

**THE THIRTY-THIRD MEETING OF THE COUNCIL
OF THE CITY OF GREATER SUDBURY**

C-11
Tom Davies Square

Thursday, May 26, 2005
Commencement: 5:05 p.m.

DEPUTY MAYOR CRAIG, IN THE CHAIR

Present

Councillors Berthiaume; Bradley; Caldarelli; Callaghan; Gainer (A6:07pm); Gasparini (A6:45pm); Kett; Reynolds (D5:35pm; A6:45pm); Rivest; Thompson; Mayor Courtemanche (D6:45pm)

City Officials

M. Mieto, Chief Administrative Officer; C. Matheson, General Manager of Community Development; D. Nadorozny, General Manager of Growth & Development; A. Stephen, General Manager of Infrastructure & Emergency Services; C. Hallsworth, Executive Director of Administrative Support Services; Pat Thomson, Director of Human Resources & Organization Development; S. Jonasson, Acting CFO/Treasurer; R. Swiddle, City Solicitor/Director of Legal Services; G. Lamothe, Manager of Corporate Communications & French Language Services; I. Davidson, Chief of Police, Greater Sudbury Police Service; D. Braney, Property Negotiator/Appraiser; C. Mathieu, Director of Waste Management; B. Battison, Deputy Fire Chief; R. Smith, Operations Supervisor, EMS; A. Haché, Deputy City Clerk; CJ Caporale, Council Secretary

**Declarations of
Pecuniary Interest**

None declared.

"In Camera"

2005-209 Rivest-Thompson: That we move "In Camera" to deal with Personnel and Property Matters in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2002-202 and the Municipal Act, 2001, s.239(2).

CARRIED

Recess

At 6:50 p.m., Council recessed.

Reconvene

At 7:00 p.m., Council moved to the Council Chamber to continue the regular meeting.

Chair

HIS WORSHIP MAYOR DAVID COURTEMANCHE, IN THE CHAIR

Present

Councillors Berthiaume; Bradley; Caldarelli; Callaghan; Craig; Gainer; Gasparini (D10:40pm); Kett; Reynolds; Rivest; Thompson (A7:10pm)

City Officials

M. Mieto, Chief Administrative Officer; C. Matheson, General Manager of Community Development; D. Nadorozny, General Manager of Growth & Development; A. Stephen, General Manager of Infrastructure & Emergency Services; C. Hallsworth, Executive Director of Administrative Support Services; S. Jonasson, Acting CFO/Treasurer; R. Swiddle, City Solicitor/Director of Legal Services; I. Davidson, Chief of Police, Greater Sudbury Police Service; D. Braney, Property Negotiator/Appraiser; C. Mathieu, Director of Waste Management; B. Battison, Deputy Fire Chief; R. Smith, Operations Supervisor, EMS; R. Norton, Manager of Technical Services; R. Carre, Director of Leisure, Community & Volunteer Services; J. McKechnie, Executive Assistant to the Mayor; P. Demers, Community Relations and Policy Advisor; A. Haché, Deputy City Clerk; J. Nelson, Supervisor of Elections; CJ Caporale, Council Secretary

News Media

Sudbury Star; MCTV; CIGM; Channel 10 News; Le Voyageur; Northern Life; CBC Radio-Canada; CBC Radio

Declarations of
Pecuniary Interest

None declared.

PRESENTATIONS/DELEGATIONS

Item 4
Copper Cliff Copper
Refinery, INCO

Verbal presentation by Mr. Leo Gerard, International President, United Steelworkers of America (USWA) and Mr. Mark Cutifani, President, Ontario Operations, INCO regarding the closure and demolition of the Copper Cliff Copper Refinery, INCO.

Councillor Bradley requested that Mr. Mark Cutifani address Council before Mr. Leo Gerard in order to explain why INCO is closing the Copper Cliff Copper Refinery.

Rules of Procedure

Council, by a two-thirds majority, agreed to alter the order of the speakers as listed on the Agenda and have Mr. Mark Cutifani address Council before Mr. Leo Gerard.

Mr. Mark Cutifani,
President, Ontario
Operations, INCO

Mr. Cutifani advised Council that in the last five years, the cost to produce a pound of nickel has doubled and the cost of refining copper at the facility is as much as three times higher than their competitors.

He stated that the Copper Cliff copper refinery is too outdated and small to justify keeping it in operation. He also stated that the cost to invest in a new refinery in Sudbury would not be warranted for such a "small component of our business".

