

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

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

**Tuesday, July 9th, 2002
Commencement: 4:30 p.m.**

DEPUTY MAYOR DOUG CRAIG, IN THE CHAIR

Present Councillors Bradley; Courtemanche; Davey; Dupuis; Gainer (A4:36 pm); Lalonde (A4:45 pm); McIntaggart; Portelance; Petryna; Mayor Gordon (4:34 pm)

City Officials M. Mieto, Acting Chief Administrative Officer; D. Belisle, General Manager of Public Works; C. Hallsworth, General Manager of Citizen & Leisure Services; D. Nadorozny, General Manager of Economic Development & Planning Services; C. Sandblom, Acting General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services and Acting General Manager, Emergency Services; R. Swiddle, Director of Legal Services/City Solicitor; C. Mahaffy, Manager of Financial Planning and Policy; M.J. Scott, Co-ordinator of Human Resources; P. Thomson, Director of Human Resources; A. Haché, Deputy Clerk; G. Ward, Council Secretary

Declarations of Pecuniary Interest None declared.

"In Camera" 2002-408 408 Bradley/Dupuis: That we move "In Camera" to deal with property, litigation and personnel matters in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2002-202 and the Municipal Act, R.S.O. 1990, c.M.45, s.55(5).

CARRIED

Recess At 7:00 p.m., Council recessed.

Reconvene At 7:05 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; Craig; Davey; Dupuis; Gainer; Lalonde; McIntaggart; Portelance; Petryna

City Officials M. Mieto, Acting Chief Administrative Officer; D. Belisle, General Manager of Public Works; C. Hallsworth, General Manager of Citizen & Leisure Services; D. Nadorozny, General Manager of Economic Development & Planning Services; C. Sandblom, Acting General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services and Acting General Manager, Emergency Services; I. Davidson, Chief of Police, Greater Sudbury

City Officials
(Continued)

Police Service; R. Swiddle, Director of Legal Services/City Solicitor; C. Mahaffy, Manager of Financial Planning and Policy; N. Charette, Manager of Corporate Communications and French-language Services; G. Clausen, Director of Engineering Services; J.P. Graham, Plants Engineer; J. McKechnie, Executive Assistant to the Mayor; J. Lahti, Legal Secretary; T. Mowry, City Clerk; G. Ward, Council Secretary

News Media

The Box; MCTV; Sudbury Star; CIGM

Declarations of
Pecuniary Interest

None declared.

DELEGATIONS

Item 4
Long Term Financial
Plan

Mr. John Hughes, Hemson Consulting Ltd., addressed Council with an overhead presentation of the Long Term Financial Plan. He advised a Public Hearing had been held the previous week and input was received from both scheduled delegations and citizens attending the meeting. A further presentation would be made to Council at the meeting scheduled to take place on Thursday, August 22nd, 2002.

Item 5
Wind Farm
Development
Partnership

Mr. J.P. Graham, Plants Engineer, addressed Council with an overhead presentation regarding the Wind Farm Development Partnership. The recommended partners include the City of Greater Sudbury, Northland Power Inc. and REPower Systems.

The following resolution was presented:

2002-409 Dupuis/Bradley: That staff be directed to negotiate a Memorandum of Understanding with Northland Power Inc. and REPower Wind Corporation for Wind Farm Development, to be brought back to Council for approval.

RECORDED VOTE:

YEAS

NAYS

Bradley
Callaghan
Courtemanche
Craig
Davey
Dupuis
Gainer
Lalonde
McIntaggart
Petryna
Portelance
Gordon

CARRIED

Item 6
Business Plans

Mr. M. Mieto, Acting Chief Administrative Officer, addressed Council with an overhead presentation of the Business Plans, a copy of which was delivered to each Member of Council prior to the meeting.

Change of Chair

At 9:05 p.m., Mayor Gordon vacated the Chair.

DEPUTY MAYOR DOUG CRAIG, IN THE CHAIR

Item 6
(Continued)

Mr. Mieto reviewed the purpose of the Business Plans and the seven (7) Strategic Priorities including the next steps to be taken.

Change of Chair

At 9:10 p.m., Deputy Mayor Craig vacated the Chair.

HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report

Deputy Mayor Craig, as Chairman of the Committee of the Whole, reported Council met to deal with property, litigation and personnel matters falling within Article 15.5 of the City of Greater Sudbury Procedural By-law 2001-03 and the Municipal Act, R.S.O. 1990, c.M.45, s.55(5) and certain resolutions emanated therefrom.

Canadian Pacific
Railway Parking Lot -
Elgin Street

2002-410 Dupuis/Bradley: WHEREAS the City has historically committed to provide ample parking for YMCA members;

AND WHEREAS lease and/or purchase of the subject lands will satisfy the needs of the YMCA and will alleviate some of the over-utilization problem that exists in this core area of the downtown;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. THAT Council directs staff to proceed to negotiate a short term lease with Canadian Pacific Railway for approximately 2.87 acres of property along the south side of Elgin Street;
2. AND THAT Council directs staff to enter into a sublease for the westernmost portion of that lot with the YMCA for member parking;
3. AND FURTHER THAT Council directs staff to enter into negotiations to acquire the subject lands.

