

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, MAY 31ST, 2010**

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

PUBLIC PRESENTATION:

Jean Lauret, Master Meter Canada	re Water Meter Installation
Richard Dinnes	re Food Bank
David Stoddart, Neptune Canada	re Water Meters

CORRESPONDENCE:

Goodridge Planning Solutions	re Rezoning application o/b Don & Michelle Seguin - Carmichael Drive	(389)
------------------------------	--	-------

REPORTS FROM OFFICERS:

Burke, M.	re Expropriation of Lands from 600 Gormanville Road	(392)
Burke, M.	re Hydro Reserve Fund	(395)
Carello, P.	re Rezoning application - Autogene Industries North Bay Inc. - 1891 Seymour Street	(390)
Conrad, C.	re Repeal Pesticide By-Law No. 2005-03	(387)
Conrad, C.	re Municipal Elections 2010 - Appointment of Compliance Audit Committee	(403)
Cox, A.	re 2010 Capital Budget Project - 3004RD Road Rehabilitation Program	(386)
Kilgour, I.	re Final Approval to Draft Approved Plan of Subdivision - 2183126 Ontario Ltd. - Pinewood Park Drive & Fairway Drive	(393)
Knox, J.	re Sale of City Owned Lands - Cassells Street @ Third Avenue	(404)
Knox, J.	re Lease of Waterfront Property - "The Boat"	(405)
Manning, J.	re Tender No. 2010-21, Supply of Two Crew Cab Trucks c/w Service Body	(388)
Manning, J.	re Tender 2010-60, Supply of Waterworks, Manhole & Sewer Supplies	(391)
Manning, J.	re Tender 2010-59, Supply and Installation of Two Mobile Electronic-Hydraulic Wheel Engaging Column Lifts	(394)

Res. #2010-384: Moved by Councillor Vaillancourt, seconded by Councillor Mendicino That minutes for the public meetings held on:

- Monday, May 3, 2010; and
 - Monday, May 17, 2010
- be adopted as presented.

"CARRIED"

Res. #2010-385: Moved by Councillor Vaillancourt, seconded by Councillor Bain That minutes for the closed meeting held on:

- Monday, May 17, 2010
- be adopted as presented.

"CARRIED"

Res. #2010-386: Moved by Councillor Koziol, seconded by Councillor Bain
That the City Clerk prepare a By-Law for approval to fund the 3004RD Road Rehabilitation program for the Engineering, Environmental Services and Works Department, being a 2009 Project Line #13 for \$150,000.00, a 2010 Project Line #42 for \$50,000.00 and a 2010 Project Line #20 for \$100,000.00, at a net debenture cost of \$300,000.00.

“CARRIED”

Res. #2010-387: Moved by Councillor Koziol, seconded by Councillor Bain
That Council authorize a By-Law to repeal the City of North Bay’s Pesticide By-Law No. 2005-03, as amended.

“CARRIED”

Res. #2010-388: Moved by Councillor Koziol, seconded by Councillor Bain
That North Bay City Council approve a contract be issued to George Stockfish Ford Sales (1987) Ltd., in the amount of \$118,178.14 (taxes extra), for the supply of two (2) crew cab trucks c/w service body.

“CARRIED”

Res. #2010-389: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the rezoning application by Goodridge Planning Solutions on behalf of Donald & Michelle Seguin - Carmichael Drive be received.

“CARRIED”

Res. #2010-390: 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 Autogene Industries North Bay Inc. - 1891 Seymour Street be referred to the Community Services Committee and for a Public Meeting.

“CARRIED”

Res. #2010-391: Moved by Councillor Koziol, seconded by Councillor Bain
That North Bay City Council approve a contract be awarded to Wamco Waterworks Northern Inc., in the amount of \$111,848.76 (taxes extra), to supply waterworks, manhole and sewer supplies on an as and when requested basis from the date of contract to June 30, 2011.

“CARRIED”

Res. #2010-392: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That Council ratify the comprehensive settlement of land value, interest and costs for 600 Gormanville Road, as follows:

- i) \$127,000.00 for land and easement value;
- ii) no claim for injurious affection;
- iii) prejudgment interest to the date of payment in full of the \$127,000.00;
- iv) payment of legal fees, being \$15,114.00 as of February 25, 2010;
- v) payment of planning consultant fees to Paul Goodridge of \$1,196.00; and
- vi) payment of appraisal costs of \$11,392.00.

“CARRIED”

Res. #2010-393: Moved by Councillor Anthony, seconded by Councillor Mendicino
That 1) Council grant Final Approval to the Draft Approved Plan of Subdivision, Pinewood Park Drive and Fairway Drive - City File No. 48T-08105; and

- 2) the Mayor and City Clerk be authorized to sign the Subdivision Agreement with 2183126 Ontario Ltd., for the Dolata Subdivision, to permit the creation of a five (5) lot subdivision on Pinewood Park Drive and Fairway Drive in the City of North Bay upon receipt of all security and required easements.

“CARRIED”

Res. #2010-394: Moved by Councillor Anthony, seconded by Councillor Mendicino
That North Bay City Council approve the award of a contract to Novaquip Lifting Systems Inc., in the amount of \$75,100.00 (taxes extra), for the supply of two (2) mobile electro-hydraulic wheel engaging column lifts model FT1082-2FWF.

