

**MINUTES OF THE REGULAR MEETING  
OF CITY COUNCIL  
HELD TUESDAY, SEPTEMBER 7<sup>TH</sup>, 2010**

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

**PUBLIC PRESENTATION:**

Nil

**CORRESPONDENCE:**

Miller & Urso Surveying Inc.	re Rezoning application o/b City of North Bay - John Street & Third Avenue East	(576)
Miller & Urso Surveying Inc.	re Rezoning application o/b 884054 Ontario Inc. - Highway 17 East	(588)

**REPORTS FROM OFFICERS:**

Carello, P.	re OPA & rezoning application o/b Terrence Lucenti - Hwy #11 North	(575)
Carello, P.	re Laneway closure - Montrose/Carruthers/ Robarts/Harrison - 605 Montrose Ave.	(581)
Courville, E.	re Variance to Sign By-Law - André Lacroix - 221 Algonquin Avenue	(577)
Cox, A.	re Capital Budget Project - City Trunk Rehabilitation Program	(578)
Cox, A.	re Capital Budget Project - Sanitary Sewer Inflow & Infiltration Program	(579)
Cox, A.	re Capital Budget Project - Bulk Water / Septage Disposal Program	(580)
Karpenko, M.	re 2009 Consolidated Financial Statements	(584)
Manning, J.	re RFP 2010-100, Supply & Installation of New Bus Wash System	(586)
Manning, J.	re Tender 2010-93, Kerr Park Community Centre Upgrades	(587)
Rochefort, L.	re Reduction, Cancellation or Refund of Taxes	(585)

**Res. #2010-573:** Moved by Councillor Mendicino, seconded by Councillor Vaillancourt  
That minutes for the public meeting held on:

- Monday, August 23, 2010

be adopted as presented.

"CARRIED"

**Res. #2010-574:** Moved by Councillor Mendicino, seconded by Councillor Vaillancourt  
That minutes for the closed meeting held on:

- Monday, August 23, 2010

be adopted as presented.

"CARRIED"

Res. #2010-575: Moved by Councillor Mendicino, seconded by Councillor Graham  
That the recommendation from the Planning Advisory Committee regarding the Official Plan Amendment and rezoning application by J. L. Richards & Associates on behalf of Terrence Lucenti – Highway 11 North be referred to the Community Services Committee for a Public meeting.

“CARRIED”

Res. #2010-576: Moved by Councillor Mendicino, seconded by Councillor Graham  
That the rezoning application by Miller & Urso Surveying Inc. on behalf of the City of North Bay – John Street & Third Avenue be received.

“CARRIED”

Councilor Bain declared a conflict of interest as he owns property in the neighbourhood.

Res. #2010-577: Moved by Councillor Mendicino, seconded by Councillor Graham  
That Council approve the request to vary Sign By-Law 2006-143, Section 8.4.2.(c) to increase the maximum size of a fascia sign from 3sq.m (32sq.ft.) to 10.7sq.m (115sq.ft.) to be placed on the outside building face overlooking the existing parking area located at 221 Algonquin Avenue.

“CARRIED”

Res. #2010-578: Moved by Councillor Koziol, seconded by Councillor Bain  
That a Capital Expenditure By-Law be prepared for Council’s consideration to authorize the 3060SS City Trunk Rehabilitation Program for the Engineering, Environmental Services and Works Department, being 2010 Water and Sanitary Sewer Capital Budget Project Line Item #W2, at a net debenture cost of \$300,000.00.

“CARRIED”

Res. #2010-579: Moved by Councillor Koziol, seconded by Councillor Bain  
That a Capital Expenditure By-Law be prepared for Council’s consideration to authorize the 3070SS Sanitary Sewer Inflow and Infiltration Program for the Engineering, Environmental Services and Works Department, being 2010 Water and Sanitary Sewer Capital Budget Project Line Item #W39, at a net debenture cost of \$100,000.00.

“CARRIED”

Res. #2010-580: Moved by Councillor Koziol, seconded by Councillor Bain  
That a Capital Expenditure By-Law be prepared for Council’s consideration to authorize the 3071WS Bulk Water / Septage Disposal Program for the Engineering, Environmental Services and Works Department, being 2010 Water and Sanitary Sewer Capital Budget Project Line Item #W40, at a net debenture cost of \$300,000.00.

“CARRIED”

Res. #2010-581: Moved by Councillor Chirico, seconded by Councillor Campbell  
That

- 1) the application by Valin Partners on behalf of Mark Lee Nowry to close a laneway located beside their property at 605 Montrose Avenue, as shown on Schedule “A” attached to Report to Council CSBU 2010-72, dated August 31, 2010 be approved;
- 2) the closure of the laneway be subject to the granting of any required easements; and
- 3) the Chief Financial Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

“CARRIED”

Res. #2010-582: Moved by Councillor Chirico, seconded by Councillor Campbell  
That accounts totaling \$12,830,688.63 for July 2010 be approved.

“CARRIED”

Res. #2010-583: Moved by Councillor Campbell, seconded by Councillor Vaillancourt  
That accounts for Royal Bank totaling \$2,222.85 for July 2010 be approved.