CARRIED

BY-LAWS

2002-200A

3

BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT WITH CANADIAN PACIFIC RAILWAY

2002-216A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A SUB-LEASE WITH THE YOUNG MEN'S CHRISTIAN ASSOCIATION

1st & 2nd Reading 2002-411 Dupuis/Bradley: That By-law 2002-200A and By-law 2002-216A be read a first and second time.

CARRIED

3rd Reading 2002-412 Bradley/Dupuis: That By-law 2002-200A and By-law 2002-216A be read a third time and passed.

CARRIED

Pioneer Manor
Committee of
Management 2002-413 Dupuis/Bradley: That the City Solicitor submit a brief to the Minister of Health calling for an amendment to the *Homes for Aged and Rest Homes Act* and accompanying regulations regarding Committees of Management.

CARRIED

Position of General
Manager, Emergency
Services 2002-414 Bradley/Davey: That a General Manager of Emergency Services be hired and a new position of Fire Chief be created from the existing compliment of Assistant Fire Chiefs.

CARRIED

MATTERS ARISING FROM THE PLANNING COMMITTEE: 2002-07-09

Approval of Planning
Committee
Recommendations 2002-415 Bradley/Davey: That Recommendation 2002-27, to and including Recommendation 2002-35 inclusive, approved at the Planning Committee Meeting of 2002-07-09 be adopted.

CARRIED

Dalron Construction -
Buckingham Drive 2002-416 Dupuis/Bradley: That the application by Dalron Construction Limited to amend By-law 95-500Z being the Comprehensive Zoning By-law for the (former) City of Sudbury with respect to those lands described as being P.I.N. 02132-0640, being Parcel 20535 S.E.S., Part 2, Plan SR-794, in Lot 2, Concession 5, Township of McKim, by changing the zoning classification from "I" Institutional Zone to "R1", Single Residential Zone, be approved.

CARRIED

2002-417 Bradley/Dupuis: That the City of Greater Sudbury Council's delegated official be directed to issue the draft approval for the subject subdivision not sooner than 14 days following the date of the public meeting in accordance with the requirements of Section 51(20) of the Planning Act, and subject to the following conditions:

Dalron Construction -
Buckingham Drive
(Continued)

- a. That this draft approval applies to the draft plan of subdivision of P.I.N. 02132-0640 in Part of Lot 2, Concession 5, Township of McKim, as shown on a plan prepared by Terry Del Bosco, O.L.S. and dated January 29th, 2002.
- b. That the standard conditions of draft approval be imposed.
- c. That cash in lieu of the 5% of the lands included in the plan of subdivision be dedicated to the City of Greater Sudbury for municipal parks purposes in accordance with Section 51.1 of the Planning Act.
- d. That a watermain loop be constructed from the proposed street to the existing municipal systems on Soloy Street between proposed Lots 12 and 13 and along the existing walkway noted as Block "B" on Soloy Drive to the satisfaction of the General Manager of Public Works.
- e. That the final plan be provided in AutoCAD.dwg format to the satisfaction of the Coordinator of Geographic Information, Surveys and Mapping Section.
- f. If final approval is not granted within three years of the date of draft approval, the draft approval shall lapse in accordance with Section 51(32) of the Planning Act, unless an extension is granted by Council pursuant to Section 51(33) of the Planning Act.
- g. Draft approval does not guarantee an allocation of water or sanitary sewer capacity. Prior to the signing of the final plan, the Planning and Development Services Division is to be advised by the General Manager of Public Works that sufficient water and sanitary sewer capacity exists to service the development.

CARRIED

Official Plan
Amendment &
Rezoning, Trinity
Development -
Marcus Drive

2002-418 Dupuis/Bradley: That the application by Trinity Development Group to amend the City of Sudbury Secondary Plan by changing the land use designation of Part of Parcel 10180, being Parts 3 to 12, Plan 53R-17119, Lot 12, Concession 4, Township of Neelon from "Light Industrial/Service Commercial District" to "General Commercial District" be approved.

CARRIED

2002-419 Bradley/Dupuis: That the application by Trinity Development Group to amend the former City of Sudbury Zoning By-law 95-500Z, by changing the zoning classification of Part of Parcel 10180, being Parts 3 to 12, Plan 53R-17119, Lot 12, Concession 4, Township of Neelon from "M1-42", Light Industrial/Service Commercial Zone-Special, to "C2", General Commercial Zone, be approved.

