

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, MARCH 8TH, 2010**

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

PUBLIC PRESENTATION:

Dorothy Carvell re Transit Operators to the Olympics

CORRESPONDENCE:

Nil

REPORTS FROM OFFICERS:

Burke, M.	re Release of In-Gross Easements - Turret Construction	(156)
Burke, M.	re Set Fines/Short Form Wording - Smoking By-Law - Entranceway Prohibitions	(163)
Burke, M.	re Anti-Idling By-Law Amendment	(165)
Burke, M.	re CN Right-of-Way west of Cassells St. (Third Avenue lands)	(182)
Carello, P.	re NOHFC Recycling Centre Agreement Amendment	(158)
Conrad, C.	re 2010 Municipal Election	(151)
Conrad, C.	re AMO - Transfer of Federal Gas Tax Revenues	(164)
Cox, A.	re City Share of New Development Costs	(155)
Houston, J.	re Appointment, Municipal Weed Inspector	(152)
Janisse, L.	re Salary By-Law Amendment 2009-11	(180)
Kitlar, S.	re 2010 World's Finest Show Spring Event	(150)
Korell, A.	re OCWA - Summary Report & Ontario Regulation Section 11 for North Bay Drinking Water System	(160)
Lang, A.	re DIA Budget	(157)
Linkie, D.	re Appointment of Treasurer/Chief Financial Officer	(181)
Manning, J.	re Tender 2010-15 - Kate Pace Way Extension - Material Supply Contract	(154)
McArthur, S.	re 655099 Ontario Ltd. & 676585 Ontario Inc. - Pearce Street Subdivision	(161)
McArthur, S.	re Laneway closure block bounded by Browning/Lavery/Algonquin/Scollard - 662 Scollard Street	(162)
Ringler, T.	re Contract Extension - Canadian Corps of Commissionaires	(153)
Ringler, T.	re Parking - Equipment Expansion/ Replacement Program	(159)

Res. #2010-144: Moved by Councillor Mendicino, seconded by Councillor Graham
That minutes for the public meetings held on:

- Monday, February 22, 2010; and
- Monday, March 1, 2010

be adopted as presented.

"CARRIED"

Res. #2010-145: Moved by Councillor Mendicino, seconded by Councillor Graham
That minutes for the closed meetings held on:

- Monday, February 22, 2010
- Monday, March 1, 2010

be adopted as presented.

“CARRIED”

Res. #2009-146: Moved by Councillor Chirico, seconded by Councillor Campbell
That General Government Committee Report No. 2010-02 relating to:

- 2010 Operating Budget, 2010 Capital Budget, 2010 Assessment Analysis & Tax Policy Review and 2008 Reserve Fund Annual Report

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2010-02

March 8, 2010

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2010-02 and recommends:

1. That the 2010 Operating Budget in the amount of \$105,345,783 (save and except the Humane Society budget of \$300,700 and the District of Nipissing Social Services Administration Board levy of \$13,814,901) with a resultant tax levy of \$68,457,603 as summarized on the attached **Schedule A**, be approved.
2. That the Water and Sanitary Sewer Operating Budget in the amount of \$17,123,500 as summarized on the attached **Schedule B** be approved.
3. That budget adjustments summarized on the attached **Schedule C**, resulting in a net reduction in the tax levy totaling \$581,300 from the Preliminary Operating Budget, be included in the Operating Budget.
4. That the 2010 real growth in the assessment base be applied to reduce 2010 tax rates by a further 0.89%, or \$584,000.
5. That the Chief Financial Officer be authorized to process all transfers to and from reserve funds included in the 2010 Operating Budget, including a transfer of \$680,000 from the Tax Rate Stabilization Reserve Fund.
6. That the levies of all Agencies, Boards and Commissions totaling \$35,211,586 as summarized on the attached **Schedule D** be included in the tax levy.
7. That the Chief Financial Officer be authorized to transfer \$7,433,000 from the Operating Fund to the Capital Fund to finance approved capital projects that would otherwise require debenture issuance to fund (Net Capital Levy in Operating Budget). This is often referred to as the “Pay As You Go” funding for capital projects.

