

Request for Decision City Council



Type of Decision

Meeting Date	September 11 th , 2003				Report Date	September 3 rd , 2003			
Decision Requested		Yes	<input checked="" type="checkbox"/>	No	Priority		High		Low
	Direction Only				Type of		Open		Closed

Report Title

Presentation: Community Restoration Activities in the City of Greater Sudbury

Policy Implication + Budget Impact

This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.

n/a

☒ Background Attached

Recommendation

FOR INFORMATION ONLY

Recommendation Continued

Recommended by the General Manager

D. Nadorozny

D. Nadorozny, General Manager of Economic Development and Planning Services

Recommended by the C.A.O.

M. Mieto

M. Mieto
Chief Administrative Officer

Report Prepared By



W. E. Lautenbach
Director of Planning Services

Division Review

The presentation I have been asked to make entitled "Community Restoration Activities in the City of Greater Sudbury", was presented as a Plenary address at the Sudbury 2003 Mining and the Environment Conference on May 26th, 2003. Its purpose there was to introduce delegates, many of whom were from other countries, to Sudbury and to provide them with an overview of some of the City of Greater Sudbury's municipal environmental restoration initiatives. Other speakers at the conference provided talks on INCO and Falconbridge restoration work and other government initiatives.

This presentation builds on a presentation which was also made by the speaker in May of 2002 at the Canadian Institute of Planners Conference in Vancouver under the heading of "Naturalizing the Environment". This Conference was also an opportunity to showcase what the City had done in the environmental restoration to other environmental professionals in the planning field.

Much of the information contained in this presentation would by now be common knowledge to Sudburians with respect to the individual initiatives featured. However, this presentation presents a collective view of these initiatives and places them into a larger context. Taken together, these initiatives represent substantive environmental work undertaken by this community over the years.

It is specifically appropriate to note and recognize that the City's Land Restoration program is commemorating its 25th year of operation this year. In this context it is interesting to see that the work described with respect to Community projects are meant to be sustainable and succeed over the longer term. This is one of the truly unique features about the community initiatives being undertaken in Sudbury.

The environmental achievements to date should be a cause for pride within the community and the inspiration to achieve even greater success in the environmental restoration field in the future.

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Report Title

Tender Award Contract 2003-44 Waste Collection Services: Area 1

Policy Implication + Budget Impact

This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.

☒ Background Attached

Recommendation

That Contract 2003-44, Waste Collection Services - Area 1, be awarded to William Day Construction Limited, in the amount of \$197,441.85, as determined by the unit prices and quantities involved, this being the lowest tender meeting all the requirements of the plans and specifications.

Recommendation Continued

Recommended by the General Manager

D. Bélisle,
General Manager of Public Works

Recommended by the C.A.O.

M. Mier,
Chief Administrative Officer

Date: September 3, 2003

Report Prepared By

C. Mathieu,
Manager of Waste Management

Division Review

Tenders for Contract 2003-44, Waste Collection Services: Area 1 (communities of Worthington, Whitefish, Naughton and Lively) were opened at the Tender Opening Committee on Tuesday, September 2, 2003, and the following bidders submitted tenders:

BIDDER	AMOUNT (7% GST Included)
Canadian Waste Services Inc.	\$247,161.06
NIM Disposals Limited	\$267,620.95
William Day Construction Limited	\$197,441.85
Manager's Estimate	\$ 195,000.00

The tenders were reviewed and no errors were identified. Award is recommended to William Day Construction Limited.


The contract is for a three year period ending October 2006. Sufficient funds are budgeted in the 2003 Waste Management current budget, and funding will be included in future operating budgets.

Request for Decision City Council

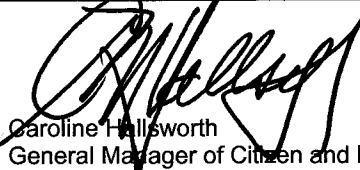



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Report Title
Sports Field Development Partnership

Policy Implication + Budget Impact	
<input checked="" type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<p>This certifies that this future commitment is within the Annual Repayment Limit for the City of Greater Sudbury as re-calculated</p> <p> C. Mahaffy Deputy Treasurer</p>	
<input type="checkbox"/>	Background Attached

Recommendation
<p>THAT Council congratulate the community partners, with whom the City of Greater Sudbury is working to develop new soccer fields in response to community need;</p> <p>AND THAT the Council of the City of Greater Sudbury contribute \$50,000 from the 2004 Citizen and Leisure Services capital budget for the development of two new full size soccer fields and one new practice field at École secondaire catholique du Sacré-Coeur.</p>
<input type="checkbox"/> Recommendation Continued

Recommended by the General Manager
<p> Caroline Hallsworth General Manager of Citizen and Leisure Services</p>

Recommended by the C.A.O.
<p> Mark Mieto Chief Administrative Officer</p>

Date: September 3, 2003

Report Prepared By



Chris Gore
Manager of Community Development and Volunteerism

Division Review



Réal Carrière
Director of Leisure Services

Executive Summary:

Le Conseil scolaire catholique du Nouvel-Ontario has undertaken the development of two new full size soccer fields and one new practice field at École secondaire catholique du Sacré-Coeur. The School Board is requesting a financial contribution from the City of Greater Sudbury, in exchange for which the soccer fields will be scheduled for both school and community use as outlined in the current Joint Use Agreement.

Background:

The sport of soccer is enjoyed by approximately 6,000 youth and adults within the City of Greater Sudbury. There is a critical shortage of high quality fields for games and practices and it is a challenge to meet the scheduling needs of the many soccer clubs in the community. The City of Greater Sudbury currently works in co-operation with all four local school boards under a Joint Use Agreement to maintain and schedule fields for both school use and league play. Examples of school board owned fields which are currently scheduled through the Joint Use Agreement include the Lasalle Secondary School fields in New Sudbury and the fields at Chelmsford Valley District Composite School. This co-operation between the School Boards and the City of Greater Sudbury has been an important component of our successful leisure and recreation programs and it is appropriate that the City of Greater Sudbury contribute capital funds to enhance our inventory of community playfields.

We are currently presented with an opportunity to enter into such a partnership with Le Conseil scolaire catholique du Nouvel-Ontario and local soccer organizations. The new site for École secondaire catholique du Sacré-Coeur at the corner of Notre Dame and Kathleen is undergoing significant landscaping improvements. Two full size sports fields and a practice field are being created on this site. Le Conseil scolaire catholique du Nouvel-Ontario have to date expended approximately \$180,000 to construct these fields which includes fill, sub base, drainage and swales. An additional \$112,200 - \$115,500 is required to complete the task with loam and sod to ensure that the fields are ready for use during the 2004 season. Le Conseil scolaire catholique du Nouvel-Ontario has indicated that they are prepared to invest a total of approximately \$230,000 in the project, and are seeking \$75,000 from other community partners. The Sudbury Regional Competitive Soccer League has agreed to contribute \$12,500.00 towards this project. The Sudburnia Soccer Association has been requested to contribute \$12,500 from their soccer field development fund to the project and will vote on this request at their executive meeting of September 14, 2003. The leadership shown by these two soccer associations sets an example for all future recreational facility projects as financial and in-kind support from user groups represents resources that enhance the project and is tangible evidence of moral support and the importance of the facility to the user groups.