CARRIED

Retirement Complex
Waters Township
Jacobson Drive,
Lively

2 0 0 2 - 4 2 0
Bradley/Dupuis: That
the application by
Dalron Leasing
Limited/1323254
Ontario Inc. to amend
By-law 83-303 being
the Zoning By-law for
the former Town of
Walden by changing
the zoning
classification of Parts
1 and 2, Plan 53R-
16585 in Lot 7,
Concession 5, Waters
Township from "C2-5",
General Commercial
Special to a revised
"C2-Special", General
Commercial Special
be approved subject to
the following:

1. That the
applicants
provide the
Development
Services Section
with a registered
survey plan of
the lands being
rezoned in order
to enable the
preparation of an
amending by-
law.
2. That the only
permitted uses
on the lands
subject to
Consent
Application
B0031/2002,
being Part of
Parts 1 and 2,
Plan 53R-16585

shall be as follows:

- (i) Personal service shops, offices, retail stores and a restaurant, provided that the total gross floor area shall not exceed 334 square metres.
3. That the only permitted uses on the remainder of Part 2, Plan 53R-16585, after Consent B0031/2002, shall be as follows:
 - (i) Either personal service shops, offices, retail stores and a restaurant, provided that the total gross floor area shall not exceed 1,339 square metres, or,

a maximum of 25 guest rooms designed for seniors or residents thereof who require nursing and/or homecare together with centralized kitchen and dining facilities.
4. That the only permitted uses on the remainder of Part 1, Plan 53R-16585, after Consent B0031/2002, shall be as follows:
 - (i) A maximum of 60 guest rooms designed for seniors or residents thereof who require nursing and/or homecare together with centralized kitchen and dining facilities; and

A maximum of 80 dwelling units.
5. Parking for any residential component on the site shall continue to be provided in accordance with the following:

seniors' guest rooms: 0.5 spaces for each of the first 30 guest rooms plus 0.25 spaces for each additional guest room

1.5 spaces per dwelling unit
6. All of the permitted uses shall be allowed within a single interconnected building containing not more than 3 storeys.

Retirement Complex
Waters Township
Jacobson Drive,
Lively
(Continued)

7. That prior to the passing of an amending by-law, the existing Site Plan Control Agreement shall be amended to incorporate the new severance boundaries and t h a t t h e amending zoning by - l a w b e tailored to the site plan where necessary.

Consent Agenda

CARRIED

2 0 0 2 - 4 2 1
Dupuis/Bradley: That Items C-1 to C-3 contained in the Consent Agenda, be adopted.

Report #8
V.E.T.A.C.
2002-06-05

CARRIED

2 0 0 2 - 4 2 2
Bradley/Dupuis: That Report #8, Vegetation Enhancement Technical Advisory Committee Minutes of June 5, 2002, be received.

Dalron Construction
Mallard's Green
Subdivision - Phase 6

CARRIED

2 0 0 2 - 4 2 3
Bradley/Dupuis: That a portion of the road located at the intersection of Sweetberry Drive and Mallard's Landing Drive (Unopened) be stopped up and closed under By-law, and that the lands be re-transferred to the subdivider in

accordance with the City's Purchasing By-law governing the disposal of real property.

CARRIED

Sale of Surplus Lands
Notre Dame Street,
Azilda

2002-424 Dupuis/Bradley: That the offer submitted by Habitat for Humanity Sudbury District to purchase surplus land on Notre Dame Street, in the former Town of Azilda, for a nominal purchase price be accepted.

CARRIED

PART I
CONSENT AGENDA

The following resolution was presented to adopt Items C-1 to C-13 inclusive, contained in Part I, Consent Agenda:

2002-425 Bradley/Dupuis: That Items C-1 to C-13 inclusive, contained in Part I, Consent Agenda, be adopted, with the exception of Item C-8, otherwise dealt with.

CARRIED

MINUTES

Item C-1
Report No. 33
C.C.
2002-06-27

2002-426 Dupuis/Bradley: That Report No. 33, City Council Minutes of 2002-06-27 be adopted.

CARRIED

Item C-2
T.O.C.
2002-06-28

2002-427 Bradley/Dupuis: That the Report of the Tender Opening Committee, Minutes of 2002-06-28 be received.

CARRIED

Item C-3
T.O.C.
2002-07-02

2002-428 Dupuis/Bradley: That the Report of the Tender Opening Committee, Minutes of 2002-07-02 be received.

CARRIED

Item C-4
N.D.C.A.
2002-06-19

2002-429 Bradley/Dupuis: That the Report of the Nickel District Conservation Authority, Minutes of 2002-06-19 be received.

CARRIED

Item C-5
G.S.H.C.
2002-05-28

2002-430 Dupuis/Bradley: That the Report of the Greater Sudbury Housing Corporation, Minutes of 2002-05-28 be received.

CARRIED

Item C-6
Report No. 6
S..D.B.H.
2002-06-20

2002-431 Dupuis/Bradley: That Report No. 6, Sudbury & District Board of Health, Minutes of 2002-06-20 be received.

CARRIED

TENDERS

Item C-7
Contract 2002-21

Kingsway/Lasalle
Road Upgrading

C.C. (34TH) 2002-07-09

(8)

Report dated 2002-07-02 from the General Manager of Public Works regarding Contract 2002-21: Kingsway/Lasalle Boulevard Road Upgrading was received.