Item 4
Copper Cliff Copper
Refinery, INCO
(continued)

He indicated that “if we could justify a larger scale investment in this facility it would necessitate a significant downsizing of the current workforce at the plant”. He stated that there would be no layoffs, but the one hundred forty (140) refinery employees would be relocated to other areas.

Mr. Mark Cutifani,
President, INCO
(continued)

Mr. Cutifani advised Council that the costs to operate this facility are high and if INCO is forced to continue operation the “investment needed to secure Sudbury’s long-term vitality will never come”.

He stated that INCO has ensured that they are doing everything to keep the partnership with this community strong for many more years. He also stated that by investing in and improving the core areas of business, this will make a long-term profitable future happen.

He then listed the commitments INCO has made to Sudbury over the last several years.

He indicated that by the end of this year, INCO will have invested \$550 million in new capital in Sudbury over the last two years, with an impact on job creation and security.

Mr. Cutifani then closed by appealing to Council “not to put INCO in a position where it has to think twice before investing in the future of Sudbury”.

Mr. Leo Gerard,
International President
USWA

Mr. Gerard stated that INCO signed an agreement with the Government of Newfoundland and Labrador committing that all minerals mined in the province would be smelted and refined there.

Mr. Gerard stated that if the refinery is being closed because it is old, dilapidated and out-of-date, it is because INCO made the decision many years ago to let this happen. He indicated that INCO earned \$1.8 billion in profits and can afford to upgrade the copper refinery even at a cost of \$100 million, leaving them with a profit of \$1.7 billion at the end of the next two years.

He stated that INCO says mining is their core business. If you mine ore in Sudbury with high nickel content you are also mining copper, zinc, silver, etc. All these metals go through the copper refinery. If you take that process to Noranda, you are also taking gold, zinc, etc. and leaving this community on nickel base only.

Item 4
Copper Cliff Copper
Refinery, INCO
(continued)

Mr. Leo Gerard,
International President
USWA
(continued)

Mr. Gerard questioned why INCO has invested more than \$1 billion outside of Sudbury. He indicated that this City and Province should not get treated any less than Newfoundland. INCO has extracted minerals from this community for more than 100 years. He stated that we must take a stand as a community and say to INCO the ore they mine in this community must be refined in this community. He also stated that this is a bad corporate decision by INCO for this community.

He requested that Council support the resolution and join them on the bus trip to Toronto to ask the Province to stand up for Northern Ontario.

Resolution

The following resolution was presented:

2005-210 Thompson-Rivest: WHEREAS INCO Limited has been an integral part of Greater Sudbury's mining community for over 100 years;

AND WHEREAS nickel prices in the first three months of 2005 were at their highest in sixteen (16) years, averaging \$6.97 a pound, and INCO's adjusted net earnings for the quarter were \$238 million;

AND WHEREAS the Greater Sudbury City Council, the employees of INCO Limited, and the citizens of this community are greatly concerned with the potential closure and demolition of the Copper Cliff Copper Refinery;

AND WHEREAS this potential closure of the 75 year old Copper Cliff Copper Refinery, which employs one hundred forty (140) people, will have profound and on-going effects on the Greater Sudbury community;

AND WHEREAS the demolition of the Copper Cliff Copper Refinery will mean that Greater Sudbury's assessment base will be weakened by up to \$12,769,000, and the citizens of this community will have to bear on an annual basis, a significant loss in taxation revenue;

AND WHEREAS the magnitude of spin-off job losses are significant to the economy of Greater Sudbury;

THEREFORE BE IT RESOLVED that the Council of the City of Greater Sudbury urges INCO Limited to keep the Copper Cliff Copper Refinery operational; and

Item 4
Copper Cliff Copper
Refinery, INCO
(continued)

BE IT FURTHER RESOLVED that this Council request the Province to prohibit unrefined copper from been taken out of this city for processing and that a copy of this motion be sent to The Honourable Dalton McGuinty, Premier of the Province of Ontario, and The Honourable Rick Bartolucci, Minister of Northern Development and Mines.

RECORDED VOTE:

YEAS

NAYS

Berthiaume
Bradley
Caldarelli
Callaghan
Craig
Gainer
Gasparini
Kett
Reynolds
Rivest
Thompson
Mayor Courtemanche

CARRIED

Item 5
Feasibility Study -
Centre Lionel E.
Lalonde Centre

Report dated 2005-05-18 from the General Manager of Infrastructure & Emergency Services regarding Feasibility Study for Centre Lionel E. Lalonde Centre was received.