Date: September 3, 2003

École secondaire catholique du Sacré-Coeur Soccer Field Development Budget**Costs**

fill, shaping, drainage, swales and preparation of sub base	\$190,183
topsoil and sod	<u>\$115,000</u>
TOTAL Soccer Field Project Costs	\$305,183

Note that parking lots and driveways represent an additional \$180,000 of expenditures that, while necessary to the school, are also a requirement for the success of the playfields.

Partner Contributions

Le Conseil scolaire catholique du Nouvel-Ontario	\$230,183
Sudbury Regional Competitive Soccer League	\$ 12,500
Sudburnia Soccer League (subject to approval)	\$ 12,500
City of Greater Sudbury (subject to Council approval)	<u>\$ 50,000</u>
TOTAL Partner Contributions	\$305,183

This project and these partnerships have been developed and conceived since the 2003 Capital Budget was established. In order to have the project completed this fall, so that the fields will be ready for use for next summer's playfield season, staff is respectfully requesting that Council consider contributing \$50,000 from the 2004 Citizen and Leisure Services capital budget for the development of two new full size soccer fields and one new practice field at École secondaire catholique du Sacré-Coeur.

Attachment



MEMORANDUM

TO: City of Greater Sudbury *Réal*
Mr. Rhéal Carré

SUBJECT: Development of playing fields at É.S.C. du Sacré-Coeur

DATE: August 14, 2003

In accordance with our earlier meetings, we are proceeding with the development of the playing fields at École secondaire catholique du Sacré-Coeur. At this point, we are developing fields for use by College Notre-Dame and École secondaire catholique du Sacré-Coeur. Marymount College will not be participating in the proposed partnership.

During our meeting we discussed the city's interest in partnering with the School Board in developing quality fields. The amount of financial support by the city was to be determined after we provided you with the costs as they were made available.

At this date, the costs to prepare the fields are as follows:

- addition of fill, shaping, drainage, swales, and preparation of sub base
COST TO DATE: - 190,183.00
- Parking lot and driveways
COST TO DATE: - 180,000.00

Work yet to be performed

- Topsoil and sod - (price range from \$112,200.00 and \$115,500.00)

OR

- Topsoil and seed - (price range from \$54,578.00 to \$75,240.00)

At this point, the Board has expended its entire budget, therefore, our ability to proceed is contingent upon the City's willingness to contribute towards the development of the fields. We would require some kind of financial commitment as soon as possible if we were to seed or sod the fields as recommended, prior to the end of August 2003.

If you should require any additional information, please do not hesitate to contact me.

Thank you for your interest and anticipate your favourable response.

Yours truly,

Régent Dupuis
Régent Dupuis
Director of Facility Services

Anne Dechaine
Présidente

Georges Boudreau
Vice-président

Hélène C. Chayer
Directrice de l'éducation

AM/rgl

Request for Decision City Council





Type of Decision									
Meeting Date	September 11, 2003				Report Date	August 29, 2003			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
LIQUOR LICENSE EXTENSION AND NOISE BY-LAW EXEMPTION THE ROYAL CANADIAN LEGION BRANCH 224

Policy Implication + Budget Impact
<p>This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.</p> <p>Budget Implications: None</p> <p>Policy Implications: None</p>
<p>Background Attached</p>

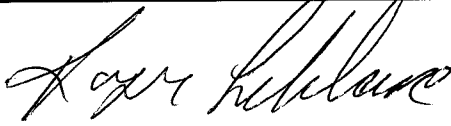
Recommendation
<p>This Council has no objection to the issuance of a liquor licence extension and no objection to the granting of an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to The Royal Canadian Legion Branch 224, to include a secured hospitality area in their parking lot at 41 Veterans Road, Copper Cliff. The request is made to facilitate the Copper Cliff October Fest and the day and hours of operation will be: October 11th, 2003 between the hours of 3:00 p.m. and 2:00 a.m with anticipated attendance of 200 people during the course of the event;</p>
<p><input checked="" type="checkbox"/> Recommendation Continued</p>

Recommended by the General Manager
<p> Doug Nadorozny, General Manager Economic Development & Planning Services</p>

Recommended by the C.A.O.
<p> Mark Mieto, Chief Administrative Officer</p>

Date: August 29, 2003

Report Prepared By



Roger Leblanc,
Municipal Law Enforcement Officer

Division Review

And further that this approval be subject to the following conditions:

1. That the special event organizer shall ensure the provision of adequate clean-up of the site and those properties adjacent to the event area;
2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicated a Fire Safety Plan is required for this event;
3. That a fire extinguisher be provided for outdoor cooking or barbecues;
4. That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the crowd versus projecting straight over the crowd or adjoining properties;
5. That the special event organizer, or his designate, must be present on the site during the entire duration of the event;
6. That the event representative ensure emergency vehicles have access to the event area.

Background:

Attached is an application submitted by Mr. Patrick Carmichael on behalf of The Royal Canadian Legion Branch 224 requesting Council's approval for a liquor licence extension and exemption from Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to operate a hospitality area in their parking lot at 41 Veterans Road, Copper Cliff.

In accordance with Council's policy, this application was circulated to the Fire Chief, Police Chief, Director of Citizen and Leisure Services, the City Solicitor, the Co-ordinator of Traffic and Parking, the Manager of Transit Operations and the General Manager of Emergency Services. Their concerns have been added to the conditions for approval.

The foregoing resolution has therefore been placed on the Agenda for your consideration.

Request for Decision City Council



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Report Title
Cinéfest - The Sudbury Film Festival Inc. Special Occasion Permit

Policy Implication + Budget Impact	
	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<u>Policy Implication:</u>	
None	
<u>Budget Impact:</u>	
None	
	Background Attached

Recommendation	
<p>THAT this Council has no objection to the issuance of a special occasion permit to Cinéfest Sudbury, for their Annual Film Festival's Reception and Hospitality Suites to be held at the following locations:</p> <p>Opening Night Celebration: Monday, September 15th, 2003 8:00 p.m. to 1:30 a.m. - One Hundred Georges</p> <p>Gala Film Receptions: Tuesday, September 16th, 2003 - 9:00 p.m. to midnight - Ambassador Hotel (Yesterdaze Night Club) Wednesday, September 17th, 2003 - 9:00 p.m. to midnight - Respect is Burning Thursday, September 18th, 2003 - 9:00 p.m. to midnight - Sudbury Theatre Centre Friday, September 19th, 2003 - 9:00 p.m. to midnight - College Boreal Saturday, September 20th, 2003 - 9:00 p.m. to midnight - Olga Peroga's Sunday, September 21st, 2003 - 9:00 p.m. to midnight - The Ramada Inn (Palladium Room)</p>	
<input checked="" type="checkbox"/>	Recommendation Continued

Recommended by the General Manager
 Doug Nadorozny, General Manager, Economic Development & Planning Services

Recommended by the C.A.O.
 Mark Mieto, Acting Chief Administrative Officer

Request for Decision City Council

Recommendation <i>continued</i>	Background
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Please indicate if the information below is a continuation of the Recommendation or Background

Report Prepared By



Roger Leblanc, M.L.E.O.