The following resolution was presented:

2 0 0 2 - 4 3 2
Bradley/Dupuis: That Contract 2002-21, Kingsway/Lasalle Boulevard Roadway Upgrading be awarded to LaFarge Materials & Construction Inc. in the tendered amount of \$1,039,302.02, this being the lowest tender meeting all the requirements of the contract documents.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-9
Renaming St. Jean School as "Minnow Lake Place/Place Minnow Lake"

Report dated 2002-07-03 from the General Manager of Citizen & Leisure Services regarding Renaming St. Jean School as "Minnow Lake Place/Place Minnow Lake" was received.

The following resolution was presented:

2002-433 Petryna/Bradley: That the municipally owned building located at 1127 Bancroft Drive in the City of Greater Sudbury (Formerly known as St. Jean School), be named *Minnow Lake Place/Place Minnow Lake*.

CARRIED

Item C-10
Amendment to Reserve Fund By-law - Whitewater Park

Report dated 2002-07-03 from the General Manager of Citizen & Leisure Services regarding Amendment to Reserve Fund By-law to include a Reserve for Whitewater Park and any Net Revenues from Powerboat Races be Placed in this Reserve for Improvements to

Whitewater Park was received.

The following resolution was presented:

2 0 0 2 - 4 3 4
Bradley/Lalonde: That the Reserve By-law 2002-196 be amended to include the creation of a new reserve fund for Whitewater Park;

And that the funding for the Whitewater Park Reserve Fund come from the City of Greater Sudbury's portion of the net revenues from the Powerboat Races;

And that the reserve be used, on Council authority, for improvements to Whitewater Park.

CARRIED

Report dated 2002-07-02 from the General Manager of Citizen & Leisure Services regarding Amendment to Handi-Transit Policy - Transportation of Persons with Physical Disabilities was received.

The following resolution was presented:

2 0 0 2 - 4 3 5
Dupuis/Bradley: WHEREAS the Greater Sudbury Transportation for the

Item C-11
Amendment - Handi-
Transit Policy

Physically Disabled Advisory Panel has received a request to revise the policy to provide a small number of visually impaired clientele with year-round Handi-Transit service;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. THAT the eligibility criteria identified within the policy for the Transportation of Persons with Physical Disabilities be amended so as to provide for year-round Handi-Transit services for visually impaired clients where circumstances dictate a legitimate need for provision of same;
2. AND THAT staff, in conjunction with The Canadian National Institute for the Blind - Northeastern District, develop an assessment protocol for consideration of future applications from visually impaired clients for year-round service with a view to encouraging the user to progress to eventually be able to use the conventional transit system.

CARRIED

Item C-12
ESA Continuous
Safety Service
Agreement

Report dated 2002-07-03, with attachment, from the General Manager of Public Works regarding ESA Continuous Safety Service Agreement was received.

Item C-12
(Continued)

The following
resolution was
presented:

Item C-13
Assumption of Waste
Collection Contracts

2 0 0 2 - 4 3 6
Bradley/Dupuis: That
the City enter into a
Continuous Safety
Service Agreement
(CSSA) with the
Electrical Safety
Authority (ESA), for a
three year term
(September 1st, 2002
to August 31st, 2005)
with a year one cost
estimate of \$188,400,
all in accordance with
the report from the
General Manager of
Public Works dated
July 3, 2002.

CARRIED

Report dated 2002-06-
24 from the General
Manager of Public
Works regarding
Assumption of Waste
Collection Contracts
was received.

Coniston, Falconbridge, Garson, Wahnapiatae and the Kukagami Waste Drop-off Depot on a month by month basis for up to 18 months, under the term sand conditions previously provided by Sudbury Disposal Services.

CARRIED

The following
resolution was
presented:

2 0 0 2 - 4 3 7
Bradley/Dupuis: That
Canadian Waste
Services provide
waste collection
services for the
communities of
Capreol, Skead,

Item C-8
Memorialization -
Civic Memorial
Cemetery

Report dated 2002-07-03 from the General Manager of Citizen & Leisure Services regarding Memorialization to Groups of Deceased Persons in the designated area of Civic Memorial Cemetery and the placement of a monument to Women Who are victims of Violence was received.

The following resolution was presented:

2002-438 Petryna/Bradley: That the Council of the City of Greater Sudbury continue the practice of allowing memorialization to groups of deceased persons in the designated area of Civic Memorial Cemetery;

And that the Sudbury Coalition to End Violence Against Women be allowed to erect a monument to Women who are victims of Violence in this area as recommended by the Cemetery Advisory Panel.

