

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, NOVEMBER 19TH, 2007**

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

CORRESPONDENCE:

North Bay Parry Sound District re Health Unit Municipal Reserve Fund (766)
Health Unit

REPORTS FROM OFFICERS:

Bullock, P. re Review of procurement options for (751)
purchasing electricity and natural gas
Burke, M.B. re Delegation of authority (749)
Burke, M.B. re Waste Sludge Services Agreement (753)
Burke, M.B. re Encroachment Agreement - 231/237 (754)
Main Street East
Burke, M.B. re YMCA Operating Agreement (757)
Burke, M.B. re Health Unit Municipal Reserve Fund (766)
Burke, M.B. re Electronic attendance at Council Meetings (770)
Burke, M.B. re Chamber of Commerce Lease (780)
Burke, M.B. re Land sale - North end of Olive Street (782)
road allowance
Carvell, D. re Veterans' bus passes (760)
Conrad, C.M. re Delegation of Powers and Duties Policy (750)
Conrad, C.M. re Procedural By-Law (765)
Hillier, B. re Land exchange - Graham Drive road (781)
allowance
Kilgour, I.G. re Lane closure - Charles Street, Lakeshore (756)
Drive, McDonald Avenue and Lee Avenue
Kilgour, I.G. re Lane closure - Park Avenue, Murphy (759)
Street, Doran Avenue and Mary Street
Kilgour, I.G. re Proposed Official Plan Amendment and (762)
proposed Brownfield Community
Improvement Plan
Knox, J.D. re Transit Operational Review (755)
Knox, J.D. re Concession Services - Transit Terminal (768)
Korell, A. re Pedestrian bridge over Chippewa Creek (758)
Lang, A. re Infrastructure Ontario Debenture Issue - (767)
Water Filtration Plant
Ringler, T.G. re Bingo License fee increase (761)
Ringler, T.G. re Collection Agency contract extension (769)
Rocheftort, L. re Reduction, cancellation or refund of (752)
taxes
Rogers, B.A. re Infrastructure Ontario Debenture Issue - (767)
Water Filtration Plant

Res. #2007-746: Moved by Councillor Vaillancourt, seconded by Councillor Graham
That minutes for the public meeting held on:

- Monday, November 5, 2007

be adopted as presented.

"CARRIED"

Res. #2007-747: Moved by Councillor Vaillancourt, seconded by Councillor Graham
That minutes for the closed meetings held on:

- Monday, November 5, 2007
- Monday, November 12, 2007

be adopted as presented.

“CARRIED”

Res. #2007-748: Moved by Councillor Chirico, seconded by Councillor Vaillancourt
That General Government Committee Report No. 2007-12 relating to:

- a Widdifield Colonization Road

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2007-12

November 19, 2007

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2007-12 and recommends:

1. That Council advertise the proposed closure of a never maintained Widdifield Colonization Road being Pin #49126-0221.

All of which is respectfully submitted.

ASSENTS
CHIRICO
MAYNE
VAILLANCOURT
FEDELI

DISSENTS
CAMPBELL

Res. #2007-749: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council delegate to the City Solicitor the ability to sign such documentation as may be reasonable required to give effect to resolutions previously passed by Council.

“CARRIED”

Res. #2007-750: Moved by Councillor Chirico, seconded by Councillor Campbell
That the City of North Bay adopt, by by-law, the Delegation of Powers and Duties Policy attached to Report No. CORP 2007-178.

“CARRIED”

Res. #2007-751: Moved by Councillor Koziol, seconded by Councillor Mendicino
That the Managing Director of Engineering, Environmental Services and Works and the Chief Financial Officer be authorized to develop cost management strategies to procure electricity and natural gas for City operations.

“CARRIED”

Res. #2007-752: Moved by Councillor Chirico, seconded by Councillor Campbell
That the tax appeal applications attached to CORP Report No. 2007-171 that have been returned with a positive recommendation from the Municipal Property Assessment Corporation, be adjusted for the period set out on each application form and that the applicable taxes be cancelled, reduced or refunded as authorized by Sections 357 & 358 of the *Municipal Act*, S.O. 2001, c.25.

“CARRIED”

Res. #2007-753: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council authorize an Agreement with Ontario Realty Corporation on behalf of the Ministry of Public Infrastructure Renewal to allow for the disposal of waste sludge from the North Bay Psychiatric Hospital.

“CARRIED”

Res. #2007-754: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council authorize an Encroachment Agreement for Main East Holdings limited (Kendall Sinclair Finch, Chartered Accountants) at 231-237 Main Street East.

“CARRIED”

Res. #2007-755: Moved by Councillor Anthony, seconded by Councillor Bain
That Report to Council CSBU 2007-106 be received by Council as information and the reference to a Transit Operational Review be removed from listing of Council items referred for a report.