Division Review

Doug Nadorozny, General Manager,
Economic Development & Planning Services

RESOLUTION (Continued)

Hospitality Suite:

Wednesday, September 17th, 2003 - noon to 1:30 a.m. - Trailer in the parking lot, SilverCity
Thursday, September 18th, 2003 - noon to 1:30 a.m. - Trailer in the parking lot, SilverCity
Friday, September 19th, 2003 - noon to 1:30 a.m. - Trailer in the parking lot, SilverCity
Saturday, September 20th, 2003 - noon to 1:30 a.m. - Trailer in the parking lot, SilverCity
Sunday, September 21st, 2003 - noon to 1:30 a.m. - Trailer in the parking lot, SilverCity

Marketplace Lounge:

Monday, September 15th, 2003 - noon to 1:30 a.m. - Former Cinemas, Rainbow Outlet Centre
Tuesday, September 16th, 2003 - noon to 1:30 a.m. - Former Cinemas, Rainbow Outlet Centre
Wednesday, September 17th, 2003 - noon to 1:30 a.m. - Former Cinemas, Rainbow Outlet Centre
Thursday, September 18th, 2003 - noon to 1:30 a.m. - Former Cinemas, Rainbow Outlet Centre
Friday, September 19th, 2003 - noon to 1:30 a.m. - Former Cinemas, Rainbow Outlet Centre
Saturday, September 20th, 2003 - noon to 1:30 a.m. - Former Cinemas, Rainbow Outlet Centre
Sunday, September 21st, 2003 - noon to 1:30 a.m. - Former Cinemas, Rainbow Outlet Centre

Alliance Atlantis Communications Industry Party:

Friday, September 19th, 2003 - 9:30 p.m. to 1:30 a.m. - Vacant Space, 5 Cedar Street, Sudbury

AND FURTHER THAT this Council confirms the nature of this event as a Community Festival and that it is of municipal significance to our Community;

AND FURTHER THAT Council resolution #2003-429 be and is hereby rescinded.

BACKGROUND:

Attached is an application submitted by the Executive Director, on behalf of Cinéfest Sudbury, to conduct their Annual Film Festival's Reception and Hospitality Suites. The event will take place from September 15th, 2003 to September 21st, 2003 at a number of "off site" locations throughout the City of Greater Sudbury. The hours of operation will be as noted in the foregoing resolution.

In accordance with Council's policy, this application was circulated to the Fire Chief, Police Chief, Director of Citizen & Leisure Services, the City Solicitor and the Co-ordinator of Traffic and Parking. Their concerns have been added to the conditions for approval.

The foregoing resolution has therefore been placed on the Addendum for your consideration.

Minutes

City Council Minutes	2003-08-12
Planning Committee Minutes	2003-08-12
Tender Opening Committee Minutes	2003-08-14
Tender Opening Committee Minutes	2003-09-02
Property Standards Appeal Committee Minutes	2003-08-12

**THE FIFTY-SIXTH MEETING OF THE COUNCIL
OF THE CITY OF GREATER SUDBURY**

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

**Tuesday, August 12th, 2003
Commencement: 7:02 p.m.**

DEPUTY MAYOR LOUISE PORTELANCE, IN THE CHAIR

Present

Councillors Bradley; Callaghan; Courtemanche; Craig; Davey; Dupuis; Gainer; Kilgour; Lalonde (A4:35 p.m.); McIntaggart; Petryna; Mayor Gordon (A4:37 p.m.)

City Officials

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, General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services; T. Beadman, Acting General Manager, Emergency Services; R. Swiddle, Director of Legal Services/City Solicitor; S. Jonasson, Director of Finance/City Treasurer; T. Mowry, City Clerk; C. Caporale, Council Secretary; P. Aitken, Government Relations/Policy Analyst; C. Mahaffay, Manager of Financial Planning & Policy; J. McKechnie, Executive Assistant to the Mayor; F. Bortolussi, Planning Committee Secretary

**Declarations of
Pecuniary Interest**

None declared.

"In Camera"

2003-356 Bradley-Dupuis: THAT we move "In Camera" to deal with personnel, property and legal 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)(f).

CARRIED

Recess

At 6:32 p.m., Council recessed.

Reconvene

At 7:02 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; Kilgour; Lalonde; McIntaggart; Petryna; Portelance

City Officials

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, General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services; T. Beadman, Acting General Manager, Emergency Services;

City Officials
(Continued)

R. Swiddle, Director of Legal Services/City Solicitor; S. Jonasson,
Director of Finance/City Treasurer

News Media

Sudbury Star, EZ Rock, My Town, MCTV, Le Voyageur

Declarations of
Pecuniary Interest

None declared.

DELEGATIONS

Municipal Alcohol
Policy

Report dated 2003-08-01, with attachments, from the General
Manager of Citizen & Leisure Services regarding Municipal Alcohol
Policy was received.

A Powerpoint presentation was presented to Council by the following
people:

Richard Ahola, Manager of Municipal Arenas and
Community Centres
Heather Salter, Deputy City Solicitor
David Canniff, Risk Management/Insurance Officer
Ron Roy, Action Sudbury
Ghislaine Goudreau, Sudbury & District Health Unit
Maria Lamaanen, Sudbury & District Health Unit

The following resolution was presented:

Dupuis-Bradley: WHEREAS it is a goal of the Council of the City of
Greater to promote the well-being of our citizens in a healthy, safe
and stimulating community; and

AND WHEREAS one of the strategies for ensuring the health and
safety of the community is to ensure that the City has an Alcohol
Risk Management Policy that promotes the health and safety of
people who attend a wide variety of events held on municipal owned
properties including parks, community centers and recreation
facilities;

NOW THEREFORE BE IT RESOLVED that the City of Greater
Sudbury adopt the Alcohol Risk Management Policy as presented in
the report from the General Manager of Citizen and Leisure Services
dated August 1, 2003 to come into effect December 1, 2003; and

THAT a grant to Action Sudbury in the amount of \$1,000 be
authorized for the purpose of assisting in the delivery of Smart Serve
training to community volunteers and funded from the Leisure
Services Administration cost center.