CARRIED

BY-LAWS

2002-165A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-34A TO APPOINT OFFICIALS FOR THE CITY OF GREATER SUDBURY</p> <p>(This By-law updates the Transition Board Appointment By-law TB-44 to deal with employee departures since that time. It appoints Wayne Ropp as Acting Fire Chief, Doug Wuksinic as General Manager, Corporate Services and Acting General Manager, Emergency Services, and Catherine Sandblom as Acting General Manager of Health and Social Services.)</p>
2002-187A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF JULY 9, 2002</p>
2002-188A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH POWER EVENTS INTERNATIONAL INC. AUTHORIZING THE USE OF WHITEWATER PARK AND THE PROVISION OF OTHER ASSISTANCE FOR THE 11TH ANNUAL CANADIAN POWERBOAT CHAMPIONSHIPS</p> <p>Report dated 2002-06-25 from the General Manager of Citizen and Leisure Services.</p>
2002-189A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE GRANTING OF EASEMENTS AND MUNICIPAL CONSENTS TO SUDBURY DISTRICT ENERGY CORPORATION FOR THE SUPPLY OF HEATING AND COOLING</p> <p>(This By-law authorizes easements to SDEC under downtown streets and lanes and parallels an earlier By-law of the former Regional Municipality of Sudbury.)</p>
2002-190	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO DEEM CERTAIN LANDS AT THE CORNER OF ST. GABRIEL AND ST. RAPHAEL STREETS, PLAN 53M-365 NOT TO BE A PLAN OF SUBDIVISION FOR THE PURPOSES OF SUBSECTION 3 OF SECTION 49 OF THE PLANNING ACT</p> <p>Planning Committee Resolution 2002-23</p>
2002-191A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-85, A BY-LAW TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE PRIVATE PROPERTY SECTIONS OF BY-LAW 2001-1</p> <p>(This By-law up-dates the list of private property enforcement officers.)</p>

2002-192A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH L'ASSOCIATION FRANÇAISE DES MUNICIPALITÉS DE L'ONTARIO FOR THE 2003 CONFERENCE</p> <p>In order to host this event, a Memorandum of Agreement is required. This by-law authorizes the General Manager of Economic Development and Planning Services to enter into an agreement on behalf of the City of Greater Sudbury.</p> <p>Report dated 2002-07-03, with attachment, from the General Manager of Economic Development and Planning Services.</p>
2002-193T	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, THE TRAFFIC AND PARKING BYLAW</p> <p>Council Resolution 2002-392</p> <p>(Algonquin Road, Sudbury.)</p>
2002-194	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY RELATING TO INFORMATION TO BE PROVIDED IN APPLICATIONS FOR REZONINGS, OFFICIAL PLAN AMENDMENTS, AND DRAFT PLANS OF SUBDIVISION</p> <p>(This By-law continues the requirements of the former Regional Municipality of Sudbury detailing information to be provided in application forms.)</p>
2002-195A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A NATURAL GAS BROKER CONSULTING CONTRACT WITH A. E. SHARPE</p> <p>Council Resolution 2002-401</p>
2002-196	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-287F THE RESERVE FUND BY-LAW</p> <p>Report dated 2002-07-03 from the General Manager of Citizen and Leisure Services</p>
2002-197A	3	<p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH THE MYTHS AND MIRRORS COMMUNITY ASSOCIATION FOR THE CREATION OF A MURAL ON THE ELGIN STREET PEDESTRIAN WALKWAY</p> <p>Report dated 2002-07-03 from the General Manager of Citizen and Leisure Services</p>

2002-198A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A CONTINUOUS SAFETY SERVICE AGREEMENT WITH THE ELECTRICAL SAFETY AUTHORITY
		Report dated 2002-07-03 from the General Manager of Public Works
2002-199A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-220A TO IMPLEMENT A POLICY FOR THE TRANSPORTATION OF PERSONS WITH PHYSICAL DISABILITIES AND HARMONIZATION OF HANDI-TRANSIT SERVICES
		Report dated 2002-07-02 from the General Manager of Citizen and Leisure Services
2002-203A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE CERTAIN PARCELS OF LANDS TO BE PART OF THE CITY ROAD SYSTEM
		(This By-law is presented to Council on an annual basis. It provides for all the small "bits and pieces" of roadway that have been purchased or otherwise acquired by the City for road purposes to be formally declared as roads. A number of widenings, subdivision transfers, sight triangles, etc., are included.)
2002-204A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH CANADIAN WASTE SERVICES
		Report dated 2002-06-24 from the General Manager of Public Works
2002-205T	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, THE TRAFFIC AND PARKING BYLAW
		Report dated 2002-07-03 from the General Manager of Public Works
2002-206A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE ARTS AND CULTURE GRANTS 2002
		(This By-law is required pursuant to Section 113 of the Municipal Act to authorize the Department of Citizen and Leisure Services to make grants to various community organizations for activities in the interest of the municipality. Report dated 2002-06-19 from General Manager of Citizen & Leisure Services. The funds for these grants were identified and approved as part of the budget.)

