

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, AUGUST 21ST, 2006**

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

CORRESPONDENCE:

Blonski, Andre	re Food Vendor Lottery Draw	(517)
Doucette, A.	re Sale of Alligators	(515)
Thacker, M.	re Purchase Walkway Easement - Cartier Street/Nancy Drive	(529)
Union Gas	re Utility Easement - Gormanville Road/Monastery Road	(518)

REPORTS FROM OFFICERS:

Burke, M.	re Encroachment Agreement - 240 Algonquin Avenue	(516)
Burke, M.	re Utility Easement - Gormanville Road/Monastery Road	(518)
Burke, M.	re Exchange of Lands - JP Investments	(528)
Burke, M.	re Purchase Walkway Easement - Cariter Street/Nancy Drive	(529)
Burke, M.	re Sale of CN Lots & Bell Street Road Allowance	(530)
Burke, M.	re Copeland Street (CN Right-of-Way Sale	(531)
Carello, P.	re Oak Street Infrastructure Upgrades	(514)
Houston, J.	re Memorial Gardens Exterior Wall Repair	(523)
Korell, A.	re Sewer Treatment Plant Automation	(522)
Linkie, D.	re Temporary Assignment Compensation/Salary By-Law	(532)
Manning, J.	re RFP 2006-118, Engineering Services/McKeown Avenue	(524)
Manning, J.	re Tender 2006-17, ONR Watermain Crossing - Lakeside Drive	(525)
Manning, J.	re Tender 2006-109, North Bay Transit Terminal	(526)
Mimee, R.	re Year End Financial Projection	(519)
Ringler, T.	re Sale of Alligators	(515)
Ringler, T.	re Food Vendor Lottery Draw	(517)
Simmonds, J.	re Stormwater Management Requirements	(520)
Simmonds, J.	re Kenwood Hills Subdivision - Phase IV - Stone Manor Drive	(527)
Watters, B.	re Renaissance Development Corp. Subdivision Agreement - McIntyre Street West	(521)

Res. #2006-513: Moved by Councillor Chirico, seconded by Councillor Mendicino That minutes for the meeting held on:

- Monday, August 8, 2006

be adopted as presented.

"CARRIED"

Res. #2006-514: Moved by Councillor Koziol, seconded by Councillor Bain That 1) Council authorizes City staff to make an application to the Northern Ontario Heritage Fund for infrastructure upgrades on Oak Street; and

2) in the event that the funding application is approved, Council will proceed with the City's required contribution of \$1,250,000 from

its existing capital budget.

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“CARRIED”
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Res. #2006-515: Moved by Councillor Chirico, seconded by Councillor Boldt
That no action be taken concerning the sale of alligators in North Bay.

“CARRIED”

Res. #2006-516: Moved by Councillor Chirico, seconded by Councillor Boldt
That Council authorize an Encroachment Agreement for a building encroachment of 0.025 metres at 240 Algonquin Avenue.

“CARRIED”

Res. #2006-517: Moved by Councillor Chirico, seconded by Councillor Boldt
That 1) no changes be made to manner in which the downtown food vendor locations are assigned; and
2) a copy of this report be forwarded to Mr. Blonski.

“CARRIED”

Res. #2006-518: Moved by Councillor Chirico, seconded by Councillor Boldt
That Council authorize the transfer of an underground easement beside the Monastery Lane pathway to Union Gas for its Sudbury Lateral Pipeline Cathodic Protection System for the amount of \$1,000.00.

“CARRIED”

Res. #2006-519: Moved by Councillor Chirico, seconded by Councillor Boldt
That 1) the City of North Bay Year End Financial Projection for the period ending June 30th, 2006 be received; and
2) the Chief Financial Officer be authorized to transfer up to \$150,000.00 from the Winter Maintenance Reserve Fund to offset winter maintenance budget over-expenditures if it would cause the City to end the year in an over-all operating deficit position.

“CARRIED”

Res. #2006-520: Moved by Councillor Koziol, seconded by Councillor Bain
That the report from John Simmonds dated August 15, 2006 re Stormwater Management Requirements for New Development be referred to the Engineering & Works Committee.

“CARRIED”

Res. #2006-521: Moved by Councillor Koziol, seconded by Councillor Bain
That the City enter into a Subdivision Agreement with Renaissance Development Corporation in a form satisfactory to the City Solicitor for the installation of underground and above-ground municipal services for the McIntyre Street West Subdivision development subject to the conditions outlined in Report No. EES 2006-39.

“CARRIED”

Res. #2006-522: Moved by Councillor Koziol, seconded by Councillor Bain
That the City Clerk prepare a by-law for approval to fund the Sewer Treatment Plant Automation identified as Project #4605WS in the approved Water and Sanitary Sewer Rates, Debentures and Reserves Budget, in the amount of \$100,000.00.

