
FOR THE **REGULAR MEETING** OF CITY COUNCIL
TO BE HELD ON **WEDNESDAY, DECEMBER 13, 2006 AT 7:00 P.M.**
IN THE **COUNCIL CHAMBER, TOM DAVIES SQUARE**

ADDENDUM (RESOLUTION PREPARED)

PAGE NO.

(Two-thirds Majority Required to Deal with the Addendum)

AD-1 Declarations of Pecuniary Interest

ROUTINE MANAGEMENT REPORTS

AD-2 Report dated 2006-12-13, with attachments, from the Executive Director of Administrative Services regarding Extension to Noise-By-law Exemption - INCO Limited - Totten Mine Project.
(RESOLUTION PREPARED)

1 - 4

(INCO Limited has requested an extension to the approval given by Council in Resolution 2006-895. Noise By-law 93-424 of the former Town of Walden is still in effect.)

BY-LAWS

2006-298 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH 1627596 ONTARIO INC. (GENCO) FOR A LANDFILL GAS POWER PLANT AT THE SUDBURY LANDFILL SITE

This by-law refers to pages 11-16 of the 2006-12-13 Council Agenda.

2006-299 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A CONTINUOUS SAFETY SERVICE AGREEMENT WITH THE ELECTRICAL SAFETY AUTHORITY FOR A THREE YEAR PERIOD

This by-law refers to pages 32-35 of the 2006-12-13 Council Agenda.

BY-LAWS (continued)

PAGE NO.

- 2006-301 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO THE WILD AT HEART REFUGE CENTRE FOR CAPITAL CONSTRUCTION COSTS

This by-law refers to pages 71-76 of the 2006-12-13 Council Agenda.

- 2006-302 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT THE SHAREHOLDER DECLARATION FOR GREATER SUDBURY UTILITIES INC. AND SUBSIDIARY COMPANIES

This by-law refers to pages 121-125 of the 2006-12-13 Council Agenda.

MANAGERS' REPORTS

- AD-3 Report dated 2006-12-13 from the Executive Director of Administrative Services regarding Additional Councillor Appointments to Local Boards & Corporations - 2006-2010.

5 - 8

(RESOLUTION PREPARED)

[The purpose of this report is to appoint additional Members of Council to the Greater Sudbury Community Development Corporation (GSCDC) and the Sudbury Airport Community Development Corporation (SACDC) for the term of Council (2006-2010).]

(Next Agenda Item: **CIVIC PETITIONS**)

2006-12-13


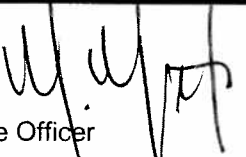
**ANGIE HACHÉ
CITY CLERK**

**CORRIE-JO CAPORALE
COUNCIL SECRETARY**

ADDENDUM (2006-12-13)

-II-

Request for Decision City Council

Type of Decision									
Meeting Date		December 13, 2006				Report Date		December 13, 2006	
Decision Requested		<input checked="" type="checkbox"/> X	Yes		No	Priority		<input checked="" type="checkbox"/> X	High
		Direction Only				Type of Meeting		<input checked="" type="checkbox"/> X	Open
									Closed
Report Title									
NOISE BY-LAW EXEMPTION - INCO LIMITED TOTTEN MINE PROJECT									
Budget Impact & Policy Implication					Recommendation				
This report has been reviewed by the Finance Division and the funding source has been identified.									
<p><u>Policy Implication:</u></p> <p>INCO Limited has requested an extension to the approval given by Council in Resolution 2006-895. Noise By-law 93-424 of the former Town of Walden is still in effect.</p> <p><u>Budget Impact:</u></p> <p>There is no financial impact associated with this Request for Decision.</p>					<p>WHEREAS Council by Resolution 2006-895 granted INCO Limited an exemption to Noise By-law 93-424 of the former Town of Walden for the period from September 29, 2006 to December 31, 2006 for the site preparation and construction activities of the Totten Mine Project, located on the south side of MR 4 (Fairbank Lake Road), in the former townsite of Worthington;</p> <p>AND WHEREAS INCO Limited has requested an extension of the exemption for a one year period from January 1, 2007 to and including December 31, 2007, from the hours of 8:00 p.m. of any day and 7:00 a.m. of the next following day;</p> <p>NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury has no objection to the granting of an extension of the exemption to Noise By-law 93-424 of the former Town of Walden, to INCO Limited and its contractors for the site preparation and construction activities of the Totten Mine Project to December 31, 2007, subject to the condition set out in Council Resolution 2006-895 remaining in effect.</p>				
<input checked="" type="checkbox"/> X		Background Attached			Recommendation Continued				
Recommended by the Department					Recommended by the C.A.O.				
 Caroline Halls Executive Director of Administrative Services					 Mark Mieto Chief Administrative Officer				

