



Council

Agenda

**Regular Meeting of Council
August 26, 2013
at 7:00 p.m.**

MEETINGS

**FOR THE WEEK OF
AUGUST 26TH, 2013**

Monday, August 26, 2013

6:00 p.m.

Committee Meeting of Council
Council Chambers, 2nd Floor

7:00 p.m.

Regular Meeting of Council
Council Chambers, 2nd Floor

**THE CORPORATION OF THE CITY OF NORTH BAY
REGULAR MEETING OF COUNCIL HELD
MONDAY, AUGUST 26TH, 2013**

PUBLIC PRESENTATIONS:

Sandy O'Grady	re	Development at 750 Scollard Street
Mickey Wallace	re	Development at 750 Scollard Street
Penny Wallace	re	Development at 750 Scollard Street
Ellen Howard	re	Development at 750 Scollard Street

PUBLIC MEETING MINUTES:

Monday, August 12, 2013

COMMITTEE REPORTS:

Community Services Committee Report No. 2013-20

CORRESPONDENCE:

1. Rezoning application by Stantec Consulting Ltd. on behalf of Theresa Hutter – 5409 Highway 11 North (D14/2013/HUTTE/HWY11N).
2. Official Plan Amendment & Rezoning applications by Goodridge Planning & Surveying Ltd. on behalf of Pea Air Ware Inc., Joanne Penney, Larry & Deborah Painter and William & Barbara Kirton – 400, 500 516 & 540 Carmichael Drive (D09/D14/2013/PAWI/400CARMD).
3. Report from Grant Love dated August 12, 2013 re Replacement Vehicles for Fire Prevention (F05/2013/FIRE/6113FD).
4. Report from Peter Carello dated August 7, 2013 re Rezoning application by Miller & Urso Surveying Inc. on behalf of Ronald Fortier, Guy Blanchard, Matthieu Blanchard and Kelly Fortin – 232 Maplewood Avenue (D14/2013/FORBL/232MAPLE).
5. Report from Peter Carello dated August 7, 2013 re Rezoning application by Miller & Urso Surveying Inc. on behalf of Ronald Fortier – 230 Maplewood Avenue (D14/2013/FORTI/230MAPLE).
6. Report from Peter Carello dated August 20, 2013 re Kolios Subdivision, Final Approval – Carmichael Drive (D12/2012/KOLIO/CARMICHA).
7. Report from Remi Renaud dated August 13, 2013 re 2013 Transit Capital Budget Allocation (F05/2013/TRANS/6132TR).

8. Report from Erin Vaughan dated August 12, 2013 re Stall the Fall Event (M02/2013/SPECI/STFE).
9. Report from Ian Kilgour dated August 19, 2013 re Veteran's Ball Field Grass Infield Agreement (R05/2013/PARKS/VETERANS).
10. Report from Paul Valenti dated August 20, 2013 re Tender 2013-54, Supply, Treat and Stockpile Screened Sand (F18/2013/TENDE/GENERAL).
11. Report from Paul Valenti dated August 20, 2013 re Tender 2013-55, Bulk Road Salt (F18/2013/TENDE/GENERAL).
12. Report from Paul Valenti dated August 20, 2013 re Tender 2013-57, Salt Brine Storage System (F05/2013/ROADS/6100FL).
13. Report from Al Lang dated August 19, 2013 re Investment Policy (A09/2013/POLCY/INVEST).
14. Report from Al Lang dated August 20, 2013 re 2013 Debt Issue (F08/2013/DEBEN/GENERAL).

General Government - First, second and third readings:

By-Law No. 2013-190 to confirm proceedings of the Meeting of Council on August 12, 2013.

Community Services – First and second readings:

By-Law No. 2013-155 to rezone certain lands on Scollard Street (1866409 Ontario Limited – 750 Scollard Street).

Community Services – First, second and third readings:

By-Law No. 2013-192 to authorize the execution of a Subdivision Agreement between the City of North Bay and Dimitrios Kolios & Tracey Kolios relating to the Carmichael Drive Subdivision (7 lots).

Engineering & Works – First, second and third readings:

By-Law No. 2013-191 to authorize the execution of an Agreement with Bruman Construction Inc. for the Widdifield Station at North River Culvert Replacement.

MOTIONS:

Councillor Anthony

re Exotic Animals

MOTION TO ADJOURN IN-CAMERA:

IN-CAMERA CORRESPONDENCE:

15. ***Confidential*** report from Peter Leckie dated August 22, 2013 re Solicitor/Client Privilege.

MOTION TO RECONVENE:

MOTION FOR RECONSIDERATION:

GIVING NOTICE:

ADJOURNMENT:

**MINUTES OF THE COMMITTEE MEETING
OF CITY COUNCIL
HELD MONDAY, AUGUST 12TH, 2013**

PRESENT: Mayor McDonald, Councillors Lawlor, Anthony, Bain, Maroosis, Mayne, Mendicino, Koziol, Vrebosch.

COMMUNITY SERVICES COMMITTEE:

The following Item was dealt with:

CS-2013-20 Supplemental Report from Peter Carello dated June 6, 2013 re:
Rezoning Subdivision and Condominium Application by Celia Teale on
behalf of 1866409 Ontario Limited – 750 Scollard Street

Councillor Koziol declared a conflict of interest as her mother-in-law lives at the corner of Beattie and Vimy.

Direction: Committee Report to be brought forward to Council.

ENGINEERING & WORKS COMMITTEE:

No Items dealt with.

GENERAL GOVERNMENT COMMITTEE:

No Items dealt with.

Committee Meeting of Council adjourned at 6:44 p.m.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, AUGUST 12TH, 2013**

PRESENT: Mayor McDonald, Councillors Lawlor, Anthony, Bain, Maroosis, Mayne, Mendicino, Koziol, Vrebosch

PUBLIC PRESENTATIONS:

CORRESPONDENCE:

Robert Gorecki & Bradley Minogue	re Official Plan Amendment, Rezoning and Draft Plan of Subdivision – Feronia Road (Dule Lake)	(472)
Ronald Fortier, Kelly Fortier, Guy Blanchard & Matthieu Blanchard	re Rezoning Application – 232 Maplewood Avenue	(473)
Ronald Fortier	re Rezoning Application – 230 Maplewood Avenue	(474)

REPORTS FROM OFFICERS:

Boissonneault, L.	re Year-End Financial Projection, as at June 30, 2013	(463)
Boissonneault, L.	re Water & Sanitary Sewer Year-End Financial Projection, as at June 30, 2013	(468)
Chirico, P.	re Memorial Gardens and OHL Franchise Relocation	(471)
Karpenko, M.	re 2014 Operating Budget Timelines and Process	(470)
Kilgour, I.	re Temporary Skate Park Status	(465)
Korell, A.	re Equipment Purchases for Public Works	(464)
Korell, A.	re North Bay Heritage Parkland Development Project	(466)
Love, G.	re City of North Bay Fire Protection Services Study by Fire Underwriters Survey	(467)
McDonald, J.	re Capital Projects Status Report – June 2013	(469)

Mayor McDonald declared a Conflict of Interest regarding By-Law No. 2013-183 passed by Council at the Regular Meeting of Council held on July 29, 2013 (Res. 2013-448 & 449). The Council Minutes for the Meeting held on July 29, 2013 be amended to reflect that Mayor McDonald owns property in area deferred for this construction.

Res. #2013-459: Moved by Councillor Maroosis, seconded by Councillor Bain
That minutes for the public meetings held on:

- Monday, July 29, 2013

be adopted as amended to reflect Mayor McDonald's conflict of interest re By-Law No. 2013-183.

"CARRIED"

Res. #2013-460: Moved by Councillor Lawlor, seconded by Councillor Anthony
That General Government Committee Report No. 2013-19 relating to:

- *Provincial Offences Act* – Conflict of Interest Policy

be adopted as presented.

"CARRIED"

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2013-19

August 12, 2013

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2013-19 and recommends:

1. That Council adopt the proposed "*Provincial Offences Act* – Conflict of Interest Policy".

All of which is respectfully submitted.

<u>ASSENTS</u>	<u>DISSENTS</u>
LAWLOR	
ANTHONY	
BAIN	
MAROOSIS	
MAYOR MCDONALD	

Res. #2013-461: Moved by Councillor Lawlor, seconded by Councillor Anthony That General Government Committee Report No. 2013-20 relating to:

- Process Review – Capital Expenditures By-Laws

be adopted as presented.

"CARRIED"

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2013-20

August 12, 2013

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2013-20 and recommends:

1. That Council direct staff to:
 - a) discontinue the practice of preparing and presenting capital expenditure by-law reports and resulting by-laws for each project approved in the annual Capital Budget, and
 - b) present one all encompassing report and by-law for approved projects contained in the annual Capital Budget at the time the annual Capital Budget is approved by Council.

All of which is respectfully submitted.

<u>ASSENTS</u> LAWLOR ANTHONY BAIN MAROOSIS MAYOR MCDONALD	<u>DISSENTS</u>
---	-----------------

Res. #2013-462: Moved by Councillor Lawlor, seconded by Councillor Anthony That accounts totaling \$8,271,971.79 for June 2013 be approved.

"CARRIED"

Res. #2013-463: Moved by Councillor Lawlor, seconded by Councillor Anthony That the City of North Bay's Year-End Financial Projection for the period ending June 30th, 2013 be received and filed.

"CARRIED"

Res. #2013-464: Moved by Councillor Vrebosch, seconded by Councillor Koziol That 1) three (3) tandem trucks with plow / wing be purchased through public tender and three (3) E-Poke units be purchased to add to these units and that Capital Budget Project No. 6100FL Vehicle and Replacement Program, authorized by By-Law No. 2013-57 be used for these purchases; and

2) one (1) four wheel drive loader be purchased through a Request for Proposal and that Capital Budget Project No. 6100WS Vehicles and Equipment Replacement Program, authorized by By-Law No. 2013-128 be used for these purchases.

"CARRIED"

Res. #2013-465: Moved by Councillor Mendicino, seconded by Councillor Mayne That 1) the temporary Skate Park not be re-established at the Lee Park Parking Lot and that a permanent location be secured for next year; and

2) staff be directed to look for a suitable location to relocate the temporary Skate Park.

"CARRIED"

Res. #2013-466: Moved by Councillor Vrebosch, seconded by Councillor Koziol That Report to Council No. EESW 2013-058 from Alan Korell dated August 7, 2013 re North Bay Heritage Parkland Development Project, Capital Budget Project No. 3008PK/RD/ST be received for information purposes.

"CARRIED"

Res. #2013-467: Moved by Councillor Mendicino, seconded by Councillor Mayne That Report to Council No. CSBU 2013-79 from Grant Love dated August 7, 2013 re City of North Bay Fire Protection Services Study by Fire Underwriters Survey be received and referred to the Community Services Committee.

"CARRIED"

Res. #2013-468: Moved by Councillor Lawlor, seconded by Councillor Anthony That the City of North Bay's Water and Sanitary Sewer Year-End Financial Projection for the period ending June 30th, 2013 be received and filed.

"CARRIED"

Res. #2013-469: Moved by Councillor Lawlor, seconded by Councillor Anthony That 1) the Capital Projects Status Report – June 2013 Report No. CORP 2013-82 from the Chief Financial Officer be received;

2) the 26 projects listed on Appendix 'A' attached to Report No. CORP 2013-82 be closed and that the estimated surplus balance of \$506,473.00 be transferred as follows: \$86,125.00 to the Completed Capital Works Reserve Fund, \$42,059.00 to the Miscellaneous Airport Reserve Fund, \$111,140.00 to the Water Capital Reserve Fund and \$267,149.00 to the Sanitary Sewer Capital Reserve Fund as at June 30, 2013; and

3) the project listed on Appendix 'B' attached to Report No. CORP 2013-82 be closed and that the estimated surplus balance of \$98,990.00 be transferred to other open capital projects as noted on Appendix 'B' as at June 30, 2013.

"CARRIED"

Res. #2013-470: Moved by Councillor Lawlor, seconded by Councillor Anthony That 1) the 2014 Operating Budget Timelines be received and referred to the General Government Committee; and

2) an Operating Budget Public Meeting for input on the Operating Budget be set for October 15th, 2013.

"CARRIED"

Res. #2013-471: Moved by Councillor Mendicino, seconded by Councillor Mayne That Report to Council No. CSBU 2013-78 from Peter Chirico dated August 2, 2013 re Memorial Gardens project status be received for information purposes.

"CARRIED"

Res. #2013-472: Moved by Councillor Mendicino, seconded by Councillor Mayne That the Official Plan Amendment, Zoning By-Law Amendment and Draft Plan of Subdivision applications by Robert Gorecki and Bradley Minogue – Ferronia Road (Dule Lake) be received.

"CARRIED"

Res. #2013-473: Moved by Councillor Mendicino, seconded by Councillor Mayne That the rezoning application by Miller & Urso Surveying Inc. on behalf of Ronald Fortier, Kelly Fortier, Guy Blanchard & Matthieu Blanchard – 232 Maplewood Avenue be received.

"CARRIED"

Res. #2013-474: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the rezoning application by Miller & Urso Surveying Inc. on
behalf of Ronald Fortier – 230 Maplewood Avenue be received.

"CARRIED"

Res. #2013-475: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-law be read a first and second time:

By-Law No. 2013-184 to confirm proceedings of the Meeting of
Council on July 29, 2013.

"CARRIED"

Res. #2013-476: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-law be read a third time and passed:

By-Law No. 2013-184 to confirm proceedings of the Meeting of
Council on July 29, 2013.

"CARRIED"

Res. #2013-477: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-law be read a third time and passed:

By-Law No. 2013-154 to rezone certain lands on Greenwood
Avenue (Greenwood Avenue Baptist Church – 312 Greenwood
Avenue).

"CARRIED"

Res. #2013-478: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That the following by-law be read a first and second time:

By-Law No. 2013-185 to authorize the execution of an
Agreement with 2071624 Ontario Inc. (Blacktop) relating to
Landscaping Services.

Mayor McDonald declared a conflict of interest as his brother owns the business that
received the tender.

"CARRIED"

Res. #2013-479: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That the following by-law be read a third time and passed:

By-Law No. 2013-185 to authorize the execution of an
Agreement with 2071624 Ontario Inc. (Blacktop) relating to
Landscaping Services.

Mayor McDonald declared a conflict of interest as his brother owns the business that
received the tender.

"CARRIED"

Res. #2013-480: Moved by Councillor Bain, seconded by Councillor Maroosis
That this Regular Meeting of Council do now adjourn at 7:35
p.m.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2013-20

August 26, 2013

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2013-20 and recommends:

- "That a) the proposed Zoning By-law Amendment Application by Celia Teale on behalf of 1866409 Ontario Limited, to rezone the property legally described as Registered Plan No. 78, Lots 256-277, Lots 287-289, Lots 456 to 489, Part of Lot 278, Part of Lavery Street and Part of certain lanes in the City of North Bay, District of Nipissing, 750 Scollard Street, in the City of North Bay from an "Institutional (N)" zone to a "Residential Third Density (R3)" zone, "Residential Fifth Density (R5)" zone and "Residential Multiple Second Density (RM2)" zone be approved;
- b) the proposed Plan of Subdivision (19 Lots, Subdivision File No. 48T-13101) by Celia Teale on behalf of 1866409 Ontario Limited for the above described lands, shown as Lots 1 to 19 on Schedule "B" attached to Report to Council CSBU 2013-77, dated July 30, 2013, be given Draft Approval subject to the conditions in Appendix "A" to the Planning Report prepared by Peter Carello dated May 27, 2013;
- c) the proposed Draft Plan of Condominium (17 Units, Standard Condominium, Condominium File No. 48CDM-13102) by Celia Teale on behalf of 1866409 Ontario Limited for the above described lands as shown on Schedule "B" attached to Report to Council CSBU 2013-77, dated July 30, 2013, be given Draft Approval subject to the conditions in Appendix "B" to the Planning Report prepared by Peter Carello dated May 27, 2013;
- d) the proposed Draft Plan of Condominium (12 Units, Vacant Land Condominium, Condominium File No. 48CDM-13102) by Celia Teale on behalf of 1866409 Ontario Limited for the above described lands as shown on Schedule "B" attached to Report to Council CSBU 2013-77, dated July 30, 2013, be given Draft Approval subject to the conditions in Appendix "C" to the Planning Report prepared by Peter Carello dated May 27, 2013; and
- e) the Owner(s) enter into a Subdivision Agreement and a Condominium Agreement with the City of North Bay prior to site development to address lot grading, buffer areas, sediment/erosion control, general drainage considerations, and parkland dedication."

All of which is respectfully submitted.

	ASSENTS	DISSENTS
MENDICINO (CHAIR)	_____	_____
MAYNE	_____	_____
VAILLANCOURT	_____	_____
MAYOR McDONALD	_____	_____



The Corporation of the City of North Bay

200 McIntyre St. East
P.O. Box 360
North Bay, Ontario
Canada P1B 8H8
Tel: 705 474-0400

Planning Services 5th Floor, City Hall
Direct: (705) 474-0626, Ext. 2409
Fax: (705) 474-5928
Watts: 1-800-465-1882
Email: peter.carello@cityofnorthbay.ca
Web: www.cityofnorthbay.ca

August 7, 2013

Stantec Consulting Ltd.
147 McIntyre Street West Suite 200
North Bay, ON P1B 2Y5
Attn: Paul Goodridge

Dear Mr. Goodridge,

Re: Proposed Zoning By-law Amendment by Stantec Consulting Ltd. o/b Theresa Hutter for Parcel 8226 Widdifield & Ferris, Part of the East 1/2 of Lot 21, Concession 5, Designated as Part 2 on Plan NR624, PIN No. 49126-0054 – 5409 Highway 11 North, City of North Bay

Please accept this letter as our acknowledgement of receipt of the above-noted application to amend Zoning By-law No. 28-80.

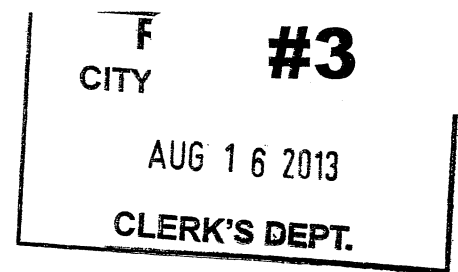
We have reviewed the application and have deemed it to satisfy the requirements of a "complete" application as of this date. In the event that further information is required as a result of a circulated agency request, it will be requested at that time.