“CARRIED”

- Res. #2006-523: Moved by Councillor Mendicino, seconded by Councillor Anthony
That
- 1) Council approve the north exterior wall repair for the Memorial Gardens Arena as recommended by Anrep, Krieg, Desilets, Gravelle Consulting Engineers Ltd., at an estimated budget cost of \$500,000.00 and refer the repair of the remaining three exterior walls to the 2007 Capital Budget process;
 - 2) the Chief Financial Officer be authorized to transfer \$358,000.00 in unspent funding from various capital projects as outlined in Report CSBU 2006-83;
 - 3) the Chief Financial Officer be authorized to transfer up to \$100,000.00 from the Arenas Ticket Surcharge Reserve Fund and up to \$42,000.00 from the Completed Capital Works Reserve Fund; and
 - 4) the City Clerk present a capital project by-law to authorize the Memorial Gardens Exterior Wall Repair/Replacement capital project in the amount of \$500,000.00.

“CARRIED”

- Res. #2006-524: Moved by Councillor Koziol, seconded by Councillor Bain
That
- 1) North Bay City Council approve a contract be awarded to Northland Engineering (1987) Limited in the amount of \$356,798.83 (GST extra), for Engineering Services for McKeown Avenue; and
 - 2) the City Clerk be authorized to present a Capital By-Law authorizing a net debenture cost of \$440,000.00 for Capital Project #16, Engineering Services for McKeown Avenue.

“CARRIED”

- Res. #2006-525: Moved by Councillor Koziol, seconded by Councillor Bain
That
- 1) North Bay City Council approve a contract be awarded to Pedersen Construction in the amount of \$1,115,915.00 (GST inc.), for the construction of the watermain on Lakeside Drive at Trout Lake Road and the Ontario Northland Railway; and
 - 2) the City Clerk be authorized to present a Capital Project By-Law to authorize an additional \$775,000.00 in net debenture funding for this project.

“CARRIED”

Councillor Maroosis declared a conflict of interest on the above matter as his son-in-law is employed by Bruman Leasing Ltd. - one of the bidders.

- Res. #2006-526: Moved by Councillor Mendicino, seconded by Councillor Anthony
That
- 1) Council approve Option 2, as outlined in Report to Council CORP 2006-133, and the award of a contract to D.J. Venasse Construction Limited in the amount of \$2,280,800.00 (base bid less net reductions), plus \$334,922.80 (Wyld Street Reconstruction costs), all pricing is exclusive of GST for the construction of the North Bay Transit Terminal;
 - 2) the Chief Financial Officer be authorized to assign up to \$1,650,000.00 from the 2006 and 2007 Provincial Dedicated Gas Tax and up to \$1,030,000.00 from the 2006 and 2007 Federal

Public Transit Funds for the Transit Terminal Project;

- 3) the Chief Financial Officer be authorized to transfer up to \$450,000.00 from the Transit Fleet Reserve Fund for the Transit Terminal Project;

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- 4) the Chief Financial Officer be authorized to transfer up to \$130,000.00 in unspent funding from Capital Project #2572TR for the Transit Terminal Project; and
- 5) the City Clerk present Capital Project By-Laws to authorize the construction of the North Bay Transit Terminal in the amount of \$3,220,500.00 and the Wyld Street Reconstruction in the amount of \$355,500.00.

“CARRIED”

Res. #2006-527:

Moved by Councillor Koziol, seconded by Councillor Bain

That 1) the City enter into a Pre-Servicing Agreement with 899430 Ontario Inc., Linda Petrie and Ralph James in a form satisfactory to the City Solicitor, for the installation of underground and above ground services for the proposed Kenwood Hills Subdivision, Phase IV, Stone Manor Drive, subject to the conditions laid out in Report EES 2006-40 dated August 16, 2006 from the City Engineer, J.C. Simmonds, P. Eng.;

- 2) funds in the amount of \$411,210.00 plus GST be made available from the City Development Charges Reserve Fund to pay for the City's share of watermain oversizing costs on Stone Manor Drive; and
- 3) funds in the amount of \$2,880.00 plus GST be made available from the Completed Capital Works Reserve Fund to pay for the City's share of the road oversizing costs.

“CARRIED”

Res. #2006-528:

Moved by Councillor Chirico, seconded by Councillor Boldt

That the City agree to an exchange of lands described as Part 1, Plan 36R-11995 in return for the conveyance to the City by JP Investments of Parts 2, 3, 4 and 5, Plan 36R-5114.