8. That the tax policy recommendations outlined in Report to Council CORP 2010-11 be adopted as follows:
- a) That the 2010 tax ratios remain at the 2009 levels as follows:

Multi-Residential	- 2.2054
Commercial	- 1.8822
Industrial	- 1.4000
Pipeline	- 1.1656
Farmland	- 0.1500
Managed Forest	- 0.2500
 - b) Council decisions to reduce tax ratios will be made at the onset of a reassessment year once the four-year tax shifts are known. Council's decisions to reduce the tax ratios will be considered for the four year cycle commencing with the 2013 reassessment year.
 - c) Definition of "Real Assessment Growth"

Real Assessment Growth means new assessment which is generated by supplementary assessment roll(s) resulting from an increase in value of properties for: new buildings or structures, alterations/additions to buildings or structures and new lots created by subdivision/condominium plans and severances; and netted by assessment reductions resulting from assessment appeals under Section 39.1(1.1) of the *Assessment Act* (supplementary assessments).
 - d) That excess supplementary commercial and multi-residential municipal taxes totaling \$65,000 be transferred to the Tax Policy Development Reserve Fund as at December 31, 2009.
 - e) That the Manager of Revenues and Taxation file a Report to Council outlining options and recommendations for the 2010 Capping Program.
9. The Reserve Fund Policy be amended and the implementation targets updated as follows:
- a) Authority to Transfer Funds to Reserve Funds section of policy be amended to include requirement for Chief Financial Officer to prepare a Report to Council recommending transfer of any one-time non sustainable revenue received to a reserve fund.
 - b) Target level for Capital Budget Contingency Reserves should be reduced from 50% to 40% of the Capital Funding Policy Expenditure Limits (Both Tax Levy and Water Levy).
 - c) The target level for discretionary reserve funds should total at least between a level equal to 30% of the total municipal tax levy plus the water bill revenues and \$500 per capita.
 - d) That the Chief Financial Officer be authorized to process the following year-end transfers to reserve funds as at December 31, 2009:
 - i) That the year-end budget surplus (or deficit) be transferred to (from) the Tax Rate Stabilization Reserve Fund.
 - ii) That the year-end Police surplus estimated to be \$90,000 be transferred to the Police Vested Sick Leave Reserve Fund.
 - iii) That an additional \$400,000 be transferred from the Police Services Reserve Fund to the Police Vested Sick Leave Reserve Fund.

10. a) The Ten-Year Capital Forecast (2010-2019) for Capital Projects to be funded from Debentures, Capital Levy, Development Charges, Federal and Provincial Government Grants Programs, Reserves and other contributions totaling \$331,685,000 as set out in Report to Council CORP 2009-193 be adopted.
- b) The Ten-Year Capital Forecast (2010-2019) for Capital Projects to be funded from Water and Sanitary Sewer Rates, Debentures, Development Charges, Federal and Provincial Government Grants Programs, Reserves and other contributions totaling \$161,172,000 as set out in Report to Council CORP 2009-193 be adopted.
- c) That the Tax Levy Supported Long Term Capital Funding Policy be amended as follows:
 - i) Based on the 2008 estimate of the need to increase the annual investment in infrastructure by \$20 million to reach a sustainable investment level.
 - ii) Debt levels need to be controlled but not eliminated in the 20 year framework of the policy.
 - iii) Debt service costs (principal and interest payments) as a percentage of total tax levy will not exceed 15%.
 - iv) "Pay as you go" capital revenue will be targeted at levels equal to or greater than "long term debt" capital revenues.
 - v) Long Term Capital Funding Allocation in the Operating Budget be increased by an inflationary allowance plus 1% of the tax levy each year instead of the \$600,000 in the current policy.
 - vi) The annual debenture funding be increased from \$6,200,000 in 2009 to \$8,000,000 in 2010 and be increased each year by \$500,000 until it reaches a level of \$13,000,000 in 2020.
 - vii) The Capital Expenditure Limits be set based on the capital revenue sources generated by the policy.
 - viii) That the Long Term Capital Funding Policy be reviewed each year to ensure that the sustainable target levels are reasonable and that it is adjusted based on the impact of new alternative revenues sources and sustainable revenue sources from the Federal and Provincial governments.
- d) That the Water Levy Supported Long Term Capital Funding Policy be amended as follows:
 - i) Long Term Capital Funding allowance in the Water and Sanitary Sewer Operating Budget be increased by an inflationary allowance plus 2% of the water bill revenues each year instead of the \$300,000 in the current policy
 - ii) The annual debenture funding be set at \$2,000,000 in 2010 and increased each year by \$500,000 until it reaches a level of \$3,000,000 in 2012
 - iii) The Capital Expenditure Limits be set based on the capital revenue sources generated by the policy
 - iv) That the Long Term Capital Funding Policy be reviewed each year to ensure that the sustainable target levels are reasonable and that it is adjusted based on the impact of new alternative revenues sources and sustainable revenue sources from the Federal and Provincial governments.