We will commence processing of the application immediately. Should you require any additional information, please feel free to contact me at (705) 474-0400 (x. 2409).

Sincerely,

Peter Carello
Senior Planner, Current Operations

CITY OF NORTH BAY
REPORT TO COUNCIL



Report No: CSBU 2013 - 83

Date: Aug 12, 2013

Originator: Fire Chief, Grant Love

Subject: Replacement Vehicles for Fire Prevention

RECOMMENDATION

That two (2) entry level, 4 cylinder vehicles with Front Wheel Drive (FWD) and sufficient cargo carrying capacity be purchased. Capital Project 6113FD Fire Department Vehicle and Replacement Program, authorized by By-Law No. 2013-109 be used for these purchases.

BACKGROUND

The City of North Bay is currently proceeding with a review of its City Fleet and Operation and is putting a hold on most of its vehicle expenditures while this is being done. Fire Prevention responds to a variety of life safety issues within the community. There is a risk assessment completed on the complaint/request to determine urgency. When the issue must be responded to in a timely fashion, a vehicle with the necessary equipment must be available.

During inspections, staff may need to don protective clothing to complete the inspection (eg. hoarding), resulting in the need to store PPE in the vehicles.

Fire Prevention also responds to fire investigations to determine cause and origin. Typical investigations take hours to days to achieve resolution, resulting in the officer using the vehicle as an on-scene office area long after the suppression vehicles have left the scene. The Fire Prevention Officer completes the investigation notes, researches information, interviews witnesses, plans next steps and meets with other agencies in their vehicle. The vehicle is also used as a refuge from the weather as well as a break area while working at fire scenes. Fire Prevention also initiates and attends a number of public education events around the community. As a result, the vehicles are used to transport equipment, materials and staff to and from the event.

Current Vehicle Stock

- 1 x 2004 Kia Sedona Mini-Van
- 2 x 2010 Ford Focus 4 door sedans

Fire Prevention currently has 2 vehicles used to address fire safety issues within the community. We did have 3 vehicles but due to an MVC in February, we have been awaiting replacement of this vehicle.

The 2004 Kia mini-van was scheduled for replacement in the 2013 Capital Budget. In 2013, one of the Ford Focus was involved in an accident. The cost of repairs is more than the vehicle is worth. Currently, there are enough funds in the 2013 Capital Account to cover the additional funding to replace this vehicle.

At this time, there are no surplus vehicles within City departments.

OPTIONS/ANALYSIS

While the City looks into the needs of equipment and its maintenance, there are some pieces of equipment that should be replaced to keep NBFES functioning at an appropriate level.

Option 1:

Purchase two (2) entry level, 4 cylinder vehicles with Front Wheel Drive (FWD) and sufficient cargo carrying capacity.

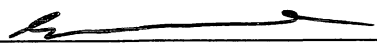
Option 2:

Not purchase these two (2) vehicles. This option is not recommended as existing equipment will require significant expenditures and their useful life will not be significantly extended.

RECOMMENDED OPTION

That two (2) entry level, 4 cylinder vehicles with Front Wheel Drive (FWD) and sufficient cargo carrying capacity be purchased. Capital Project 6113FD Fire Department Vehicle and Replacement Program, authorized by By-Law No. 2013-109 be used for these purchases.

Respectfully submitted,



Grant Love
Fire Chief

GL/cm

I concur in this report and recommendation.



Jerry D. Knox
Chief Administrative Officer

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2013-109

**A BY-LAW TO AUTHORIZE THE
FIRE DEPARTMENT VEHICLE AND
EQUIPMENT REPLACEMENT PROGRAM**

WHEREAS the *Municipal Act, 2001* (S.O. 2001, c-25), Section 10 authorizes the Council to pass a by-law for the purposes therein stated;

AND WHEREAS the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

AND WHEREAS the Council passed Resolution 2013-239 at its Meeting held Monday, April 15, 2013, authorizing the Fire Department Vehicle and Equipment Replacement Program, being 2013 Community Services Capital Budget Project No. 6113FD, with a net debenture cost of \$404,976.00;

NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That the expenditure of \$404,976.00 for the Fire Department Vehicle and Equipment Replacement Program for the following be hereby authorized:

Vehicle and Equipment Replacement	\$490,476.00
Financing Costs	19,374.00
Administration and Overhead	5,150.00
2012 Pre-Approval By-Law 2012-216	<u>(110,024.00)</u>
Net Amount to be Debentured	\$ 404,976.00

2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note(s) and/or temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$404,976.00 limited in this by-law.
3. Any promissory note(s) issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten (10) years.

READ A FIRST TIME IN OPEN COUNCIL THIS 29TH DAY OF APRIL, 2013.

READ A SECOND TIME IN OPEN COUNCIL THIS 29TH DAY OF APRIL, 2013.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 29TH DAY OF APRIL, 2013.

"original signature on file"

MAYOR ALLAN McDONALD

"original signature on file"

CITY CLERK CATHERINE CONRAD

INTER OFFICE

MEMO

City of North Bay
Planning Services

To: Cathy Conrad, City Clerk
From: Peter Carello - Senior Planner, Current Operations
Subject: Resolution No. 4 - Planning Advisory Committee
Date: August 7, 2013

Quoted below is Resolution No. 4 passed at the regular meeting of the Planning Advisory Committee held on Wednesday May 29, 2013:

Resolution No. 5

"That the Planning Advisory Committee recommend the following to City Council:

- 1) That the proposed Zoning By-law Amendment application by Miller & Urso Surveying Inc. on behalf of Ronald Fortier, Guy Blanchard, Matthieu Blanchard and Kelly, 232 Maplewood Avenue in the City of North Bay to rezone the property legally described as Lots 258 and 259, Part of Lots 250 and 260, Part of Lane Plan 94, PIN No. 49158-0358 (LT), from a "Residential Third Density (R3)" zone to a "Residential Multiple First Density Special (RM1 Sp.)" zone, be APPROVED; and
- 2) That the subject property be placed under Site Plan Control pursuant to Section 41 of the Planning Act, R.S.O., 1990 as amended."

Attached you will find a copy of the above noted resolution, the Planning Report and a draft copy of the by-laws. Kindly schedule a Public Meeting before City Council. Please note the circulation period for this application is 20 days.



Peter Carello
Senior Planner, Current Operations
Secretary-Treasurer, Planning Advisory Committee

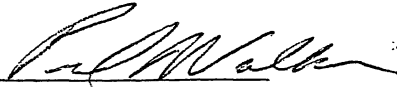
RECEIVED
CITY OF NORTH BAY
AUG 20 2013
CLERK'S DEPT.

North Bay Planning Advisory Committee

Resolution No. 4

Date: July 24, 2013

Moved By:



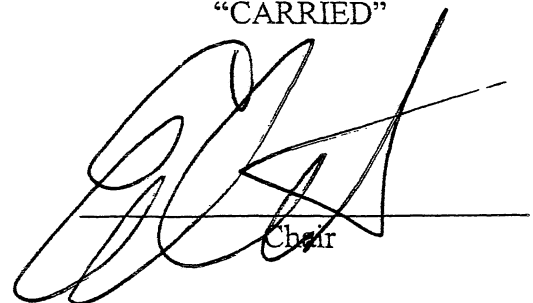
Seconded By:



“That the Planning Advisory Committee recommend the following to City Council:

- 1) That the proposed Zoning By-law Amendment application by Miller & Urso Surveying Inc. on behalf of Ronald Fortier, Guy Blanchard, Matthieu Blanchard and Kelly, 232 Maplewood Avenue in the City of North Bay to rezone the property legally described as Lots 258 and 259, Part of Lots 250 and 260, Part of Lane Plan 94, PIN No. 49158-0358 (LT), from a “Residential Third Density (R3)” zone to a “Residential Multiple First Density Special (RM1 Sp.)” zone, be APPROVED; and
- 2) That the subject property be placed under Site Plan Control pursuant to Section 41 of the Planning Act, R.S.O., 1990 as amended.”

“CARRIED”



Chair

INTER OFFICE

City of North Bay
PLANNING SERVICES

MEMO

To: Chair and Members, Planning Advisory Committee

From: Peter Carello – Senior Planner, Current Operations

Subject: Proposed Zoning By-law Amendment by Miller & Urso Surveying Inc. on behalf of Ronald Fortier, Guy Blanchard, Matthieu Blanchard and Kelly Fortier – 232 Maplewood Avenue in the City of North Bay

Date: July 19th, 2013

Recommendation

- 1) That the proposed Zoning By-law Amendment by Miller & Urso Surveying Inc. on behalf of Ronald Fortier, Guy Blanchard, Matthieu Blanchard and Kelly Fortier for the property legally described as Lots 258 and 259, Part of Lots 250 and 260, Part of Lane Plan 94, PIN No. 49158-0358 (LT), known locally as 232 Maplewood Avenue in the City of North Bay from a 'Residential Third Density (R3)' zone to 'Residential Multiple First Density Special (RM1 Sp.)' zone, BE APPROVED; and
- 2) That the subject lands be placed under Site Plan Control pursuant to Section 41 of the Planning Act, R.S.O., 1990 as amended.

Site

Legal Description: Lots 258 and 259, Part of Lots 250 and 260, Part of Lane Plan 94, PIN No. 49158-0358 (LT) in the City of North Bay, District of Nipissing.

Site Description: The subject property is an existing lot of record located on Maplewood Avenue. It is currently zoned 'Residential Third Density (R3)' under Zoning By-law 28-80 and designated 'Residential' in the City of North Bay's Official Plan.

The property is 787.3 square metres with a frontage of 23.8 metres on Maplewood Avenue, as shown on attached Schedule A. It is developed with the former rectory for the former St. Anges church that was located on the adjacent property. With the closure of St. Anges, both properties have been redeveloped residentially. The subject property was converted from a rectory into a duplex dwelling. The abutting property directly to the East (former church) is also subject to a rezoning application.

Surrounding Land Uses: The subject property is located in a residential neighbourhood primarily comprised of single detached dwellings. Other forms of residential development, including semi-detached dwellings, townhouses and an apartment building, are also located in the surrounding area.

Proposal

Miller & Urso Surveying Inc. on behalf of Ronald Fortier, Guy Blanchard, Matthieu Blanchard and Kelly Fortier have submitted a Zoning By-law Amendment application for the property known locally as 232 Maplewood Avenue from a 'Residential Third Density (R3)' zone to a 'Residential Multiple First Density Special (RM1 Sp.)' zone, as shown on attached Schedule B, in order to convert the existing duplex into

a triplex.

The Special component of the zoning would be to recognize the existing rear yard of 4.9 metres which does not meet the requirements of Zoning By-law 28-80.

Provincial Policy:

Growth Plan for Northern Ontario (GPNO 2011)

The Growth Plan for Northern Ontario (GPNO 2011) was introduced on March 3rd, 2011. All Planning Applications must consider this Plan as part of the evaluation process.

The GPNO 2011 is broad in scope and is aimed at shaping development in Northern Ontario over the next 25 years. It outlines strategies that deal with economic development, education, community planning, transportation/infrastructure, environment, and aboriginal peoples. This Plan is primarily an economic development tool that encourages growth in Northern Ontario. Specific Planning related policies, including regional economic planning, the identification of strategic core areas, and targets for intensification have not yet been defined by the Province or incorporated into the Official Plan.

In my professional opinion, the proposed Zoning By-law Amendment is consistent with the policies and direction provided by the Growth Plan for Northern Ontario (GPNO 2011).

Provincial Policy Statement (PPS 2005)

This proposal has been reviewed in the context of the Provincial Policy Statement (PPS 2005). The Provincial Policy Statement provides policy direction on matters of provincial interest related to land use planning and development.

Section 1.1.3 of the PPS 2005 provides policy for Settlement Areas and states:

“1.1.3 Settlement Areas

1.1.3.1 Settlement areas shall be the focus of growth and their vitality and regeneration shall be promoted.

1.1.3.2 Land use patterns within settlement areas shall be based on:

a) densities and a mix of land uses which:

- 1. efficiently use land and resources;*
- 2. are appropriate for, and efficiently use, the infrastructure and public service facilities which are planned or available, and avoid the need for their unjustified and/or uneconomical expansion; and*
- 3. minimize negative impacts to air quality and climate change, and promote energy efficiency in accordance with policy 1.8; and*

b) a range of uses and opportunities for intensification and redevelopment in accordance with the criteria in policy 1.1.3.3.

1.1.3.3 Planning authorities shall identify and promote opportunities for intensification and redevelopment where this can be accommodated taking into account existing building stock or areas, including brownfield sites, and the availability of suitable existing or planned infrastructure and public service facilities required to accommodate projected needs.

1.1.3.4 *Appropriate development standards should be promoted which facilitate intensification and redevelopment and compact form, while maintaining appropriate levels of public health and safety."*

The subject property is an existing duplex is located on a large lot. Planning Services Staff are of the opinion that as the subject property is located within North Bay's Settlement Area and has access to adequate municipal services, the proposed rezoning to convert the duplex into a triplex would be consistent with the policies contained in the Provincial Policy Statement (PPS 2005).

Official Plan

The property is currently designated 'Residential' in the City of North Bay's Official Plan.

Section 2.1.1 of the Official Plan states:

"Infill and intensification developments will be primarily encouraged in the Central Business District (CBD) and surrounding neighbourhoods, where appropriate and where adequate municipal services, facilities, and transit routes exist. Infilling and intensification will also be promoted in other areas of the City where there is appropriate infrastructure and new development or redevelopment is compatible with surrounding land uses [...]"

The subject property is developed with a building that was previously the rectory for a church, since converted to a duplex. Based on this history, the existing property and building are uncharacteristically large and would be able to accommodate the creation of an additional dwelling unit. As a result, Planning Staff are of the opinion the Zoning By-law Amendment and proposed conversion of a duplex to a triplex is appropriate and is consistent with the intent of the City of North Bay's Official Plan.

Zoning By-Law No. 28-80

The subject property is presently zoned "Residential Third Density (R3)", which permits the following uses:

- single detached dwelling (min frontage 13.7 m);
- duplex dwelling;
- semi-detached dwelling;
- Group Home Type 1;
- accessory home based businesses;
- parks, playgrounds & non-profit uses; and
- institutional uses.

The Applicant is proposing to rezone the subject property to a "Residential Multiple First Density Special (RM1 Sp.)" zone which permits the following uses:

- duplex dwelling;
- semi-detached dwelling;
- triplex;
- double duplex;
- multiple dwellings
- Group Home Type 1;
- Group Home Type 2;
- accessory home based businesses;

- parks, playgrounds & non-profit uses;
- day nurseries; and
- institutional uses.

The 'Special' zoning is required to recognize the existing property's existing legal non-complying rear yard setback of 4.9 metres.

The subject property is able to meet all other regulations of the Zoning By-law

Correspondence

This proposal was circulated to property owners within 120 metres (400 feet) of the subject lands, as well as to several municipal departments and agencies that may have an interest in the application. In terms of correspondence received from these departments and agencies, the Planning Department received the following comments:

- Fire Department: *"No objections"*
- North Bay Hydro: *"No objections"*
- Engineering Department: *"No concerns"*
- North Bay Mattawa Conservation Authority: *"No objections"*
- Municipal Heritage Committee: *"No objections"*

No further correspondence was received with regard to this proposal.

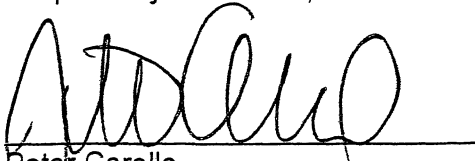
Summary

The Applicants have submitted a Zoning By-law Amendment Application to rezone the subject property from a 'Residential Third Density (R3)' zone to a 'Residential Multiple First Density Special (RM1 Sp.)' zone in order to convert an existing duplex dwelling into a triplex. Special zoning is required to recognize the property's existing rear yard setback of 4.9 metres.

As a result of the subject property's large lot size and location in a neighbourhood that features access to adequate municipal services, it is Planning Services Staff's opinion the proposed Zoning By-law Amendment is consistent with the intensification policies of the Provincial Policy Statement and the City's Official Plan.

In conclusion, it is my professional opinion the proposed Zoning By-law Amendment Application is consistent with the City of North Bay's Official Plan and Provincial Policy, as set out by the Growth Plan for Northern Ontario (GPNO 2011) and the Provincial Policy Statement (PPS 2005).

Respectfully submitted,



Peter Carello

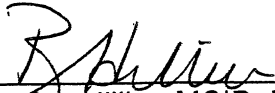
Senior Planner – Current Operations

PC/dlb

W:\PLAN\RMS\D14\2013\FORBL\MAPLWOOD\0009-PACReport-#843.doc

attach(s).

I concur with the recommendations contained in this report.