Municipal Alcohol
Policy
(Continued)

Amendment to the
Resolution

2003-357 Callaghan-Bradley: THAT the Municipal Alcohol Policy be amended by adding a requirement that the Policy be reviewed by Council no later than January 31, 2004.

CARRIED

Motion of
Reconsideration

2003-358 Portelance-Callaghan: THAT the decision on the review date of January 31, 2004 for the Municipal Alcohol Policy be reconsidered.

CARRIED

Friendly Amendment

With the concurrence of Council, Councillor Callaghan recommended that the review date for the Municipal Alcohol Policy be amended to June 30, 2004.

Main Motion

The original motion, as amended, was then presented:

2003-359: Dupuis-Bradley: WHEREAS it is a goal of the Council of the City of Greater Sudbury to promote the well-being of our citizens in a healthy, safe and stimulating community;

AND WHEREAS one of the strategies for ensuring the health and safety of the community is to ensure that the City has an Alcohol Risk Management Policy that promotes the health and safety of people who attend a wide variety of events held on municipal owned properties including parks, community centers and recreation facilities;

NOW THEREFORE BE IT RESOLVED that the City of Greater Sudbury adopt the Alcohol Risk Management Policy as presented in the report from the General Manager of Citizen and Leisure Services dated August 1, 2003 to come into effect December 1, 2003; and

THAT a grant to Action Sudbury in the amount of \$1,000 be authorized for the purpose of assisting in the delivery of Smart Serve training to community volunteers and funded from the Leisure Services Administration cost center; and

THAT the Municipal Alcohol Policy be reviewed by Council no later than June 30, 2004.

RECORDED VOTE:

YEAS

NAYS

Bradley
Callaghan
Courtemanche

Municipal Alcohol
Policy
(Continued)

RECORDED VOTE (continued):

YEAS

NAYS

Craig
Davey
Dupuis
Gainer
Kilgour
Lalonde
McIntaggart
Petryna
Portelance
Gordon

CARRIED

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report

Deputy Mayor Portelance, as Chair of the Committee of the Whole, reported Council met to deal with personnel, property and legal 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)(f) and resolutions emanated therefrom.

**Personnel - Animal
Control Service
Delivery**

2003-360 Dupuis-Bradley: THAT Council direct staff to implement the outsourcing of Animal Control and Pound Services.

CARRIED

**Insurance Renewal
Process**

2003-361 Bradley-Dupuis: THAT the Treasurer be authorized to negotiate with Canada BrokerLink for the broker services agreement to be extended for a two-year period ending December 31, 2005; and

THAT the Treasurer be authorized to negotiate with SCS Insurance Adjusters Ltd for the claims adjustment agreement to be extended for a one-year period ending December 31, 2004; and

THAT the insurance coverage presently provided by Frank Cowan Company Limited be renewed for a further one-year term to January 1, 2005.

CARRIED

MATTERS ARISING FROM THE PLANNING COMMITTEE: 2003-08-12

**Approval of Planning
Committee
Recommendations**

2003-362 Bradley-Dupuis: THAT Recommendation 2003-130 to and including Recommendation 2003-152 inclusive, approved at the Planning Committee Meeting of August 12th, 2003 be adopted.

CARRIED

Lease of Garson
Municipal Garage to
the Sudbury Trail Plan
Association

2003-363 Bradley-Portelance: THAT the City of Greater Sudbury enter into a lease with the Sudbury Trail Plan Association under the terms and conditions outlined in the Staff Report dated August 6th, 2003, and

THAT the Clerk and the Property Negotiator / Appraiser be authorized to execute the required documents.

CARRIED

Mark & Rhonda
Mason - 32 Morrison
Avenue, Sudbury

2003-364 Dupuis-Bradley: THAT the application by Mark & Rhonda Mason to amend By-law 95-500Z being the Comprehensive Zoning By-law for the (former) City of Sudbury from "R6", Established Residential to "C1-Special", Special Local Commercial with respect to those lands described as Parcel 6736 S.E.S. being Lot 137, Plan M-76 in Lot 8, Concession 2, Township of McKim be recommended for approval subject to the following conditions:

1. THAT the only permitted uses shall be a retail craft shop and one dwelling unit.
2. THAT projecting business identification signs be prohibited.
3. THAT prior to the passage of an amending zoning by-law the owners shall undertake to obtain a "Change of Use" Permit to the satisfaction of the Director of Building Services/Chief Building Official.
4. THAT the amending zoning by-law recognize variances which may be required to the standard requirements of a "C1" zone.

CARRIED

Yenway Golf Inc.

2003-365 Bradley-Dupuis: THAT the application by Yenway Golf Inc. to amend By-law 83-304 being the Zoning By-law for the former Town of Nickel Center by changing the zoning classification of Part 9, Plan 53R-15898 in Lot 11, Concession 1, Garson Township from "OR", Outdoor Recreation to "OR-Special", Outdoor Recreation Special to permit an advertising sign be approved subject to the following:

- a) THAT the proposed sign shall be a 2-sided ground sign with a maximum height of 6.1 m and a maximum total sign area of 23.4 m² (11.7 m² per side).

CARRIED

Kevin & Nathalie
Bertrand
900 Gravel Drive,
Hanmer

2003-366 Dupuis-Bradley: THAT the application by Kevin and Nathalie Bertrand to amend the Official Plan for the Sudbury Planning Area by introducing a site specific exemption to the "Agricultural Reserve" policies that apply to Parcel 2409 S.E.S. in Lot 4, Concession 4, Hanmer Township, City of Greater Sudbury to permit the creation of a one acre residential lot be approved.

CARRIED

Louise Drive
Helena Gillis/
1085903 Ontario Ltd/
City of Greater
Sudbury

2003-367 Bradley-Dupuis: THAT the application by 1085903 Ontario Limited and the City of Greater Sudbury to amend By-law 95-500Z being the Zoning By-law for the former City of Sudbury by changing the zoning classification of Lots 113, 114, 115, Part of Block 'A' and Part of Louisa Drive, Plan M-403, and Part of Parcel 47429 SES in Lots 3 and 4, Concession 6, Township of Broder, City of Greater Sudbury from "FD", Future Development to "R1", Single Residential be approved subject to the following:

- a) THAT Parts 1, 2, 4 and 5 of registered survey plan 53R-17363 be used to describe the parts of the property to be rezoned.

CARRIED

2003-368 Dupuis-Bradley: THAT the conditions of draft approval to 1085903 Ontario Limited for the draft plan of subdivision of Part of Parcel 47429 SES in Lot 3, Concession 6, Broder Township, File 780-6/02006, be amended as follows:

- a) By deleting Condition #1 and replacing it with the following:

"1. THAT this draft approval applies to the draft plan of subdivision of Part of Parcel 47429 S.E.S, and Parts 4 and 5, Plan 53R-17363, Lots 3 and 4, Concession 6, Broder Township as shown on a plan of subdivision prepared by A. Bortolussi, O.L.S. dated July 16, 2003."