11. That the tax rates included on **Schedule E** be adopted for the 2010 taxation year.
12. That each final tax bill clearly discloses the amount included to subsidize provincial health and social programs as described by the Association of Municipalities of Ontario as "Ontario's \$3 Billion Provincial Municipal Fiscal Gap".
13. That the due date for the final property tax installment be set at June 30 for the 2010 taxation year.
14. That the by-laws arising from this report be presented for three (3) readings on March 8, 2010.
15. That the Chief Financial Officer prepare and submit a Comprehensive Long Term Financial Plan for City Council's consideration by April 30, 2010.
16. Should the 2010 Provincial Budget address our request for additional Ontario Municipal Partnership Fund grants for northern municipalities, or provide any financial benefits that have not been accounted for in the 2010 City of North Bay Operating Budget, we will re-open our 2010 budget and pass every dollar received back to the taxpayers of the City of North Bay.

All of which is respectfully submitted.

ASSENTS
CHIRICO
CAMPBELL
VREBOSCH-MERRY
FEDELI

DISSENTS

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

Yeas: Councillors Chirico, Mendicino, Koziol, Anthony, Graham, Campbell, Bain, Vrebosch-Merry, Mayne, Mayor Fedeli

Res. #2010-147: Moved by Councillor Chirico, seconded by Councillor Campbell
That General Government Committee Report No. 2010-03 relating to:

- District of Nipissing Social Services Administration Board 2010 Operating Budget

be adopted as presented.

“CARRIED”

Councillor Vrebosch-Merry declared a conflict of interest as her employer receives funding from the District of Nipissing Social Services Administration Board.

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2010-03

March 8, 2010

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2010-03 and recommends:

1. That the City of North Bay’s share of the District of Nipissing Social Services Administration Board 2010 Operating Budget in the amount of \$13,814,901 be approved.

All of which is respectfully submitted.

ASSENTS
CHIRICO
CAMPBELL
FEDELI

DISSENTS

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

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

Res. #2010-148: Moved by Councillor Chirico, seconded by Councillor Campbell
That General Government Committee Report No. 2010-04 relating to:

- Humane Society 2010 Operating Budget

be adopted as presented.

“CARRIED”

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2010-04

March 8, 2010

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

Your Worship and Councillors:

The General Government Committee presents Report No. 2010-04 and recommends:

1. That the 2010 Operating Budget in the amount of \$300,700 for the Humane Society be approved.

All of which is respectfully submitted.

ASSENTS
CHIRICO
CAMPBELL
VREBOSCH-MERRY
FEDELI

DISSENTS

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

Yeas: Councillors Chirico, Mendicino, Anthony, Vrebosch-Merry, Campbell, Mayne, Graham, Bain, Koziol, Mayor Fedeli

Res. #2010-149: Moved by Councillor Anthony, seconded by Councillor Mendicino That Community Services Committee Report No. 2010-04 relating to:

- Rezoning application by New Era Homes Ltd. - McKeown Avenue

be adopted as presented.

“CARRIED”

Councillor Chirico declared a conflict of interest as New Era Homes Ltd. is a client of his employer, The Royal Bank of Canada.