Mr. Alan Stephen, General Manager of Infrastructure & Emergency Services gave an electronic presentation entitled "*Centre Lionel E. Lalonde Centre - Proposed Redevelopment*".

He indicated that in September 2004 City Council passed Resolution 2004-457 which authorized the preparation of a feasibility study for the relocation of Emergency Medical Services (EMS), Fire Services and Greater Sudbury Police Services to Centre Lionel E. Lalonde Centre (CLELC). He advised that the Consultant's report was submitted to Council in November 2004.

Mr. Stephen advised Council that EMS' lease has expired at the McFarlane Lake Complex and CLELC would serve as their primary operations centre with an estimated one-time cost avoidance of \$410,000 (generator \$300,000; McFarlane renovations \$110,000).

Item 5
Feasibility Study -
Centre Lionel E.
Lalonde Centre
(continued)

He also stated that the Azilda Fire Station is in a poor state of repair with a replacement cost of \$465,000. If moved to the CLELC, he indicated that Fire Services' training would be more centralized and productive and that administration would benefit from the integration with EMS. This move would have an estimated one-time cost avoidance of \$1,265,000 (Azilda \$465,000; equipment \$800,000) and an annual on-going cost avoidance of \$293,000 (personnel reduction \$281,000; logistic support \$12,000).

Chief Ian Davidson, Greater Sudbury Police Services, indicated that because Police Services were asked to vacate the Frobisher dome, they had to find other locations for storing confiscated items. He stated that they require 12,000 square feet of storage space which would be available at CLELC. He stated that a commercial provider for storage would cost the Police \$185,000 annually.

Chief Davidson indicated that four storefronts are in need of repair at a cost of \$1,000,000 which could be avoided. He also stated that CLELC would be an Operational No. 2 Station with a Collision Reporting Centre.

He advised Council that the City's primary Emergency Operating Centre (EOC) is at Tom Davies Square and that the secondary EOC is at Frobisher Depot. He indicated that both locations are insufficient to meet disaster integrated requirements because of location and inadequate communications equipment. He stated that the CLELC would provide ample room to expand, the location is central within the City of Greater Sudbury, it would provide housing accommodations for staff working different shifts, and security would not be an issue.

The General Manager of Infrastructure & Emergency Services stated that the gymnasium in the CLELC was currently being used for various fitness classes and sports activities and that \$1,500,000 would need to be invested in Azilda to compensate for the loss of their gym, depending on which option was chosen.

He indicated that by approving the joint relocation project a watermain upgrade would be required to meet the fire protection requirements which would create a residential growth in Azilda. Also, there would be an increased workforce at CLELC and new partnerships would be formed.

Mr. Stephen then listed what services would remain at the CLELC, the municipal services that would be relocated, and the properties that would be deemed surplus.

The following options were presented to Council:

NYB Option A: 20 vehicles with a new wing at \$6,700,250
(growth for 10 years +/- with gym)

NYB Option B: 20 vehicles using the gym + an addition at
\$5,933,000 (growth for 10 years +/- no gym)

Staff Option 1: 14 vehicles with a new wing at \$6,200,250
(no growth with gym)

Staff Option 2: 14 vehicles using the gym + an addition at
\$5,433,000 (no growth no gym)

Staff Option 3: 14 vehicles using the gym and installing bay
doors at \$4,948,000 (no growth no gym)

Mr. Stephen outlined what the cost to taxpayers would be for
\$100,000 of assessed value for each option listed and the budget
impact with cross border funding, should it be available.

The following resolution was presented:

Bradley-Berthiaume: THAT Council approve the Emergency Medical
Services (EMS), Fire and Police joint relocation project outlined as
Option 1 (Gross Project Cost of \$6,200,250 and a Levy Impact of
\$212,900) on the Lionel E. Lalonde Centre Summary of Cost
Options, attached as Schedule "A";

AND THAT the project be financed as follows:

- \$1,500,000 from the Land Acquisition Reserve Fund
- \$69,000 from JEPP grant
- and the remainder \$4,631,250 (approximately) from the
Capital Fund (4.5% interest rate, over 15 years, with
annual repayments of approximately \$431,200);

AND THAT the project proceeds under a single phase;

AND THAT the water servicing necessary to ensure adequate water
pressure proceed, by way of a Fees By-law to provide for partial cost
recovery from abutting benefiting property owners, with future
recoveries to be credited to this project;

AND THAT the Cross Border accrual not required for cross border
billings be credited to the project to reduce the annual financing
requirements for this project;

AND FURTHER THAT the gymnasium and the fitness centre
continue to be used as public facilities.