CARRIED

Skead Heritage
Homes Inc.

2003-369 Bradley-Dupuis: THAT the application by Skead Heritage Homes Inc. to amend By-law 83-304 being the Comprehensive Zoning By-law for the (former) Town of Nickel Center from "R1.D7.5", Single Residential to "R1.D7.5-Special", Special Single Residential in order to define lots created following the subdivision of the subject lands as "legal existing lots" with respect to those lands described as being Part of Parcel 50058 S.E.S. being Parts 1, 2, 3 and 12, Plan 53R-14175 in Lot 6, Concession 4, Township of MacLennan be approved subject to the following condition:

1. THAT the amending zoning by-law be initiated for Council's consideration following the Development Services Division being advised by the Director of Legal Services/City Solicitor of the plan number which has been assigned to the plan of subdivision pertaining to these lands by the Land Registrar (File # 780-3/03005).

CARRIED

2003-370 Dupuis-Bradley: THAT the City of Greater Sudbury Council's delegated official be directed to issue the draft plan approval to Skead Heritage Homes Inc. 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:

1. That this draft approval applies to the draft plan of subdivision of Part of Parcel 50058 S.E.S. being Parts 1, 2, 3 and 12, Plan 53R-14175 in Lot 6, Concession 4, Township of MacLennan as shown on a plan of subdivision prepared by Terry Del Bosco, O.L.S. dated April 8th, 2003.
2. That the owner agrees in writing to satisfy all the requirements, financial and otherwise, of the City of Greater Sudbury.
3. The owner shall, to the satisfaction of the Director of Legal Services/City Solicitor, undertake not to transfer any of the lots to be established within the registered plan until such time as an amending R1.D7.5-Special, Special Single Residential zoning by-law pertaining to File #751-3/03-4 is in effect with respect to the subject lands.
4. Prior to the signing of the final plan the owner shall undertake to demonstrate to the satisfaction of the General Manager of Public Works that the private water corporation which will supply water to the subdivision is in good standing with the Ministry of the Environment.
5. Prior to the signing of the final plan the owner shall undertake to make full restoration of any damage to the City's road allowance, as a result of maintenance of the private water system which services this subdivision, to the satisfaction of the General Manager of Public Works.
6. Prior to the signing of the final plan the owner shall undertake to insure the private water system which services this subdivision, and to provide documentation of said insurance policy, to the satisfaction of the General Manager of Public Works.
7. Prior to the signing of the final plan the owner shall enter into an agreement with the City of Greater Sudbury which advises owners of the lots to be created in respect to the information and undertakings outlined by Item 4. of the Public Works Department - Technical Services Section comments pertaining to "Required Conditions of Draft Approval", as described in the staff report of July 30th, 2003, to the satisfaction of the General Manager of Public Works and the Director of Legal Services/City Solicitor.
8. Prior to the signing of the final plan the Director of Legal Services/City Solicitor shall be advised by Bell Canada that the owner has undertaken to transfer easements in respect to Bell Canada facilities to the satisfaction of the utility.

Skead Heritage
Homes Inc.
(Continued)

9. Prior to the signing of the final plan the Director of Legal Services/City Solicitor shall be advised by Hydro One that the owner has undertaken to transfer easements in respect to Hydro One facilities to the satisfaction of the utility.
10. 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.

CARRIED

Report #6, Vegetation
Enhancement
Technical Advisory
Committee Minutes

2003-371 Bradley-Dupuis: THAT Report # 6, Vegetation Enhancement Technical Advisory Committee Minutes of June 12th, 2003, be received.

CARRIED

R.C.E.C.D.S.S.M.
3080 Highway 69 N,
Val Caron

2003-372 Dupuis-Bradley: THAT the request by the Roman Catholic Episcopal Corporation of the Diocese of Sault Ste. Marie (Dalron Construction Limited) to remove the "H", Holding Designation pertaining to By-law 83-300 being the Comprehensive Zoning By-law for the (former) City of Valley East in order to permit development of the subject lands described as Parcel 25102 S.E.S. being Parts 1, 2 and 4, Plan 53R-14834 in Lot 6, Concession 6, Township of Blezard be approved.

CARRIED

Zulich
Development Corp.
Sandra Street,
Garson, Ontario

2003-373 Dupuis-Bradley: THAT upon payment by Zulich Development Corporation of the processing fee of \$1,373.00 prior to the September 4th, 2003 lapsing date, the conditions of draft approval of the draft plan of subdivision of Parcel 48390 S.E.S. in Lot 6, Concession 1, Township of Garson, File # 780-3/90009, be amended as follows:

- a) By deleting Condition # 9. and replacing it with the following:

“9. THAT 5% of the cash value of the land included in the plan of subdivision be provided to the City of Greater Sudbury for parks purposes in accordance with Section 51.(1) of The Planning Act.”
- b) By deleting Condition # 14. and;
- c) By deleting Condition #20. and replacing it with the following:

“20. THAT this draft approval shall lapse on September 4th, 2006,” and;
- d) By adding the following Condition:

“24. Prior to the submission of servicing plans, the Applicant/ Owner shall, to the satisfaction of the General Manager of Public Works, provide a soils

Zulich
Development Corp.
Sandra Street,
Garson, Ontario
(Continued)

report prepared by a Geotechnical Engineer licensed in the Province of Ontario. Said report shall, as a minimum, provide factual information on the soils and groundwater conditions within the proposed development. Also, the report should include design information and recommended construction procedures for the following items: storm and sanitary sewers, watermain, roads, the mass filling of land, surface drainage works, including erosion control, slope stability (if applicable) and building foundations. The geotechnical information on building foundations shall be to the satisfaction of the Chief Building Official."

CARRIED

Angele Nadon and
Doris Radon
Mullen Road,
Whitefish, Ontario

2003-374 Bradley-Dupuis: THAT Consent Application B0064/2003 by Estelle Lapointe, Richard Lapointe, Angele Nadon and Doris Nadon with respect to Parcels 11502 and 17282 S.W.S. in Lots 9 and 10, Concession 5, Township of Louise be permitted to proceed by way of the consent process.

CARRIED

Alo Tech Inc.
185 MR #8, Levack,
Ontario

2003-375 Dupuis-Bradley: THAT the request by Alo Tech Inc. to amend the Site Plan Control Agreement for property located at 185 Municipal Road #8, in order to maintain an existing entrance directly onto Municipal Road #8 be approved.