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| 2002-210Z | 3 | <p>BEING 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</p> <p>Planning Committee Meeting of June 25, 2002.</p> <p>(This By-law rezones the subject property to Extractive Industrial to permit the establishment of a sand and gravel pit on the site. The pit is intended to provide material for mine closure and mine development in the area north of the proposed pit. The subject property is also the subject of an Aggregate License application to the Ministry of Natural Resources under the Aggregate Resources Act - Falconbridge Limited (Private Access Road), Parcel 51179 S.E.S., Lots 9 and 10, Concession 2, MacLennan Township)</p> |
| 2002-211P | 3 | <p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AMENDMENT NUMBER 212 OF THE OFFICIAL PLAN FOR THE SUDBURY PLANNING AREA</p> <p>Planning Committee Meeting of July 9, 2002</p> <p>(This Official Plan Amendment changes the land use designation of the subject lands from "Light Industrial/Service Commercial District" to "General Commercial District", in order to permit general commercial uses, including retail stores on the property. Trinity Development Group - Marcus Drive).</p> |
| 2002-212Z | 3 | <p>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</p> <p>Planning Committee Meeting of July 9, 2002.</p> <p>(This By-law rezones the subject property to "C2" in order to permit general commercial uses, which would include "retail" uses on the subject property - Trinity Development Group - Marcus Drive).</p> |
| 2002-213F | 3 | <p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY A SPECIAL CHARGE UPON PERSONS IN THE CENTRAL BUSINESS DISTRICT IMPROVEMENT AREA ASSESSED FOR COMMERCIAL AND INDUSTRIAL PURPOSES FOR THE YEAR 2002</p> <p>This By-law sets the annual budget for the B.I.A. as directed by Council during the Budget Sessions.</p> |
| 2002-214F | 3 | <p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY A SPECIAL CHARGE UPON PERSONS IN THE FLOUR MILL IMPROVEMENT AREA ASSESSED FOR COMMERCIAL AND INDUSTRIAL PURPOSES FOR THE YEAR 2002</p> <p>This By-law sets the annual budget for the B.I.A. as directed by Council during the Budget Sessions.</p> |

2002-215 2 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO
STOP-UP, CLOSE AND TRANSFER PART OF AN UNOPENED
ROAD ALLOWANCE IN THE MALLARDS' GREEN SUBDIVISION

(Dalron Construction Limited - Planning Committee of July 9, 2002)

This By-law appears for two (2) readings only and will require advertising for four (4) consecutive weeks following which it will be brought back to Council on August 22nd, 2002 for third and final reading.

1st & 2nd Reading

2002-439 Bradley/Dupuis: That By-law 2002-165A, 2002-187A to and including 2002-199A, 2002-203A to and including By-law 2002-206A, By-law 2002-210Z to and including By-law 2002-215 be read a first and second time.

CARRIED

3rd Reading

2002-440 Dupuis/Bradley: By-law 2002-165A, 2002-187A to and including 2002-199A, 2002-203A to and including By-law 2002-206A, By-law 2002-210Z to and including By-law 2002-214F be read a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-14
Provincial Budget

Report dated 2002-07-03 from the General Manager, Corporate Services and Acting General Manager, Emergency Services regarding Provincial Budget was received for information.

Item C-15
Municipal Road 80
Culverts
"Replacement"

Report dated 2002-07-02 from the General Manager of Public Works regarding Municipal Road 80 Culverts "Replacement" was received for information.

PART II
REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
Downtown Parking
Program

Report dated 2002-06-25 from the General Manager of Citizen & Leisure Services regarding Downtown Parking Program was received.

The following resolution was presented:

2002-441 Petryna/Bradley: WHEREAS the Metro Centre and the City deem it desirable to continue the downtown parking program under an amended arrangement;

Item R-1
(Continued)

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. THAT the Council of the City of Greater Sudbury continue to support the downtown Parking Program;
2. AND THAT the cost-sharing arrangement between Metro Centre and the City of Greater Sudbury be amended so that all revenue losses incurred as a result of the Downtown Parking Program initiative be absorbed by the City, estimated to be an additional \$16,000 cost in 2002;
3. AND FURTHER THAT Metro Centre's contribution to the cost of the program be reduced to include only those costs related to the annual parking advertising campaign, estimated to be \$21,700 in 2002.

CARRIED

Item R-2
Short Term Financial
Draft Plan

Report dated 2002-07-02 from the General Manager, Corporate Services and Acting General Manager, Emergency Services regarding Short Term Financial Draft Plan was received.

The following resolution was presented:

2002-442 Gainer/Davey: That Council approve, in principle, the Draft Short-Term Financial Plan as outlined in the Report from the General Manager, Corporate Services and Acting General Manager, Emergency Services dated July 5th, 2002.

CARRIED

Item R-3
Bill 140 Tax
Adjustments - 2002
Decrease Percentage
Clawback

Report dated 2002-07-04 from the General Manager, Corporate Services and Acting General Manager, Emergency Services regarding Bill 140 Tax Adjustments - 2002 Decrease Percentage Clawback and *Tax Due Dates for Capped Classes* was received.

The following resolution was presented:

2002-443 Bradley/Dupuis: That Council authorize the City Treasurer to determine, for the 2002 taxation year, the percentage of tax decreases that must be withheld (clawback) to fund the 5% cap for assessment-related tax increases for each of the Commercial, Industrial and Multi-Residential classes;

And that Council set the due dates for the Multi-Residential, Commercial and Industrial Classes as August 27th, 2002 and September 27th, 2002;

And that the necessary by-law be prepared.