Proceed Past
10:00 p.m.

2005-211 Thompson-Rivest: THAT we proceed past the hour of
10:00 p.m.

CARRIED

Item 5
Feasibility Study -
Centre Lionel E.
Lalonde Centre
(continued)

Councillor Rivest moved that the foregoing item be deferred for one
month in order that public consultation could be held.

DEFEATED

Motion for Deferral

Main Motion

2005-212 Bradley-Berthiaume: THAT Council approve the
Emergency Medical Services (EMS), Fire and Police joint relocation
project outlined as Option 1 (Gross Project Cost of \$6,200,250 and
a Levy Impact of \$212,900) on the Lionel E. Lalonde Centre
Summary of Cost Options, attached as Schedule "A";

AND THAT the project be financed as follows:

- \$1,500,000 from the Land Acquisition Reserve Fund
- \$69,000 from JEPP grant
- and the remainder \$4,631,250 (approximately) from the
Capital Fund (4.5% interest rate, over 15 years, with
annual repayments of approximately \$431,200);

AND THAT the project proceeds under a single phase;

AND THAT the water servicing necessary to ensure adequate water
pressure proceed, by way of a Fees By-law to provide for partial cost
recovery from abutting benefiting property owners, with future
recoveries to be credited to this project;

AND THAT the Cross Border accrual not required for cross border
billings be credited to the project to reduce the annual financing
requirements for this project;

AND FURTHER THAT the gymnasium and the fitness centre
continue to be used as public facilities.

RECORDED VOTE:

<u>YEAS</u>	<u>NAYS</u>
_____ Berthiaume	Caldarelli
_____ Bradley	Callaghan
Craig	Reynolds
Gainer	Rivest
Gasparini	
Kett	
Thompson	
Mayor Courtemanche	

CARRIED

MATTERS ARISING FROM THE “IN CAMERA” SESSION

Rise and Report

Deputy Mayor Craig, as Chair of the Committee of the Whole, reported Council met to deal with Personnel and Property Matters falling within Article 15.5 of the City of Greater Sudbury Procedural By-law 2002-202 and the Municipal Act, 2001, s.239(2) and no resolutions emanated therefrom.

MATTERS ARISING FROM THE PRIORITIES COMMITTEE

Rise and Report

Councillor Caldarelli, Chair of the Priorities Committee, reported that the Priorities Committee met on 2005-05-25 and there were no items requiring Council approval.

MATTERS ARISING FROM THE PLANNING COMMITTEE

Rise and Report

Councillor Thompson, Chair of the Planning Committee, reported that the Planning Committee met on 2005-05-17 and there were no items requiring Council approval.

PART I CONSENT AGENDA

Consent Agenda

The following resolution was presented to adopt the items contained in Part I, Consent Agenda:

2005-213 Rivest-Thompson: THAT Items C-1 to C-15 inclusive, contained in Part I, Consent Agenda, be adopted.

CARRIED

MINUTES

Item C-1
Report No. 32
City Council
2005-05-12

2005-214 Thompson-Rivest: THAT Report No. 32, City Council Minutes of 2005-05-12 be adopted.

CARRIED

Item C-2
Report No. 29
Planning Committee
2005-05-17

2005-215 Thompson-Rivest: THAT Report No. 29, Planning Committee Minutes of 2005-05-17 be adopted.

CARRIED

Item C-3
Report No. 29
Priorities Committee
2005-05-25

2005-216 Thompson-Rivest: THAT Report No. 29, Priorities Committee Minutes of 2005-05-25 be adopted.

CARRIED

Item C-4
Report No. 4
SDHU Board
2005-04-28

2005-217 Thompson-Rivest: THAT Report No. 4, Sudbury & District Board of Health Minutes of 2005-04-28 be received.

CARRIED

Item C-5
TOC
2005-05-03

2005-218 Thompson-Bradley: THAT the Report of the Tender Opening Committee Minutes of 2005-05-03 be received.

CARRIED

Item C-6
TOC
2005-05-06

2005-219 Thompson-Bradley: THAT the Report of the Tender Opening Committee Minutes of 2005-05-06 be received.

CARRIED

Item C-7
TOC
2005-05-10

2005-220 Bradley-Thompson: THAT the Report of the Tender Opening Committee Minutes of 2005-05-10 be received.

