (593)
McArthur, S.	re Rezoning application by Northfield Block and Gravel Supply Ltd. - 327 Roy Drive (597)
McArthur, S.	re Rezoning application by Descon Development Corporation - 6625 Highway 63 (598)

Res. #2008-585: Moved by Councillor Chirico, seconded by Councillor Bain
That minutes for the public meetings held on:

- Monday, August 18, 2008; and
- Tuesday, September 2, 2008

be adopted as presented.

"CARRIED"

Res. #2008-586: Moved by Councillor Chirico, seconded by Councillor Bain
That minutes for the closed meetings held on:

- Monday, August 18, 2008; and
- Tuesday, September 2, 2008

be adopted as presented.

"CARRIED"

Res. #2008-587: Moved by Councillor Anthony, seconded by Councillor Mendicino
That Community Services Committee Report No. 2008-07 relating to:

- City of North Bay Zoning By-Law No. 28-80 - Storage Uses

be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2008-27

September 8, 2008

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2008-27 and recommends:

1. That the proposed General Zoning By-Law Amendment regarding Storage Uses by The Corporation of the City of North Bay to define Freight/Sea Containers, Seasonal Garden Centres, Self-Storage Uses and Storage/Transport Trailers and to regulate their use within the City of North Bay of Zoning By-Law No. 28-80 be approved.

All of which is respectfully submitted.

ASSENTS
 ANTHONY
 MENDICINO
 GRAHAM
 FEDELI

DISSENTS

Res. #2008-588: Moved by Councillor Anthony, seconded by Councillor Mendicino
That Community Services Committee Report No. 2008-28 relating to:

- Radio broadcast antenna tower at 3200 Four Mile Lake Road
be adopted as presented.

“CARRIED”

COMMUNITY SERVICES COMMITTEE REPORT NO. 2008-28

September 8, 2008

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2008-28 and recommends:

1. That the City of North Bay offers no objection to the application by Roger Wireless Inc. to install a new radio broadcast antenna tower at 3200 Four Mile Lake Road.

All of which is respectfully submitted.

ASSENTS
 ANTHONY
 MENDICINO
 GRAHAM
 FEDELI

DISSENTS

Res. #2008-589: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the rezoning application by Miller & Urso Surveying Inc. on behalf of Efecto de Ondas Inc., 495 Oak Street West be received and referred to the

Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2008-590: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the rezoning application by Miller & Urso Surveying Inc. on behalf of
1722696 Ontario Inc. - 2671 Trout Lake Road, be received.

“CARRIED”

Res. #2008-591: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the rezoning and subdivision applications by Miller & Urso Surveying
Inc. on behalf of 676585 Ontario Inc. and 655099 Ontario Ltd. - Pearce
Street, be received.

“CARRIED”

Res. #2008-592: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council approve the process for accepting and investigating
complaints made under section 329 of the *Municipal Act, 2001*, as
amended, as set out in Report No. CORP 2008-130.

“CARRIED”

Res. #2008-593: Moved by Councillor Anthony, seconded by Councillor Mendicino
That 1) the Mayor and City Clerk be authorized to sign the Subdivision
Agreement with Millford Development Ltd. for the Hillview Park
Subdivision Agreement for the creation of a twenty-eight (28) lot
subdivision on Connaught Avenue, Norman Avenue and
Gordon Drive in the City of North Bay upon receipt of all security
and required easements;

2) the 0.3 metre reserves along the frontage of Norman Avenue,
Connaught Avenue and Gordon Drive be released and included
as Municipal Road Allowance; and

3) Council grant Final Approval of the Draft Approved Plan of
Subdivision on Connaught Avenue, Norman Avenue and
Gordon Drive - City File No. 48T-85002.

“CARRIED”

Res. #2008-594: Moved by Councillor Chirico, seconded by Councillor Campbell
That accounts totaling \$12,030,725.70 for July 2008 be approved.

“CARRIED”

Res. #2008-595: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That accounts for Royal Bank totaling \$1,479.90 for July 2008 be approved.

“CARRIED”

Councillor Chirico declared a conflict of interest on the above matter as he is employed by Royal Bank.

Res. #2008-596: Moved by Councillor Chirico, seconded by Councillor Campbell
That accounts totaling \$20.00 for MTO (Fisher Street location) for July 2008
be approved.

“CARRIED”

Councillor Graham declared a conflict of interest on the above matter as he is the owner/operation of the MTO, Fisher Street location.

Res. #2008-597: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the recommendation from the Planning Advisory Committee regarding the rezoning application by Miller & Urso Surveying Inc. on behalf of Northfield Block and Gravel Supply Ltd. - 327 Roy Drive, be referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2008-598: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the recommendation from the Planning Advisory Committee regarding the rezoning application by Harriman & Associates on behalf of Descon Development Corporation - 6625 Highway 63, be referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2008-599: Moved by Councillor Anthony, seconded by Councillor Mendicino
That 1) a bid proposal be sent to Northeastern Ontario Recreation Association (NeORA) by the City of North Bay outlining the City's interest and capabilities in hosting the 2009 NeORA Conference; and
2) City Council agrees to support the Conference through the allocation of the required municipal resources.

“CARRIED”

Res. #2008-600: Moved by Councillor Anthony, seconded by Councillor Mendicino
That proponents of Radiocommunication and Broadcasting Antenna Systems be required to meet the public consultation standards of Industry Canada, which shall also include a neighbourhood public meeting, with notice of such meeting and accompanying mapping to be advertised in “The Nugget”, provided to all property owners within 120 metres and provided to the Manager of Planning Services.