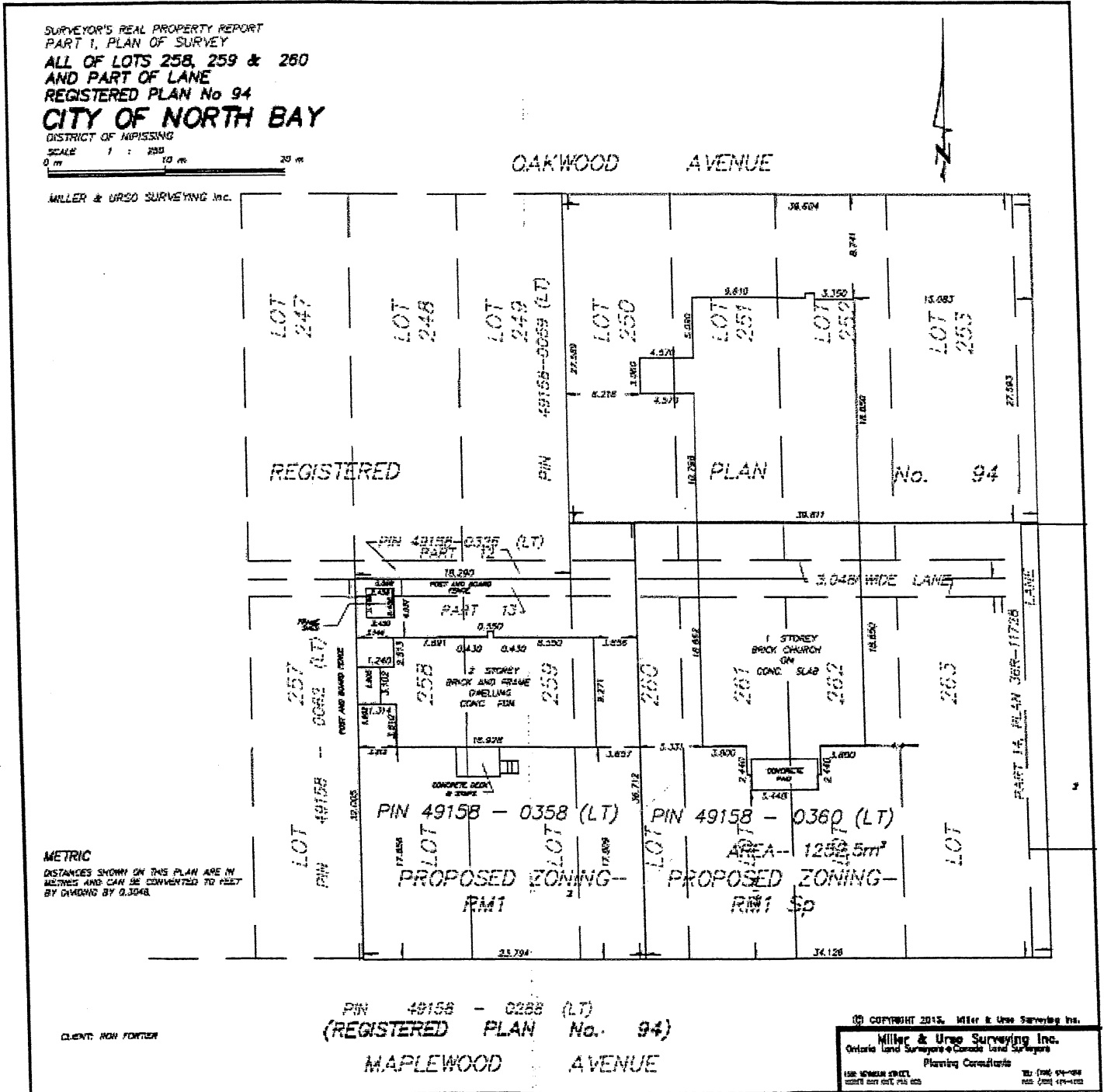


Beverley Hillier, MCIP, RPP
Manager, Planning Services

SCHEDULE A



SCHEDULE B



INTER OFFICE

*City of North Bay
Planning Services*

MEMO

To: Cathy Conrad, City Clerk

From: Peter Carello - Senior Planner, Current Operations

Subject: Resolution No. 5 - Planning Advisory Committee

Date: August 7, 2013

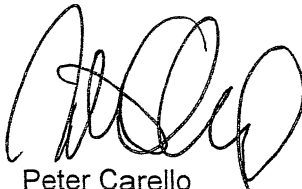
Quoted below is Resolution No. 5 passed at the regular meeting of the Planning Advisory Committee held on Wednesday May 29, 2013:

Resolution No. 5

“That the Planning Advisory Committee recommend the following to City Council:

- 1) That the proposed Zoning By-law Amendment application by Miller & Urso Surveying Inc. on behalf of Ronald Fortier, 230 Maplewood Avenue in the City of North Bay to rezone the property legally described as Lots 261, 262 and 263, Part of Lots 250, 251, 252, 253 and 260 and Part of Lane Plan 94, PIN No. 49158-0360 (LT), from a “Residential Third Density (R3)” zone to a “Residential Multiple First Density Special (RM1 Sp.)” zone, be APPROVED; and
- 2) That the subject property be placed under Site Plan Control pursuant to Section 41 of the Planning Act, R.S.O., 1990 as amended.”

Attached you will find a copy of the above noted resolution, the Planning Report and a draft copy of the by-laws. Kindly schedule a Public Meeting before City Council. Please note the circulation period for this application is 20 days.

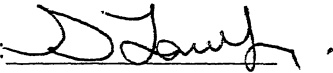


Peter Carello
 Senior Planner, Current Operations
 Secretary-Treasurer, Planning Advisory Committee

North Bay Planning Advisory Committee

Resolution No. 5

Date: July 24, 2013

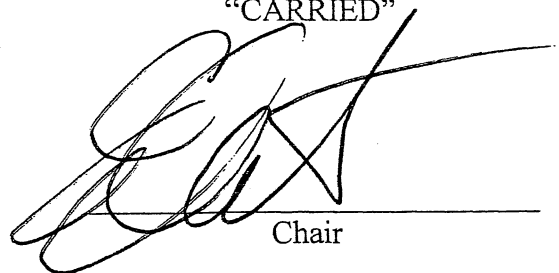
Moved By: 

Seconded By: 

“That the Planning Advisory Committee recommend the following to City Council:

- 1) That the proposed Zoning By-law Amendment application by Miller & Urso Surveying Inc. on behalf of Ronald Fortier, 230 Maplewood Avenue in the City of North Bay to rezone the property legally described as Lots 261, 262 and 263, Part of Lots 250, 251, 252, 253 and 260 and Part of Lane Plan 94, PIN No. 49158-0360 (LT), from a “Residential Third Density (R3)” zone to a “Residential Multiple First Density Special (RM1 Sp.)” zone, be APPROVED; and
- 2) That the subject property be placed under Site Plan Control pursuant to Section 41 of the Planning Act, R.S.O., 1990 as amended.”

“CARRIED”


Chair

INTER OFFICE

City of North Bay
PLANNING SERVICES

MEMO

To: Chair and Members, Planning Advisory Committee

From: Peter Carello – Senior Planner, Current Operations

Subject: Proposed Zoning By-law Amendment by Miller & Urso Surveying Inc. on behalf of Ronald Fortier – 230 Maplewood Avenue in the City of North Bay

Date: July 22nd, 2013

Recommendation

- 1) That the proposed Zoning By-law Amendment by Miller & Urso Surveying Inc. on behalf of Ronald Fortier for the property legally described as Lots 261, 262 and 263, Part of Lots 250, 251, 252, 253 and 260 and Part of Lane Plan 94, PIN No. 49158-0360 (LT), known locally as 230 Maplewood Avenue in the City of North Bay from a 'Residential Third Density (R3)' zone to a 'Residential Multiple First Density Special (RM1 Sp.)' zone, BE APPROVED; and
- 2) That the subject lands be placed under Site Plan Control pursuant to Section 41 of the Planning Act, R.S.O., 1990 as amended.

Site

Legal Description: Lots 261, 262 and 263, Part of Lots 250, 251, 252, 253 and 260 and Part of Lane Plan 94, PIN No. 49158-0360 (LT) in the City of North Bay, District of Nipissing.

Site Description: The subject property is an existing lot of record located on Maplewood Avenue. It is currently zoned 'Residential Third Density (R3)' under Zoning By-law 28-80 and designated 'Residential' in the City of North Bay's Official Plan.

The property is 1252 square metres with a frontage of 34.1 metres on Maplewood Avenue, as shown on attached Schedule A. The property and existing building were previously utilized as a church. Since its time as a church, the property has been severed and converted into a semi-detached dwelling. Whereas most semi-detached dwelling units share a partitioning wall along the side yard, the configuration of this semi-detached dwelling unit is unusual in that the partitioning wall is in the rear yard. As a result, one half of the semi-detached fronts on Maplewood Avenue and the other half fronts on Oakwood Avenue. Each half of the semi-detached dwelling unit is owned by a separate owner.

This application is for the southern half of the semi-detached dwelling unit, which has frontage on Maplewood Avenue.

Surrounding Land Uses: The subject property is located in a residential neighbourhood comprised largely of single detached dwellings. Other forms of residential development, including semi-detached dwellings, townhouses and an apartment building, are also located in the surrounding area.

Proposal

Miller & Urso Surveying Inc., on behalf of Ronald Fortier, have submitted a Zoning By-law Amendment Application for the property known locally as 230 Maplewood Avenue from a 'Residential Third Density (R3)' zone to a 'Residential Multiple First Density Special (RM1 Sp.)' zone, as shown on attached Schedule B, in order to permit a second dwelling unit in one half of the semi-detached dwelling. The Special component of the zoning would be the allowance of a second dwelling unit within a half of a semi-detached dwelling as a permitted use. The rear yard setback is also being reduced to zero in order to recognize the unique configuration of the existing semi-detached dwelling unit.

Provincial Policy:

Growth Plan for Northern Ontario (GPNO 2011)

The Growth Plan for Northern Ontario (GPNO 2011) was introduced on March 3rd, 2011. All Planning Applications must consider this Plan as part of the evaluation process.

The GPNO 2011 is broad in scope and is aimed at shaping development in Northern Ontario over the next 25 years. It outlines strategies that deal with economic development, education, community planning, transportation/infrastructure, environment, and aboriginal peoples. This Plan is primarily an economic development tool that encourages growth in Northern Ontario. Specific Planning related policies, including regional economic planning, the identification of strategic core areas and targets for intensification have not yet been defined by the Province or incorporated into the Official Plan.

In my professional opinion, the proposed Zoning By-law Amendment is consistent with the policies and direction provided by the Growth Plan for Northern Ontario (GPNO 2011).

Provincial Policy Statement (PPS 2005)

This proposal has been reviewed in the context of the Provincial Policy Statement (PPS 2005). The Provincial Policy Statement provides policy direction on matters of provincial interest related to land use planning and development.

Section 1.1.3 of the PPS 2005 provides policy for Settlement Areas and states:

"1.1.3 Settlement Areas

1.1.3.1 Settlement areas shall be the focus of growth and their vitality and regeneration shall be promoted.

1.1.3.2 Land use patterns within settlement areas shall be based on:

a) densities and a mix of land uses which:

- 1. efficiently use land and resources;*
- 2. are appropriate for, and efficiently use, the infrastructure and public service facilities which are planned or available, and avoid the need for their unjustified and/or uneconomical expansion; and*
- 3. minimize negative impacts to air quality and climate change, and promote energy efficiency in accordance with policy 1.8; and*

b) a range of uses and opportunities for intensification and redevelopment in accordance with the criteria in policy 1.1.3.3.

1.1.3.3 *Planning authorities shall identify and promote opportunities for intensification and redevelopment where this can be accommodated taking into account existing building stock or areas, including brownfield sites, and the availability of suitable existing or planned infrastructure and public service facilities required to accommodate projected needs.*

1.1.3.4 *Appropriate development standards should be promoted which facilitate intensification and redevelopment and compact form, while maintaining appropriate levels of public health and safety."*

The subject property is located within North Bay's Settlement Area and is on existing municipal services where adequate capacity exists to accommodate the proposed second dwelling unit. It is the opinion of Planning Staff this application is an example of the residential redevelopment and intensification encouraged by PPS 2005.

The building was previously utilized as a church. The closure of the church and the subsequent redevelopment of the building for residential purposes is consistent with Section 1.1.3.1, which encourages the regeneration lands within the Settlement Area. This application represents the continuation of this redevelopment.

In my professional opinion, the proposed Zoning By-law amendment is consistent with the policies contained in the Provincial Policy Statement (PPS 2005).

Official Plan

The property is currently designated 'Residential' in the City of North Bay's Official Plan.

Section 2.1.1 of the Official Plan states:

"Infill and intensification developments will be primarily encouraged in the Central Business District (CBD) and surrounding neighbourhoods, where appropriate and where adequate municipal services, facilities, and transit routes exist. Infilling and intensification will also be promoted in other areas of the City where there is appropriate infrastructure and new development or redevelopment is compatible with surrounding land uses [...]"

The City will continue its practice through this Plan and the Comprehensive Zoning By-law to encourage secondary residential units in houses."

The existing semi-detached dwelling is located on a large lot, with considerably more frontage than a typical semi-detached dwelling unit. The subject property has access to the full range of municipal and public services. This includes adequate sewer/water services, access to school buses and municipal transit. As such, it is appropriate to consider the intensification of the subject property.

Planning Services Staff are of the opinion the proposed Zoning By-law Amendment is consistent with the intent of the City of North Bay's Official Plan.

Zoning By-law No. 28-80

The subject property is presently zoned "Residential Third Density (R3)", which permits the following uses:

- single detached dwelling (min frontage 13.7 m);
- duplex dwelling;
- semi-detached dwelling;

- Group Home Type 1;
- accessory home based businesses;
- parks, playgrounds & non-profit uses; and
- institutional uses.

The Applicant is proposing to rezone the subject property to a "Residential Multiple First Density Special (RM1 Sp.)" zone which permits the following uses:

- duplex dwelling;
- semi-detached dwelling;
- triplex;
- double duplex;
- multiple dwellings;
- Group Home Type 1;
- Group Home Type 2;
- accessory home based businesses;
- parks, playgrounds & non-profit uses;
- day nurseries; and
- institutional uses.

As the Zoning By-law does not permit an apartment within a semi-detached unit, the 'Special' component of the proposed application would permit this use. As the partitioning wall separating each half of the semi-detached dwelling is in the rear yard, the 'Special' zone would also recognize the rear yard setback of 0 metres.

The subject property will meet all other requirements of the Zoning By-law.

Correspondence

This proposal was circulated to property owners within 120 metres (400 feet) of the subject lands, as well as to several municipal departments and agencies that may have an interest in the application. In terms of correspondence received from these departments and agencies, the Planning Department received the following comments:

- Fire Department: *"No objections"*
- North Bay Hydro: *"No objections"*
- Engineering Department: *"No concerns"*
- North Bay Mattawa Conservation Authority: *"No objections"*
- Municipal Heritage Committee: *"No objections"*

No further correspondence was received with regard to this proposal.

Summary

The Applicants have submitted a Zoning By-law Amendment Application to rezone the subject property from a 'Residential Third Density (R3)' zone to a 'Residential Multiple First Density Special (RM1 Sp.)' zone in order to permit the creation of a second dwelling unit in the existing semi-detached dwelling.

Special zoning is required as the subject property has no rear yard setback and additional dwelling units are not permitted in semi-detached dwellings by Zoning By-law 28-80.

The property was previously utilized as a church, which typically are purpose-built structures. Redeployment of these types of buildings is uncommon and creates unusual circumstances. In the case of the subject property, the semi-detached dwelling is located on a property that is much larger than a standard semi-detached dwelling unit. Whereas the existing R3 zone permits a semi-detached to develop on a property with 9m of frontage and 278.7 sq.m of lot area, the subject property far exceeds these requirements, maintaining 34.1m of frontage and 1,252 sq.m of lot area. As a result, Planning Services Staff are of the opinion an additional dwelling unit would be appropriate for this property.

The property was previously severed at the rear of the property to create the semi-detached dwelling unit. The proposed rezoning would recognize this as a typical lot configuration, reducing the rear yard setback to 0 metres. Given the unique circumstances of the subject property, Planning Services is of the opinion this is appropriate.

The subject property is also located within the Settlement Area with access to adequate municipal services and is therefore consistent with the intensification policies of the Provincial Policy Statement and the City's Official Plan.

In conclusion, it is my professional opinion the proposed Zoning By-law Amendment Application is consistent with the City of North Bay's Official Plan and Provincial Policy, as set out by the Growth Plan for Northern Ontario (GPNO 2011) and the Provincial Policy Statement (PPS 2005).

Respectfully submitted,



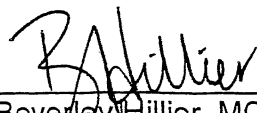
Peter Carello
Senior Planner, Current Operations

PC/dlb

W:\PLAN\RMS\D14\2013\FORBLMAPLWOOD\0008-PACReport-#843.doc

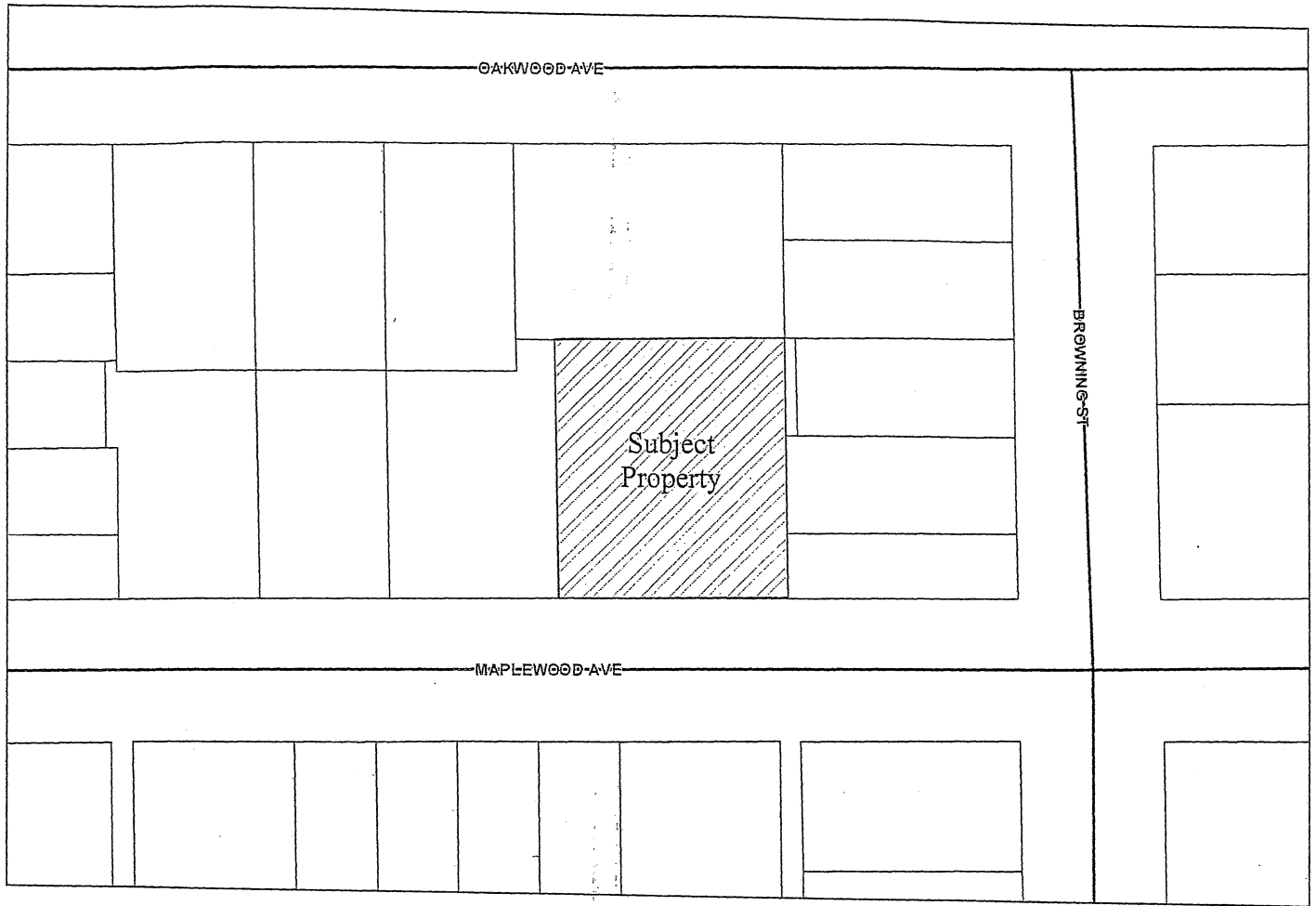
attach(s).