CARRIED

Item C-8
TOC
2005-05-13

2005-221 Bradley-Thompson: THAT the Report of the Tender Opening Committee Minutes of 2005-05-13 be received.

CARRIED

Item C-9
TOC
2005-05-17

2005-222 Bradley-Thompson: THAT the Report of the Tender Opening Committee Minutes of 2005-05-17 be received.

CARRIED

Item C-10
TOC
2005-05-18

2005-223 Bradley-Thompson: THAT the Report of the Tender Opening Committee Minutes of 2005-05-18 be received.

CARRIED

Item C-11
Report No. 2
Firearms Regulation
Task Force
2005-05-19

2005-224 Rivest-Thompson: THAT Report No.2, Firearms Regulation Task Force Minutes of 2005-05-19 be received.

CARRIED

TENDERS

Item C-12
RFP - Cold Drink
Products - Arenas

Report dated 2005-04-29 from the General Manager of Community Development regarding Award of RFP - Cold Drink Products to the Arenas was received.

The following resolution was presented:

2005-225 Rivest-Thompson: THAT Coca-Cola Bottling Company be awarded Contract CPS05-07, Request for Proposal for the supplying of cold drink products and equipment at the Sudbury Arena and municipal arenas, as detailed in the April 29, 2005 report from the General Manager of Community Development;

AND THAT a reserve for score clocks be established to be drawn on for the replacement of score clocks only;

AND THAT By-law 2005-15, a By-law to Establish and Continue Reserves, Reserve Funds and Trust Funds, be amended to create a Reserve for Score Clocks.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-13
Software Upgrades
Engineering Services
Single Source
Suppliers

Report dated 2005-05-18 from the General Manager of Infrastructure & Emergency Services regarding Purchase of Software Upgrades for Engineering Services Section from Single Source Suppliers was received.

The following resolution was presented:

2005-226 Bradley-Thompson: THAT Council approved the Sole Source purchase of the AutoCAD Software Upgrades and New Licenses, and Eagle Point Software Upgrades, and approve the purchase of all future Upgrades and New Licenses until such time as the Engineering Division recommends otherwise, as described in the report from the General Manager of Infrastructure & Emergency Services dated May 18, 2005.

CARRIED

Item C-14
Special Occasion
Permits - Noise By-law
Exemption -
Chelmsford Lions Club

Report dated 2005-05-19, with attachments, from the Executive Director of Administrative Services regarding Special Occasion Permits and Noise By-law Exemptions for Chelmsford Lions Club was received.

Item C-14
Special Occasion
Permits - Noise By-law
Exemption -
Chelmsford Lions Club
(continued)

The following resolution was presented:

2005-227 Rivest-Thompson: THAT this Council has no objection to the issuance of a liquor licence extension and no objection to the granting of an exemption to By-law 82-14 (former Town of Rayside/Balfour Noise By-law) to the Chelmsford Lion's Club in order to facilitate two separate events:

Mud Bogs on June 18-19, 2005 between the hours of
11:00 a.m. to 7:00 p.m.

Horse Barrel Race on June 25-26, 2005 between the
hours of 11:00 a.m. to 8:00 p.m.

AND FURTHER THAT this approval be subject to the conditions as attached in Schedule 'A'.

CARRIED

Item C-15
Appointment - SDHU
Board

Report dated 2005-05-20 from the Executive Director of Administrative Services regarding Appointment of Two (2) Citizens to the Board of Directors, Sudbury & District Health Unit was received.

The following resolution was presented:

2005-228 Rivest-Thompson: THAT Melissa Harrison and Sandra Duhamel be appointed to the Board of Directors of the Sudbury and District Health Unit as representatives of the City of Greater Sudbury for the term ending November 30, 2006 or until such time as their successors are appointed.

CARRIED

BY-LAWS

THE FOLLOWING BY-LAWS APPEARED FOR A THIRD AND FINAL READING:

2005-114 3RD A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE PART OF SUGARBUSH DRIVE BEING PARTS 3 TO 8 INCLUSIVE AND PART 11, PLAN 53R-17627 AND TO TRANSFER IT TO DALRON CONSTRUCTION LIMITED

Planning Committee Recommendation 2005-65

2005-115 3RD A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE PART OF THE KINGSWAY ABUTTING PARCEL 21216, S.E.S. AND TO EXCHANGE IT FOR A PORTION OF PARCEL 21216, S.E.S. WITH RENC HOTEL HOLDING LIMITED

Planning Committee Recommendation 2005-66

C.C. 2005-05-26 (33RD) (12)

BY-LAWS (continued)

2005-116 3RD A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE A PORTION OF GREENWOOD DRIVE BEING PARTS 1, 3 AND 17, PLAN 53R-15029 AND TO EXCHANGE PARTS 1 AND 3 WITH WESMAK LUMBER CO. LIMITED

Planning Committee Recommendation 2005-64

(By-laws 2005-114, 2005-115, and 2005-116 received 1st and 2nd Readings at the 2005-04-28 meeting of Council.)