“CARRIED”

Res. #2010-395: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That

- 1) Council express its confidence in North Bay Hydro and the manner in which the Board of Directors is supervising the enterprise;
- 2) Council confirm that the \$1,000,000.00 dividend received from North Bay Hydro in 2008 was a legitimate financial decision, with the funds applied to a Hydro Reserve Fund;
- 3) Council maintain the existing Shareholder Declaration; and
- 4) as the stranded debt charges applied to North Bay Hydro are outside the scope of authority of North Bay Hydro, the presentation by Don Rennick be noted and filed.

“CARRIED”

Res. #2010-396: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That the following by-laws be read a first and second time:

By-Law No. 2010-46 to provide for the levy and collection of special charges in respect of certain business improvement areas.

By-Law No. 2010-131 to authorize the exchange of lands with Russell Bell (CN Right-of-Way lands and property located at 573 Galt Street).

By-Law No. 2010-140 to authorize the Long Term Needs Study.

By-Law No. 2010-141 to authorize the Heritage North Bay Parkland Program.

By-Law No. 2010-142 to authorize the 2010 Asphalt Resurfacing Program.

By-Law No. 2010-143 to authorize the Main Street Reconstruction Paving Stone Resurfacing Program.

By-Law No. 2010-144 to authorize the Asset Management Program.

By-Law No. 2010-145 to amend By-Law No. 2002-133 to confirm roads and streets maintained by the City of North Bay.

By-Law No. 2010-146 to regulate the sale of fireworks and for prohibiting the sale of fireworks on certain days during the year.

“CARRIED”

Res. #2010-397: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That the following by-laws be read a third time and passed:

By-Law No. 2010-46 to provide for the levy and collection of special charges in respect of certain business improvement areas.

By-Law No. 2010-131 to authorize the exchange of lands with Russell Bell (CN Right-of-Way lands and property located at 573 Galt Street).

By-Law No. 2010-140 to authorize the Long Term Needs Study.

By-Law No. 2010-141 to authorize the Heritage North Bay Parkland Program.

By-Law No. 2010-142 to authorize the 2010 Asphalt Resurfacing Program.

By-Law No. 2010-143 to authorize the Main Street Reconstruction Paving Stone Resurfacing Program.

By-Law No. 2010-144 to authorize the Asset Management Program.

By-Law No. 2010-145 to amend By-Law No. 2002-133 to confirm roads and streets maintained by the City of North Bay.

By-Law No. 2010-146 to regulate the sale of fireworks and for prohibiting the sale of fireworks on certain days during the year.

“CARRIED”

Res. #2010-398: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That the following by-law be read a third time and passed:

By-Law No. 2010-121 to stop up, close and convey a portion of the McKeown Avenue and Shea Street road allowances.

“CARRIED”

Res. #2010-399: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

By-Law No. 2010-147 to execute a Subdivision Agreement with 2183126 Ontario Ltd., relating to the Dolata Subdivision (Pinewood Park Drive and Fairway Drive).

“CARRIED”

Res. #2010-400: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

By-Law No. 2010-147 to execute a Subdivision Agreement with 2183126 Ontario Ltd., relating to the Dolata Subdivision (Pinewood Park Drive and Fairway Drive).

“CARRIED”

Res. #2010-401: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That Council adjourn in-camera pursuant to section 239.(2) of the *Municipal Act, 2001*, as amended, at 7:37 p.m. for the following reasons: Item #11, being personal matters about identifiable individuals; Item #12, being the potential sale of municipal lands; and Item #13, being the potential lease of municipal lands.

“CARRIED”

Res. #2010-402: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That Council reconvene at 7:56 p.m.

“CARRIED”

Res. #2010-403: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That Council appoint Brian Baker, Robert Barton and Gary Jodouin to
the Municipal Election Compliance Audit Committee for a term to expire
November 30, 2014.

“CARRIED”

Res. #2010-404: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That 1) the parcel of vacant land described as Plan 21, Part Lots 652
to 654, Reference Plans 36R-12329 and 36R-11400, north
portion (41 feet) of Part 5 and all of Part 6 along Cassells
Street at Third Avenue West (former CN Rail Lands) as shown
on Schedule “A” to Report to Council CSBU 2010-76, be
declared surplus for Municipal needs;

2) Council declare it is desirable for economic development
purposes to make every effort to facilitate the sale of the
subject property to parties that will construct a commercial
building on the subject property;

3) Council authorize the sale of the subject property as is, subject
to easements for any existing services and utilities, at the net
appraised value of \$137,900.00 or as negotiated by staff for
Council approval; and

4) staff make available a Record of Site Condition to proponents
to assist them in undertaking their own due diligence so as to
satisfy themselves that the property is suitable for its intended
use.

“CARRIED”

Res. #2010-405: Moved by Councillor Anthony, seconded by Councillor Mendicino
That staff be authorized to enter into an Agreement with the operator of
“The Boat” for the use of the property adjacent to “The Boat” in
exchange for the installation of interlocking brick.

“CARRIED”

Res. #2010-406: Moved by Councillor Vaillancourt, seconded by Councillor Mendicino
That this Regular Meeting of Council do now adjourn at 7:59 p.m.

“CARRIED”

MAYOR VICTOR FEDELI

CITY CLERK CATHERINE CONRAD