“CARRIED”

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

Res. #2010-584: Moved by Councillor Chirico, seconded by Councillor Campbell  
That 1) the 2009 Consolidated Financial Statements be received; and  
2) the Mayor and Chief Financial Officer of the City of North Bay be authorized to approve the 2009 Consolidated Financial Statements.

“CARRIED”

Res. #2010-585: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the tax appeal applications attached to Report to Council CORP 2010-140 that have been returned with a positive recommendation from the Municipal Property Assessment Corporation and application 2010-44, be adjusted for the period set out on each application form and that the applicable taxes be cancelled, reduced or refunded as authorized by Section 357 of the *Municipal Act*, S.O. 2001, c.25.

“CARRIED”

Res. #2010-586: Moved by Councillor Mendicino, seconded by Councillor Graham  
That North Bay City Council approve the award of a contract to Wagg's Petroleum Equipment Ltd. in the amount of \$160,139.00 (HST extra), for the supply and installation of a new bus wash system.

“CARRIED”

Res. #2010-587: Moved by Councillor Mendicino, seconded by Councillor Graham  
That North Bay City Council approve the award of a contract to Dominion Construction in the amount of \$82,850.00 (HST incl.), to construct the upgrades required to Kerr Park Community Centre.

“CARRIED”

Res. #2010-588: Moved by Councillor Mendicino, seconded by Councillor Graham  
That the rezoning application by Miller & Urso Surveying Inc. on behalf of 884054 Ontario Inc. - Highway 17 East be received and referred to the Community Services Committee for a Public Meeting.

“CARRIED”

Res. #2010-589: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-law be read a third time and passed:

By-Law No. 2010-189 to stop up, close and convey a portion of a laneway in a block bounded by Regina Street, Ellis Street, Franklin Street and Laurier Avenue.

“CARRIED”

Res. #2010-590: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-law be read a first and second time:

By-Law No. 2010-204 to authorize the alteration of York Street.

“CARRIED”

Res. #2010-591: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-laws be read a first and second time:

By-Law No. 2010-198 to authorize the 2010 Asphalt Resurfacing Program.

By-Law No. 2010-199 to authorize the 2010 Information Systems  
Technology Capital Projects and Water & Sanitary Sewer Capital Projects.

By-Law No. 2010-200 to authorize the purchase of a vacant lot from C & C  
Properties Inc. for the Provincial Offences parking lot (347 McIntyre Street  
East).

By-Law No. 2010-201 to authorize the sale of lands no longer required for  
municipal purposes to Martel & Mitchell Physiotherapy (CR Right-of-Way  
Lands – Third Avenue at Cassells Street).

“CARRIED”

Res. #2010-592: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-laws be read a third time and passed:

By-Law No. 2010-198 to authorize the 2010 Asphalt Resurfacing Program.

By-Law No. 2010-199 to authorize the 2010 Information Systems  
Technology Capital Projects and Water & Sanitary Sewer Capital Projects.

By-Law No. 2010-200 to authorize the purchase of a vacant lot from C & C  
Properties Inc. for the Provincial Offences parking lot (347 McIntyre Street  
East).

By-Law No. 2010-201 to authorize the sale of lands no longer required for  
municipal purposes to Martel & Mitchell Physiotherapy (CR Right-of-Way  
Lands – Third Avenue at Cassells Street).

“CARRIED”

Res. #2010-593: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-law be read a first and second time:

By-Law No. 2010-202 to authorize the sale of lands no longer required for  
municipal purposes to John and Susan Thayer (CN Right-of-Way Lands –  
Third Avenue West).

“CARRIED”

Res. #2010-594: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-law be read a third time and passed:

By-Law No. 2010-202 to authorize the sale of lands no longer required for  
municipal purposes to John and Susan Thayer (CN Right-of-Way Lands –  
Third Avenue West).

“CARRIED”

Res. #2010-595: Moved by Councillor Chirico, seconded by Councillor Campbell  
That Council adjourn in-camera pursuant to section 239.(2) of the  
*Municipal Act, 2001*, as amended, at 7:16 p.m. for the following reason:  
Item #16, being a pending litigation matter affecting the municipality.

“CARRIED”

Res. #2010-596: Moved by Councillor Chirico, seconded by Councillor Campbell  
That Council reconvene at 7:33 p.m.

“CARRIED”

Res. #2010-597: Moved by Councillor Graham, seconded by Councillor Mayne  
That the motion by Councillor Mendicino to amend the amendment to  
Community Services Committee Report No. 2010-17 relating to the  
rezoning application by the City of North Bay – Gertrude Street East, Ethel  
Street and Strathcona Drive (Tweedsmuir Development), be reconsidered.

“LOST”

Record of Vote (*in accordance with Procedural By-Law 2007-218*)

Yeas: Councillors Graham, Vrebosch-Merry, Mayne

Nays: Councillors Mendicino, Chirico, Bain, Vaillancourt, Campbell, Koziol, Mayor Fedeli

Res. #2010-598: Moved by Councillor Vaillancourt, seconded by Councillor Vrebosch-Merry  
That this Regular Meeting of Council do now adjourn at 7:34 p.m.

“CARRIED”

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MAYOR VICTOR FEDELI

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CITY CLERK CATHERINE CONRAD