I concur with the recommendations contained in this report.



Beverley Hillier, MCIP, RPP
Manager, Planning Services

SCHEDULE A



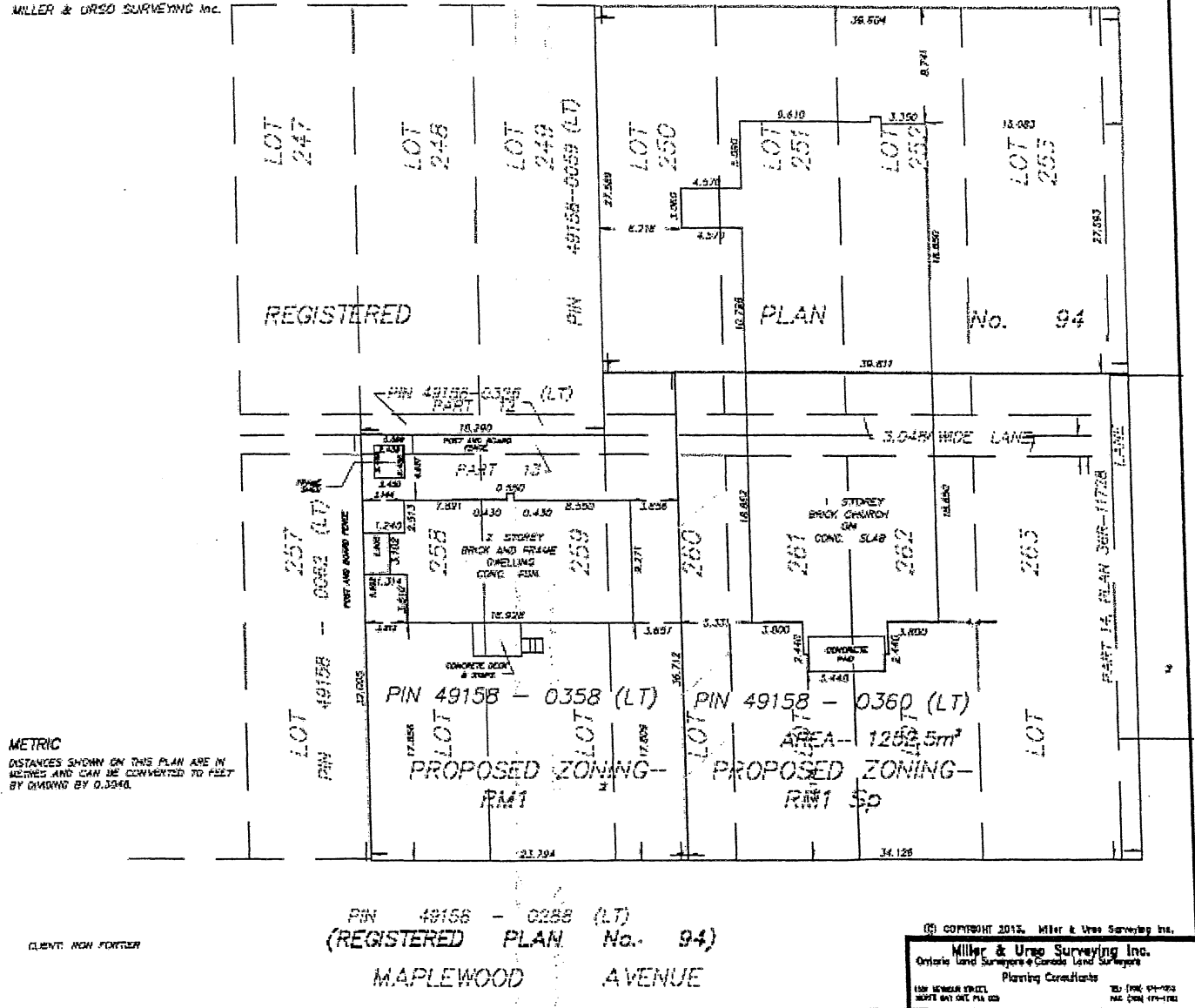
SCHEDULE B

SURVEYOR'S REAL PROPERTY REPORT
 PART 1, PLAN OF SURVEY
 ALL OF LOTS 258, 259 & 260
 AND PART OF LANE
 REGISTERED PLAN No 94
CITY OF NORTH BAY
 DISTRICT OF NIPISSING

SCALE 1 : 250
 0 m 10 m 20 m

MILLER & URSO SURVEYING INC.

OAKWOOD AVENUE



METRIC
 DISTANCES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

PIN 49158 - 0288 (LT)
 (REGISTERED PLAN No. 94)
 MAPLEWOOD AVENUE

(C) COPYRIGHT 2013, Miller & Urso Surveying Inc.
Miller & Urso Surveying Inc.
 Ontario Land Surveyors & Canada Land Surveyors
 Planning Consultants
 1300 BOWEN BRIDGE
 NORTH BAY ONT. P1A 0G8 TEL: (705) 471-1100
 FAX: (705) 471-1102

City of North Bay

Report to Council

#6

CITY OF NORTH BAY

AUG 21 2013

CLERK'S DEPT
DATE: August 20, 2013

REPORT NO: CSBU 2013-81

ORIGINATOR: Peter Carello, Senior Planner – Current Operations

SUBJECT: Kolios Subdivision, Final Approval
Carmichael Drive (File No. 48T-12111)

File No: D12/2012/SUBDI/CARMICHA

RECOMMENDATION

1. That the Mayor and City Clerk be authorized to sign the Subdivision Agreement with Dimitrios and Tracey Kolios for Carmichael Drive in order to permit the creation of a seven (7) lot subdivision upon receipt of all security, easements and all other Subdivision Agreement requirements; and
2. That Council grant final approval to the Draft Approved Plan of Subdivision by Dimitrios and Tracey Kolios, Carmichael Drive Subdivision (7 Lots) – City File No. 48T – 12111.

BACKGROUND

The subject property, legally described as Concession A, Lot 16, Reference Plan NR-33 Part 4, and 36R-12000 parts 1 & 2, PIN 49127-0928 (LT) and 49127-0933 (LT), was given Draft Approval by City Council on April 16, 2012 (Resolution #2012-254). Since the original Draft Approval, no phases of the Subdivision have been given Final Approval.

Goodridge Planning & Surveying Limited on behalf of Mr. & Mrs. Kolios is now seeking Final Approval for the Carmichael Drive Subdivision in order to permit the creation of seven (7) lots subdivision on Carmichael Drive in the City of North Bay.

ANALYSIS / OPTIONS

The proposed development fronts onto Carmichael Drive. There is no requirement for new road construction as part of this Plan of Subdivision. The Subdivision Agreement specifies the remaining works to be completed and includes the required financial security to ensure the works are done to the satisfaction of the City Engineer.

The Final Plan conforms to the Draft Approved Plan and regulations set out in Zoning By-law No. 28-80, as amended by By-laws No. 2006-066 and 2012-101. The necessary plans have been prepared by Paul Goodridge, OLS. The Plans accurately reflect the plan and lot configuration. All conditions of Draft Approval have been satisfied.

It is now appropriate to grant Final Approval to the Draft Approved Plan of Subdivision.

RECOMMENDED OPTION/FINANCIAL IMPLICATIONS

The Developer, in conjunction with his consultants, has prepared a Subdivision Agreement to the satisfaction of City Staff. The owner has satisfied the conditions of Draft Approval for the subdivision, and it is now appropriate to give Final Approval the Draft Approved Plan of Subdivision by Dimitrios and Tracey Kolios, Carmichael Drive Subdivision (7 Lots).

Therefore, it is recommended that the Carmichael Drive Subdivision (7 Lots) be given Final Approval, and the Mayor and City Clerk be authorized to sign the Final Plan of Subdivision subject to receipt of all security, easements, acknowledgements and subdivision agreements.

Option 1:

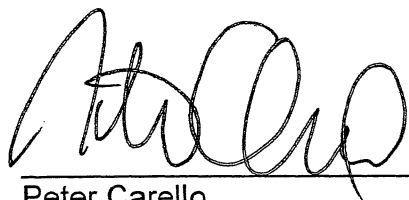
Deny the request to enter into the Subdivision Agreement and grant Final Approval.

Option 2:

Approve the request to enter into the Subdivision Agreement and grant Final Approval.

Option 2 is recommended for the above noted reasons.

Respectfully submitted,



Peter Carello
Senior Planner – Current Operations

PC/dlb

w:\plan\rms\c00\2013\csbu\rtc\0081 - final approval subdivision kolios carmichael.docx

attach(s).

We concur with this report and recommendation:



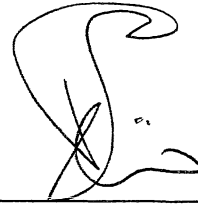
Beverley Hillier, MCIP, RPP
Manager, Planning Services



For | Alan Korell, P.Eng., MCIP, RPP
Managing Director, Public Works &
Engineering



Peter E.G. Leckie
City Solicitor



Peter Chirico
Managing Director, Community Services



Jerry D. Knox
Chief Administrative Officer

for

Personal Designated for Continuance: Senior Planner – Current Operations

AUG 21 2013

CLERK'S DEPT.

**CITY OF NORTH BAY
REPORT TO COUNCIL**

Report No: CSBU 2013 - 84**Date:** August 13, 2013**Originator:** Remi Renaud, Transit Manager**Subject:** 2013 Transit Capital Budget Allocation**RECOMMENDATION**

That a Capital Expenditure By-Law in the amount of \$930,348 be prepared for the consideration of City Council to authorize the 2013 Community Services Capital Budget, Transit Coach Replacement Program, Project No.6132TR, at a net debenture cost of \$448,130.

BACKGROUND

The Province of Ontario has partnered with Municipalities on the Transit Procurement Initiative Program for the years 2011/2013 for conventional buses. Council authorized the execution of the Governance Agreement relating to the Joint Procurement of transit buses for 2011 to 2013 by passing By-Law No. 2011-144 on June 6, 2011.

The Joint Procurement Program has proven to be very beneficial to the City of North Bay. For the 2011-2013 Joint Procurement for conventional buses, the base bus price was \$10,000 less than the previous joint procurement tender. In comparison, this translates into an approximate 5% saving over transit systems that tendered individually. Savings also include \$10,000 for extended warranty and \$8,000 for the mini-hybrid system. Both these items, previously, were costs in addition to the base bus price. Current bus costs are as follows:

Base Bus Price for 2013, per unit	\$430,104
HST (net of rebate)	<u>7,570</u>
Total cost per bus	\$437,674

As well, the Province of Ontario has confirmed the City of North Bay has been allocated \$992,218 under the Provincial Dedicated Gas Tax for Public Transportation Program for 2012 / 2013.

A schedule to the proposed By-Law is submitted for consideration of Council:

Vehicles	\$875,348
Temporary financing and contingencies	<u>55,000</u>
Total Expenditure	\$930,348
Less: Provincial Dedicated Gas Tax funding	<u>482,218</u>
Net Amount to be Debentured	\$448,130

ANALYSIS / OPTIONS

Option 1:

Not to approve a Capital Expenditure By-Law. The transit coach replacement program would be set back resulting in increasing refurbishment costs on older buses. Complying with the Accessibility for Ontarians with Disabilities Act would be negatively impacted. This would also potentially negatively affect the utilization of the Provincial Dedicated Gas Tax Funds for the current budget year.

Option 2:

To authorize the preparation of a capital expenditure by-law to approve the 2013 Transit Coach Replacement Program. This would allow for the application of available 2013 transit funding and support the continuation of the transit coach replacement program.

Option #2 is recommended.

RECOMMENDED OPTION/FINANCIAL IMPLICATIONS:

That a Capital Expenditure By-Law in the amount of \$930,348 be prepared for the consideration of City Council to authorize the 2013 Community Services Capital Budget, Transit Coach Replacement Program, Project No.6132TR, at a net debenture cost of \$448,130.

The 2013 Capital Budget, Project No.6132TR, included an amount of \$1,270,500 for the 2013 Transit Coach Replacement Program. This amount was for the purchase of two conventional buses and one para bus. Based on the current lower purchase price for new transit coaches, the amount required to purchase two conventional coaches is reduced to \$930,348. Funding for this project includes \$448,130 from the issuance of debentures with the difference funded from the Provincial Dedicated Gas Tax reserve. This budget supports the continuation of the Conventional Transit Coach and Para bus Replacement Plan.

Respectfully submitted,

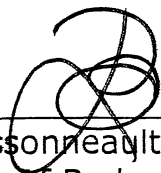


Remi Renaud

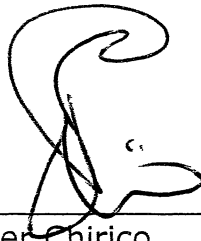
Per Transit Manager

RR/dlb

We concur with this report and recommendations.



Laura Boissonneault, CGA
Supervisor of Budgets & Financial Reporting



Peter Chirico
Managing Director, Community
Services



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



Jerry D. Knox
Chief Administrative Officer

Personnel designated for continuance: Manager of Accounting and Budgets /
Transit Manager

City of North Bay

Report to Council

RECEIVED
CITY OF NORTH BAY

AUG 21 2013

CLERK'S DEPT.

Date: August 12, 2013

Report No: CSBU 2013-82

Originator: Erin Vaughan
Community Event FacilitatorSubject: **Stall the Fall Event**

- Exemption from Municipal Alcohol Policy, Section D, Reg. 3B
- Noise By-Law Exemption
- Exclusivity of Use of Parkland and Other Lands

RECOMMENDATION

1. That, in order to facilitate the undertaking of the 2013 Stall the Fall Event, the following requests be approved:
 - a) A temporary exemption to Section D, Regulation 3B of the Municipal Alcohol Policy (Attachment 1) is approved, allowing the establishment of a licensed area to serve alcohol on September 2, 2013 between the hours of 1:00 pm to 11:00 pm in an area mutually agreed upon by Stall the Fall and the Municipal representative and subject to meeting the site management requirements.
 - b) That Stall the Fall be exempt from the noise control provisions contained in the City's Noise By-law (By-law 142-76, pursuant to section 6 and Schedule 3 thereof. (Attachment 2).
 - c) That Stall the Fall be granted exclusivity of parking lot 21, Rotary Shelter and grassy area surrounding it from 8:00 am on Sunday, September 1st until 11:59 pm on Monday September 2, 2013, within the areas defined on the attached map (Attachment 3).

BACKGROUND

In a letter dated August 12, 2013, the Stall the Fall organizers requested permission for an exemption to the Municipal Alcohol Policy that would allow the event to operate a beer tent during their event scheduled for September 2, 2013. (Attachment 4)

The Municipal Alcohol Policy provides regulations to assist staff and facility users in the management of the service of alcohol in municipal facilities. As part of this, it identifies facilities that are eligible to host events that include the service of alcohol. It also identifies municipal facilities that are not eligible to host these types of activities. (Attachment 1)

Staff met with Stall the Fall organizers to discuss the event plans. This is a new event that will be hosted by the managers of The Boat. It is a one day event consisting of games, inflatables, the Red Bull Tour bus and evening musical entertainment. Attendance throughout the day and night is expected to be between 1500 – 2000 people.

One component of the event discussed is a "Beer Tent". During these discussions the organizers were

advised that under the Municipal Alcohol Policy, parking lot 21, the Rotary Shelter and grassy area surrounding it is not eligible for events serving alcohol. It was explained that parking lots, the Rotary Shelter and grassy area surrounding it presented some challenges with respect to controls and safety when alcohol is being served. The challenges include the following:

- The close proximity to Lake Nipissing
- The event site is very close to the waterfront marina and boat launch

Should Council approve the request for exemption, additional strategies would be required to address the concerns mentioned above. The cost of these strategies, if any, would be the responsibility of the Stall the Fall Committee.

The Committee has indicated that they would fence the event grounds and provide additional security personnel including City Police on the event grounds.

In addition to the management strategies included in the Policy, the following is a summary of those recommended for the event:

- One Paid Duty Police Officer to be at the entrance to the Beer Garden between the hours of 1pm and 11:59 pm or at closure, whichever is earlier.
- The Committee erects fencing around the event perimeter.
- A minimum of two security personnel to be posted outside of the fenced area to monitor access to Lake Nipissing.
- As this is a "wet & dry" event persons under the age of 19 years of age must wear a wristband to indicate they are not allowed entrance into the beer garden areas within the event site
- That the Stall the Fall Event organizers work with City staff to develop an emergency response procedure for the event.

Exemption from the Noise By-law

The activities of the event are scheduled to end by 11:00 pm. Stall the Fall wishes to plan for events beyond its control such as inclement weather or equipment breakdown. Exemption from the noise By-law will allow for re-scheduling of activities to a later time if required. (Attachment 2)

Exclusivity

The event requires that set-up procedures begin the morning of September 1st 2013. Site exclusivity provides a clear and safe access for the work crews to set up the equipment required for the event.

Site exclusivity also enables Stall the Fall organizers to control patron admission and participant access to the event (in the latter case enabling the issuance of vendor permits and the monitoring of products sold on site).

Exclusivity would pertain to the event area as indicated on the attached site map. It would not pertain to parking areas, roadways, playground, beach, washrooms and the public boat ramp in the waterfront. (Attachment 3)

Parking

September 2nd is the Labour Day holiday. The waterfront will be very busy with visitors and boats accessing the boat ramp at the waterfront marina. Access to the boat ramp and the use of the marina parking lot cannot be restricted. The Stall the Fall organizers have been advised of this.