COMMUNITY SERVICES COMMITTEE REPORT NO. 2010-04

March 8, 2010

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

Your Worship and Councillors:

The Community Services Committee presents Report No. 2010-04 and recommends:

1. That
 - a) the proposed Zoning By-Law amendment by Miller & Urso Surveying Inc. on behalf of New Era Homes Ltd. to rezone the property legally described as M-528, Part of Block B, Reference Plan 36R-8648, Part 2 (McKeown Avenue), in order to add “restaurant” as a permitted use to the “District Commercial Special Zone No. 49 (C4 Sp.49)” be approved; and
 - b) the application by processed under the “Statutory Planning Process” pursuant to Council Resolution No. 2001-706 and therefore, the by-law be read three (3) time at the March 8, 2010 Regular Meeting of Council.

All of which is respectfully submitted.

ASSENTS
ANTHONY
MENDICINO
GRAHAM
FEDELI

DISSENTS

Res. #2010-150: Moved by Councillor Anthony, seconded by Councillor Mendicino That the World’s Finest Shows be granted exclusivity within the following defined city parkland, roadways and sidewalks for their spring show which is scheduled to take place in Lee Park on May 19 to 23, 2010 with setup taking place May 16 to 18, 2010.

The exclusive area is defined as Lee Park inclusive: Memorial Drive roadway and associated sidewalks along the borders of Lee Park from Stanley Street to Judge Avenue; Judge Avenue and associated sidewalks from Leask Street to Lee Avenue; Lakeshore Drive roadway and associated sidewalks beginning at the north border of Lee Park extending to 100 meters south past the intersection at Judge Avenue.

“CARRIED”

Res. #2010-151: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council authorize a by-law to provide for advance votes to be held prior to Voting Day and to provide for reduced hours of voting in Institutions and Retirement Homes, as set out in Report to Council No. CORP 2010-33.

“CARRIED”

Res. #2010-152: Moved by Councillor Anthony, seconded by Councillor Mendicino
That City Council appoint the City's Parks and Facilities Manager as Municipal Weed Inspector for 2010, and that the City Clerk be authorized to prepare the appropriate by-law to appoint the City's Parks and Facilities Manager as the Municipality's Weed Inspector for 2010 and submit the name of the Municipal Weed Inspector to the Provincial Chief Inspector before April 1st of this year.

“CARRIED”

Res. #2010-153: Moved by Councillor Chirico, seconded by Councillor Campbell
That the City of North Bay exercise its option for a one year contract extension with the Canadian Corps of Commissionaires effective June 1, 2010.

“CARRIED”

Res. #2010-154: Moved by Councillor Anthony, seconded by Councillor Mendicino
That North Bay City Council approve a contract be issued to Pioneer Construction Ltd., in the estimated amount of \$200,000.00 (taxes included), to supply material for the Kate Pace Way Extension.

“CARRIED”

Res. #2010-155: Moved by Councillor Koziol, seconded by Councillor Bain
That a Capital Expenditure By-Law be prepared for Council's consideration to authorize the 3015SS-WS – City's Share of the New Development Costs Project of the Engineering, Environmental Services & Works Department, being a 2010 Capital Budget Project Line Item #W47, at a net debenture cost of \$100,000.00.

“CARRIED”

Res. #2010-156: Moved by Councillor Koziol, seconded by Councillor Bain
That Council authorize the release of the general “in gross” easements in the Turret Construction subdivision area of Lake Heights Road and Sylvan Crescent and to accept in place thereof, easements for the specific locations for the sanitary and storm sewer mains and watermains as shown on Plan 36R-12745, Parts 1 to 12.

“CARRIED”

Res. #2010-157: Moved by Councillor Chirico, seconded by Councillor Campbell
That 1) the 2010 budget for the Board of Management for the Downtown Improvement Area in the amount of \$121,581 with a resultant tax levy of \$105,671 be approved by City Council;

- 2) the 2009 surplus of \$4,981 be transferred to the DIA Reserve Fund; and
- 3) the necessary by-law to provide for the levy and collection of special charges in respect of certain business improvement areas be prepared for City Council's approval.

"CARRIED"

Res. #2010-158:

Moved by Councillor Koziol, seconded by Councillor Bain

- That
- 1) Council authorize the Mayor and City Clerk to execute the Amendment of the contract with the Northern Ontario Heritage Fund regarding the City of North Bay's Recycling Centre pertaining to changes to the projected cashflow; and
 - 2) Council authorize the Mayor and City Clerk to execute future Amendments to the Agreement with the Northern Ontario Heritage Fund, if required.