THE FOLLOWING BY-LAWS APPEARED FOR THREE READINGS:

2005-132A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF MAY 26, 2005

2005-133T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE PRIVATE PROPERTY AND DISABLED PARKING SECTIONS OF BY-LAW 2001-1 AND FIRE ROUTE BY-LAW 2003-30T

(This By-law updates the list of enforcement officers.)

2005-134F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY AND COLLECT OMITTED AND SUPPLEMENTARY REALTY TAXES FOR THE YEAR 2005

Report dated 2005-05-18 from the Acting CFO/Treasurer regarding 2005 Omitted and Supplementary Tax Billing was received.

(Sections 33 and 34 of the Municipal Act authorize a municipality to enter omitted and supplementary assessments on to the tax roll to levy and collect property taxes that result from this additional assessment. Omitted and supplementary assessments are generated by property additions or changes that increase current value assessment after the return of the assessment roll in January of each year. It is appropriate that a by-law be passed, establishing omitted and supplementary due dates for 2005.)

2005-135Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-304, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF NICKEL CENTRE

Planning Committee Recommendation 2005-71

(This By-law rezones the subject property "R2.D33-2", Special Double Residential to recognize the status and location of an existing dwelling containing two dwelling units following severance of the subject lands (Consent Application B0007/2005). The "R2" Special provisions permit the existing building location, and establish zone requirements in accordance with Consent Application B0007/2005. - Gino Caverson & Inez Mary Caverson, 5 & 5B William Avenue, Coniston)

BY-LAWS (continued)

2005-136Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-303, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF WALDEN

Planning Committee Recommendation 2005-69

[This By-law rezones the subject property "R1.D18", single Residential to permit the development of a 27 lot residential subdivision (Subdivision File #780-8/05001) where single detached dwellings would be constructed. - Dalron Construction Limited, Sugarbush Drive, Lively]

2005-137Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER CITY OF GREATER SUDBURY

Planning Committee Recommendation 2005-21

(This By-law rezones the subject property to Institutional Special to permit the development of a 185 unit housing complex designed for seniors. - Laurentian University/Dalron Construction Ltd. - South Bay Road, Sudbury)

2005-138F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH CARMEN RIVERS AND PIERRE RIVERS FOR ROLL #190.002.057.17.0000

Report dated 2005-05-18 from the Acting CFO/Treasurer regarding Tax Extension Agreement between the City of Greater Sudbury and Carmen and Pierre Rivers was received.

(Carmen and Pierre Rivers have requested a tax extension agreement for the property located at 110 Hanna Avenue Capreol, in the City of Greater Sudbury. Section 378(1) of the Municipal Act, by by-law, provides the authority for a municipality to enter into a tax extension agreement. The agreement outlines the terms and conditions of the re-payment schedule. It is recommended that the appropriate by-law be enacted.)

2005-139F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE CANCELLATION, REDUCTION , OR REFUND OF REALTY TAXES

Report dated 2005-05-18, with attachments, from the Acting CFO/Treasurer regarding Tax Adjustments under Sections 357 and 358 of the Municipal Act was received.

(Each year after the return of the Assessment Roll and during the tax billing process, some properties become eligible for the cancellation, reduction or refund of realty taxes. Section 357 of the Municipal Act provides the authority for tax adjustments in the current year for reasons that may include change in rate of taxation, change in tax status or fire/demolition. Section 358 of the Municipal Act provides the authority for tax adjustments for prior years for errors in the preparation of the Assessment Roll. All applications for tax adjustments are verified by the Municipal Property Assessment Corporation prior to being processed by the City of Greater Sudbury.)

BY-LAWS (continued)

2005-140A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2005-16A TO APPOINT OFFICIALS FOR THE CITY OF GREATER SUDBURY

(This By-law updates the list of Clerks at Citizen Service Centres)

2005-141F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2005-8F TO ESTABLISH MISCELLANEOUS USER FEES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF GREATER SUDBURY

(The User Fee By-law currently provides that persons can purchase a licence for the use of the City's Spatial Data at a cost of \$5,000 every three years. This By-law amends the rate to provide a one-time fee of \$5,000 with an update fee of \$500 per update.)