To manage the event parking requirements, the marina parking lot and boat ramp area cannot be used for event parking or impede the boat ramp users.

ANALYSIS / OPTIONS

Option 1 – Approve the requests as presented

If Council is satisfied with the requests as presented, Council should grant them, by approving the recommendation.

Option 2 – Grant the requests in an amended form

If Council is not satisfied with the requests as presented, but wants the event to proceed, Council could grant the requests by amending the recommendation to suit its concerns. Depending upon the amendments made, the Stall the Fall event organizers may need to review its methodology for the undertaking of the event.

Option 3 – Refuse to grant the requests as presented

If Council is not satisfied with the requests as presented, Council could refuse to grant them. A refusal to grant the requests would result in the event not taking place in parking lot 21, the Rotary Shelter and grassy area surrounding it. If this is the case, Council may wish to recommend that the organizers consider Lee Park as a venue for its event as it is suitable for an event of this type and magnitude. It is also named in the Municipal Alcohol Policy as being eligible for the service of alcohol.

RECOMMENDED OPTION / FINANCIAL IMPLICATIONS

Option 1 – Approve the requests as presented

There are no financial implications related to this recommendation. Any costs associated with the event are the responsibility of the Stall the Fall Organizers.



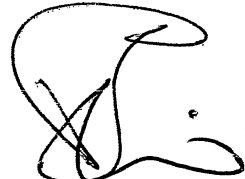
Erin Vaughan
Community Event Facilitator

I concur in this report and recommendation.

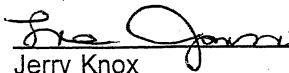


PK

Ian Kilgour
Director Parks, Recreation and Leisure Services



Peter Chirico
Managing Director Community Services



for

Jerry Knox
Chief Administrative Officer

- Attachments:
1. Excerpt from Municipal Alcohol Policy (Attachment 1)
 2. Extracts from Noise By-law (By-law 142-76), as amended (Attachment 2)
 3. Map of Site – Exclusivity (Attachment 3)
 4. Letter from Stall the Fall (Attachment 4)

- Copy for:
- Chief Administrative Officer
 - Managing Director, Community Services
 - Director, Parks, Recreation and Leisure Services
 - Facilities and Parking Supervisor
 - City Clerk
 - Police Chief
 - Fire Chief

Attachment 1

City of North Bay

Extracts from Municipal Alcohol Policy:

REGULATION NO. 2: FACILITIES ELIGIBLE FOR SPECIAL OCCASION PERMITS

The following lists facilities that are considered eligible for licensing under a Special Occasion Permit. Granting permission for an SOP function is at the discretion of the Facility Manager depending on the nature of the function, other activities occurring in the facility and a demonstration that the sponsoring organization can manage the function effectively.

REGULATION NO. 3: MUNICIPAL FACILITIES ELIGIBLE FOR LICENSING

SECTION A: WEST FERRIS CENTENNIAL COMMUNITY CENTRE (WFCCC)

- A. That the hall of the West Ferris Community centre (WFCCC) be designated as a suitable facility for licensed functions.
- B. That the arena floor surface of the WFCCC is designated as a suitable facility for licensed functions when the ice surface is covered or removed.
- C. That the boardroom of the West Ferris Arena is designated as a suitable area for licensed functions.

SECTION B: PETE PALANGIO ARENA

- A. That the lounge of the Pete Palangio arena be designated as a suitable area for licensed functions only when both ice surfaces have been rented by adult groups.
- B. That the boardroom of the Pete Palangio arena is designated as a suitable area for licensed functions.

SECTION C: MEMORIAL GARDENS

Memorial Gardens holds a permanent liquor license. As a result, the following areas may be licensed under a Special Occasion Permit; however, this requires notification to the Alcohol and Gaming Commission of Ontario and a request to temporarily suspend the permanent license. This is at the discretion of the Facility Manager.

- A. That the Hall of Fame room be designated as a suitable area for SOP licensed functions.
- B. That the Super Suite be designated as a suitable area for SOP licensed functions.
- C. That the West lobby area be designated as a suitable area for SOP licensed functions.
- D. That the arena floor area be designated as a suitable area for SOP licensed functions.

SECTION D: THOMSON PARK AND LEE PARK

- A. That the picnic shelter area of Thomson Park and Lee Park are designated as areas suitable for outdoor licensed functions.

REGULATION NO. 5: FACILITIES AND PARKS NOT SUITABLE FOR LICENSED EVENTS

SECTION B: OTHER FACILITIES NOT MENTIONED

That all other parks, ball fields, play areas and facilities, beaches and green spaces owned and operated by the City of North Bay be designated as areas not suitable for alcohol consumption and licensed events.

Attachment 2

Extracts from Noise By-law (By-law 142-76) as amended

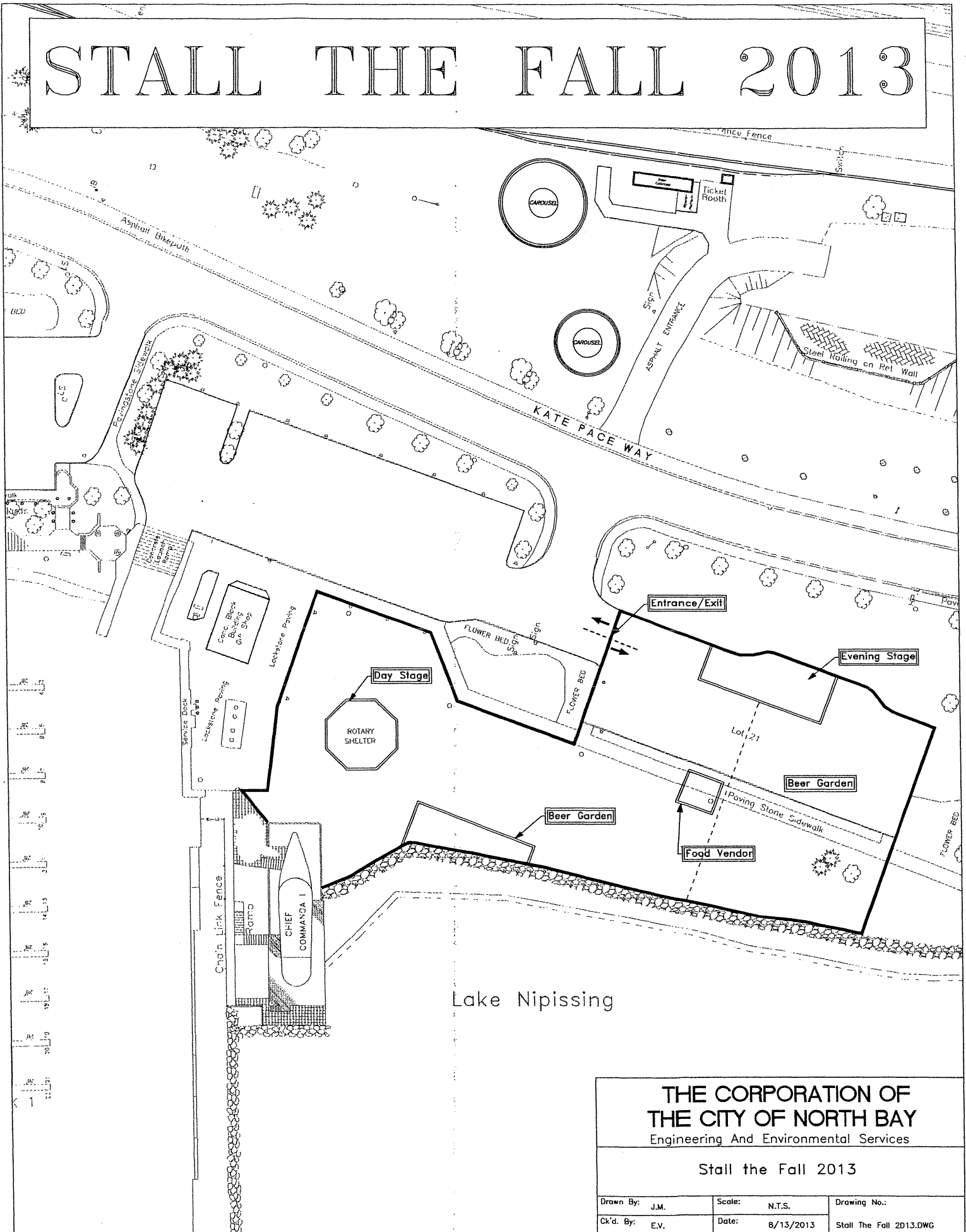
6. **Exemption of Traditional, Festive or Religious Activities**
Notwithstanding any other provision of this by-law, this by-law does not apply to a person who emits or causes or permits the emission of sound or vibration in connection with any of the traditional, festive, religious and other activities listed in Schedule 3.
7. **Severability**
If a Court of competent jurisdiction should declare any section or part of a section of this by-law to be invalid, such section or part of a section shall not be construed as having persuaded or influenced Council to pass the remainder of the by-law and it is hereby declared that the remainder of the by-law shall be valid and shall remain in force.
8. **Penalty**
Every person who contravenes any of the provisions of this by-law is guilty of an offence and shall, upon conviction thereof, forfeit and pay a penalty of not less than \$50.00 nor more than \$1,000.00 for a first offence and not less than \$100.00 and not more than \$1,000.00 for a second or subsequent offence, exclusive of costs and every such fine is recoverable under The Summary Convictions Act.

SCHEDULE 3

Activities to Which the By-law Does Not Apply

1. The use in a reasonable manner of an apparatus or mechanism for the amplification of the human voice or of music in a public park or recreational area under the control and management of the City of North Bay in connection with any public election meeting, public celebration or other lawful gathering, provided that written permission of Council to hold such meeting, celebration or gathering has been first obtained under any applicable by-law of the Corporation of the City of North Bay.
2. Any band or parade, provided that written permission of Council to operate such band or hold such parade has been first obtained under any applicable by-law of the Corporation of the City of North Bay.

STALL THE FALL 2013



THE CORPORATION OF
THE CITY OF NORTH BAY
Engineering And Environmental Services

Stall the Fall 2013

Drawn By: J.M.	Scale: N.T.S.	Drawing No.:
Clk'd. By: E.V.	Date: 8/13/2013	Stall The Fall 2013.DWG

Attachment 4

Stall the Fall Festival. September 2,2013

To whom it may concern:

We would like to thank the city of North Bay in advance for their cooperation and support of this coming September 2nd ,Stall the Fall festival to be held at the marina parking lot, in the heart of North Bay's marina. This event will be held on labor day Monday from 1pm to 12am , with applicable set up and tear down buffers. It will be a music and celebration of summer. Both area musicians as well as national recognized artists will be performing. There will be a family zone ,barbecue ,beer garden and more ! We are hoping to give the community a action packed fun day before the fall rolls in as well as put forth a great first impression to both university and college students and there families as they move in for this coming academic year .

Please note that we would like to request an exemption from the municipal alcohol policy, so as to operate as a beer garden on location.

Thanks again, hope to see all out to this first of its kind of event!

For more information ,questions or concerns please contact me personally any time .

Stephen Bitonti

The Boat North Bay.

705-476 0110

City of North Bay

Report to Council

R

CITY OF NORTH BAY

AUG 21 2013

CLERK'S DEPT.

Report No: CSBU 2013 - 86**Date:** August 19, 2013**Originator:** Ian G. Kilgour, Director, Parks, Recreation and Leisure Services**Subject:** Veteran's Ball Field Grass Infield Agreement

RECOMMENDATION

That the City enters into an agreement with the North Bay Baseball Association (NBBA) and Senior Men's Baseball (SMB) for revenue/cost sharing for the installation and maintenance of a new grass infield at Veteran's Ball Field.

BACKGROUND

Grass infields are used for playing baseball only. Other ball leagues such as Slowpitch and Fastball do not play on grass infields and do not use pitching mounds. Currently, the City does not have a grass infield; however, two fields, Veteran's and Omischl E, have pitching mounds and are used primarily for baseball.

Early this year, both the North Bay Baseball Association (NBBA) and Senior Men's Baseball (SMB) approached the City requesting that it install a grass infield at Veteran's Baseball Field. The proposal included the agreed removal of the pitching mound at Omischl E.

The City responded to NBBA's request by preparing an agreement that would require Baseball to undertake the maintenance of all components of the grass infield of Veteran's Ball Field, including home plate, pitching mound, base paths and infield grass. Included in the agreement, is the ability for Baseball to raise revenue through the naming rights of Veteran's Ball Field as well as signage advertising.

There are a number of positives with this agreement. Firstly, the City would remove the pitching mound at Omischl Field E, improving scheduling as well as the ability to host ball tournaments at all three fields at Omischl other than baseball. Secondly, the City will have one ball field with a mound maintained by Baseball. Thirdly, the community will realize a new baseball field with grass infield, making it an attractive destination for provincial tournaments and sport tourism. Fourthly, the other ball leagues prefer not to play on ball fields with pitching mounds because of irregular bounces off of the mound. Finally, the move of baseball permanently to Veteran's will make scheduling more attractive for all ball user groups resulting in more preferred times being scheduled.

The agreement can be summarized as follows:

- the estimated cost of a grass infield with new drainage and irrigation is \$50,000. Baseball will pay 50% of the cost up to \$25,000 over a period of time which will be agreed upon and finalized prior to commencing work. The City will pay 50% of the cost up to \$25,000.
- Baseball will have one dedicated field in the City with the removal of the ball diamond at Omischl E.
- Veteran's Ball Field will be renovated with a new grass infield including a new mound, home plate, base paths and grass.
- Baseball will maintain the grass infield including cutting the grass, keeping sand out of the grass, raking base paths, mound and home plate maintenance.
- Baseball will be provided the opportunity to name the field and provide for advertising to generate revenue for their maintenance costs.

There is \$180,000 budgeted for Veteran's Ball Field renovations under 2013 Capital Budget Project No. 6119RF, Recreation Facilities Rehabilitation. The grass infield will be undertaken as part of this work.

Other Veteran's Ball Field work planned and budgeted for includes:

- replacing field lighting as required
- replace fencing
- improve drainage in outfield
- level outfield and resurface with new sod
- repair and paint dugouts
- re-grade around backstop for better drainage

It is planned to have the renovations completed by late fall for use next season. The NBBA has informed the Ontario Baseball Association of the planned renovations and NBBA representatives advise discussions are underway to bring more Provincial Baseball Championships to the City.

ANALYSIS/OPTIONS

Option 1

That the City enters into an agreement with the North Bay Baseball Association (NBBA) and Senior Men's Baseball (SMB) for revenue/cost sharing for the installation and maintenance of a new grass infield at Veteran's Ball Field at a cost of 50% up to \$25,000.

Option 2

That the City does not enter into a cost sharing/maintenance agreement with NBBA and SMB and does not install a grass infield at Veteran's Ball Field.

RECOMMENDED OPTIONS / FINANCIAL IMPLICATIONS

Option 1

That the City enters into an agreement with the North Bay Baseball Association (NBBA) and Senior Men's Baseball (SMB) for revenue/cost sharing for the installation and maintenance of a new grass infield at Veteran's Ball Field at a cost of 50% up to \$25,000.

Respectfully submitted,



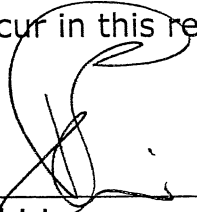
Ian G. Kilgour
Director, Parks, Recreation & Leisure
Services

Por

IGK/dlb

W:\PLAN\RMS\C00\2013\CSBU\RTC\0086-VeteransGrassInfield.docx

We concur in this report and recommendation.



Peter Chirico
Managing Director, Community Services



for

Jerry D. Knox
Chief Administrative Officer

Person designated for continuance: Ian G. Kilgour

CITY OF NORTH BAY**REPORT TO COUNCIL**

Report No: CORP 2013-85

August 20, 2013

Originator: Paul Valenti

Subject: Tender 2013-54 Supply, Treat, and Stockpile Screened Sand

RECOMMENDATION:

That City Council approves the award of a contract to 2212880 Ontario Limited o/a Canor in the amount of \$171,900.00 (HST extra) for the supply, treatment and stockpiling of screened sand for a two year term, with the provision of a one year option, if mutually agreeable to both parties.

BACKGROUND:

Treated sand is required for road and sidewalk maintenance during the winter season. The City requested tenders for the supply and stockpiling of estimated 10,000 tonnes of treated screened sand on an as and when requested basis for a term of two years beginning September 1, 2013, with the provision of a one year option, if mutually agreeable to both parties.

A tender was publicly advertised in accordance with the Purchasing By-law. The tender closed on August 7, 2013. Four tenders were received and evaluated for compliance by the Manager of Purchasing and the Manager of Roads and Traffic.

The results are as follows:

Bidder	Pricing (excluding HST)
2212880 Ontario Limited o/a Canor	\$171,900.00
Miller Paving Limited	\$177,000.00
Bruman Construction Inc.	\$180,100.00
Pioneer Construction Inc.	\$190,000.00

The tender provided by 2212880 Ontario Limited o/a Canor in the amount of \$171,900 (HST extra) is considered fair and reasonable.

ANALYSIS / OPTIONS:

1. Award a contract to 2212880 Ontario Limited o/a Canor.
2. Do not award a contract. This option is not recommended as treated sand is necessary in maintaining safe roads and sidewalks.

RECOMMENDED OPTION / FINANCIAL IMPACTS:

Option 1 is recommended as follows:

That City Council approves the award of a contract to 2212880 Ontario Limited o/a Canor in the amount of \$171,900.00 (HST extra) for the supply, treatment and stockpiling of screened sand for a two year term, with the provision of a one year option, if mutually agreeable to both parties.


Costs associated with this contract will be allocated to the Engineering, Environmental Services and Works Operating Budget - Roads Department.

Respectfully submitted,

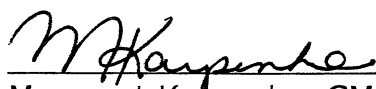


Paul Valenti
Manager of Purchasing

We concur in this report and recommendation.