CARRIED

BY-LAW

2002-217F 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO DELEGATE AUTHORITY TO THE CITY TREASURER TO ESTABLISH "CLAWBACK" PERCENTAGES FOR THE 2002 TAXATION YEAR FOR THE COMMERCIAL, INDUSTRIAL, AND MULTI-RESIDENTIAL PROPERTY CLASSES

Report dated 2002-07-04 from the General Manager of Corporate Services

(This By-law will establish the percentages of tax decreases that must be withheld (Clawback) to fund the 5% cap for assessment-related tax increases. In order to meet the tax due dates, Council is requested to delegate the authority to the City Treasurer to set the Clawback Percentages once the data is available.)

1st & 2nd Reading

2002-444 Dupuis/Bradley: That By-law 2002-217F be read a first and second time.

CARRIED

3rd Reading

2002-445 Bradley/Dupuis: That By-law 2002-217F be read a third time and passed.

CARRIED

Item R-4
Variations from City's
Purchasing By-law
2001-2

Report dated 2002-07-05 from the General Manager of Public Works regarding Variations from the City's Purchasing By-law 2002-2 on the Award of Quotations for Summer Roads Maintenance was received.

The following resolution was presented:

2002-446 Dupuis/Bradley: That the General Manager of Public Works be authorized to solicit quotations through electronic advertising and direct communication with known service providers, for the provision of summer roads works and that the General Manager be authorized to award quotations in excess of \$100,000, notwithstanding the requirements of Schedule "C" to By-law 2001-2.

CARRIED

MOTIONS

Item R-5
Implementation of
System of Zoned
Rates for Electricity

2002-447 Gordon/Bradley: WHEREAS the Independent Electricity Market Operator (IMO) is proposing to implement a system of zoned rates for electricity (known as "locational marginal pricing" or "LMP");

AND WHEREAS the implementation of LMP for electricity rates will see a new pricing system that charges consumers according to where they live;

Item R-5
(Continued)

AND WHEREAS the implementation of LMP could see consumers in Northern Ontario and other rural areas of the Province paying higher rates than consumers in urban areas of Southern Ontario;

AND WHEREAS the implementation of LMP c o u l d b e counterproductive to the growth of jobs and e c o n o m i c development in the North and contrary to the goals of the Smart Growth initiative as it applies to Northern Ontario;

NOW THEREFORE
BE IT RESOLVED
THAT the Council of the City of Greater Sudbury hereby calls upon the Government of the Province of Ontario not to approve the implementation of an LMP system for electrical rates;

AND FURTHER THAT
copies of this Resolution be forwarded to the Honourable Ernie Eves, Premier of Ontario, the Honourable Chris Stockwell, Minister of Environment and Energy, the Association of Municipalities of Ontario, the Federation

of Northern Ontario Municipalities, the Northern Ontario Municipal Association, the Mayors and Councils of Northern Ontario Municipalities and all local Members of the Legislative Assembly of Ontario.

CARRIED

Letter dated 2002-07-04 from Mayor Gordon.

Item R-6
Lions' "Eye in the Sky"
Closed Circuit
Television Monitoring

2002-448 Bradley/Davey: WHEREAS the Lions' "Eye in the Sky" Advisory Committee was the recipient of the Ontario Crime Control Commission's 2001 Award for Excellence;

AND WHEREAS the Lions' "Eye in the Sky" video monitoring project in the Downtown Core of the City of Greater Sudbury was likely the first in Ontario, if not Canada, to use closed circuit television (CCTV) monitoring as a tool for law enforcement;

AND WHEREAS an evaluation of the effectiveness of the Lions' "Eye in the Sky" undertaken by the consulting firm KPMG completed in May, 2000, concluded that:

"Our analysis indicates at least 300, and as many as 500 robberies, assaults, thefts and other criminal offenses have been deterred by the Lions' Eye in the Sky project, saving as much as \$800,000 in direct monetary losses.";

AND WHEREAS KPMG's analysis further concluded that the Lions' "Eye in the Sky" has also improved the ability of the Greater Sudbury Police Services "to deal with crime and anti-social behaviors such as prostitution, public intoxication and panhandling."

AND WHEREAS in the three years following the introduction of CCTV monitoring in the Downtown Core in 1996, arrests relating to prostitution and drug offenses increased by an average of 18% per year, indicating the value of CCTV monitoring to detect criminal activity;

Item R-6
(Continued)

AND WHEREAS the K P M G study concluded that criminal offenses in the Downtown Core of Greater Sudbury have declined at a greater rate than other communities in Northern Ontario and that public safety was enhanced because the use of the Lions' "Eye in the Sky" allowed Police to locate missing children, find patients from the hospital and prevent potential suicides;

AND WHEREAS municipal tax dollars have not been used to finance either the purchase of the cameras or their ongoing operations due to the generosity and public spirit of community organizations and private companies who have come forward to provide funding of the CCTV monitoring, including:

- The Lions Club of Sudbury
- Sudbury Metro Centre
- Northern Voice and Video
- Greater Sudbury Utilities Inc.
- Insurance Companies
- CP Rail
- Ontario Works.

