

**MINUTES OF THE REGULAR MEETING  
OF CITY COUNCIL  
HELD MONDAY, MAY 28, 2007**

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

**CORRESPONDENCE:**

Downtown Improvement Area	re Temporary road closure	(377)
North Bay Dragon Boat Festival	re Temporary road closure	(375)

**REPORTS FROM OFFICERS:**

Burke, M.B.	re City sale to Redeemer Lutheran Church - CN Right-of-Way	(394)
Burke, M.B.	re Algonquin Avenue road widening at Jane Street and purchase from Conseil Scolaire Catholique Franco-Nord	(395)
Conrad, C.M.	re Asset Management Program Project	(376)
Courville, E.	re Sign Variance - 1350 Fisher Street	(379)
Hillier, B.	re Rezoning application by Chamberlain Architect Services Limited - Seymour Street	(373)
Korell, A.	re Temporary road closure	(375)
Korell, A.	re Temporary road closure	(377)
Korell, A.	re Sanitary Sewer Replacement on Coreen Crescent	(382)
Korell, A.	re Watermain Replacement on Lakeshore Drive at Thelma Avenue	(383)
Lang, A.	re HTE Funding Systems Annual Software Support Service Fees and System Upgrade	(378)
Manning, J.	re Tender 2007-54, Council Chambers HVAC upgrade	(384)
Manning, J.	re Fare Box upgrade	(385)
McGrath, B.	re Reference to arbitration	(374)

**Res. #2007-372:** Moved by Councillor Chirico, seconded by Councillor Mendicino  
That minutes for the closed meetings held on:

- Monday, May 14, 2007; and
- Tuesday, May 22, 2007

be adopted as presented.

"CARRIED"

**Res. #2007-373:** Moved by Councillor Anthony, seconded by Councillor Boldt  
That the recommendation from the Planning Advisory Committee regarding the rezoning application by Chamberlain Architect Services Limited - Seymour Street be referred to the Community Services Committee and for a Public Meeting.

"CARRIED"

**Res. #2007-374:** Moved by Councillor Chirico, seconded by Councillor Campbell  
That Robert Young be appointed to represent the City as a nominee at rights arbitration in the matters of Grievance #'s 06-71 and 06-79.

"CARRIED"

Res. #2007-375: Moved by Councillor Koziol, seconded by Councillor Mendicino  
That City Council approve the temporary road closure of Lakeside Drive from Barber Avenue to Sage Road on July 21, 2007 from 7:00 a.m. to 5:00 p.m., as requested by the North Bay Canoe Club and the Warriors of Hope in support of their 8<sup>th</sup> Annual North Bay Dragon Boat Festival.

“CARRIED”

Res. #2007-376: Moved by Councillor Chirico, seconded by Councillor Campbell  
That 1) the Mayor and Chief Administrative Officer be authorized to execute the Funding Agreement for Asset Management Program (AMP) Project between Her Majesty the Queen in Right of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs and The Corporation of the City of North Bay; and  
2) an Execution By-Law be presented for three (3) readings on Monday, May 28, 2007.

“CARRIED”

Res. #2007-377: Moved by Councillor Koziol, seconded by Councillor Mendicino  
That the five temporary road closures for 2007, as requested by the Downtown Improvement Area be approved as set out in the Managing Director of Engineering, Environmental Services & Works Report No. EEW 2007-05 dated May 18, 2007.

“CARRIED”

Res. #2007-378: Moved by Councillor Chirico, seconded by Councillor Campbell  
That 1) City Council authorize the payment from the Operating Budget of the annual support service fees to Sungard HTE for \$130,231.49 for the year May 1, 2007 to April 30, 2008; and  
2) City Council authorize the upgrades to the Sungard HTE financial systems at a cost of up to \$115,655.00 included in Capital Project #2758GG.

“CARRIED”

Res. #2007-379: Moved by Councillor Anthony, seconded by Councillor Boldt  
That Council approve the request for Paul Gauthier, Building Manager, on behalf of Efecto De Ondas Inc., for a variance to Sign By-Law No. 2006-143, Section 8.4.2, to permit the installation of multiple fascia signage along the east and west side of the building located at 1350 Fisher Street, provided the signage be restricted to the top portion of the building only as indicated on Schedule “A” & “B” attached to Report CSBU 2007-47 dated May 22, 2007.

“CARRIED”

Councillor Graham declared a conflict of interest on the above matter as he is a tenant in the building.

Res. #2007-380: Moved by Councillor Chirico, seconded by Councillor Campbell  
That accounts totaling \$9,048,795.33 for April 2007 be approved.

“CARRIED”

Res. #2007-381: Moved by Councillor Campbell, seconded by Councillor Mayne  
That accounts for Royal Bank totaling \$1,454.08 for April 2007 be approved.

“CARRIED”

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

Res. #2007-382: Moved by Councillor Koziol, seconded by Councillor Mendicino  
That 1) a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Coreen Crescent Sanitary Sewer Replacement Project, as identified in the 2007 Capital Budget, Project Line No. W36, at a net debenture cost of \$300,000.00; and

2) this project be constructed using City forces.

“CARRIED”

Res. #2007-383: Moved by Councillor Koziol, seconded by Councillor Mendicino  
That 1) a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Watermain Replacement Project on Lakeshore Drive at Thelma Avenue, as identified in the 2007 Capital Budget, Project Line No. W16, at a net debenture cost of \$200,000.00; and

2) this project be constructed using City forces.