Laura Boissonneault, CGA
Supervisor of Budgets & Financial
Reporting

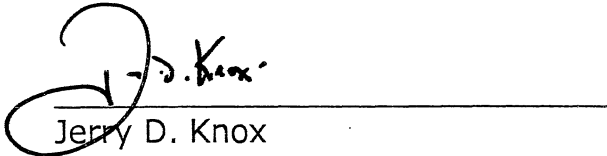


Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



FOR/

Alan Korell
Managing Director of Engineering,
Environmental Services and Works



Jerry D. Knox
Chief Administrative Officer

Personnel designated for continuance: Manager of Roads and Traffic

Attachments: Tenders

**CITY OF NORTH BAY
REPORT TO COUNCIL**

Report No: CORP 2013-87

August 20, 2013

Originator: Paul Valenti

Subject: Tender 2013-55 Bulk Road Salt

RECOMMENDATION:

That City Council approves the award of a contract to Sifto Canada Corp. in the amount of \$393,500.00 (HST extra) for the supply of estimated 5,000 tonnes of bulk road salt for a one year term, with the provision of a one year option, if mutually agreeable to both parties.

BACKGROUND:

Bulk road salt is required for road and sidewalk maintenance during the winter season. The City requested tenders for the supply and hauling of estimated 5,000 tonnes of bulk road salt on an as and when requested basis for a one year term beginning October 1, 2013, with the provision of a one year option, if mutually agreeable to both parties.

A tender was publicly advertised in accordance with the Purchasing By-law. The tender closed on August 7, 2013. Two tenders were received and evaluated for compliance by the Manager of Purchasing and the Manager of Roads and Traffic.

The results are as follows:

Bidder	Pricing (excluding HST)
Sifto Canada Corp.	\$393,500.00
The Canadian Salt Co. Ltd	\$456,450.00

The tender provided by Sifto Canada Corp. in the amount of \$393,500 (HST extra) is considered fair and reasonable.

ANALYSIS / OPTIONS:

1. Award a contract to Sifto Canada Corp.

2. Do not award a contract. This option is not recommended. Road salt is necessary in maintaining safe roadways and sidewalks.

RECOMMENDED OPTION / FINANCIAL IMPACTS:

Option 1 is recommended as follows:

That City Council approves the award of a contract to Sifto Canada Corp. in the amount of \$393,500.00 (HST extra) for the supply of estimated 5,000 tonnes of bulk road salt for a one year term, with the provision of a one year option, if mutually agreeable to both parties.

Costs associated with this contract will be allocated to the Engineering, Environmental Services and Works Operating Budget - Roads Department.

Respectfully submitted,

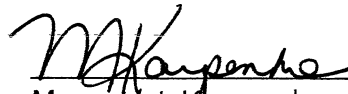


Paul Valenti
Manager of Purchasing

We concur in this report and recommendation.




Laura Boissonneault, CGA
Supervisor of Budgets & Financial
Reporting



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



Fol | Alan Korell
Managing Director of Engineering,
Environmental Services and Works

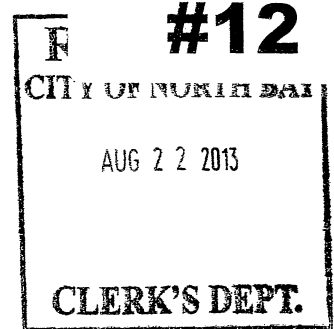


Jerry D. Knox
Chief Administrative Officer

Personnel designated for continuance: Manager of Roads and Traffic

Attachments: Tenders

CITY OF NORTH BAY
REPORT TO COUNCIL



Report No: CORP 2013-86

August 20, 2013

Originator: Paul Valenti

Subject: RFP 2013-57 Salt Brine Storage System

RECOMMENDATION:

That City Council approves the award of a contract to Road Maintenance Equipment & Services Inc. in the amount of \$56,859.70 (HST extra) for installation of Salt Brine Storage System.

BACKGROUND:

Salt brine is mixed with both sand and salt for use in winter control of roadways. Its use has steadily increased over the years as it is proven to be an effective and efficient method in maintaining safe roads during the winter season.

The current salt brine storage system consists of tanks with limited storage capacity. It requires a retention area for potential leaks that has created difficulty in easily accessing the pump and tanks. The new tanks will include a double wall containment system that will allow the City to remove the retention area. The new storage system also has a substantially larger capacity that will allow for transportation of larger volumes of salt brine and reduced shipping costs.

A Request for Proposal was publicly advertised in accordance with the Purchasing By-law. The RFP closed on August 8, 2013 with one proposal being received from Road Maintenance Equipment & Services Inc. This proposal was evaluated by the Manager of Purchasing and the Manager of Roads and Traffic and scored 93/100.

There is a limited vendor market within Ontario for a turn-key solution for this type of system. Road Maintenance Equipment & Services is very experienced and qualified in providing salt brine storage systems. They are the City's current salt brine provider and currently maintain our existing storage system. Their proposal and the cost in the amount of \$56,859.70 (HST extra) is considered

fair and reasonable. Included within their proposal is a credit for the existing storage system.

ANALYSIS / OPTIONS:

1. Award a contract to Road Maintenance Equipment & Services Inc.
2. Do not award a contract. This option is not recommended. The double wall tank containment system will allow the City to remove the retention area and the larger capacity will result in reduced shipping costs.

RECOMMENDED OPTION / FINANCIAL IMPACTS:

Option 1 is recommended as follows:

That City Council approves the award of a contract to Road Maintenance Equipment & Services Inc. in the amount of \$56,859.70 (HST extra) for installation of Salt Brine Storage System.

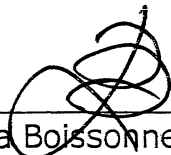
Sufficient funding is available in the 2013 Engineering, Environmental Service and Works Capital Budget, Project No. 6100FL; authorized with By-law No. 2013-57 dated March 18, 2013.

Respectfully submitted,

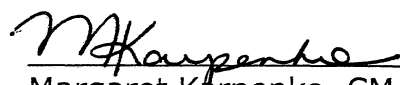


Paul Valenti
Manager of Purchasing

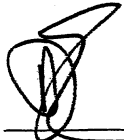
We concur in this report and recommendation.



Laura Boissonneault, CGA
Supervisor of Budgets & Financial
Reporting

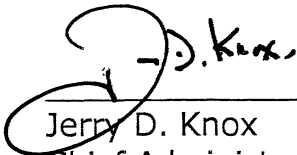


Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



FOR/

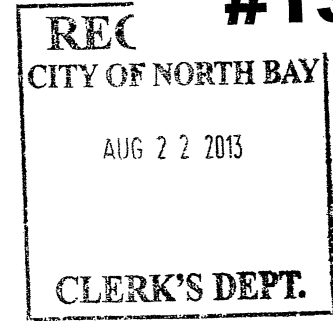
Alan Korell
Managing Director, Engineering,
Environmental Services and Works



Jerry D. Knox
Chief Administrative Officer

Personnel designated for continuance: Manager of Roads and Traffic

Attachments: Proposals



**CITY OF NORTH BAY
REPORT TO COUNCIL**

Report No: CORP 2013 - 84

Date: August 19, 2013

Originator: Al Lang

Subject: Investment Policy

RECOMMENDATION:

That City Council approve the Investment Policy as attached.

BACKGROUND:

The Municipal Act, 2001 – Ontario Regulation 438/97, Eligible Investments and Related Financial Agreements, states that before a municipality invests in a security prescribed under the regulation, the Council of the municipality shall adopt a statement of its investment policies and goals. To this end an investment policy has been developed and is attached for Council's adoption.

In preparing this policy I have reviewed and compared a number of policies from other Ontario municipalities. I have also sought the advice and comments from several investment advisors in the community.

The key goals of the policy are to:

- Preserve the principal amount invested
- Maintain sufficient liquidity of the investment portfolio
- Attain a maximum rate of return while preserving principal and liquidity

Our financial institution offers a rate of interest based on prime rate less a percentage on the consolidated balance of our bank accounts. By investing excess funds in prescribed investments, the City can earn more income that can help offset municipal expenses.

ANALYSIS / OPTIONS:

Option # 1

Without a policy the City cannot invest excess funds and earn more income. This option is not recommended.

Option # 2

By adopting an investment policy, the City can invest excess funds in prescribed investments to maximize income in a secure manner while preserving sufficient liquidity to meet daily expense requirements.

RECOMMENDED OPTION:

Option # 2 is recommended

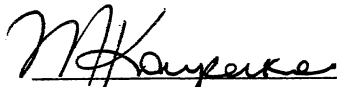
That City Council approve the Investment Policy as attached.

Respectfully submitted,

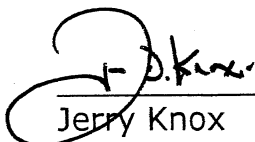


Al Lang, CGA
Manager, Policy, Investments & Grants

We concur with the above noted recommendation.



Margaret Karpenko, CMA.
Chief Financial Officer/Treasurer



Jerry Knox
Chief Administrative Officer

The Corporation of The City of North Bay

FINANCIAL POLICY AND PROCEDURES	SECTION: FINANCIAL SERVICES
	APPROVED:
	SUBJECT: Investment Policy POLICY No. 2013-

POLICY

The policy of the City of North Bay is to invest public funds in a manner that will provide the best possible rate of return with maximum security while meeting the daily cash flow requirements of the City and conforming to all legislation governing the investment of public funds.

SCOPE

This policy includes all funds that are the responsibility of the City of North Bay held within the operating fund, reserves and reserve funds.

OBJECTIVES:

The primary objectives in order of priority shall be:

1. **Legality of Investments:** Section 418 of the *Municipal Act, 2001* as amended, shall govern all investment activities. Investments, unless limited further by Council, will be those deemed eligible under Ontario Regulation 438/97 or as authorized by subsequent provincial legislation.
2. **Preservation of Principal:** Investments of the City of North Bay shall be undertaken in a manner that seeks to ensure the preservation of the investment principal in the overall portfolio. This is accomplished by investing in properly rated financial instruments as per the legislation, through selecting instrument issuers, diversifying the portfolio / instrument types, structuring maturity dates to meet ongoing cash flow requirements and investing in low to no risk investment areas.
3. **Maintenance of Liquidity:** The City of North Bay's investment portfolio will remain sufficiently liquid to enable the City to meet all operating and capital requirements which might be reasonably anticipated.
4. **Competitive Rate of Return:** The investment portfolio shall be designed to attain the maximum rate of return consistent with the objectives of security and liquidity of principal.

STANDARDS OF CARE

Investments shall be made with judgment and care, under circumstances then prevailing. All necessary action will be taken to ensure maximum performance on a portfolio basis, subject to the prescribed risk parameters dictated by this policy.

SAFEKEEPING AND CUSTODY

All securities shall be held for safekeeping by the vendor financial institution. All securities shall be held in the name of the City.

INTERNAL CONTROLS

The Treasurer (or designate) shall develop and maintain all necessary operating procedures for effective control and management of the investment function and reasonable assurance that the City's investments are properly managed and adequately protected.

AUTHORIZED INVESTMENTS

The City of North Bay may invest in certain securities as set out by Ontario Regulation 438/97 to the Municipal Act, as amended from time to time. A copy of this regulation, which prescribes the securities in which a municipality may invest, is attached to this policy. In keeping with the primary objective of this policy, namely the preservation of principal, permissible investments have been restricted to those of high quality and reasonable liquidity.

DIVERSIFICATION

The City shall diversify its investments to the best of its ability based on type of funds invested and the cash flow needs of those funds. Diversification can be by type of investment, number of institutions invested in and length of maturity.

INVESTMENT LIMITATIONS

The portfolio aims for both diversification and low risk investments to ensure preservation of principal. Emphasis is placed on securities offered by or unconditionally guaranteed by the Government of Canada, a province of Canada or the six major chartered banks. The maximum portfolio share that the City of North Bay may invest within each investment category is as follows:

Government of Canada and its Crown Agencies	100%
Provincial Governments and their Crown Agencies	100%
Schedule I Banks	100%
Schedule II Banks	50%
Credit Unions and Caisses Populaires	25%
Loan or Trust Corporations as subsidiaries of Top 6 National Banks	25%
Non Top 6 Affiliated National Loan or Trust Corporations	10%
Municipalities and local boards	20%
Joint Municipal Investment Pools	25%

MATURITIES

To the extent possible, the City shall attempt to match its investments with anticipated cash flow requirements and expected use of reserve funds. Unless matched to a specific cash flow, the City will not directly invest in securities maturing more than ten (10) years from the date of settlement (purchase date).

PERFORMANCE STANDARDS

The investment portfolio will be managed in accordance with the parameters within this policy. Accordingly, the investment portfolio will be designed to obtain, at a minimum, market rates of return taking into consideration the City's investment risk tolerance, constraints and cash flow needs.

REPORTING

The Treasurer shall provide to council an annual report on investment activity and returns. The report shall contain the following:

- Listing of securities held at the end of the reporting period
- Amount and percentage of the portfolio represented by each authorized investment category
- The ratio of long-term and short-term securities compared to total investments
- Earnings rates and average investment rate
- Investment income earned during the period covered by the report
- Investment income earned in relation to investment income that would have been earned if funds were not invested
- A statement by the Treasurer as to whether or not, in his or her opinion, all investments were made in accordance with the investment policy adopted by Council
- Such other information that Council may require or that, in the opinion of the Treasurer, should be included.

RESPONSIBILITIES

The Manager of Policy, Investments and Grants enters into arrangements with banks, investment managers and brokers for the purchase, sale, redemption, issuance, transfer and safekeeping of securities. The Chief Financial Officer / Treasurer reviews and approves these transactions.



ServiceOntario

e-Laws

Municipal Act, 2001
Loi de 2001 sur les municipalités

ONTARIO REGULATION 438/97

formerly under Municipal Act

ELIGIBLE INVESTMENTS AND RELATED FINANCIAL AGREEMENTS

Consolidation Period: From January 1, 2012 to the e-Laws currency date.

Last amendment: O. Reg. 373/11.

This Regulation is made in English only.

1. A municipality does not have the power to invest under section 418 of the Act in a security other than a security prescribed under this Regulation. O. Reg. 438/97, s. 1; O. Reg. 399/02, s. 1.

2. The following are prescribed, for the purposes of subsection 418 (1) of the Act, as securities that a municipality may invest in:

1. Bonds, debentures, promissory notes or other evidence of indebtedness issued or guaranteed by,
 - i. Canada or a province or territory of Canada,
 - ii. an agency of Canada or a province or territory of Canada,
 - iii. a country other than Canada,
 - iv. a municipality in Canada including the municipality making the investment,
 - iv.1 the Ontario Strategic Infrastructure Financing Authority,
 - v. a school board or similar entity in Canada,
 - v.1 a university in Ontario that is authorized to engage in an activity described in section 3 of the *Post-secondary Education Choice and Excellence Act, 2000*,
 - v.2 the board of governors of a college established under the *Ontario Colleges of Applied Arts and Technology Act, 2002*,
 - vi. a local board as defined in the *Municipal Affairs Act* (but not including a school board or a municipality) or a conservation authority established under the *Conservation Authorities Act*,

- vi.1 a board of a public hospital within the meaning of the *Public Hospitals Act*,
 - vi.2 a non-profit housing corporation incorporated under section 13 of the *Housing Development Act*,
 - vi.3 a local housing corporation as defined in section 24 of the *Housing Services Act, 2011*, or
 - vii. the Municipal Finance Authority of British Columbia.
2. Bonds, debentures, promissory notes or other evidence of indebtedness of a corporation if,
- i. the bond, debenture or other evidence of indebtedness is secured by the assignment, to a trustee, as defined in the *Trustee Act*, of payments that Canada or a province or territory of Canada has agreed to make or is required to make under a federal, provincial or territorial statute, and
 - ii. the payments referred to in subparagraph i are sufficient to meet the amounts payable under the bond, debenture or other evidence of indebtedness, including the amounts payable at maturity.
3. Deposit receipts, deposit notes, certificates of deposit or investment, acceptances or similar instruments the terms of which provide that the principal and interest shall be fully repaid no later than two years after the day the investment was made, if the receipt, note, certificate or instrument was issued, guaranteed or endorsed by,
- i. a bank listed in Schedule I, II or III to the *Bank Act (Canada)*,
 - ii. a loan corporation or trust corporation registered under the *Loan and Trust Corporations Act*, or
 - iii. a credit union or league to which the *Credit Unions and Caisses Populaires Act, 1994* applies.
- 3.1 Deposit receipts, deposit notes, certificates of deposit or investment, acceptances or similar instruments the terms of which provide that the principal and interest shall be fully repaid more than two years after the day the investment was made, if the receipt, note, certificate or instrument was issued, guaranteed or endorsed by,
- i. a bank listed in Schedule I, II or III to the *Bank Act (Canada)*,
 - ii. a loan corporation or trust corporation registered under the *Loan and Trust Corporations Act*,
 - iii. a credit union or league to which the *Credit Unions and Caisses Populaires Act, 1994* applies.
4. Bonds, debentures, promissory notes or other evidence of indebtedness issued or guaranteed by an institution listed in paragraph 3.
5. Short term securities, the terms of which provide that the principal and interest shall be fully repaid no later than three days after the day the investment was made, that are issued by,
- i. a university in Ontario that is authorized to engage in an activity described in section 3 of the *Post-secondary Education Choice and Excellence Act, 2000*,

- ii. the board of governors of a college established under the *Ontario Colleges of Applied Arts and Technology Act, 2002*, or
 - iii. a board of a public hospital within the meaning of the *Public Hospitals Act*.
6. Bonds, debentures, promissory notes, other evidence of indebtedness or other securities issued or guaranteed by the International Bank for Reconstruction and Development.
- 6.1. Bonds, debentures, promissory notes or other evidence of indebtedness issued or guaranteed by a supranational financial institution or a supranational governmental organization, other than the International Bank for Reconstruction and Development.
7. Asset-backed securities, as defined in subsection 50 (1) of Regulation 733 of the Revised Regulations of Ontario, 1990 made under the *Loan and Trust Corporations Act*.
- 7.1 Bonds, debentures, promissory notes or other evidence of indebtedness issued by a corporation that is incorporated under the laws of Canada or a province of Canada, the terms of which provide that the principal and interest shall be fully repaid more than five years after the date on which the municipality makes the investment.
- 7.2 Bonds, debentures, promissory notes or other evidence of indebtedness issued by a corporation that is incorporated under the laws of Canada or a province of Canada, the terms of which provide that the principal and interest shall be fully repaid more than one year and no later than five years after the date on which the municipality makes the investment.
8. Negotiable promissory notes or commercial paper, other than asset-backed securities, maturing one year or less from the date of issue, if that note or commercial paper has been issued by a corporation that is incorporated under the laws of Canada or a province of Canada.
- 8.1 Shares issued by a corporation that is incorporated under the laws of Canada or a province of Canada.
9. Bonds, debentures, promissory notes and other evidences of indebtedness of a corporation incorporated under section 142 of the *Electricity Act, 1998*.
10. Bonds, debentures, promissory notes or other evidence of indebtedness of a corporation if the municipality first acquires the bond, debenture, promissory note or other evidence of indebtedness as a gift in a will and the gift is not made for a charitable purpose.
11. Securities of a corporation, other than those described in paragraph 10, if the municipality first acquires the securities as a gift in a will and the gift is not made for a charitable purpose.
12. Shares of a corporation if,
- i. the corporation has a debt payable to the municipality,
 - ii. under a court order, the corporation has received protection from its creditors,
 - iii. the acquisition of the shares in lieu of the debt is authorized by the court order, and

- iv. the treasurer of the municipality is of the opinion that the debt will be uncollectable by the municipality unless the debt is converted to shares under the court order. O. Reg. 438/97, s. 2; O. Reg. 265/02, s. 1; O. Reg. 399/02, s. 2; O. Reg. 655/05, s. 2; O. Reg. 607/06, s. 1; O. Reg. 39/07, s. 1; O. Reg. 373/11, s. 1.

