

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, SEPTEMBER 22ND, 2008**

PRESENT: Deputy Mayor Chirico, Councillors Campbell, Vaillancourt, Vrebosch-Merry, Mayne, Koziol, Graham, Mendicino, Anthony

CORRESPONDENCE:

Nipissing University	re Noise By-Law exemption	(620)
Salvation Army	re Christmas Kettles Campaign	(618)

REPORTS FROM OFFICERS:

Bullock, P.	re Noise By-Law exemption	(620)
Bullock, P.	re RFP 2008-77, Wind Demonstration Project	(625)
Burke, M.B.	re Pipe Crossing - Lakeside Drive to Ski Club Road	(622)
Burke, M.B.	re Road closure - Campbell Avenue	(640)
Carvell, D.	re Ontario Bus Replacement Program	(627)
Kitlar, S.	re 2008 Summer in the Park Financial Report	(626)
Lang, A.	re Ontario Bus Replacement Program	(627)
Marshall, R.	re Repairs to Lakeshore Drive overpass	(621)
McArthur, S.	re Closure of road allowance - Railway Street	(641)
Rocheport, L.	re Reduction, cancellation or refund of taxes	(624)
Rogers, B.A.	re 2007 Audited Financial Statements	(623)
Tomek, A.	re Goods Exchange Day	(619)

Res. #2008-616: Moved by Councillor Vaillancourt, seconded by Councillor Mendicino
That minutes for the public meeting held on:

- Monday, September 8, 2008

be adopted as presented.

"CARRIED"

Res. #2008-617: Moved by Councillor Vaillancourt, seconded by Councillor Mendicino
That minutes for the closed meeting held on:

- Monday, September 8, 2008

be adopted as presented.

"CARRIED"

Res. #2008-618: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That Council consent to The Salvation Army Christmas Kettles Campaign commencing on Saturday, November 15, 2008 and running daily to Wednesday, December 24, 2008 (excluding Sundays).

"CARRIED"

Res. #2008-619: Moved by Councillor Koziol, seconded by Councillor Mayne
That the City of North Bay hold a second Goods Exchange Day in September of each year.

"CARRIED"

Res. #2008-620: Moved by Councillor Koziol, seconded by Councillor Mayne
That an application for Noise By-Law exemption received from Nipissing University dated July 21, 2008, for the amplification of sound between 5 pm Saturday, October 25, 2008 and 7 am Sunday, October 26, 2008, at the Chancellors House Residence, Nipissing University, 600 Gormanville Road, North Bay, for the Relay for Life Event be approved.

“CARRIED”

Res. #2008-621: Moved by Councillor Koziol, seconded by Councillor Mayne
That City Council authorize the repair to the approach slabs on the Lakeshore Drive Overpass at a cost of \$60,000.00 and that the funding be transferred to project 2704RD from Capital Budget Project Line No. 51, Bridge Rehabilitation.

“CARRIED”

Res. #2008-622: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That Council approve a Pipe Crossing Agreement with the Ontario Northland Transportation Commission for the recently constructed 750 millimetre trunk watermain under the ONTC tracks at Lakeside Drive for the annual license fee of \$75.00 plus G.S.T.

“CARRIED”

Res. #2008-623: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That the 2007 Audited Financial Statements attached to CORP Report No. 2008-129 be received and referred to the General Government Committee.

“CARRIED”

Res. #2008-624: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That the tax appeal applications attached to CORP Report No. 2008-132 that have been returned with a positive recommendation from the Municipal Property Assessment Corporation, be adjusted for the period set out on each application form and that the applicable taxes be cancelled, reduced or refunded as authorized by Sections 257 & 258 of the *Municipal Act*, S.O. 2001, c.25.

“CARRIED”

Res. #2008-625: Moved by Councillor Koziol, seconded by Councillor Mayne
That Request for Proposal 2008-77, Wind Demonstration Project on North Bay City Hall not be awarded.

“CARRIED”

Res. #2008-626: Moved by Councillor Anthony, seconded by Councillor Mendicino
That

- 1) the Chief Financial Officer be authorized to transfer any surplus funds from the 2008 Summer in the Park event to the Summer Festival Reserve Fund, upon payment of outstanding invoices; and
- 2) staff proceed with a 2009 Summer in the Park event under the direction of a volunteer committee.