2005-142T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, A BY-LAW TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY

Report dated 2005-05-18, with attachments, from the General Manager of Infrastructure & Emergency Services regarding Donovan Street Road Closure was received.

(Councillor Ron Bradley submitted a petition from area residents requesting that the south end of Donovan Street be closed to stop vehicles from unlawfully exiting Donovan Street and to deter speeding for the safety of children.

In 1993, the intersection of Frood Road and Kathleen / Beatty / Donovan Streets was reconstructed to facilitate the installation of all-way stop control to improve safety. The south end of Donovan Street was changed to a one-way for westbound traffic.)

THE FOLLOWING BY-LAWS APPEARED FOR FIRST AND SECOND READINGS ONLY:

2005-143 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE A PORTION OF DONOVAN STREET

Report dated 2005-05-18, with attachments, from the General Manager of Infrastructure & Emergency Services regarding Donovan Street Road Closure was received.

(Councillor Ron Bradley submitted a petition from area residents requesting that the south end of Donovan Street be closed to stop vehicles from unlawfully exiting Donovan Street and to deter speeding for the safety of children.

In 1993, the intersection of Frood Road and Kathleen / Beatty / Donovan Streets was reconstructed to facilitate the installation of all-way stop control to improve safety. The south end of Donovan Street was changed to a one-way for westbound traffic.)

BY-LAWS (continued)

2005-144 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE AND SELL A PORTION OF MACLENNAN DRIVE, BEING PARTS 21, 22 AND 24 ON PLAN 53R-11000

Planning Committee Recommendation 2005-96

1ST & 2ND Reading 2005-229 Rivest-Thompson: THAT By-law 2005-132A to and including By-law 2005-144 be read a first and second time.

CARRIED

3RD Reading 2005-230 Thompson-Rivest: THAT By-law 2005-114 to and including By-law 2005-116, By-law 2005-132A to and including By-law 2005-142T be read a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-16 Report dated 2005-05-18 from the Acting CFO/Treasurer regarding
Preauthorized Tax the City of Greater Sudbury's Preauthorized Tax Payment Plan was
Payment Plan received for information only.

Item C-17 Report dated 2005-05-18 from the Acting CFO/Treasurer regarding
Public Sale Under the Public Sale Under the Municipal Act was received for information
Municipal Act only.

Item C-18 Report dated 2005-05-02 from the General Manager of Community
Parks Security Development regarding Parks Security Program was received for
Program information only.

Item C-19 Report dated 2005-05-13 from the General Manager of
Waste Diversion Infrastructure & Emergency Services regarding Waste Diversion
Programs Programs for the High Density Residential, Multi-type, Industrial,
Commercial and Institutional Sectors was received for information
only.

Change of Chair At 10:20 p.m., His Worship Mayor David Courtemanche vacated the
chair.

DEPUTY MAYOR CRAIG, IN THE CHAIR

PART II

REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
2006 Ontario
Paralympic Summer
Championships

Report dated 2005-05-13, with attachments, from the General Manager of Growth & Development regarding Bid to Host - 2006 Ontario Paralympic Summer Championships was received.

The following resolution was presented:

2005-231 Caldarelli-Bradley: WHEREAS the City of Greater Sudbury has a tradition of hosting Regional, Provincial, and National sporting events, which bring with them numerous social and economic benefits;

AND WHEREAS the City of Greater Sudbury has been invited to bid on hosting the 2006 Ontario Paralympic Summer Championships;

AND WHEREAS the Greater Sudbury Sportlink organization has agreed to act as Host Organizing Committee for the event;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury submit a bid to host the 2006 Ontario Paralympic Summer Championships and, if successful, support the event with a contribution of \$5,000 from the Tourism Tournament Fund in the current budget.

CARRIED

Item R-2
Sole Sourcing -
Various Bridge
Structures

Report dated 2005-05-18 from the General Manager of Infrastructure & Emergency Services regarding Sole Sourcing of Consulting Engineering Services for Various Bridge Structures was received.