2.1 A security is prescribed for the purposes of subsection 418 (1) of the Act as a security that a municipality may invest in if,

- (a) the municipality invested in the security before January 12, 2009; and
- (b) the terms of the municipality's continued investment in the security have been changed pursuant to the Plan Implementation Order of the Ontario Superior Court of Justice dated January 12, 2009 (Court file number 08-CL-7440) and titled "In the matter of the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36 as amended and in the matter of a plan of compromise and arrangement involving Metcalfe & Mansfield Alternative Investments II Corp. et al". O. Reg. 292/09, s. 1.

3. (1) A municipality shall not invest in a security under subparagraph 1 iii, v.1, v.2, vi.1, vi.2 or vi.3 or paragraph 3.1 or 4 of section 2 unless the bond, debenture, promissory note or evidence of indebtedness is rated,

- (a) Revoked: O. Reg. 265/02, s. 2 (1).
- (b) by Dominion Bond Rating Service Limited as "AA(low)" or higher;
- (b.1) by Fitch Ratings as "AA-" or higher;
- (c) by Moody's Investors Services Inc. as "Aa3" or higher; or
- (d) by Standard and Poor's as "AA-" or higher. O. Reg. 438/97, s. 3 (1); O. Reg. 265/02, s. 2 (1); O. Reg. 399/02, s. 3 (1); O. Reg. 655/05, s. 3 (1, 2); O. Reg. 607/06, s. 2; O. Reg. 39/07, s. 2.
- (2) Revoked: O. Reg. 655/05, s. 3 (3).

(2.1) A municipality shall not invest in a security under paragraph 6.1 of section 2 unless the security is rated,

- (a) by Dominion Bond Rating Service Limited as "AAA";
- (b) by Fitch Ratings as "AAA";
- (c) by Moody's Investors Services Inc. as "Aaa"; or
- (d) by Standard and Poor's as "AAA". O. Reg. 655/05, s. 3 (4).

(3) A municipality shall not invest in an asset-backed security under paragraph 7 of section 2 that matures more than one year from the date of issue unless the security is rated,

- (a) by Dominion Bond Rating Service Limited as "AAA";
- (a.1) by Fitch Ratings as "AAA";
- (b) by Moody's Investors Services Inc. as "Aaa"; or
- (c) by Standard and Poor's as "AAA". O. Reg. 265/02, s. 2 (2); O. Reg. 399/02, s. 3 (2); O. Reg. 655/05, s. 3 (5).

(4) A municipality shall not invest in an asset-backed security under paragraph 7 of section 2 that matures one year or less from the date of issue unless the security is rated,

(a) by Dominion Bond Rating Service Limited as "R-1(high)";

(a.1) by Fitch Ratings as "F1+";

(b) by Moody's Investors Services Inc. as "Prime-1"; or

(c) by Standard and Poor's as "A-1+". O. Reg. 265/02, s. 2 (2); O. Reg. 399/02, s. 3 (3); O. Reg. 655/05, s. 3 (6).

(4.1) A municipality shall not invest in a security under paragraph 7.1 of section 2 unless the security is rated,

(a) by Dominion Bond Rating Service Limited as "AA(low)" or higher;

(b) by Fitch Ratings as "AA-" or higher;

(c) by Moody's Investors Services Inc. as "Aa3" or higher; or

(d) by Standard and Poor's as "AA-" or higher. O. Reg. 292/09, s. 2 (1).

(4.2) A municipality shall not invest in a security under paragraph 7.2 of section 2 unless the security is rated,

(a) by Dominion Bond Rating Service Limited as "A" or higher;

(b) by Fitch Ratings as "A" or higher;

(c) by Moody's Investors Services Inc. as "A2"; or

(d) by Standard and Poor's as "A". O. Reg. 292/09, s. 2 (1).

(5) A municipality shall not invest in a security under paragraph 8 of section 2 unless the promissory note or commercial paper is rated,

(a) by Dominion Bond Rating Service Limited as "R-1(mid)" or higher;

(a.1) by Fitch Ratings as "F1+";

(b) by Moody's Investors Services Inc. as "Prime-1"; or

(c) by Standard and Poor's as "A-1+". O. Reg. 265/02, s. 2 (2); O. Reg. 399/02, s. 3 (4); O. Reg. 655/05, s. 3 (8).

(6) If an investment made under subparagraph 1 iii, v.1, v.2, vi.1, vi.2 or vi.3 of section 2 or paragraph 3.1, 4, 6.1, 7, 7.1, 7.2 or 8 of section 2 falls below the standard required by this section, the municipality shall sell the investment within 180 days after the day the investment falls below the standard. O. Reg. 292/09, s. 2 (2).

(6.1) Subsection (6) does not apply with respect to an investment made by a municipality under paragraph 7 of section 2 on a day before the day this subsection comes into force. O. Reg. 292/09, s. 2 (3).

(7) A municipality shall not invest in a security under paragraph 9 of section 2 unless, at the time the investment is made and as long as it continues, the investment ranks, at a minimum, concurrently and equally in respect of payment of principal and interest with all unsecured debt of the corporation. O. Reg. 265/02, s. 2 (2).

(8) A municipality shall not invest in a security under paragraph 9 of section 2 unless, at the time the investment is made, the total amount of the municipality's investment in debt of any corporation incorporated under section 142 of the *Electricity Act, 1998* that would result after the proposed investment is made does not exceed the total amount of investment in debt, including any interest accrued on such debt, of the municipality in such a corporation that existed on the day before the day the proposed investment is to be made. O. Reg. 265/02, s. 2 (2).

(9) Any investment made under paragraph 9 of section 2, including any refinancing, renewal or replacement thereof, may not be held for longer than a total of 10 years from the date such investment is made. O. Reg. 265/02, s. 2 (2).

(10) Subsections (7), (8) and (9) do not prevent a municipality from holding or disposing of a security described in paragraph 9 of section 2 issued by a corporation incorporated under section 142 of the *Electricity Act, 1998*, if the municipality acquired the security through a transfer by-law or otherwise under that Act. O. Reg. 655/05, s. 3 (9).

(11) A municipality shall sell an investment described in paragraph 10 or 11 of section 2 within 90 days after ownership of the investment vests in the municipality. O. Reg. 655/05, s. 3 (9).

(12) Revoked: O. Reg. 292/09, s. 2 (4).

4. (1) A municipality shall not invest more than 25 per cent of the total amount in all sinking and retirement funds in respect of debentures of the municipality, as estimated by its treasurer on the date of the investment, in short-term debt issued or guaranteed by the municipality. O. Reg. 438/97, s. 4 (1).

(2) In this section,

“short-term debt” means any debt, the terms of which provide that the principal and interest of the debt shall be fully repaid no later than 364 days after the debt is incurred. O. Reg. 438/97, s. 4 (2).

4.1 (1) A municipality shall not invest in a security under paragraph 7 of section 2 or in a promissory note or commercial paper under paragraph 8 of section 2 unless, on the date that the investment is made,

(a) the municipality itself is rated, or all of the municipality's long-term debt obligations are rated,

(i) by Dominion Bond Rating Service Limited as “AA(low)” or higher,

(i.1) by Fitch Ratings as “AA-” or higher,

(ii) by Moody's Investors Services Inc. as “Aa3” or higher, or

(iii) by Standard and Poor's as “AA-” or higher; or

(b) the municipality has entered into an agreement with the Local Authority Services Limited and the CHUMS Financing Corporation to act together as the municipality's agent for the investment in that security, promissory note or commercial paper. O. Reg. 265/02, s. 3; O. Reg. 399/02, s. 4; O. Reg. 655/05, s. 4 (1, 2).

(1.1) A municipality shall not invest in a security under paragraph 7.1 or 8.1 of section 2 unless, on the date the investment is made, the municipality has entered into an agreement with

the Local Authority Services Limited and the CHUMS Financing corporation to act together as the municipality's agent for the investment in the security. O. Reg. 655/05, s. 4 (3).

(1.2) Subsection (1.1) does not apply to investments in securities by the City of Ottawa if all of the following requirements are satisfied:

1. Only the proceeds of the sale by the City of its securities in a corporation incorporated under section 142 of the *Electricity Act, 1998* are used to make the investments.
2. The investments are made in a professionally-managed fund.
3. The terms of the investments provide that,
 - i. where the investment is in debt instruments, the principal must be repaid no earlier than seven years after the date on which the City makes the investment, and
 - ii. where the investment is in shares, an amount equal to the principal amount of the investment cannot be withdrawn from the fund for at least seven years after the date on which the City makes the investment.
4. The City establishes and uses a separate reserve fund for the investments.
5. Subject to paragraph 6, the money in the reserve fund, including any returns on the investments or proceeds from their disposition, are used to pay capital costs of the City and for no other purpose.
6. The City may borrow money from the reserve fund but must repay it plus interest. O. Reg. 655/05, s. 4 (3).

(2) The investment made under clause (1) (b) or described in subsection (1.1), as the case may be, must be made in the One Investment Program of the Local Authority Services Limited and the CHUMS Financing Corporation with,

- (a) another municipality;
- (b) a public hospital;
- (c) a university in Ontario that is authorized to engage in an activity described in section 3 of the *Post-secondary Education Choice and Excellence Act, 2000*;
- (d) the board of governors of a college established under the *Ontario Colleges of Applied Arts and Technology Act, 2002*;
- (d.1) a foundation established by a college mentioned in clause (d) whose purposes include receiving and maintaining a fund or funds for the benefit of the college;
- (e) a school board; or
- (f) any agent of an institution listed in clauses (a) to (d.1). O. Reg. 265/02, s. 3; O. Reg. 655/05, s. 4 (4); O. Reg. 607/06, s. 3; O. Reg. 292/09, s. 3; O. Reg. 52/11, s. 1.

5. A municipality shall not invest in a security issued or guaranteed by a school board or similar entity unless,

- (a) the money raised by issuing the security is to be used for school purposes; and
- (b) Revoked: O. Reg. 248/01, s. 1.

O. Reg. 438/97, s. 5; O. Reg. 248/01, s. 1.

6. (1) A municipality shall not invest in a security that is expressed or payable in any currency other than Canadian dollars. O. Reg. 438/97, s. 6 (1).

(2) Subsection (1) does not prevent a municipality from continuing an investment, made before this Regulation comes into force, that is expressed and payable in the currency of the United States of America or the United Kingdom. O. Reg. 438/97, s. 6 (2).

7. (1) Before a municipality invests in a security prescribed under this Regulation, the council of the municipality shall, if it has not already done so, adopt a statement of the municipality's investment policies and goals. O. Reg. 438/97, s. 7.

(2) In preparing the statement of the municipality's investment policies and goals under subsection (1), the council of the municipality shall consider,

- (a) the municipality's risk tolerance and the preservation of its capital;
 - (b) the municipality's need for a diversified portfolio of investments; and
 - (c) obtaining legal advice and financial advice with respect to the proposed investments.
- O. Reg. 265/02, s. 4.

(3) Revoked: O. Reg. 655/05, s. 5.

(4) In preparing the statement of the municipality's investment policies and goals under subsection (1) for investments made under paragraph 9 of section 2, the council of the municipality shall consider its plans for the investment and how the proposed investment would affect the interest of municipal taxpayers. O. Reg. 265/02, s. 4.

8. (1) If a municipality has an investment in a security prescribed under this Regulation, the council of the municipality shall require the treasurer of the municipality to prepare and provide to the council, each year or more frequently as specified by the council, an investment report. O. Reg. 438/97, s. 8 (1).

(2) The investment report referred to in subsection (1) shall contain,

- (a) a statement about the performance of the portfolio of investments of the municipality during the period covered by the report;
- (b) a description of the estimated proportion of the total investments of a municipality that are invested in its own long-term and short-term securities to the total investment of the municipality and a description of the change, if any, in that estimated proportion since the previous year's report;
- (c) a statement by the treasurer as to whether or not, in his or her opinion, all investments are consistent with the investment policies and goals adopted by the municipality;
- (d) a record of the date of each transaction in or disposal of its own securities, including a statement of the purchase and sale price of each security; and
- (e) such other information that the council may require or that, in the opinion of the treasurer, should be included. O. Reg. 438/97, s. 8 (2); O. Reg. 655/05, s. 6.

(2.1) The investment report referred to in subsection (1) shall contain a statement by the treasurer as to whether any of the following investments fall below the standard required for that investment during the period covered by the report:

1. An investment described in subparagraph 1 iii, v.1, v.2, vi.1, vi.2 or vi.3 of section 2.
2. An investment described in paragraph 3.1, 4, 6.1, 7, 7.1, 7.2 or 8 of section 2.
3. An investment described in subsection 9 (1). O. Reg. 292/09, s. 4.

(3) Upon disposition of any investment made under paragraph 9 of section 2, the council of the municipality shall require the treasurer of the municipality to prepare and provide to the council a report detailing the proposed use of funds realized in the disposition. O. Reg. 265/02, s. 5.

8.1 If an investment made by the municipality is, in the treasurer's opinion, not consistent with the investment policies and goals adopted by the municipality, the treasurer shall report the inconsistency to the council of the municipality within 30 days after becoming aware of it. O. Reg. 655/05, s. 7.

9. (1) Despite this Regulation, an investment by a municipality in bonds, debentures or other indebtedness of a corporation made before March 6, 1997 may be continued if the bond, debenture or other indebtedness is rated,

- (a) Revoked: O. Reg. 265/02, s. 6.
- (b) by Dominion Bond Rating Service Limited as "AA(low)" or higher;
- (b.1) by Fitch Ratings as "AA-" or higher;
- (c) by Moody's Investors Services Inc. as "Aa3" or higher; or
- (d) by Standard and Poor's as "AA-" or higher. O. Reg. 438/97, s. 9 (1); O. Reg. 265/02, s. 6; O. Reg. 399/02, s. 5; O. Reg. 655/05, s. 8.

(1.1) Despite subsection 3 (4.1), an investment in a security under paragraph 7.1 of section 2 made on a day before the day this subsection comes into force may be continued if the security is rated,

- (a) by Dominion Bond Rating Service Limited as "A" or higher;
- (b) by Fitch Ratings as "A" or higher;
- (c) by Moody's Investors Services Inc. as "A2"; or
- (d) by Standard and Poor's as "A". O. Reg. 292/09, s. 5 (1).

(2) If the rating of an investment continued under subsection (1) or (1.1) falls below the standard required by that subsection, the municipality shall sell the investment within 180 days after the day the investment falls below the standard. O. Reg. 438/97, s. 9 (2); O. Reg. 292/09, s. 5 (2).

FORWARD RATE AGREEMENTS

10. (1) A municipality that enters into an agreement to make an investment on a future date in a security prescribed by section 2 may enter one or more forward rate agreements with a bank listed in Schedule I, II or III to the *Bank Act* (Canada) in order to minimize the cost or risk associated with the investment because of fluctuations in interest rates. O. Reg. 655/05, s. 9.

(2) A forward rate agreement shall provide for the following matters:

1. Specifying a forward amount, which is the principal amount of the investment or that

portion of the principal amount to which the agreement relates.

2. Specifying a settlement day, which is a specified future date.
3. Specifying a forward rate of interest, which is a notional rate of interest applicable on the settlement day.
4. Specifying a reference rate of interest, which is the market rate of interest payable on a specified future date on an acceptance issued by a bank listed in Schedule I, II or III to the *Bank Act* (Canada).
5. Requiring a settlement payment to be payable on the settlement day if the forward rate and the reference rate of interest are different. O. Reg. 655/05, s. 9.

(3) A municipality shall not enter a forward rate agreement if the forward amount described in paragraph 1 of subsection (2) for the investment whose cost or risk the agreement is intended to minimize, when added to all forward amounts under other forward rate agreements, if any, relating to the same investment, would exceed the total amount of the principal of the investment. O. Reg. 655/05, s. 9.

(4) A municipality shall not enter a forward rate agreement unless the settlement day under the agreement is within 12 months of the day on which the agreement is executed. O. Reg. 655/05, s. 9.

(5) A municipality shall not enter a forward rate agreement if the settlement payment described in paragraph 5 of subsection (2) exceeds the difference between the amount of interest that would be payable on the forward amount calculated at the forward rate of interest for the period for which the investment was made and the amount that would be payable calculated at the reference rate of interest. O. Reg. 655/05, s. 9.

(6) A municipality shall not enter a forward rate agreement except with a bank listed in Schedule I, II or III to the *Bank Act* (Canada) and only if the bank's long-term debt obligations on the day the agreement is entered are rated,

- (a) by Dominion Bond Rating Service Limited as "A(high)" or higher;
- (b) by Fitch Ratings as "A+" or higher;
- (c) by Moody's Investors Service Inc. as "A1" or higher; or
- (d) by Standard and Poor's as "A+" or higher. O. Reg. 655/05, s. 9.

11. (1) Before a municipality passes a by-law authorizing a forward rate agreement, the council of the municipality shall adopt a statement of policies and goals relating to the use of forward rate agreements. O. Reg. 655/05, s. 9.