“CARRIED”

Res. #2008-601: Moved by Councillor Anthony, seconded by Councillor Mendicino
That City Council endorses the Access Agreement for usage of the Algonquin Sports Field and authorizes the Mayor and City Clerk to sign such agreement.

“CARRIED”

Res. #2008-602: Moved by Councillor Chirico, seconded by Councillor Campbell
That the City enter into the Agreement with the Ministry of Transportation for the undertaking of improvements to the intersection of Algonquin Avenue (Highway 11) and McKeown Avenue with a funding cost share of \$481,000.00 plus 100% of signal lights and electrical costs from the Ministry of Transportation, as prescribed in the Agreement.

“CARRIED”

Res. #2008-603: Moved by Councillor Koziol, seconded by Councillor Bain
That 1) the increase in joint funding of the CN Culvert Removal and Chippewa Creek Realignment Project with the North Bay-Mattawa Conservation Authority be approved; and

- 2) the Chief Financial Officer be authorized to transfer an additional \$157,300.00 from the Project Development Reserve Fund to increase the transfer to \$457,300.00 to fund the project.

“CARRIED”

Res. #2008-604: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a first and second time:

By-Law No. 2008-198 to authorize the acquisition of property for parking purposes.

By-Law No. 2008-199 to authorize the City Hall (Inside) Rehabilitation Program.

By-Law No. 2008-200 to authorize the Drinking Water Quality Management Maintenance System Project.

By-Law No. 2008-203 to execute a Licence of Land Agreement with 1168154 Ontario Inc. relating to Hydro One Corridor lands along Josephine Street and McKeown Avenue.

“CARRIED”

Res. #2008-605: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a third time and passed:

By-Law No. 2008-198 to authorize the acquisition of property for parking purposes.

By-Law No. 2008-199 to authorize the City Hall (Inside) Rehabilitation Program.

By-Law No. 2008-200 to authorize the Drinking Water Quality Management Maintenance System Project.

By-Law No. 2008-203 to execute a Licence of Land Agreement with 1168154 Ontario Inc. relating to Hydro One Corridor lands along Josephine Street and McKeown Avenue.

“CARRIED”

Res. #2008-606: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

By-Law No. 2008-202 to execute a Subdivision Agreement with Millford Development Limited relating to the Hillview Subdivision.

“CARRIED”

Res. #2008-607: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

By-Law No. 2008-202 to execute a Subdivision Agreement with Millford Development Limited relating to the Hillview Subdivision.

“CARRIED”

Res. #2008-608: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

By-Law No. 2008-184 to amend Zoning By-Law No. 28-80 to implement changes to the policies and regulations (Storage Uses).

“CARRIED”

Res. #2008-609: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-law be read a first and second time:

By-Law No. 2008-201 to execute a Pre-Servicing Agreement with 2029562 Ontario Limited relating to the Ashgrove Subdivision.

“CARRIED”

Res. #2008-610: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-law be read a third time and passed:

By-Law No. 2008-201 to execute a Pre-Servicing Agreement with 2029562 Ontario Limited relating to the Ashgrove Subdivision.

“CARRIED”

Res. #2008-611: Moved by Councillor Bain, seconded by Councillor Koziol
WHEREAS the Minister of the Environment on July 22, 2008 gave new direction to amend the Phase 1 Municipal Hazardous or Special Waste (MHSW) Plan, to shift full costs of the program to the stewards including all costs from collection through to final diversion or disposal of the MHSW materials;

AND WHEREAS the City of North Bay will see annual savings of \$125,000.00;

BE IT THEREFORE RESOLVED THAT the City of North Bay send a letter of appreciation to Premier Dalton McGuinty and Minister John Gerretsen, on behalf of the measures they have taken on this important issue;

AND FURTHER BE IT RESOLVED THAT a copy of this resolution be forwarded to Minister Monique Smith and the Federation of Northern Ontario Municipalities for their information and support.

“CARRIED”

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

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

Res. #2008-612: Moved by Councillor Mayne, seconded by Councillor Koziol
WHEREAS the City of North Bay provides exceptional municipal drinking water to the residents of North Bay;

AND WHEREAS the City of North Bay is committed to reducing the use of unnecessary plastics in packaging that accumulate in our landfill and add to the recycling costs of the City of North Bay;

BE IT THEREFORE RESOLVED THAT the City will make every reasonable effort to provide public access to municipal drinking water at all City owned facilities as a viable alternative to bottled water;

AND FURTHER RESOLVED THAT the City of North Bay discourages the use of disposable plastic water bottles and promotes the consumption of City of North Bay water in all public facilities.

“CARRIED”

Res. #2008-613: 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 7:52 p.m. to discuss Item # 15, being proposed or pending litigation by the municipality; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

“CARRIED”

Res. #2008-614: Moved by Councillor Campbell, seconded by Councillor Vaillancourt That Council reconvene at 8:23 p.m.

“CARRIED”

Councillor Chirico did not reconvene with Council.

Res. #2008-615: Moved by Councillor Campbell, seconded by Councillor Bain That this Regular Meeting of Council do now adjourn at 8:24 p.m.

“CARRIED”

MAYOR VIC FEDELI

CITY CLERK CATHERINE CONRAD