Date: December 13, 2006

Report Prepared By



Corrie-Jo Caporale
Council Secretary

Division Review



Angie Haché
City Clerk

Background:

A letter dated December 11, 2006 was received from Mr. M. Sinclair, Hinds & Sinclair, on behalf of INCO Limited requesting an extension of the exemption to Noise By-law 93-424 of the former Town of Walden for the site preparation and construction activities for the Totten Mine project, which is located on the south side of MR 4 (Fairbank Lake Road) in the former townsite of Worthington, for the period of January 1, 2007 to December 31, 2007.

At the September 27, 2006 meeting of Council, Resolution 2006-895 was passed:

“THAT this Council has no objection to the granting of an exemption to Noise By-law 93-424 of the former Town of Walden to INCO Limited for the site preparation and construction activities of the Totten Mine Project, located on the south side of MR 4 (Fairbank Lake Road), in the former townsite of Worthington;

AND THAT exemption to Noise By-law 93-424 of the former Town of Walden be granted for the following dates and times: September 29, 2006 to December 31, 2006 from the hours of 8:00 p.m. of any day and 7:00 a.m. of the next following day;

AND THAT approval of this exemption be subject to INCO Limited providing public notice of this construction activity.”

This request has been circulated to the Executive Officer to the Chief of Police, the City Solicitor, the Manager of By-law Enforcement Services, and the City Engineer. No comments or conditions have been received.

Attach.

1) Letter dated December 11, 2006, Hinds & Sinclair

HINDS & SINCLAIR
BARRISTERS & SOLICITORS

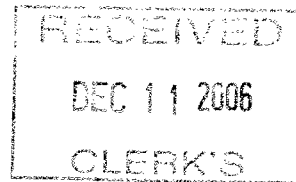
J.S. HINDS, Q.C. M.D. SINCLAIR, Q.C.
IAN M.G. SINCLAIR

214 Alder Street
Sudbury, Ontario, P3C 4J2
TELEPHONE: (705) 674-7597
FACSIMILE: (705) 674-4916
EMAIL ADDRESS:
thefirm@hindsandsinclair.ca

December 11, 2006

DELIVERED

Ms. Corrie-Jo Caporale
Council Secretary
City of Greater Sudbury
City Hall
200 Brady Street
Sudbury, Ontario
P3A 5W5



Dear Ms. Caporale:

Re: Inco Limited
Totten Mine Project

We make reference to the noise exemption granted to Inco Limited by Resolution 2006-894 with respect to the re-activation presently being undertaken at Totten Mine, in the geographic Township of Drury, on the Fairbank Lake Road (Municipal Road No. 4). The exemption requested by Inco and granted by the City was for the period September 29, 2006 to December 31, 2006.

We are presently advised that the construction work as planned is going well and the present phase should be finishing towards the end of April, 2007. The underground rehabilitation work is scheduled to start at the beginning of April, 2007.

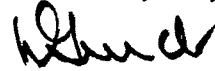
On this basis we have been requested by Inco to request a further exemption to Noise By-Law 93,424 of the former Town of Walden for the period January 1, 2007 to December 31, 2007.