The following resolution was presented:

2005-232 Caldarelli-Bradley: THAT Council approve the sole sourcing of Engineering Consultants for the detailed design and construction administration of the following various bridge structures. The named consultants have carried-out the initial investigations / studies for the structures:

- 1) Northland Engineering (1987) Ltd.- Bridge on Garson-Coniston Road (MR 90) at Coniston Creek
- 2) J.L. Richards and Associates Ltd. - Bridge on Capreol Ski Hill Road at Vermillion River
- 3) Earth Tech (Canada) Inc. - Bridges on Elgin Street at Junction Creek and MacKenzie Street at Nolin Creek
- 4) Northland Engineering (1987) Ltd. - Bridge on Vermillion Lake Road (MR 13) at MacKenzie Creek

CARRIED

Item R-3
FCM - Nomination -
Board of Directors

Report dated 2005-05-05 from Councillor Terry Kett regarding Federation of Canadian Municipalities - Request for Nominations - Councillor Kett - Board of Directors was received.

The following resolution was presented:

2005-233 Thompson-Bradley: THAT the Council of the City of Greater Sudbury endorses the nomination of Councillor Terry Kett as a Director for the Board of the Federation of Canadian Municipalities for the term 2005-2006.

CARRIED

Change of Chair

At 10:33 p.m., Deputy Mayor Craig vacated the Chair.

HIS WORSHIP MAYOR DAVID COURTEMANCHE, IN THE CHAIR

MOTIONS

Item R-4
Councillors' Travel
Expenses

The following resolution was presented:

Kett-Bradley: WHEREAS on numerous occasions Councillors must travel outside the City, as per Council resolutions, to meet with representatives of various levels of government and to attend meetings of regional, provincial and federal organizations;

AND WHEREAS current policy demands that these costs be deducted from the individual Councillors' Ward Budget to the possible detriment of the individual service level for the Ward;

THEREFORE BE IT RESOLVED THAT appropriate Councillor travel costs be treated as a corporate expense.

Direction Given

Mayor Courtemanche advised Council that staff have been directed to develop options specifying where the funds are to be withdrawn.

Main Motion

2005-234 Kett-Bradley: WHEREAS on numerous occasions Councillors must travel outside the City, as per Council resolutions, to meet with representatives of various levels of government and to attend meetings of regional, provincial and federal organizations;

AND WHEREAS current policy demands that these costs be deducted from the individual Councillors' Ward Budget to the possible detriment of the individual service level for the Ward;

THEREFORE BE IT RESOLVED THAT appropriate Councillor travel costs be treated as a corporate expense.

CARRIED

Item R-5
Endorsation - City of
North Bay Resolution -
Public Trail Systems

The following resolution was presented:

2005-235 Bradley-Thompson: THAT Resolution 2005-317 of the Council of the City of North Bay regarding liability charges for any damages arising from the use of public trail systems be endorsed by the City of Greater Sudbury Council;

AND THAT the City of North Bay, FONOM, AMO, and all local Members of the Legislative Assembly of Ontario be so advised.

CARRIED

ADDENDUM

Addendum Resolution

The following resolution was presented:

2005-236 Rivest-Thompson: THAT the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of
Pecuniary Interest

None declared.

BY-LAWS

2005-145Z 3

A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-303, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF WALDEN

Planning Committee Recommendation # 2005-44

(This By-law rezones the subject property "R1.D0.9" and "R1.D2.4", Single Residential, as the case may be, to permit the creation of one, single residential lot (Consent Application B0010/2005) - Ruthann & Victor Duhamel, 455 Niemi Road, Lively.)

1ST & 2ND Reading

2005-237 Rivest-Thompson: THAT By-law 2005-145Z be read a first and second time.

CARRIED

3RD Reading

2005-238 Rivest-Thompson: THAT By-law 2005-145Z be read a third time and passed.

CARRIED

QUESTION PERIOD

Dirty Water - Capreol

Councillor Callaghan stated that the residents of Capreol have experienced brown water due to watermain repairs. The residents were advised to run their water to alleviate the problem. He questioned whether the residents would receive any compensation or adjustments to their water/wastewater bills.

The General Manager of Infrastructure & Emergency Services advised Council that a letter was delivered on May 24th to those who were affected by the watermain repairs but the problem reached out to a larger target area than was expected. He indicated that once the new system is completed that will allow cleaning operations to commence next week which should alleviate the problem.

With respect to compensation, the General Manager of Infrastructure & Emergency Services will meet with Legal and Finance to prepare options.

Adjournment

2005-239 Thompson-Rivest: THAT this meeting does now adjourn.
Time: 11:00 p.m.

CARRIED

Mayor David Courtemanche, Presiding

Angie Haché, Deputy City Clerk