CARRIED

Surplus Properties
Various Locations

2003-376 Bradley-Dupuis: THAT the following properties be declared surplus to the City's needs and sold in accordance with the procedures governing the disposal of Real Property:

- 1) Lot 15, 16, 17 and 20, Plan M-1063, Donald Street, Azilda;
- 2) Parts 1, 2, 9 and 10, Plan 53R-15101, Ellen Street, Azilda;
- 3) Lot 132, Plan M-678, Fourth Avenue, Coniston.

CARRIED

Surplus Lands
Pcl 26293A
Sudbury Catholic
District School Board

2003-377 Dupuis-Bradley: THAT the City of Greater Sudbury declare surplus to its needs approximately 15,000 square feet of the northwest section of Parcel 26293A and sold in accordance with the Municipal Act;

THAT the City transfers the subject lands to the Sudbury Catholic District School Board for a nominal consideration; and

THAT the Clerk and the Property Negotiator/Appraiser be authorized to execute the required documents.

CARRIED

Walden Industrial Park
Humble Holdings

2003-378 Bradley-Dupuis: THAT the City of Greater Sudbury grant a two-year extension to an Option Agreement dated July 31st, 2000 with Humble Holdings Corp. in accordance with the terms and conditions outlined in the Staff Report dated August 6th, 2003, and

THAT the Clerk and the Property Negotiator / Appraiser be authorized to execute the required documents.

CARRIED

Lease Agreement
Sudbury Yacht Club

2003-379 Portelance-Bradley: THAT the City enter into a lease agreement with the Sudbury Yacht Club Limited in accordance with the terms and conditions outlined in the Staff Report dated August 6th, 2003, and

THAT the Clerk and the Property Negotiator / Appraiser be authorized to execute the required documents.

CARRIED

Rideau Avenue,
Coniston - Sale of
Land

2003-380 Bradley-Portelance: THAT the City Solicitor be authorized to take any and all necessary procedures to close part of Rideau Avenue, Coniston, being Part of Parcel 434975 S.E.S., described as Parts 2, 4, 6, 8, 10, 12, 14, 16, 18, 20 and 22 on Plan 53R-6938, in the City of Greater Sudbury.

THAT the City Clerk be authorized to publish notice of the proposed highway closure. in accordance with the Notice By-law, being By-law 2003-2 as amended, of the City of Greater Sudbury.

THAT after part of Rideau Avenue, Coniston being Part of Parcel 434975 S.E.S., described as Parts 2, 4, 6, 8, 10, 12, 14, 16, 18, 20 and 22 on Plan 53R-6938, in the City of Greater Sudbury has been permanently closed, it be declared surplus and upon request, be offered for sale to the abutting land owners for the nominal consideration.

THAT the transfers of the said lands shall each be subject to the following conditions:

- (a) the Transferee(s) bearing the costs of advertising the proposed closure of the road and of registering this By-law on title to the closed road;
- (b) the City reserving or granting any necessary easements for public utilities or for municipal purposes, all at the expense of the Transferee(s);
- (c) the lands being consolidated with the abutting lands owned by the Transferee(s);
- (d) the lands being transferred in an "as is" condition;

Rideau Avenue,
Coniston - Sale of
Land
(Continued)

- (e) the Transferee(s) paying nominal consideration of \$2.00 for the lands transferred to that Transferee;
- (f) the Transferee paying any applicable Goods and Services tax, or, if a GST registrant, delivering appropriate evidence of registration and an undertaking to indemnify the City;

THAT The Property Negotiator/Appraiser and Clerk be authorized to execute all required documents to sell the lands to the abutting land owners; and

THAT the appropriate by-law be passed.

CARRIED

Sale of Beech Street,
Sudbury

2003-381 Bradley-Portelance: THAT the City of Greater Sudbury enter into an Agreement of Purchase and Sale with various purchasers of Beech Street East of Durham Street and Part of Elm Street being Part of Unit 1, Plan D-132, Sudbury subject to the terms and conditions outlined in the Staff Report dated July 28th, 2003.

THAT the Clerk and Property Negotiator / Appraiser be authorized to execute all the documents required to complete the transaction, and

THAT the proceeds be credited to the Lands Acquisition Reserve.

CARRIED

PART I **CONSENT AGENDA**

The following resolution was presented to adopt Items C-1 to C-23 inclusive, contained in Part I, Consent Agenda:

2003-382 Bradley-Dupuis: THAT Items C-1 to C-8 inclusive and C-10 to C-23 inclusive, contained in Part I, Consent Agenda, be adopted with the exception of Item C-9 as otherwise dealt with.

CARRIED

Item C-9
Personnel - Animal
Control Service
Delivery Options

Report dated 2003-08-08 from General Manager of Economic Development & Planning Services regarding Personnel - Animal Control Service Delivery Options was received.

The following resolution was presented:

2003-383 Bradley-Davey: THAT the tender for Pound Services and Animal Control be awarded to Wenrick Kennels in the amount of \$356,310.00, this being the lowest tender meeting all specifications.

Item C-9
Personnel - Animal
Control Service
Delivery Options
(Continued)

RECORDED VOTE:

YEAS

NAYS

Bradley
Callaghan
Craig
Davey
Kilgour
Lalonde
McIntaggart
Petryna
Gordon

Courtemanche
Dupuis
Gainer
Portelance

CARRIED

MINUTES

Item C-1
Report No. 55
C.C.
2003-07-08

2003-384 Dupuis-Bradley: THAT Report No. 55, City Council Minutes of 2003-07-08 be adopted.

CARRIED

Item C-2
Report No. 20,
Planning Committee
2003-07-08

2003-385 Bradley-Dupuis: THAT Report No. 20, Planning Committee Minutes of 2003-07-08 be adopted

CARRIED

Item C-3
Report No. 2
Taxi & Limousine
Review
2003-07-07

2003-386 Dupuis-Bradley: THAT Report No. 2, Taxi & Limousine Review Minutes of 2003-07-07 be adopted.

CARRIED

Item C-4
Report No. 3
Taxi & Limousine
Review
2003-08-11

2003-387 Dupuis-Bradley: THAT Report No. 3, Taxi & Limousine Review Minutes of 2003-08-11 be adopted.

CARRIED

Item C-5
Report No. 5
S.D.B.H.
2003-05-15

2003-388 Bradley-Dupuis: THAT the Report No. 5, Sudbury & District Board of Health Minutes of 2003-05-15 be received.

CARRIED

Item C-6
Report of Tender
Opening
2003-07-29

2003-389 Davey-Bradley: THAT the report of Tender Opening Committee Minutes of 2003-07-29 be received.

CARRIED

Item C-7
Report of Tender
Opening
2003-08-05

2003-390 Bradley-Davey: THAT the Report of Tender Opening Committee Minutes of 2003-08-05 be received.

CARRIED

Item C-8
Report of Tender
Opening
2003-08-06

2003-391 Davey-Bradley: THAT the Report of Tender Opening Committee Minutes of 2003-08-06 be received.

