

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

**Committee Room C-11
Tom Davies Square**

**Thursday, January 31st, 2002
Commencement: 6:10 p.m.**

DEPUTY MAYOR RON DUPUIS, IN THE CHAIR

Present Councillors Bradley; Callaghan; Courtemanche; Davey; Kilgour; Lalonde; McIntaggart; Portelance; Petryna; Mayor Gordon (A6:52 PM)

City Officials J. Rule, Chief Administrative Officer; D. Belisle, General Manager of Public Works; R. Browning, General Manager of Emergency Services; C. Hallsworth, General Manager of Citizen & Leisure Services; M. Mieto, General Manager of Health & Social Services; D. Nadorozny, General Manager of Economic Development & Planning Services; D. Wuksinic, General Manager of Corporate Services; S. Jonasson, Director of Finance/City Treasurer; N. Charette, Manager of Corporate Communications and French-language Services; C. Sandblom, Director Long Term Care; T. Mowry, City Clerk; G. Ward, Council Secretary

Declarations of Pecuniary Interest None declared.

"In Camera" 2002-31 Bradley/Dupuis: That we move "In Camera" to deal with those matters which fall within Article 15.5 of the Procedural Rules.

CARRIED

Recess At 7:30 p.m., Council recessed.

Reconvene At 7:36 p.m., Council moved to the **Council Chamber** to continue the regular meeting.

Chair **HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR**

Present Councillors Bradley; Callaghan; Courtemanche; Davey; Dupuis; Kilgour; Lalonde; McIntaggart; Portelance; Petryna

City Officials J. Rule, Chief Administrative Officer; D. Belisle, General Manager of Public Works; R. Browning, General Manager of Emergency Services; C. Hallsworth, General Manager of Citizen & Leisure Services; M. Mieto, General Manager of Health & Social Services; D. Nadorozny, General Manager of Economic Development & Planning Services; D. Wuksinic, General Manager of Corporate Services; S. Jonasson, Director of Finance/City Treasurer; R. Swiddle, Director of Legal Services/City Solicitor; B. Johnston, Director of Transportation Services; N. Charette, Manager of Corporate Communications and French-language Services; C. Sandblom, Director of Long Term Care; P. Buchanan, Acting

City Officials
(Continued)

Manager of Current Accounting Operations; J. McKechnie, Executive Assistant to the Mayor; C. Riutta, Administrative Assistant to the Mayor; J. Veale, Freedom of Information and Corporate Records Co-Ordinator; T. Mowry, City Clerk; G. Ward, Council Secretary

News Media

The Box; MCTV; Sudbury Star; Northern Life

Declarations of
Pecuniary Interest

Councillor Petryna declared a conflict regarding By-law 2002-26 as this matter may be of pecuniary interest to him.

Rules of Procedure

Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure and deal with Delegations on the Agenda at this time.

DELEGATIONS

Item 3
C.N.I.B. - White
Cane Week

Letter dated 2002-01-09 from Marianne Mantyla, Coordinator, District Volunteer Services, The Canadian National Institute for the Blind (Ontario Division) regarding White Cane Week was received.

Mr. Rob Bender, High Technology Consultant (assisted by Ms. Marianne Mantyla, Coordinator, District Volunteer Services, C.N.I.B.), addressed Council with a presentation of the technology available to the blind, visually impaired and deaf/blind and to explain the purpose of White Cane Week.

Item 4
Mayor & Council's
Roundtable on
Seniors

Letter dated 2002-02-25 from His Worship Mayor Gordon regarding Mayor and Council's Roundtable on Seniors was received.

Councillor Callaghan addressed Council and tabled the first Annual Report of the Roundtable.

Mr. Chris Stewart, Seniors Consultant to the Mayor and Council's Roundtable on Seniors, presented the 2001 Annual Report.

The following Committee Chairs presented brief updates of their activities over the past months:

Darwin Brunne: Injury Prevention
Mary Stefura (on behalf of Fran Belcher): Long Term Care
Bert Guillet: Safety & Security
Gord White: Information & Technology
Anadel Hastie: Public Meetings

Item 5
Children's Aid Society
"Crises in Child
Welfare"

Letter dated 2002-01-25 from the General Manager of Health & Social Services regarding The Children's Aid Society of the Districts of Sudbury and Manitoulin - "Crises in Child Welfare" was received.