“CARRIED”

Res. #2007-384: Moved by Councillor Chirico, seconded by Councillor Campbell  
That North Bay City Council approve the award of a contract to D.J. Venasse Construction Limited in the amount of \$168,400.00 (GST extra) to upgrade the HVAC System in the North Bay Council Chambers.

“CARRIED”

Res. #2007-385: Moved by Councillor Anthony, seconded by Councillor Boldt  
That North Bay City Council approve the award of a contract to Garival Inc., in the estimated amount of \$293,629.00 (GST extra), to upgrade the North Bay Transit Fare Boxes.

“CARRIED”

Res. #2007-386: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-law be read a first and second time:

By-Law No. 2007-123 to stop up, close and convey a portion of the laneway bounded by O'Brien Street, Foster Avenue, Edward Street and Park Avenue.

“CARRIED”

Res. #2007-387: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-laws be read a first and second time:

By-Law No. 2007-122 to authorize the Traffic Control Signal Upgrade Program.

By-Law No. 2007-124 to authorize the sale of lands to Ed Dolata (Pinewood Park Drive).

By-Law No. 2007-125 to execute a Funding Agreement with Her Majesty the Queen in right of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs (Asset Management Program Project).

By-Law No. 2007-126 to execute an Agreement with the North Bay-Mattawa Conservation Authority relating to the termination of the existing Loan Guarantee and the discharge of the undisclosed Conservation Authority loans with the Heritage Fund.

By-Law No. 2007-127 to execute a Lease Agreement with 563990 Ontario Limited, Vans Delivery, Moving & Storage relating to 352 McIntyre Street East, Unit C.

By-Law No. 2007-128 to authorize the sale of lands to Neil Luxton and Wendy Luxton (165 Hughes Road).

“CARRIED”

Res. #2007-388: Moved by Councillor Chirico, seconded by Councillor Campbell  
That the following by-laws be read a third time and passed:

By-Law No. 2007-122 to authorize the Traffic Control Signal Upgrade Program.

By-Law No. 2007-124 to authorize the sale of lands to Ed Dolata (Pinewood Park Drive).

By-Law No. 2007-125 to execute a Funding Agreement with Her Majesty the Queen in right of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs (Asset Management Program Project).

By-Law No. 2007-126 to execute an Agreement with the North Bay-Mattawa Conservation Authority relating to the termination of the existing Loan Guarantee and the discharge of the undisclosed Conservation Authority loans with the Heritage Fund.

By-Law No. 2007-127 to execute a Lease Agreement with 563990 Ontario Limited, Vans Delivery, Moving & Storage relating to 352 McIntyre Street East, Unit C.

By-Law No. 2007-128 to authorize the sale of lands to Neil Luxton and Wendy Luxton (165 Hughes Road).

“CARRIED”

Res. #2007-389: Moved by Councillor Anthony, seconded by Councillor Boldt  
That the following by-law be read a third time and passed:

By-Law No. 2007-39 to rezone lands on Clarence Street (Dooley & Lucie Ricci - 892/898 Clarence Street).

“CARRIED”

Res. #2007-390: Moved by Councillor Mayne, seconded by Councillor Koziol  
WHEREAS the City of North Bay is desirous of demonstrating responsible environmental leadership;

AND WHEREAS the use of single use disposable plastic bags is an environmentally unfriendly practice which contributes to the premature filling of the City's landfill;

AND WHEREAS reusable shopping bags are a viable and environmentally sound alternative to single use plastic bags;

THEREFORE BE IT RESOLVED THAT the City of North Bay endorses the North Bay Blue Bag Campaign which promotes the use of reusable shopping bags as proposed by the Waste Resources Liaison Committee;

AND FURTHER THAT the City of North Bay encourages all community partners to support and participate in this campaign.

"CARRIED"

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

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

Nays: Councillor Anthony

Res. #2007-391: Moved by Councillor Chirico, seconded by Councillor Mendicino WHEREAS the Council of the City of North Bay is continually having to set the record straight regarding the Federal Transit Tax, previously allocated in our 2007 Municipal Budget;

NOW THEREFORE BE IT RESOLVED THAT an official retraction be requested from our MPP Monique Smith, prior to the Grand Opening of our new transit facility on June 15, 2007 and once and for all the true facts be set straight.

"CARRIED"

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

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

Res. #2007-392: Moved by Councillor Chirico, seconded by Councillor Campbell That Council adjourn in-camera at 7:48 p.m. to discuss proposed or pending acquisition or disposal of land by the municipality or local board.

"CARRIED"

Res. #2007-393: Moved by Councillor Chirico, seconded by Councillor Campbell That Council reconvene at 7:56 p.m.

"CARRIED"

Res. #2007-394: Moved by Councillor Chirico, seconded by Councillor Campbell That Council declare surplus and authorize the sale of Lot 607, Plan 21 to the Redeemer Lutheran Church for the appraised value of \$45,000.00 including G.S.T.

"CARRIED"

Res. #2007-395: Moved by Councillor Chirico, seconded by Councillor Campbell  
That Council authorize the purchase of a twelve (12) foot tapered road  
widening beside Ecole Secondaire Algonquin from Conseil Scolaire  
Catholique Franco-Nord for the sum of \$2,161.40 plus all costs.

“CARRIED”

Res. #2007-396: Moved by Councillor Chirico, seconded by Councillor Mendicino  
That this Meeting do now adjourn.

“CARRIED”

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Mayor Vic Fedeli

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City Clerk Catherine Conrad