“CARRIED”

- Res. #2008-627: Moved by Councillor Anthony, seconded by Councillor Mendicino
That 1) the City enter into a Letter of Agreement with the Minister of Transportation for Ontario Bus Replacement Program Funding of \$359,640.00 for 2008;
- 2) the Mayor and Chief Financial Officer be authorized to sign the Letter of Agreement on behalf of the City; and
- 3) an Execution By-Law be presented for the approval of Council.

“CARRIED”

- Res. #2008-628: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That accounts totaling \$10,968,873.11 for August 2008 be approved.

“CARRIED”

- Res. #2008-629: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That accounts for Royal Bank totaling \$1,453.90 for August 2008 be approved.

“CARRIED”

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

- Res. #2008-630: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That accounts totaling \$55.00 for MTO (Fisher Street location) for August 2008 be approved.

“CARRIED”

Councillor Graham declared a conflict of interest on the above matter as he is the owner/operator of the MTO, Fisher Street location.

- Res. #2008-631: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

By-Law No. 2008-213 to execute an Agreement with Conseil scolaire de district catholique Franco-Nord for the use of the sports field at École secondaire catholique Algonquin.

“CARRIED”

- Res. #2008-632: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

By-Law No. 2008-213 to execute an Agreement with Conseil scolaire de district catholique Franco-Nord for the use of the sports field at École secondaire catholique Algonquin.

“CARRIED”

- Res. #2008-633: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

By-Law No. 2008-184 to amend Zoning By-Law No. 28-80 to implement changes to the policies and regulations (Storage Uses).

“CARRIED”

Res. #2008-634: Moved by Councillor Koziol, seconded by Councillor Mayne
That the following by-law be read a first and second time:

By-Law No. 2008-209 to execute an Agreement with Kingdom Construction Limited relating to the Airport Road Standpipe and Booster Pumping Station.

“CARRIED”

Res. #2008-635: Moved by Councillor Koziol, seconded by Councillor Mayne
That the following by-law be read a third time and passed:

By-Law No. 2008-209 to execute an Agreement with Kingdom Construction Limited relating to the Airport Road Standpipe and Booster Pumping Station.

“CARRIED”

Res. #2008-636: Moved by Councillor Koziol, seconded by Councillor Mayne
That the following by-laws be read a first and second time:

By-Law No. 2008-210 to execute an Agreement with UMA Engineering Ltd. relating to the Environmental Assessment for Nipissing University and Cedar Heights Planning Area.

By-Law No. 2008-211 to execute an Agreement with CANOR to supply, treat and stockpile screened sand.

By-Law No. 2008-212 to execute an Agreement with Gap Construction Co. Ltd. relating to the construction of the Trunk Airport Road Watermain.

“CARRIED”

Res. #2008-637: Moved by Councillor Koziol, seconded by Councillor Mayne
That the following by-laws be read a third time and passed:

By-Law No. 2008-210 to execute an Agreement with UMA Engineering Ltd. relating to the Environmental Assessment for Nipissing University and Cedar Heights Planning Area.

By-Law No. 2008-211 to execute an Agreement with CANOR to supply, treat and stockpile screened sand.

By-Law No. 2008-212 to execute an Agreement with Gap Construction Co. Ltd. relating to the construction of the Trunk Airport Road Watermain.

“CARRIED”

Res. #2008-638: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That Council adjourn in-camera pursuant to section 239 of the *Municipal Act, 2001*, as amended, at 7:42 p.m. to discuss Items # 14, 15 and 16, being proposed or pending acquisitions or disposals of land by the municipality; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

“CARRIED”

Res. #2008-639: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That Council reconvene at 8:38 p.m.

“CARRIED”

Res. #2008-640: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That Council not approve a request to close a part of Campbell Avenue to recognize an asphalt parking area at 43 Campbell Avenue.

“CARRIED”

Res. #2008-641: Moved by Councillor Campbell, seconded by Councillor Vaillancourt
That 1) the application by 2181738 Ontario Limited to close an unopened portion of road allowance on Railway Street, between Memorial Drive and Foran Street adjacent to Lots 47 to 58, Registered Plan No. 38, be approved;

- 2) Council declare that section of road allowance on Railway Street at surplus;
- 3) the closure of the road allowance be subject to the granting of any required easements; and
- 4) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

“CARRIED”

Res. #2008-642: Moved by Councillor Vaillancourt, seconded by Councillor Mendicino
That this Regular Meeting of Council do now adjourn at 8:39 p.m.

“CARRIED”

DEPUTY MAYOR PETER CHIRICO

CITY CLERK CATHERINE CONRAD