Councillor Portelance, Co-Chair of the Mayor and Council's Children First Roundtable, advised the Roundtable had met to review the resolution presented at the City Council meeting of 2002-01-17 and certain recommendations were suggested.

Item 5
(Continued)

The following resolution was presented:

Portelance/McIntaggart: That the Council of the City of Greater Sudbury urges the Ministry of Community and Social Services to respond positively to the recommendations put forth by The Children's Aid Society of the Districts of Sudbury and Manitoulin.

With the consent of the majority of members present, Council agreed to **withdraw** the foregoing in favour of the following resolution.

Point of Order

Councillor McIntaggart rose on a point of order and questioned if Council chose not to accept the proposed resolution, would the original motion still be on the table.

Mayor Gordon advised the issues contained in the original motion were included in the recommendations put forward by the Roundtable.

2002-32 Portelance/Callaghan: WHEREAS a century ago, Child Welfare Services were established in the Province of Ontario to encourage and persuade negligent parents to love, protect and provide for their children;

AND WHEREAS the "new" Ontario Risk Assessment Model may not be reliable in actually measuring risk of future harm to a child;

AND WHEREAS, due to the increased paperwork associated with this assessment tool, less than 30% of front-line staff time is spent in face-to-face contact with children and families;

AND WHEREAS the number of children in care across the Province since 1998 has increased from 7,000 to 15,000;

AND WHEREAS the 2001 Provincial Child Welfare Services budget reached an all time high of over \$800 million with a projected deficit of more than \$50 million;

AND WHEREAS the impact of the 1997 Child Welfare Services Reforms has not been adequately evaluated;

THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury urges the Province to review and ameliorate the funding framework and the Ontario Risk Assessment Model tool for Child Welfare Services;

AND THAT IT BE FURTHER RESOLVED that without reducing or adversely affecting current level of services in preventative programs that a greater emphasis be placed on providing adequate family supports that recognize that a key component to a nurturing environment begins with a strong parental bond between parent and child.

CARRIED

Item 5
(Continued)

At the request of Council, the foregoing motion will be forwarded to Honourable Michael Harris, Premier of Ontario, A.M.O., F.O.N.O.M. and all local Members of the Legislative Assembly of Ontario.

Item 6
Ice Related User Fee
Recommendations

Report dated 2002-01-08 from the General Manager of Citizen & Leisure Services regarding Ice Related User Fee Recommendations was received.

C. Hallsworth, General Manager of Citizen & Leisure Services and R. Carré, Director of Leisure, Community & Volunteer Services conducted an overhead presentation on the recommendations contained in the report.

Change of Chair

At 8:55 p.m., Mayor Gordon vacated the Chair.

DEPUTY MAYOR RON DUPUIS, IN THE CHAIR

Item 6
(Continued)

Following a lengthy debate by Members of Council, the following resolution was presented:

Change of Chair

At 9:43 p.m., Deputy Mayor Dupuis vacated the Chair.

HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR

2002-33 Petryna/Kilgour: THAT the ice related user fees and prime and non-prime hours presented in the report from the General Manager of Citizen & Leisure Services dated January 8th, 2002 be adopted and that harmonization of ice related user fees be phased in over a period of three (3) years. Furthermore, Council directs staff to present an ice related economic development fund as part of the 2002 budget.

RECORDED VOTE:

YEAS

Callaghan
Courtemanche
Davey
McIntaggart

NAYS

Bradley
Dupuis
Kilgour
Lalonde
Portelance
Gordon

MOTION LOST

Reconsideration

2002-34 Petryna/McIntaggart: That the ice related user fee resolution be **reconsidered**.

RECORDED VOTE:

YEAS

Callaghan
Courtemanche
Davey
McIntaggart
Petryna

NAYS

Bradley
Dupuis
Kilgour
Lalonde
Portelance
Gordon

MOTION LOST

Rules of Procedure

Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure and deal with two motions, not on the Agenda, at this time.

2002-35 Dupuis/Bradley: That the following Members of Council be appointed to a User Fee Hearing Panel to review, with affected user groups, ice related user fees:

Councillor Ron Dupuis
Councillor Ron Bradley
Councillor Mike Petryna
Councillor Dave Kilgour

And that the User Fee Hearing Panel report back to Council at the **February 28th, 2002** Council meeting.

CARRIED

2002-36 Davey/McIntaggart: That the User Fee Hearing Panel report back to Council with targets for cost recovery in arena operations and a plan for those arenas which fall below the target to achieve same over a reasonable time period.