"CARRIED"

Res. #2010-159:

Moved by Councillor Chirico, seconded by Councillor Campbell

That a Capital Expenditure By-Law be prepared for the consideration of City Council to authorize the Parking Department – Equipment Expansion/Replacement Program, being 2010 Capital Budget Line No. 4, Project No. 3028PK, at a total net debenture cost of \$100,000.00.

"CARRIED"

Res. #2010-160:

Moved by Councillor Koziol, seconded by Councillor Bain

- That
- 1) the two reports from the Ontario Clean Water Agency (OCWA) relating to the North Bay Drinking Water System attached to Report to Council EESW 2010-11 dated February 23, 2010 be noted and filed; and
 - 2) the reports be made available on request to the public, and that the Summary Report be posted on the City's website.

"CARRIED"

Res. #2010-161:

Moved by Councillor Anthony, seconded by Councillor Mendicino

- That
- 1) Council grant Final Approval to the Draft Approved Plan of Subdivision, Pearce Street - City File No. 48T-08107;
 - 2) the Mayor and City Clerk be authorized to sign the amended Subdivision Agreement with 655099 Ontario Ltd. and 676585 Ontario Inc., for the Pearce Street Subdivision to permit the creation of a sixteen (16) lot subdivision on Pearce Street in the City of North Bay upon receipt of all security and required easements;
 - 3) the by-law be presented for three (3) readings on March 8, 2010; and
 - 4) By-Law No. 2010-51 be repealed.

"CARRIED"

Councillor Chirico declared a conflict of interest as 655099 Ontario Ltd. is a client of his employer, The Royal Bank of Canada.

Res. #2010-162: Moved by Councillor Chirico, seconded by Councillor Campbell
That 1) the application by Miller & Urso Surveying Inc., on behalf of Andre Lacroix & Maria Chapdelaine to close a laneway located beside their property at 662 Scollard Street, as shown on Schedule "A" attached to Report to Council CSBU 2010-24 be approved;

2) the closure of the laneway be subject to the granting of any required easements; and

3) the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

"CARRIED"

Res. #2010-163: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council authorize an application for approval of set fines and short form wordings for offences contrary to Smoking By-Law 2003-05, as amended, to account for the recently passed entranceway prohibitions.

"CARRIED"

Res. #2010-164: Moved by Councillor Chirico, seconded by Councillor Campbell
That the Mayor and City Clerk be authorized to execute the Amended Municipal Funding Agreement for the Transfer of Federal Gas Tax Revenues under the New Deal for Cities and Communities between the Association of Municipalities of Ontario and The Corporation of the City of North Bay.

"CARRIED"

Res. #2010-165: Moved by Councillor Chirico, seconded by Councillor Campbell
That By-Law 2009-134, being a by-law to prohibit idling of vehicles within 100 metres of any school or municipal building, be amended to clarify that the prohibition within 100 metres of a school applies only to the road allowance and not to private lands.

"CARRIED"

Res. #2010-166: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-laws be read a first and second time:

By-Law No. 2010-52 to set 2010 tax rates and to levy taxes for 2010.

By-Law No. 2010-53 to set 2010 tax ratios for prescribed property classes.

By-Law No. 2010-54 to set 2010 tax rate reductions for prescribed property subclasses.

By-Law No. 2010-55 to authorize the City Hall Grounds Rehabilitation Program.

By-Law No. 2010-56 to authorize the Parks Waterfront Rehabilitation Program.

By-Law No. 2010-57 to authorize the Recreation Facilities Rehabilitation & Development Program.

By-Law No. 2010-58 to authorize the City's Share of New Development Cost Program.

By-Law No. 2010-59 to authorize the Asphalt Resurfacing – Water & Sanitary Repairs Allowance.

By-Law No. 2010-60 to execute an Agreement with The Corporation of the Municipality of Callander and The North Bay Police Services Board relating to Policing Services.

By-Law No. 2010-64 to execute an Amending Municipal Funding Agreement with the Association of Municipalities of Ontario relating to the Transfer of Federal Gas Tax Revenues under the New Deal for Cities and Communities.

“CARRIED”

Councillor Koziol declared a conflict of interest (By-Law 2010-53) as she is a multi-residential property owner.