AND WHEREAS the use and expansion of CCTV monitoring in the Downtown Core of the City of Greater Sudbury enjoys wide spread support from all ages of Citizens;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury hereby endorses the use of CCTV monitoring as a deterrent to criminal activity and increased sense of public safety

that such monitoring provides to our Citizens, especially those Senior Citizens who reside in the Downtown;

AND THAT the Council of the City of Greater Sudbury hereby p u b l i c a l l y acknowledges and congratulates the Lions' "Eye in the Sky" Advisory Committee for their hard work, effort and dedication to making the City of Greater Sudbury a safer place in which to live;

AND FURTHER THAT copies of this Resolution be forwarded to The Honourable Lawrence MacAulay, Solicitor General of Canada, The Honourable David Young, Attorney General and Minister Responsible for Native Affairs, Mr. Andy Humber, Chair, Greater Sudbury Police Services Board, Chief of Police Ian Davidson, and Mr. Tom Walton, Chair, Lions' "Eye in the Sky" Advisory Committee.

Item R-6

(Continued)

RECORDED VOTE:

YEAS

NAYS

Bradley
Callaghan
Courtemanche
Craig
Davey
Dupuis
Gainer
Lalonde
McIntaggart
Petryna
Portelance
Gordon

CARRIED

Proceed Past
10:00 p.m.

2002-449 Dupuis/Bradley: That we proceed past the hour of 10:00 p.m.

CARRIED

ADDENDUM

Addendum to Agenda

The following resolution was presented.

2002-450 Bradley/Dupuis: That the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of
Pecuniary Interest

None declared.

MANAGERS' REPORTS

Item AD.1
Proposal to Lever
Health Care Assets
in Northern Ontario

Letter dated 2002-07-09 from Mayor James Gordon regarding Proposal to Lever Health Care Assets in Northern Ontario was received.

The following resolution was presented:

2002-451 Gordon/Bradley: WHEREAS it is estimated that Canada will need 100,000 new health researchers by 2010,

AND WHEREAS based on population and size alone, Northern Ontario's share should be at a minimum 3,000 jobs,

Item AD.1
(Continued)

AND WHEREAS Canada's goal is to move from 12th place globally to 7th for health research investment and to achieve this the federal government is doubling research funding to \$1 billion annually,

AND WHEREAS Northern Ontario must build on, and lever its existing research resources including the new Northern Medical School to create jobs,

AND WHEREAS a comprehensive plan must be developed for health research in Northern Ontario focusing on economic development and job growth,

AND WHEREAS this initiative has the support of the Mayors' Coalition, including FONOM and NOMA, and the major research stakeholders in Northern Ontario,

NOW THEREFORE BE IT RESOLVED that the City of Greater Sudbury supports this initiative and agrees to contribute \$35,000 in cash to its development;

AND THAT funding for this project be taken from the 2002 Economic Development Capital Envelope.

CARRIED

QUESTION PERIOD

Culvert Repair -
Municipal Road 80

Councillor Dupuis advised the residents in Hanmer and Val Caron were pleased with the culvert repairs being done on Municipal Road 80 and questioned when the project would be completed.

The General Manager of Public Works indicated the work should be completed by the week ending July 19th, 2002.

Industrial Park

Councillor Dupuis referred to the industrial park in the former City of Valley East. The grass has not been cut and the landscaping has not been maintained.

The matter was referred to the General Manager of Economic Development & Planning Services.

Dragon Boat Races

Councillor Davey informed Council the 3rd Annual Dragon Boat Festival's opening ceremonies would take place on Friday, July 12th, 2002 at 7:00 p.m. at the Grace Hartman Amphitheatre in Bell Park and advised the Lake Water Quality Advisory Committee would have a booth, on site, to respond to any questions on lake water quality.

Purchasing By-law -
Tendering Process

Councillor Craig advised he had received numerous telephone calls from the business community regarding the tendering process. While he is satisfied with the process being followed, he suggested a meeting take place to answer questions such as pre-qualification and due diligence after the tender is awarded.

Purchasing By-law -
Tendering Process
(Continued)

The General Manager, Corporate Services and Acting General Manager, Emergency Services advised the Purchasing By-law is currently under review. The City will work with the Chamber of Commerce and the community suppliers in the City. Mr. Mathé, Manager of Supplies & Services, has attended several sessions at the Chamber to supply them with the background needed for their members. Their concerns will be taken under advisement when preparing the new Purchasing By-law. A copy of the current by-law is on the City's web site.

Councillor Dupuis suggested the Sudbury Construction Association be included as part of the process in preparing the new by-law.

Andy's Leather Craft

Council concurred with a request by Councillor Bradley that a brief be prepared to present to the Minister of Municipal Affairs & Housing at the Association of Municipalities of Ontario Conference being held in Toronto in August regarding the entrance to Andy's Leather Craft on Highway 144.

Council Photograph

Councillor Bradley questioned if the official Council photograph could be taken outside, possibly during the month of September.

The City Clerk was directed to contact the photographer and obtain his opinion regarding this request.

Adjournment

2002-452 Bradley/Dupuis: That this meeting does now adjourn.
Time: 10:32 p.m.

CARRIED

Mayor

Clerk