CARRIED

Item 7
Public/Private
Partnership
Convention Centre

Report dated 2002-01-25 from the General Manager of Economic Development & Planning Services regarding a Public/Private Convention Centre: Phase 1 - Market Support and Community Impact was received.

Proceed Past
10:00 p.m.

2002-37 Bradley/Dupuis: That we proceed past the hour of 10:00 p.m.

CARRIED

Item 7
(Continued)

Mr. O. Polini, KPMG, addressed Council with an overhead presentation of a Public/Private Convention Centre.

The following resolution was presented:

Bradley/Dupuis: THAT Council accept the report from KPMG and authorize staff to issue an open Call for Letters of Interest and Qualifications for a Public/Private Partnership.

The following amendment to the foregoing resolution was then presented:

2002-38 Courtemanche/Petryna: That the foregoing motion be amended as follows:

AND THAT a Convention Centre Task Force be established immediately to oversee the completion of Phase II and Phase III of the process;

AND FURTHER THAT this Task Force consist of the existing Project Team as well as representatives of City Council, the Greater Sudbury Economic Development Committee, the Sudbury Tourism Partnership, the Sudbury Metro Board and the Chamber of Commerce;

AND FURTHER THAT this Task Force be mandated to make a final recommendation on a private sector partnership to Council at its first meeting in April, 2002;

AND FURTHER THAT Councillors Courtemanche and Petryna be appointed as Council's representatives.

CARRIED

The original motion, as amended, was then presented:

2002-39 Bradley/Dupuis: THAT Council accept the report from KPMG and authorize staff to issue an open Call for Letters of Interest and Qualifications for a Public/Private Partnership;

AND THAT a Convention Centre Task Force be established immediately to oversee the completion of Phase II and Phase III of the process;

AND FURTHER THAT this Task Force consist of the existing Project Team as well as representatives of City Council, the Greater Sudbury Economic Development Committee, the Sudbury Tourism Partnership, the Sudbury Metro Board and the Chamber of Commerce;

AND FURTHER THAT this Task Force be mandated to make a final recommendation on a private sector partnership to Council at its first meeting in April, 2002;

Item 7
(Continued)

AND FURTHER THAT Councillors Courtemanche and Petryna be appointed as Council's representatives.

SIMULTANEOUS WRITTEN RECORDED VOTE:

YEAS

Bradley
Callaghan
Courtemanche
Dupuis
Kilgour
Lalonde
Petryna
Portelance
Gordon

NAYS

Davey
McIntaggart

CARRIED

PUBLIC HEARINGS

- 2001-284R 3RD BEING A BY-LAW OF THE CITY OF GREATER SUDBURY NAMING A PUBLIC HIGHWAY
- Committee of the Whole - Planning Resolution 2001-165
- (Former City of Sudbury - Energy Court)
- 2001-302A 3RD BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO STOP-UP, CLOSE AND SELL PART 1, PLAN 53R-17057
- (Committee of the Whole - Planning Resolution 2001-129)
- Lane located south of the Sudbury Knights of Columbus Home Association located in the former City of Sudbury.
- 2001-303A 3RD BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE SURPLUS, STOP-UP, CLOSE AND SELL PARTS 5, 7, 8, 11 AND 12, PLAN 53R-5378
- (Committee of the Whole - Planning Resolution 2001-162)
- Old road bed located on South Bay Road in the former City of Sudbury.
- Mayor Gordon called for interested parties who wished to address Council regarding the foregoing by-laws. No objectors were present and no objections were received by the Clerk. Therefore, the following resolution was presented:

Public Hearings
(Continued)

2002-40 WHEREAS AS REQUIRED BY THE PROVISION OF The Municipal Act, this Council held a Public Hearing respecting By -laws 2001-284R (naming a public highway - Energy Court), 2001-302A (stop-up, close and sell the lane located south of the Sudbury Knights of Columbus Home Association) and 2001-303A (declare surplus, stop-up, close and sell the old road bed located on South Bay Road);

AND WHEREAS this Council is still determined to proceed with the passage of said by-laws;

THEREFORE BE IT RESOLVED that By-law 2001-284R, "BEING A BY-LAW OF THE CITY OF GREATER SUDBURY NAMING A PUBLIC HIGHWAY", By-law 2001-302A, "BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO STOP-UP, CLOSE AND SELL PART 1, PLAN 53R-17057" and By -law 2001-303A, "BEING ABY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE SURPLUS, STOP-UP, CLOSE AND SELL PARTS 5, 7, 8, 11 AND 12, PLAN 53R-5378" be read a third time and passed.