Res. #2010-167: Moved by Councillor Chirico, seconded by Councillor Campbell That the following by-laws be read a third time and passed:

By-Law No. 2010-52 to set 2010 tax rates and to levy taxes for 2010.

By-Law No. 2010-53 to set 2010 tax ratios for prescribed property classes.

By-Law No. 2010-54 to set 2010 tax rate reductions for prescribed property subclasses.

By-Law No. 2010-55 to authorize the City Hall Grounds Rehabilitation Program.

By-Law No. 2010-56 to authorize the Parks Waterfront Rehabilitation Program.

By-Law No. 2010-57 to authorize the Recreation Facilities Rehabilitation & Development Program.

By-Law No. 2010-58 to authorize the City’s Share of New Development Cost Program.

By-Law No. 2010-59 to authorize the Asphalt Resurfacing – Water & Sanitary Repairs Allowance.

By-Law No. 2010-60 to execute an Agreement with The Corporation of the Municipality of Callander and The North Bay Police Services Board relating to Policing Services.

By-Law No. 2010-64 to execute an Amending Municipal Funding Agreement with the Association of Municipalities of Ontario relating to the Transfer of Federal Gas Tax Revenues under the New Deal for Cities and Communities.

“CARRIED”

Councillor Koziol declared a conflict of interest (By-Law 2010-53) as she is a multi-residential property owner.

Res. #2010-168: Moved by Councillor Chirico, seconded by Councillor Campbell That the following by-law be read a first and second time:

By-Law No. 2010-48 to enact rules and regulations for the installation and access to water meters and related appurtenances, including penalties for offences as part of the Universal Water Metering Strategy.

“CARRIED”

Res. #2010-169: Moved by Councillor Chirico, seconded by Councillor Campbell
That the following by-law be read a third time and passed:

By-Law No. 2010-48 to enact rules and regulations for the installation and access to water meters and related appurtenances, including penalties for offences as part of the Universal Water Metering Strategy.

“CARRIED”

Res. #2010-170: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

By-Law No. 2010-33 to rezone certain lands on McKeown Avenue and to amend the permitted uses (New Era Homes Limited).

“CARRIED”

Councillor Chirico declared a conflict of interest as New Era Homes Limited is a client of his employer, The Royal Bank of Canada.

Res. #2010-171: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

By-Law No. 2010-33 to rezone certain lands on McKeown Avenue and to amend the permitted uses (New Era Homes Limited)

“CARRIED”

Councillor Chirico declared a conflict of interest as New Era Homes Limited is a client of his employer, The Royal Bank of Canada.

Res. #2010-172: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a first and second time:

By-Law No. 2010-62 to execute an Amended Subdivision Agreement with 655099 Ontario Ltd. and 676585 Ontario Inc. relating to Pearce Street Subdivision.

“CARRIED”

Councillor Chirico declared a conflict of interest as 655099 Ontario Ltd. is a client of his employer, The Royal Bank of Canada.

Res. #2010-173: Moved by Councillor Anthony, seconded by Councillor Mendicino
That the following by-law be read a third time and passed:

By-Law No. 2010-62 to execute an Amended Subdivision Agreement with 655099 Ontario Ltd. and 676585 Ontario Inc. relating to Pearce Street Subdivision.

“CARRIED”

Councillor Chirico declared a conflict of interest as 655099 Ontario Ltd. is a client of his employer, The Royal Bank of Canada.

Res. #2010-174: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-law be read a first and second time:

By-Law No. 2010-63 to execute an Amendment to the Agreement with the Northern Ontario Heritage Fund Corporation relating to the Recycling Centre/Hazardous Waste Depot at 112 Patton Street.

“CARRIED”

Res. #2010-175: Moved by Councillor Koziol, seconded by Councillor Bain
That the following by-law be read a third time and passed:

By-Law No. 2010-63 to execute an Amendment to the Agreement with the Northern Ontario Heritage Fund Corporation relating to the Recycling Centre/Hazardous Waste Depot at 112 Patton Street.