“CARRIED”

Res. #2007-756: Moved by Councillor Campbell, seconded by Councillor Mayne
That

- 1) the application by Hilre Investments Ltd. to close a laneway abutting Lots 142, 143, 170 & 171, Plan 83, be approved;
- 2) the closure of the laneway be subject to the granting of any requirement easements; and
- 3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

“CARRIED”

Councillor Chirico declared a conflict of interest on the above matter and Hilre Investments is a client of his employer.

Res. #2007-757: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council authorize the Supplementary Lease to add the former Centennial Pool to the original 1967 Lease for 99 years to the North Bay and District YMCA for \$1.00.

“CARRIED”

Res. #2007-758: Moved by Councillor Koziol, seconded by Councillor Mendicino
That D.J. Venasse Construction Limited be authorized by City Council to repair the pedestrian bridge over Chippewa Creek at Oak Street at a cost of \$50,000.00 and that the funding come out of Capital Budget Project Line No. 56, Bridge Rehabilitation.

“CARRIED”

- Res. #2007-759: Moved by Councillor Chirico, seconded by Councillor Campbell
That
- 1) the application by Ken & Mary Whitwell to close a laneway abutting Lots 484½, 485, 117 and Part 118, Plan M-177, 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. #2007-760: Moved by Councillor Anthony, seconded by Councillor Bain
That Council receive Report CSBU 2007-105 dated November 8, 2007 as information and recognizes ONTERA's sponsorship of Veteran Bus Passes.

“CARRIED”

- Res. #2007-761: Moved by Councillor Chirico, seconded by Councillor Campbell
That the report from T.G. Ringler dated November 13, 2007 relating to Bingo Licensing fee increase be referred to the General Government Committee.

“CARRIED”

- Res. #2007-762: Moved by Councillor Anthony, seconded by Councillor Bain
That
- 1) Report No. CSBU 2007-107 from Ian Kilgour be referred to the Community Services Committee;
 - 2) the City Clerk schedule a Public Meeting for the review of the proposed Official Plan Amendment and proposed Brownfield Community Improvement Plan; and
 - 3) City Staff provide a supplemental Report to Council after the Public Meeting for their review and consideration.

“CARRIED”

- Res. #2007-763: Moved by Councillor Chirico, seconded by Councillor Campbell
That accounts totaling \$10,019,650.08 for October 2007 be approved.

“CARRIED”

- Res. #2007-764: Moved by Councillor Campbell, seconded by Councillor Mayne
That accounts for Royal Bank totaling \$1,454.08 for October 2007 be approved.

“CARRIED”

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

- Res. #2007-765: Moved by Councillor Chirico, seconded by Councillor Campbell
That Report to Council No. CORP 2007-172 regarding the updated Procedural By-Law be received and referred to the General Government Committee for a Public Meeting under the *Municipal Act*.

“CARRIED”

- Res. #2007-766: Moved by Councillor Chirico, seconded by Councillor Campbell
That 1) Council approve a Memorandum of Agreement for a Municipal Reserve Fund for the North Bay Parry Sound District Health Unit, not to exceed 5% of the Health Unit's total annual operating budget for all Health Unit Programs; and
- 2) Council authorize the Mayor and City Clerk to execute the Memorandum of Agreement for a Municipal Reserve Fund.

"CARRIED"

- Res. #2007-767: Moved by Councillor Chirico, seconded by Councillor Campbell
That By-Law No. 2007-223 authorizing the borrowing of serial debentures in the amount of \$9,000,000 for the North Bay Water Filtration Plant be presented for three (3) readings on December 3, 2007.

"CARRIED"

- Res. #2007-768: Moved by Councillor Anthony, seconded by Councillor Bain
That Council authorize revisions to the Agreement with Marco Concessions to provide concession services at the Transit Terminal.

"CARRIED"

- Res. #2007-769: Moved by Councillor Chirico, seconded by Councillor Campbell
That 1) the Agreement with NCO Financial Services Inc. relating to collection services for defaulted Provincial Offences fines be extended for three (3) years; and
- 2) the City of North Bay seek approval of the Ministry of the Attorney General to recover the Collection Agency costs associated with defaulted fines.

"CARRIED"

- Res. #2007-770: Moved by Councillor Chirico, seconded by Councillor Campbell
That as the *Municipal Act, 2001* does not allow Members of Council to attend Council Meetings by electronic means, the request by Maureen Boldt to attend Council Meetings by electronic conference be denied.

"CARRIED"

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

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

- Res. #2007-771: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a first and second time:
- By-Law No. 2007-220 to authorize the Long-Term Water Metering Strategy Project.
- By-Law No. 2007-221 to execute an Agreement with The North Bay General Hospital relating to additional parking (Bourke Street Playground)
- By-Law No. 2007-222 to authorize the sale of lands no longer required for municipal purposes to Dimitrios Kolios (Champlain Street).