“CARRIED”

Res. #2006-529:

Moved by Councillor Chirico, seconded by Councillor Boldt

That Council declare surplus the ten foot pedestrian walkway, being Block E, Plan M-461 between Cartier Street and Nancy Drive, and, in the event there is no response to the usual surplus advertisement, transfer the lands to the abutting owner for the appraised value, plus the cost of the appraisal and any required survey.

“CARRIED”

Res. #2006-530:

Moved by Councillor Chirico, seconded by Councillor Boldt

That Council authorize the sale of CN Lots 230 and 231 and part of the Bell Street Road Allowance to the abutting owners, Lorraine and Jean Paul Guillemette, for the appraised value of \$42,406.89, subject to the receipt of drainage easements and reimbursement of servicing costs.

“CARRIED”

Res. #2006-531:

Moved by Councillor Chirico, seconded by Councillor Boldt

That Council authorize the sale of a 1,520 square foot triangle of land to the abutting owners, Larry and Barbara Nelson for the appraised value of

\$650.00, plus G.S.T., survey and appraisal costs.

“CARRIED”

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Res. #2006-532:

Moved by Councillor Chirico, seconded by Councillor Boldt

That 1) By-Law No. 2004-198 be amended by deleting Section 5 in its entirety and replacing it with the following new Section 5 which states that:

“An employee temporarily transferred or promoted to a position in a higher salary grade shall be compensated consistent with the policies contained in Section I of the City of North Bay’s Corporate Administrative Policies and Procedures Manual” and

- 2) the Director of Human Resources be instructed to devise a new employment policy specific to the subject of Temporary Assignment Compensation consistent with the principals contained in Report CAO 2006-06 after which time said policy will be included in the City of North Bay’s Corporate Administrative Policies and Procedures Manual.

“CARRIED”

Res. #2006-533:

Moved by Councillor Chirico, seconded by Councillor Boldt

That the following by-laws be read a first and second time:

By-Law No. 2006-167 to authorize the sale of lands to Perut Construction Limited (Part of Dashnay Street Road Allowance).

By-Law No. 2006-168 to authorize the sale of lands to Elsie Duhaine (CN Right-of-Way).

By-Law No. 2006-169 to authorize the Watermain Looping Project.

By-Law No. 2006-170 to authorize the removal and replacement of the weigh scale at the Merrick Landfill Site.

By-Law No. 2006-171 to authorize the Reconstruction of Fisher Street.

By-Law No. 2006-173 to authorize the sale of lands to Dan Fortier Construction Ltd. - 145 Hughes Road.

By-Law No. 2006-174 to authorize the sale of lands to Nicole Neff - 609 & 649 Durrill Street/750, 760 & 770 Jane Street.

“CARRIED”

Res. #2006-534:

Moved by Councillor Chirico, seconded by Councillor Boldt

That the following by-laws be read a third time and passed:

By-Law No. 2006-167 to authorize the sale of lands to Perut Construction Limited (Part of Dashnay Street Road Allowance).

By-Law No. 2006-168 to authorize the sale of lands to Elsie Duhaine (CN Right-of-Way).

By-Law No. 2006-169 to authorize the Watermain Looping Project.

By-Law No. 2006-170 to authorize the removal and replacement of the weigh scale at the Merrick Landfill Site.

By-Law No. 2006-171 to authorize the Reconstruction of Fisher Street.

By-Law No. 2006-173 to authorize the sale of lands to Dan Fortier Construction Ltd. - 145 Hughes Road.

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By-Law No. 2006-174 to authorize the sale of lands to Nicole Neff - 609 & 649 Durrill Street/750, 760 & 770 Jane Street.

“CARRIED”

Res. #2006-535: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-laws be read a first and second time:

By-Law No. 2006-172 to authorize the execution of an Agreement with D.J. Venasse Construction Limited relating to the W.J. Forth Bridge Rehabilitation - Riverbend Road.

By-Law No. 2006-175 to authorize the execution of a Subdivision Pre-Servicing Agreement for Kenwood Hills Subdivision (Phase 4- Stone Manor Drive).

“CARRIED”

Res. #2006-536: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-laws be read a third time and passed:

By-Law No. 2006-172 to authorize the execution of an Agreement with D.J. Venasse Construction Limited relating to the W.J. Forth Bridge Rehabilitation - Riverbend Road.

By-Law No. 2006-175 to authorize the execution of a Subdivision Pre-Servicing Agreement for Kenwood Hills Subdivision (Phase 4- Stone Manor Drive).

“CARRIED”

Res. #2006-537: Moved by Councillor Chirico, seconded by Councillor Mendicino
That this meeting do now adjourn.

“CARRIED”

MAYOR VIC FEDELI

CITY CLERK CATHERINE CONRAD