“CARRIED”

Res. #2010-176: Moved by Councillor Bain, seconded by Councillor Koziol
WHEREAS it was North Bay Parry Sound District Health Unit’s understanding that the Province has said they would be responsible for 100% funding of the H1N1 Pandemic;

AND WHEREAS the North Bay Parry Sound District Health Unit has had to use cost-shared monies to fund the H1N1;

NOW THEREFORE BE IT RESOLVED THAT the City of North Bay ask the Province to reimburse the North Bay Parry Sound District Health Unit for the amount that has been applied to the cost-shared budget;

AND FURTHER THAT a copy of this resolution be forwarded to the Honourable Monique Smith, MPP for Nipissing; the Honourable Deborah Matthews, Minister of Health and Long Term Care and to the Leaders of the Opposition.

“CARRIED”

Record of Vote (Upon Request of Councillor Bain)

Yeas: Councillors Bain, Anthony, Koziol, Chirico, Campbell, Mayne, Graham, Mendicino, Vrebosch-Merry, Mayor Fedeli

Res. #2010-177: Moved by Councillor Mendicino, seconded by Councillor Anthony
WHEREAS North Bay native Steve Omischl has become one of the most decorated and successful athletes in the history of Men’s Freestyle Aerials and a true innovator of the sport;

AND WHEREAS his long list of achievements have always made his hometown extremely proud and feedback from citizens have been strong that some significant recognition is deserved;

BE IT THEREFORE RESOLVED THAT City Council directs the Community Services Staff to, through discussions with Mr. Omischl, identify a form of recognition truly deserving of his achievements and that once decided, a report be brought back for Council’s consideration.

“CARRIED”

Record of Vote (Upon Request of Councillor Mendicino)

Yeas: Councillors Mendicino, Mayne, Koziol, Bain, Graham, Anthony, Chirico, Campbell, Vrebosch-Merry, Mayor Fedeli

Res. #2010-178: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council adjourn *in-camera* pursuant to section 239 of the *Municipal Act, 2001*, as amended, at 8:08 pm to discuss Items 17, 18 & 19, being personal matters about identifiable individuals, including municipal employees; Items 20, 21 & 22, being potential or pending sale of lands by the municipality, and Items 23 & 24, being potential acquisitions of lands by the municipality.

“CARRIED”

Res. #2010-179: Moved by Councillor Chirico, seconded by Councillor Campbell
That Council reconvene at 9:03 p.m.

“CARRIED”

Res. #2010-180: Moved by Councillor Chirico, seconded by Councillor Campbell
That the Council of the City of North Bay authorize the City Clerk to
amend the Salary By-Law for 2009-2011 to reflect the correct amounts.

“CARRIED”

Res. #2010-181: Moved by Councillor Chirico, seconded by Councillor Campbell
That the City Clerk be directed to bring forward a by-law appointing
Margaret Karpenko to the position of Treasurer/Chief Financial Officer
(CFO) for the City of North Bay effective April 6, 2010.

“CARRIED”

Res. #2010-182: Moved by Councillor Chirico, seconded by Councillor Campbell
That 1) the east half of Part 5, Plan 36R-12082 on Third Avenue
lands, comprising 25 feet of the 44 feet of frontage be
declared surplus and offered for sale to the abutting owners,
John & Susan Thayer, for the appraised value of \$8,500.00;
and

2) the west half of Part 5, Plan 36R-12082 and Part 6, Plan 36R-
12082, being the balance of the lands abutting Cassells Street
be offered for sale by tender once the Cassells Street “dip”
has been removed.

“CARRIED”

Councillor Mayne declared a conflict of interest as Susan Thayer is his employee.

Res. #2010-183: Moved by Councillor Chirico, seconded by Councillor Mendicino
That this Regular Meeting of Council do now adjourn at 9:05 p.m.

“CARRIED”

CLOSED MEETING CONFLICT OF INTEREST:

Regular Agenda Item #21 - Councillor Mayne declared a conflict of interest as the proposed purchaser is his employee. Councillor Mayne left the room for the discussion of this item.

Regular Agenda Item #22, 23, & 24 - Councillor Chirico declared a conflict of interest as the proponents are clients of his employer, The Royal Bank of Canada. Councillor Chirico left the room for the discussion of these items.

MAYOR VICTOR FEDELI

CITY CLERK CATHERINE CONRAD