CARRIED

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report

Deputy Mayor Dupuis, as Chairman of the Committee of the Whole, reported Council met to deal with personnel and legal matters falling within Article 15.5 of the Procedural Rules and certain resolutions emanated therefrom.

Pioneer Manor

2002-41 Dupuis/Bradley: That the recommendations of the Pioneer Manor Management Committee regarding the conversion of part time staff to full time status be approved.

CARRIED

PART I
CONSENT AGENDA

The following resolution was presented to adopt Items C-1 to C-6 contained in Part I, Consent Agenda:

2002-42 Dupuis/Bradley: That Items C-1 to C-6 inclusive, contained in Part I, Consent Agenda, be adopted.

CARRIED

MINUTES

Item C-1
Report No. 22
C.C.
2002-01-17

2002-43 Dupuis/Bradley: That Report No. 22, City Council Minutes of 2002-01-17 be adopted.

CARRIED

Item C-2
Report No. 20
C.O.W. - Planning
2002-01-29

2002-44 Bradley/Dupuis: That Report No. 20, Committee of the Whole - Planning, Minutes of 2002-01-29 be adopted.

CARRIED

Item C-3
Report No. 6
Special C.C.
2001-11-28

2002-45 Dupuis/Bradley: That Report No. 6, Special City Council Minutes of 2001-11-28 be adopted.

CARRIED

Item C-4
N.D.C.A.
2002-01-16

2002-46 Bradley/Dupuis: That the Report of the Nickel District Conservation Authority, Minutes of 2002-01-16 be received.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-5
Purchase - Time &
Attendance/
Scheduling & Payroll
Integration

Report dated 2002-01-22 from the General Manager of Emergency Services regarding Purchase of Time and Attendance/Scheduling and Payroll Integration System Software for the Emergency Services Department was received.

The following resolution was presented:

2002-47 Dupuis/Bradley: THAT the purchase of Integrated Time and Attendance Payroll Software from Simplex Grinnell, Canada, for the Emergency Services Department, be approved in the amount of \$163,170.00 including taxes;

AND THAT this purchase be funded as follows:

\$33,000	2001 Fire Services
\$33,000	2002 Capital Envelope
\$97,170	Emergency Services Ambulance Reserve

CARRIED

Item C-6
Renewal of Term Loan
Former Town of
Onaping Falls

Report dated 2002-01-14 from the General Manager of Corporate Services regarding Renewal of Term Loan, former Town of Onaping Falls was received.

The following resolution was presented:

2002-48 Bradley/Callaghan: THAT the term loan of the former Town of Onaping Falls, which matures February 1, 2001, in the amount of \$730,045.81 be refinanced through the Royal Bank of Canada, for a nine-year term and amortization, at an interest rate of 5.85%;

AND THAT the Director of Finance/City Treasurer be authorized to negotiate this and other outstanding loans, as they mature, on behalf of the City of Greater Sudbury.

CARRIED

BY-LAWS

- | | | |
|----------|---|--|
| 2002-21A | 3 | BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF JANUARY 31 ST , 2002 |
| 2002-22T | 3 | <p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, THE TRAFFIC AND PARKING BY-LAW</p> <p>Report dated 2002-01-23 from the General Manager of Public Works.</p> <p>(This By-law allows for the implementation of stop control at the intersections of Bessie Street and Baker Street in the former City of Sudbury.)</p> |
| 2002-23 | 3 | <p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-150 TO CONTINUE PARTS OF THE CITY OF GREATER SUDBURY AS A SITE PLAN CONTROL AREA</p> <p>Committee of the Whole - Planning Resolution 2002-09.</p> <p>(This By-law adopts the telecommunication tower policy for Site Plan Agreements directed by Council at its last meeting.)</p> |
| 2002-24A | 3 | <p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE OPERATING AGREEMENTS BETWEEN THE CITY OF GREATER SUDBURY AND THE GREATER SUDBURY HOUSING CORPORATION AND THE GREATER SUDBURY LIBRARY BOARD</p> <p>(This By-law authorizes agreements with the City's Boards and the local housing corporation. These agreements authorize staff to work for the corporations and cover such things as the provision of services and supplies, the provision of space without rent, computer and auditor services, etc. The Boards agree to operate pursuant to certain City By-laws and policies.)</p> |
| 2002-25F | 3 | <p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY AND COLLECT OMITTED AND SUPPLEMENTARY REALTY TAXES FOR THE YEAR 2001 AND PRIOR YEARS</p> <p>(This By-law authorizes the addition of omitted and supplementary assessments to the collector's roll and to levy and collect realty taxes resulting from this additional assessment. Omitted and supplementary assessments are generated by property additions or changes that increase current value assessments during the year 2001.)</p> |