By-Law No. 2007-226 to execute a Forbearance Agreement with the District of Nipissing Social Services Administration Board and The First National Financial GP Corporation relating to the provision of a Municipal Housing Facility at 280 Oakwood Avenue, North Bay.

“CARRIED”

Res. #2007-772: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a third time and passed:

By-Law No. 2007-220 to authorize the Long-Term Water Metering Strategy Project.

By-Law No. 2007-221 to execute an Agreement with The North Bay General Hospital relating to additional parking (Bourke Street Playground)

By-Law No. 2007-222 to authorize the sale of lands no longer required for municipal purposes to Dimitrios Kolios (Champlain Street).

By-Law No. 2007-226 to execute a Forbearance Agreement with the District of Nipissing Social Services Administration Board and The First National Financial GP Corporation relating to the provision of a Municipal Housing Facility at 280 Oakwood Avenue, North Bay.

“CARRIED”

Res. #2007-773: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-law be read a first and second time:

By-Law No. 2007-227 to execute an Agreement with the Ontario Realty Corporation relating to the disposal of waste sludge from the North Bay Psychiatric Hospital.

“CARRIED”

Res. #2007-774: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-law be read a third time and passed:

By-Law No. 2007-227 to execute an Agreement with the Ontario Realty Corporation relating to the disposal of waste sludge from the North Bay Psychiatric Hospital.

“CARRIED”

Res. #2007-775: Moved by Councillor Koziol, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

By-Law No. 2007-225 to execute an Agreement with Energy Advantage Inc. relating to a Corporate Green Plan.

“CARRIED”

Res. #2007-776: Moved by Councillor Koziol, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

By-Law No. 2007-225 to execute an Agreement with Energy Advantage Inc. relating to a Corporate Green Plan.

“CARRIED”

- Res. #2007-777a: Moved by Councillor Anthony, seconded by Councillor Mendicino
That 1) the City of North Bay seek volunteer board members to again run the free, family oriented "Summer in the Park" event on the August long weekend (Aug 2nd & 3rd), 2008;
- 2) the previous Committee Chair, Mr. Derek Shogren be welcomed back to again head the Committee; and
 - 3) staff report to Council on any contact from private/commercial parties who have shown an interest in running concerts or other forms of entertainment on City-owned waterfront land during the Civic Holiday Long Weekend.

"CARRIED"

- Res. #2007-777b: Moved by Councillor Bain, seconded by Councillor Koziol
That the motion by Councillor Anthony relating to the 2008 "Summer in the Park" event be amended to add:
- 4) If no private/commercial party comes forward by January 5, 2008, that the Committee consider the opportunity to have nightly entertainment on the Friday and Saturday nights.

"LOST"

- Res. #2007-778: Moved by Councillor Chirico, seconded by Councilor Campbell
That Council adjourn in-camera at 8:13 p.m. to discuss Items #23, 24 and 25, being proposed or pending acquisitions or disposals of land by the municipality or local board.

"CARRIED"

- Res. #2007-779: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council reconvene at 8:30 p.m.

"CARRIED"

- Res. #2007-780: Moved by Councillor Chirico, seconded by Councillor Campbell
That the existing Chamber of Commerce Lease be renewed for a further period of ten (10) years.

"CARRIED"

- Res. #2007-781: Moved by Councillor Chirico, seconded by Councillor Campbell
That 1) the 0.53 acres of an unopened portion of Graham Drive, as described as Item #1 on Schedule C to Report to Council No. CSBU 2007-109 be transferred to Feldcamp Investments Limited, at no cost providing that:
- a) the City is not responsible for the condition of the property;
 - b) Feldcamp Investments Limited agrees to provide a satisfactory Record of Site Condition on the City Lands and accepts all liability and costs associated with the clean up of the property and remediates the property within a 12 month period, commencing on the date of transfer;

- c) that 0.28 acres of land owned by Feldcamp Investments Limited described as Item #2 on Schedule C to Report to Council No. CSBU 2007-109, be transferred to the City of North Bay at no cost; and
- 2) the City of North Bay have a reference plan prepared by a land surveyor, which describes the land to be transferred.

“CARRIED”

Res. #2007-782: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council accept the offer from Castle Arms Non-Profit Apartment Corporation of \$20,000.00 for the purchase of the road allowance at the north-end of Olive Street adjacent to Castle Arms Non-Profit Apartment Corporation Building III at 520 Olive Street.

“CARRIED”

Res. #2007-783: Moved by Councillor Vaillancourt, seconded by Councillor Graham
That this Regular Meeting of Council do now adjourn.

“CARRIED”

MAYOR VIC FEDELI

CITY CLERK CATHERINE CONRAD