CARRIED

TENDERS

Item C-10
Tender Award:
Contract 2003-3:
MR 35 Watermain
Loop

Report dated 2003-08-06 from the General Manager of Public Works regarding Contract 2003-3: MR 35 Watermain Loop was received.

The following resolution was presented:

2003-392 Bradley-Davey: THAT Contract 2003-3, MR 35 Watermain Loop, be awarded to 763535 Ontario Inc. in the tendered amount of \$236,416.50, this being the lowest tender meeting all contract specifications.

CARRIED

Item C-11
Tender Award:
Contract 2003-5:
Henri Street Area
Watermain

Report dated 2003-08-06 from the General Manager of Public Works regarding Contract 2003-5: Henri Street Watermain was received.

The following resolution was presented:

2003-393 Davey-Bradley: THAT Contract 2003-5, Henri Street Area Watermain, be awarded to Garson Pipe Contractors Limited in the tendered amount of \$707,597.42, this being the lowest tender meeting all contract specifications.

CARRIED

Item C-12
Tender Award:
Contract 2003-22:
Lasalle Boulevard
Roadway Upgrading
from Lauzon Avenue
to Attlee Avenue and
Martindale Road from
Copper Street to
Gregg Lane

Report dated 2003-08-07 from the General Manager of Public Works regarding Contract 2003-22: Lasalle Boulevard Roadway Upgrading from Lauzon Avenue to Attlee Avenue was received.

Councillor McIntaggart submitted a petition to the City Clerk, signed by nineteen (19) residents of Martindale Road, Sudbury, protesting the removal of the sidewalk on the east side of Martindale Road from Martindale Confectionary to the top of the hill.

With the concurrence of Council, it was requested that the Sidewalk Policy be addressed at the next Priorities meeting and that the General Manager of Public Works is to prepare a report addressing the concerns of the residents.

The following resolution was presented:

Item C-12
Tender Award:
Contract 2003-22:
Lasalle Boulevard
Roadway Upgrading
from Lauzon Avenue
to Attlee Avenue
(Continued)

2003-394 Bradley-Davey: THAT Contract 2003-22, LaSalle Boulevard Roadway Upgrading from Lauzon Avenue to Attlee Avenue and Martingale Road from Copper Street to Gregg Lane, be awarded to Lafarge Materials and Construction Inc. in the tendered amount of \$1,466,707.63, this being the lowest tender meeting all contract specifications.

CARRIED

Change of Chair

At 8:46 p.m., Mayor Gordon vacated the Chair.

DEPUTY MAYOR LOUISE PORTELANCE, IN THE CHAIR

Change of Chair

At 8:55 p.m., Deputy Mayor Louise Portelance vacated the Chair.

HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR

Item C-13
Tender Award:
Contract 2003-25:
Lorne Street at Big
Nickel Road, Bridge
Rehabilitation

Report dated 2003-08-06 from the General Manager of Public Works regarding Contract 2003-25: Lorne Street at Big Nickel Road, Bridge Rehabilitation was received.

The following resolution was presented:

2003-395 Davey-Bradley: THAT Contract 2003-25, Lorne Street at Big Nickel Road, Bridge Rehabilitation, be awarded to Nor Eng Construction & Engineering Inc., in the tendered amount of \$718,933, this being the lowest tender meeting all contract specifications.

CARRIED

Item C-14
Tender Award:
Contract 2003-36:
Wahnapiatae Sewage
Lagoon Perimeter
Fencing

Report dated 2003-08-05 from the General Manager of Public Works regarding Contract 2003-36: Wahnapiatae Sewage Lagoon Perimeter Fencing was received.

The following resolution was presented:

2003-396 Bradley-Davey: THAT Contract 2003-36, Wahnapiatae Sewage Lagoon Perimeter Fencing be awarded to Peninsula Construction Inc. in the amount of \$123,472.65 as determined by the unit prices and quantities involved, this being the lowest tender meeting all the requirements of the plans and specifications.

CARRIED

Item C-15
Tender Award:
Purchase of Used
Transit Buses

Report dated 2003-08-05 from the General Manager of Citizen & Leisure Services regarding Purchase of Used Transit Buses was received.

The following resolution was presented:

Item C-15
Tender Award:
Purchase of Used
Transit Buses
(Continued)

2003-397 Davey-Bradley: THAT Council award the purchase of two used transit buses and two replacement transit buses to Capital Bus Parts in the total amount of \$319,700, and a net cost of \$308,580 after GST rebate. The City of Greater Sudbury is eligible to receive an OTRP grant of \$55,870, which reduces the City of Greater Sudbury's total cost to \$252,710.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-16
Dasher Board System
at Coniston Arena

Report dated 2003-07-24 from the General Manager of Citizen & Leisure Services regarding Dasher Board System at Coniston Arena was received.

The following resolution was presented:

2003-398 Davey-Bradley: THAT Council approve the expenditure of \$65,000 from the 2003 Public Works Building Envelope for Municipal Arenas and \$10,000 from the 2002 Citizen and Leisure Services Capital Envelope to the construction of a new dasher board system at the Coniston Community Center / Arena.

CARRIED

Item C-17
Elgin Street Renewal -
Phase II

Report dated 2003-08-01 from the General Manager of Citizen & Leisure Services regarding Elgin Street Renewal - Phase II was received.

The following resolution was presented:

2003-399 Bradley-Davey: THAT this Council authorizes the Elgin Street Phase II streetscape beautification project in the total amount of \$200,000 based on a funding partnership between the Sudbury Metro Center and the City of Greater Sudbury. Sudbury Metro Center will contribute 25% for a total of \$50,000, and the City will contribute 75% or \$150,000 to the project. The City's contribution will be provided from the following sources:

- a) \$45,000 from the City Engineering Capital budget which consists of monies remaining from the Elgin Street Phase I project and set aside to complete the Elgin Street Phase II improvements;
- b) \$105,000 from the Parking Reserve Fund.

CARRIED

Item C-18
Disposal of Surplus
Fill - Dalron & Maria
Zimany

Report dated 2008-08-01, with attachments, from the General Manager of Public Works regarding Disposal of Surplus Fill, Dalron Construction (South Bay Road & Paris Street) and Maria Zimany (Treeview Road) and William Day Construction (M.R. #35) was received.

The following resolution was presented:

Item C-18
Disposal of Surplus
Fill - Dalron & Maria
Zimany
(Continued)

2003-400 Davey-Bradley: THAT due to a lack of suitable land available for disposal of excavated material for Contract 2003-01, Paris Street Trunk Watermain - Walford Road to Fire Hall, City of Greater Sudbury, that disposal be permitted on the following properties:

- i) Part of Lot 6, Con. 1, Parcel 45795, S.E.S., Twp. Of McKim, City of Greater Sudbury, owned by Dalron Construction off Paris Street.
- ii) Part of Lot 3, Con. 2, now designated as PT 1, 53R-16920, Pt of Parcel 30769, S.E.S., Twp. Of McKim, City of Greater Sudbury, owned by Dalron Construction off South Bay Road.
- iii) Part of Lot 8, Con. 5, designated as Parts 1 and 2 on Plan 53R-16974, Twp. Of Broder, City of Greater Sudbury, owned by Maria Zimany off Treeview Road.