2002-27A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 82-157 OF THE FORMER REGIONAL MUNICIPALITY OF SUDBURY RESPECTING THE ISSUE OF LICENSES</p> <p>(This By-law increases the fees for building trade licenses in accordance with the report presented to Council at its meeting of January 17, 2002.)</p>
2002-28A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT BETWEEN THE CITY OF GREATER SUDBURY AND SIMPLEX GRINNELL, A DIVISION OF TYCO INTERNATIONAL OF CANADA LTD. FOR THE PURCHASE OF A SECURITY MANAGEMENT SYSTEM FOR THE EMERGENCY MEDICAL SERVICES DIVISION</p> <p>Physical security/tracking of controlled substances for the E.M.S. Division</p> <p>Report dated 2002-01-22 from the General Manager of Emergency Services.</p>
2002-29A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT BETWEEN THE CITY OF GREATER SUDBURY AND THE INTERNATIONAL COUNCIL FOR LOCAL ENVIRONMENTAL INITIATIVES TO PREPARE A STRATEGIC ENERGY PLAN</p> <p>Council Resolution 2002-24</p>
2002-30A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT BY-LAW ENFORCEMENT OFFICERS FOR THE SUDBURY AIRPORT</p> <p>(This By-law updates the list of By-law Enforcement Officers at the Sudbury Airport.)</p>
2002-31A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT CONCERNING THE RENEWAL OF A LOAN FOR THE FORMER TOWN OF ONAPING FALLS</p> <p>Report dated 2002-01-14 from the General Manager of Corporate Services.</p>

2002-32Z 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND THE FORMER CITY OF VALLEY EAST

(This by-law revises the "A-11", Special Agricultural Reserve zone with respect to the subject lands to permit the repair of recreational vehicles. The accessory outdoor storage of recreational vehicles which are under repair shall be permitted, however, no such storage will be permitted within 50 metres of a public road. Donna & Roger Labelle, 2139 Dominion Drive, Val Therese)

Committee of the Whole - Planning Resolution 2002-02

2002-33Z 3 BEING 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 SUDBURY

(This By-law rezones the subject property to "PS-3", Private Open Space Special to permit the use of the subject property for overflow parking for the property known as 319 LaSalle Boulevard - Danedco Land Development Inc.)

Committee of the Whole Planning Resolution 2001-186

1st & 2nd Reading

2002-49 Bradley/Dupuis: THAT By-law 2002-12A to and including By-law 2002-33Z be read a first and second time.

CARRIED

3rd Reading

2002-50 Bradley/Dupuis: THAT By-law 2002-12A to and including By-law 2002-33Z be read a third time and passed.

CARRIED

2002-26 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 88-100 OF THE FORMER REGIONAL MUNICIPALITY OF SUDBURY FOR REGULATING THE ERECTION OF SIGNS

(This By-law increases the fees for signs in accordance with the report presented to Council at its meeting of January 17, 2002.)

Declaration of
Pecuniary Interest

Councillor Petryna, having declared a pecuniary interest in the foregoing matter, did not take part in the discussion, vote on any matter or try to influence the vote in respect thereof.

1st & 2nd Reading

2002-51 McIntaggart/Kilgour: That By-law 2002-26 be read a first and second time.

CARRIED

3rd Reading

2002-52 McIntaggart/Kilgour: That By-law 2002-26 be read a third time and passed.

CARRIED

Proceed Past
11:00 p.m.

2002-53 Dupuis/Callaghan: That we proceed past the hour of 11:00 p.m.

MOTION LOST

Adjournment

In accordance with the Procedural By-law, the meeting automatically adjourned at 11:00 p.m. because unanimous consent of all members present was not received to proceed past 11:00 p.m.

Mayor

Clerk