(2) The council of the municipality shall consider the following matters when preparing the statement of policies and goals:

1. The types of investments for which forward rate agreements are appropriate.
2. The fixed costs and estimated costs to the municipality resulting from the use of such agreements.
3. A detailed estimate of the expected results of using such agreements.
4. The financial and other risks to the municipality that would exist with, and without, the use of such agreements.

5. Risk control measures relating to such agreements, such as,
 - i. credit exposure limits based on credit ratings and on the degree of regulatory oversight and the regulatory capital of the other party to the agreement,
 - ii. standard agreements, and
 - iii. ongoing monitoring with respect to the agreements. O. Reg. 655/05, s. 9.

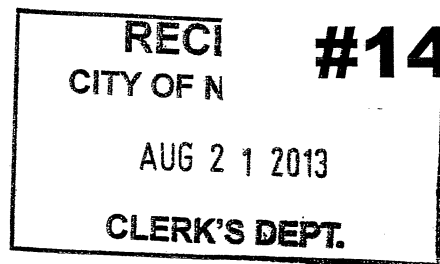
12. (1) If a municipality has any subsisting forward rate agreements in a fiscal year, the treasurer of the municipality shall prepare and present to the municipal council once in that fiscal year, or more frequently if the council so desires, a detailed report on all of those agreements. O. Reg. 655/05, s. 9.

(2) The report must contain the following information and documents:

1. A statement about the status of the forward rate agreements during the period of the report, including a comparison of the expected and actual results of using the agreements.
2. A statement by the treasurer indicating whether, in his or her opinion, all of the forward rate agreements entered during the period of the report are consistent with the municipality's statement of policies and goals relating to the use of forward rate agreements.
3. Such other information as the council may require.
4. Such other information as the treasurer considers appropriate to include in the report.
O. Reg. 655/05, s. 9.

[Back to top](#)

**CITY OF NORTH BAY
REPORT TO COUNCIL**



Report No: CORP 2013 - 88

Date: August 20, 2013

Originator: Al Lang

Subject: 2013 Debt Issue

RECOMMENDATIONS:

That City Council authorizes the issuance of up to \$14,200,000 of debt by way of any one of the following methods or combination thereof:

- Installment debentures through capital markets
- Infrastructure Ontario debentures
- Long-term loan with a banking institution

with maturity dates over ten years subject to terms and conditions acceptable to the Chief Financial Officer and the fiscal agent or the lending institution.

BACKGROUND:

City Council passed Resolution # 2013-49 on February 4, 2013 to recommend the acceptance of General Government Committee Report No. 2013-10 being the 2013 Capital Budgets and the Long-Term Capital Funding Policies for Tax Levy Supported and Water and Sewer projects. The Tax Levy Supported Capital Budget included debenture/long-term debt of \$9,000,000 and the Water and Sewer Capital Budget included debenture/long-term debt of \$3,000,000. Both of these amounts are in accordance with our current Long-Term Capital Funding Policy. The Policy allows for a carry forward for a maximum of two years of any unused debt. The carry forward of the 2012 Tax Levy Supported debt was \$1,000,000 and for Water and Sewer that amount was \$1,200,000. Thus a total of up to \$14,200,000 is available to be debentured for 2013.

The amounts to be financed for each capital project will be finalized after Administration has completed a more thorough review of each capital project. Council will be informed of the projects being funded when the actual debenture by-law report is presented.

The City has used the law firm of Borden Ladner Gervais LLP in past debenture/long-term loan issues. It is recommended that they will again complete a final review of the capital expenditure by-laws and other debenture / loan documentation to ensure all is in order.

This report is to seek Council’s approval to proceed with a debt issue when market conditions are favourable. In the past five years we have borrowed by using all three methods; from the banks three times, through the capital markets three times and through Infrastructure Ontario twice.

We have used CIBC World Markets Inc. as our fiscal agent through the capital markets. They have provided good advice on the timing of debenture issues, bond demands, the availability of investment supply, interest rate trends, timing of other government issues and market conditions.

The most notable borrowing through Infrastructure Ontario, a crown agency of the Ontario government, was for the water filtration plant. IO offers very competitive rates for infrastructure renewal with no additional fees.

The third method of issuing debt is to enter into a long-term loan agreement with a financial institution which we have done in 2008, 2010 and 2011 at comparable and favourable rates.

The best readily available benchmark of market rates for municipal debenture issues are the 10 year Canada Bond rates. Benchmark bonds and rates in the past year are as follows:

Date	Chartered Bank Prime Rate	10 Year Canada Bond Rate
August 20, 2012	3.0	1.93
September 24, 2012	3.0	1.85
October 16, 2012	3.0	1.82
November 19, 2012	3.0	1.73
December 12, 2012	3.0	1.74
January 18, 2013	3.0	1.91
February 14, 2013	3.0	2.02
March 19, 2013	3.0	1.83
April 15, 2013	3.0	1.62
May 16, 2013	3.0	1.78
June 19, 2013	3.0	2.06
July 19, 2013	3.0	2.36
August 19, 2013	3.0	2.65

The 10 year Canada bond rate has gone up in the last two months and analysts advise that it had been too low to be sustained. Economic analysts have indicated in recent publications that this rate will be in the 3% range for the next six quarters or so. This may suggest that our borrowing rate for 2013 may be slightly higher than last year.

The average borrowing rates for the past five years are as follows:

<u>Year</u>	<u>Average Net Yield</u>
2008	5.179 %
2009	3.946 %
2010	3.507 %
2011	2.850 %
2012	2.630 %

The City's debt rating is currently at Aa2 with a stable outlook.

ANALYSIS / OPTIONS:

Debenture through Capital Markets

The City of North Bay could proceed with a debenture issue through our Fiscal Agents when the market conditions are favourable.

Borrowing from Infrastructure Ontario

The City of North Bay could borrow from Infrastructure Ontario. The indicative lending rate for a 10-year serial debenture as at August 20, 2013 was 3.29%. The application process for these loans typically takes about 6 to 8 weeks for approval.

Long-Term Bank Loan

The City of North Bay could secure a long-term loan with a financial institution.

RECOMMENDED OPTION:

That the City of North Bay authorizes the issuance of up to \$14,200,000 of debt by way of any one of the following methods or combination thereof:

- Installment debentures through capital markets
- Infrastructure Ontario debentures
- Long-term loan with a banking institution

with maturity dates over ten years subject to terms and conditions acceptable to the Chief Financial Officer and the fiscal agent or the lending institution.

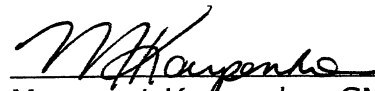
We will consider each of the options and obtain interest rate comparisons prior to presenting a final report and by-laws to Council.

Respectfully submitted,

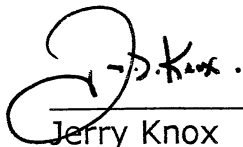


Al Lang, CGA
Manager of Policy, Investments and Grants

We concur with the above noted recommendations:



Margaret Karpenko, CMA
Chief Financial Officer / City Treasurer



Jerry Knox
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2013-190

**BEING A BY-LAW TO CONFIRM PROCEEDINGS
OF THE MEETING OF COUNCIL ON
AUGUST 12, 2013**

WHEREAS the *Municipal Act, R.S.O. 2001*, Chapter 25, (the "Act") Section 5(1), provides that the powers of a municipal corporation shall be exercised by Council;

AND WHEREAS Section 5 (3) of the Act provides a municipal power, including a municipality's capacity, rights, powers and privileges under section 9 of the Act, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise and any of the matters shall be implemented by the exercise of the natural person powers;

AND WHEREAS in many cases action which is taken or authorized to be taken by Council does not lend itself to the passage of an individual by-law;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That the actions of the Council of The Corporation of the City of North Bay at its meeting held on August 12, 2013 in respect of each motion, resolution and other action passed and taken by the Council at its said Meeting is, except where the prior approval of the Ontario Municipal Board or other authority is by law required, hereby adopted, ratified and confirmed.
2. That where no individual by-law has been passed with respect to the taking of any action authorized in or by the Council mentioned in Section 1 hereof or with respect to the exercise of any powers of the Council, then this by-law shall be deemed for all purposes to the by-law required for approving and authorizing the taking of any action authorized therein or thereby required for the exercise of any powers therein by Council.
3. That the Mayor and the proper officers of The Corporation of the City of North Bay are hereby authorized and directed to do all things necessary to give effect to the said actions or to obtain approvals where required, and to execute all documents as may be necessary and directed to affix the corporate seal to all such documents as required.

READ A FIRST TIME IN OPEN COUNCIL THIS 26TH DAY OF AUGUST, 2013.

READ A SECOND TIME IN OPEN COUNCIL THIS 26TH DAY OF AUGUST, 2013.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 26TH DAY OF AUGUST, 2013.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2013-155

**A BY-LAW TO AMEND ZONING BY-LAW NO. 28-80 TO REZONE
CERTAIN LANDS ON SCOLLARD STREET FROM AN
"INSTITUTIONAL (N)" ZONE TO "RESIDENTIAL THIRD DENSITY (R3)",
"RESIDENTIAL FIFTH DENSITY (R5)" AND "RESIDENTIAL MULTIPLE
SECOND DENSITY (RM2)" ZONES**

(1866409 Ontario Limited – 750 Scollard Street)

WHEREAS the owner of the subject property has initiated an amendment to the Zoning By-law;

AND WHEREAS the Council of The Corporation of the City of North Bay has ensured that adequate information has been made available to the public, and has held at least one public meeting after due notice for the purpose of informing the public of this By-law;

AND WHEREAS it is deemed desirable to amend the zone designation shown on Schedule "B-42" of By-law No. 28-80 pursuant to Section 34 of the Planning Act R.S.O. 1990, as amended.

AND WHEREAS Council passed a resolution on August 26, 2013 to approve this rezoning.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

- 1) Schedule "B-42" of By-law No. 28-80 is amended by changing the zoning designation of the property shown on Schedule "A" attached hereto (which property is more particularly described as Registered Plan No. 78, Lots 256-277, Lots 287-289, Lots 456-489, Part of Lot 278, Part of Lavery Street and Part of certain lanes in the City of North Bay, District of Nipissing), shown as hatched on Schedule A attached hereto from an "Institutional (N)" zone to "Residential Third Density (R3)", "Residential Fifth Density (R5)" and Residential Multiple Second Density (RM2)" zones.
- 2) All buildings or structures erected or altered and the use of land in such "Residential Third Density (R3)", "Residential Fifth Density (R5)" and Residential Multiple Second Density (RM2)" zones shall conform to all applicable provisions of By-law No. 28-80 of the Corporation of the City of North Bay.
- 3) a) Notice of this By-law shall be given by the Clerk in the manner and form and to the persons prescribed by Section 6 of O. Reg. 545/06 as amended.

- b) Where no notice of appeal is filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, then this By-law shall be deemed to have come into force on the day it was passed.
- c) Where one or more notices of appeal are filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, setting out the objection to the By-law and the reasons in support of the objection, then this By-law shall not come into force until all appeals have been finally disposed of, whereupon the By-law shall be deemed to have come into force on the day it was passed.

READ A FIRST TIME IN OPEN COUNCIL THE 26TH DAY OF AUGUST, 2013.

READ A SECOND TIME IN OPEN COUNCIL THE 26TH DAY OF AUGUST, 2013.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS DAY OF 2013.

MAYOR, ALLAN MCDONALD


CITY CLERK, CATHERINE CONRAD


Passed the ___ day of _____ 2013


Mayor Allan McDonald

City Clerk Catherine Conrad



 Zoning By-law Amendment
From: "Institutional (N)"
To: "Residential Fifth Density (R5)"

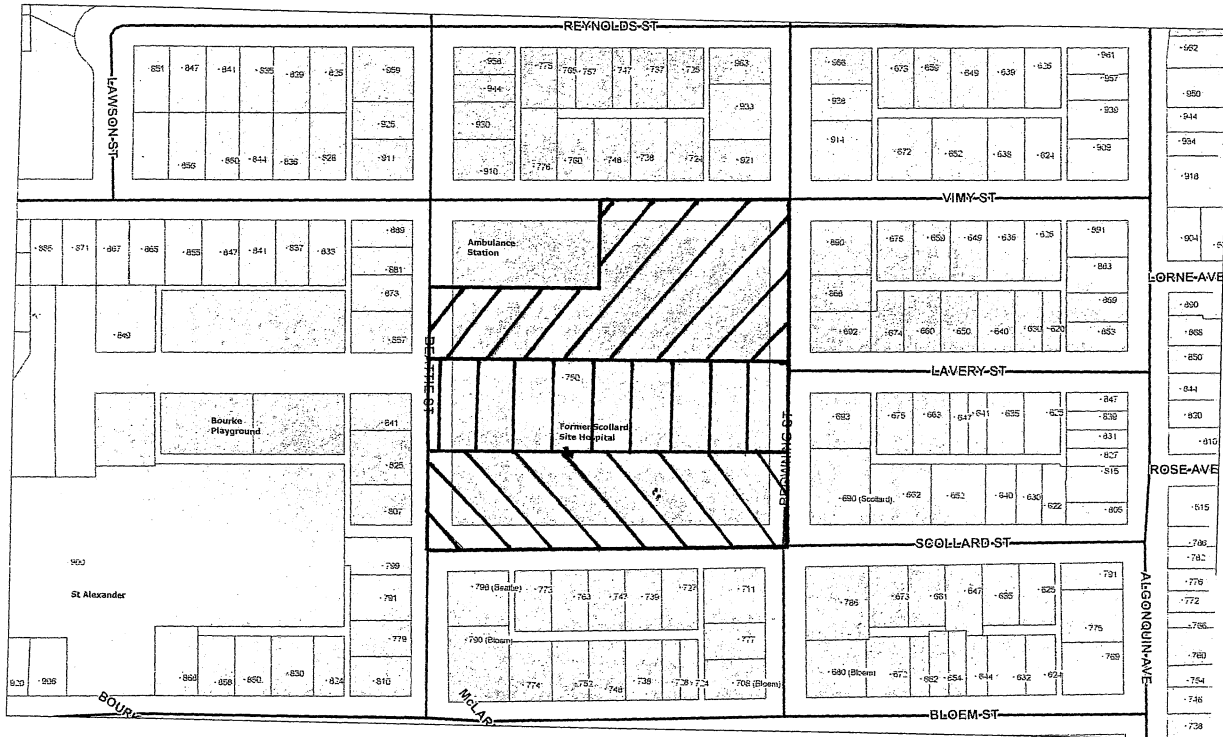
 Zoning By-law Amendment
From: "Institutional (N)"
To: "Residential Multiple Second Density (RM2)"

 Zoning By-law Amendment
From: "Institutional (N)"
To: "Residential Third Density (R3)"

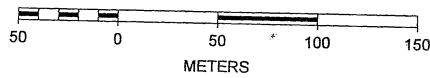
Passed the ___ day of _____ 2013


Mayor Allan McDonald


City Clerk Catherine Conrad




SCALE 1 : 2,906



- 
 Zoning By-law Amendment
 From: "Institutional (N)"
 To: "Residential Fifth Density (R5)"

- 
 Zoning By-law Amendment
 From: "Institutional (N)"
 To: "Residential Multiple Second Density (RM2)"

- 
 Zoning By-law Amendment
 From: "Institutional (N)"
 To: "Residential Third Density (R3)"

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2013-192

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION
OF A SUBDIVISION AGREEMENT BETWEEN THE
CORPORATION OF THE CITY OF NORTH BAY AND
DIMITRIOS KOLIOS & TRACEY KOLIOS RELATING
TO THE CARMICHAEL DRIVE SUBDIVISION (7 LOTS)**

WHEREAS the Subdivision Agreement with Dimitrios Kolios and Tracey Kolios for the Carmichael Drive Subdivision was approved by Resolution No. 2013-____ passed by Council on the 26th day of August, 2013;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That The Corporation of the City of North Bay enter into a Subdivision Agreement dated the 26th day of August, 2013 with Dimitrios Kolios and Tracey Kolios relating to the Carmichael Drive Subdivision.
2. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Subdivision Agreement between The Corporation of the City of North Bay and Dimitrios Kolios and Tracey Kolios and to affix thereto the Corporate seal.
3. The roads laid out on the registered plan herein shall be deemed to be dedicated by the Owner to the City upon registration of the M Plan and accepted by the City for the purpose of maintenance and repair only upon issuance of the Final Certificate of the City Engineer pursuant to section 12.14 of the Subdivision Agreement referred to herein.

READ A FIRST TIME IN OPEN COUNCIL THIS 26TH DAY OF AUGUST, 2013.

READ A SECOND TIME IN OPEN COUNCIL THIS 26TH DAY OF AUGUST, 2013.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 26TH DAY OF AUGUST, 2013.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2013-191

**BEING A BY-LAW TO AUTHORIZE THE
EXECUTION OF AN AGREEMENT WITH
BRUMAN CONSTRUCTION INC. FOR THE
WIDDIFIELD STATION AT NORTH RIVER
CULVERT REPLACEMENT**

WHEREAS the Agreement with Bruman Construction Inc. for the Widdifield Station at North River Culvert Replacement was approved by Resolution No. 2013-441 passed by Council on the 29th day of July, 2013.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. The Corporation of the City of North Bay enter into an Agreement dated the 13th day of August, 2013 with Bruman Construction Inc. for the Widdifield Station at North River Culvert Replacement.
2. The Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and Bruman Construction Inc. and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 26TH DAY OF AUGUST, 2013.

READ A SECOND TIME IN OPEN COUNCIL THIS 26TH DAY OF AUGUST, 2013.

cc READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 26TH DAY OF AUGUST, 2013.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

MOTION

North Bay, Ontario August 26, 2013

Subject: Exotic Animals

File No. _____

Res. No. 2013 -

Moved by Councillor: ANTHONY

Seconded by Councillor: MAROOSIS

WHEREAS the Province of Ontario currently has no province-wide regulations relating to exotic animals;

AND WHEREAS regulations are currently left to municipalities;

THEREFORE BE IT RESOLVED THAT the Council direct the Chief Administrative Officer, in consultation with the North Bay & District Humane Society, to review regulations of other communities, and report to Council on what regulations could potentially be developed and implemented in the City of North Bay.

Carried

Carried as amended

Lost

Conflict _____ Endorsement of Chair _____

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

Yeas	_____	_____	Nays	_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____

Signature of Clerk _____