We do understand that the next Council meeting is scheduled for this Wednesday, December 13, 2006 and while this is very short notice we would be very obliged if this request could be placed on the Agenda by way of an addendum.

If we can provide any further information to you concerning this request would you please advise.

Again, we very much appreciate your attention to this matter.

Yours very truly,

A handwritten signature in black ink, appearing to be "Hend" or similar, written in a cursive style.

MDS/pm

Request for Decision City Council



Type of Decision									
Meeting Date	December 13, 2006				Report Date	December 13, 2006			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
Additional Councillor Appointments to Local Boards & Corporations (Term 2006 to 2010)

Policy Implication + Budget Impact		Recommendation	
N/A	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.	A Resolution to confirm the appointments will be presented immediately following the selection of Members for each Local Board or Corporation.	
<p><u>Policy Implication:</u></p> <p>The procedure for the appointment of the Members of Council to various Local Boards and Corporations will be made in accordance with Council's Procedure By-law 2006-100.</p> <p><u>Budget Impact:</u></p> <p>There is no budget impact associated with this Request for Decision.</p>			
<input checked="" type="checkbox"/>	Background Attached		
		Recommendation Continued	

Recommended by the General Manager	Recommended by the C.A.O.
 Caroline Hallsworth Executive Director, Administrative Services	 Mark Mieto Chief Administrative Officer

Report Prepared By

A. Haché

Angie Haché
City Clerk

Division Review

Executive Summary:

The purpose of this report is to appoint additional Members of Council to various local boards and corporations for the term of Council (2006 - 2010).

All appointments will be confirmed by resolution of Council. Reports will be presented for additional Boards, Committees and Advisory Panels in the new year.

Background:

1. SUDBURY AIRPORT COMMUNITY DEVELOPMENT CORPORATION

The City is required to appoint two Councillors to this Board.

2. CITY OF GREATER SUDBURY COMMUNITY DEVELOPMENT CORPORATION (GSDC)

The City is required to appoint three Councillors to this Board or as many as six. For the last term of Council, only three were appointed following a request to this effect from the Board itself.

Selection:

The selection of these positions are to be conducted in accordance with Section 37 of the Procedure By-law. Section 37 of the Procedure By-law is attached to the report regarding the appointment of Deputy Mayors.

Council's procedure requires that in the event more candidates are nominated for the required position(s), then a roll call vote of Members of Council shall be held.

In the event a member of Council requests a vote by paper ballots a supply of ballots has been prepared.

Where all Members of Council are in attendance, **seven (7) votes are required to fill each vacancy. Each Member is entitled to one (1) vote** for each of the Chair's and Vice-Chair's positions.

Where no applicant receives the majority required for appointment and where two or more applicants are tied with the least number of votes, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes shall be dropped from the list of names to be voted on in the next vote.

In the event of an equality of votes, then the successful candidate is to be determined by lot conducted by the Clerk.

It is always in order for a Member of Council to nominate themselves and to vote for themselves. Under *Robert's Rules of Order* a nomination does not need a second.

Once the successful candidates have been selected, then a resolution will be introduced confirming the appointment of the successful candidates.

COUNCIL APPOINTMENTS TO LOCAL BOARDS AND CORPORATIONS						
BOARD	AUTHORITY	MEMBERS OF COUNCIL	CITIZEN APPOINTMENTS	REMUNERATION	MEETING DATE & TIME	TERM
SUDBURY AIRPORT COMMUNITY DEVELOPMENT CORPORATION	Corporation By-law	2 Members of Council	to be made at later time.	None	Monthly or as required generally Tuesdays at 5 p.m.	Term of Council or until successors appointed
CITY OF GREATER SUDBURY COMMUNITY DEVELOPMENT CORPORATION (GSDC)	Corporation By-law	3 Councillors. City has option of appointing as many as 6.	to be made at later time	None	Monthly or as required, generally Wednesdays at 12 p.m.	Term of Council or until successors appointed