THAT due to a lack of suitable land available for disposal of excavated material for Contract 2003-16, M.R. #35 Reconstruction - Clara belle to Big Nickel Road and Contract 2002-17, M.R. #35, Reconstruction - Notre Dame (Azilda to Clara belle Rd.), City of Greater Sudbury, that disposal be permitted on Parcel 51604, S.E.S., being Part of Lot 11, Con. 6, (portion to be dumped on is described as PT 1, 53R-16088 of the above parcel), Twp. of McKim, City of Greater Sudbury, owned by William Day Construction Ltd.

CARRIED

Item 19
Trillium Municipal
Drain Branch "D"

Report dated 2003-08-01, with attachments, from the General Manager of Public Works regarding Trillium Municipal Drain Branch "D" was received.

The following resolution was presented:

2003-401 Bradley-Davey: THAT the City of Greater Sudbury accept the petition for a Municipal/Agricultural Drainage Works submitted by landowners within the area described as Part of Lot 7, Concession 2, Rayside Township, which was filed with the Clerk on the 30th day of May, 2003, and that the City of Greater Sudbury appoint the engineering firm of K. Smart Associates Limited as the drainage engineer for this project.

CARRIED

Item C-20
Disposal of Surplus
Fill - Idylwylde Golf
& Country Club

Report dated 2003-08-01, with attachments, from the General Manager of Public Works regarding Disposal of Surplus Fill, Idylwylde Golf & Country Club (Ramsey Lake Road) was received.

The following resolution was presented:

2003-402 Dupuis-Bradley: THAT due to a lack of suitable land available for disposal of excavated material for Contract 2003-01,

Item C-20
Disposal of Surplus
Fill - Idylwylde Golf
& Country Club
(Continued)

Paris Street Trunk Watermain - Walford Road to Fire Hall, City of Greater Sudbury, that disposal be permitted on Part of Lot 4, Con. 2, being Part of Parcel 30001 "A", S.E.S., Twp. of McKim, City of Greater Sudbury, owned by the Idylwylde Golf & Country Club.

CARRIED

Item C-21
Special Occasion
Permit - Onaping Falls
Tri-Sport Association

Report dated 2003-08-08, with attachments, from the General Manager of Economic Development & Planning Services regarding Special Occasion Permit for the Onaping Falls Tri-Sport Association was received.

The following resolution was presented:

2003-403 Bradley-Dupuis: THAT this Council has no objection to the issuance of a Special Occasion Permit to the Onaping Falls Tri-Sport Association. The request is made to facilitate the sporting events for adults including two hockey games, two baseball games and social events with proceeds to minor sports in the community of Onaping Falls on Friday, September 19th (between the hours of 11:00 a.m. and 1:00 a.m.), Saturday, September 20th, 2003 (between the hours of 11:00 a.m. and 1:00 a.m.), and Sunday, September 21st, 2003 (between the hours of 12:00 noon and 8:00 p.m.) with an anticipated attendance of 150-200 people during the course of the weekend to be held at the Onaping Curling Club;

AND FURTHER THAT this Council confirms the nature of this event as a Community Festival and that it is of municipal significance to our Community;

AND FURTHER THAT this approval be subject to the following conditions:

1. That the special event organizer shall ensure the provision of adequate clean-up of the site and those properties adjacent to the event area;
2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicated a Fire Safety Plan is required for this event;
3. That a fire extinguisher be provided for outdoor cooking or barbecues;
4. That the special event organizer, or his designate, must be present on the site during the entire duration of the event;
5. That the event representative ensure emergency vehicles have access to the event area.

CARRIED

TELEPHONE POLLS

Item C-22
Liquor License
Extension - Caruso
Club International
Soccer Tournament

Report dated July 17, 2003, from the General Manager, Corporate Services and the Director of Legal Services/City Solicitor regarding Telephone Poll, July 16, 2003 - Special Occasion Permit Application for Liquor License Extension, Caruso Club International Soccer Tournament was received.

The following resolution was presented:

2003-404 Bradley-Portelance: THAT this Council has no objection to the issuance of a liquor licence extension to the Caruso Club, to include a hospitality tent being operated at the Lily Creek complex. The request is made to facilitate the Caruso Club International Soccer Tournament and the days and hours of operation will be: August 2nd, 3rd, and 4th, 2003 between the hours of 11:00 a.m. to 5:00 p.m. with an anticipated attendance of approximately 300 people during the course of the weekend;

AND FURTHER THAT this Council confirms the nature of this event as a Community Festival and that it is of municipal significance to our Community;

AND FURTHER THAT this approval be subject to the following conditions:

1. That the special event organizer shall ensure the provision of adequate clean-up of the site and those properties adjacent to the event area;
2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicated a Fire Safety Plan is required for this event;
3. That a fire extinguisher be provided for outdoor cooking or barbecues;
4. That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the crowd versus projecting straight over the crowd or adjoining properties;
5. That the special event organizer, or his designate, must be present on the site during the entire duration of the event;
6. That the tent be erected in accordance with the provisions of the Ontario Building Code;
7. That the event representative ensure emergency vehicles have access to the event area.

CARRIED

Item C-23
Exemption to the
Noise By-law - CPR

Report dated July 16, 2003, with attachments, from the General Manager of Corporate Services regarding Telephone Poll, July 17, 2003 - Exemption to Chapter 776 (former City of Sudbury Municipal Code) Noise By-law, Canadian Pacific Railway - Operational Requirements - Change of Hours was received.

The following resolution was presented:

2003-405 Portelance-Bradley: THAT this Council has no objection to the granting of an exemption to Chapter 776 (Noise) of the former City of Sudbury Municipal Code to Canadian Pacific Railway for operational requirements to carry out construction activity on the Cartier Subdivision (Cartier to Rumford) during the hours of 1700 to 0200 (5:00 p.m. to 2:00 a.m.);

The schedule for activity within the City limits is as follows:

July 16 - Second Avenue and Mildred Street
July 22 - Second Avenue and Mildred Street
July 23 - Second Avenue and Mildred Street
July 24 - Second Avenue and Mildred Street
July 25 - Second Avenue and Mildred Street
July 26 - Second Avenue and Mildred Street
July 27 - John and Sunday Street
July 28 - John and Sunday Street
July 29 - John and Sunday Street
July 30 - John and Sunday Street
August 6 - John and Sunday Street
August 7 - John and Sunday Street
August 8 - Elgin and Paris Street area
August 9 - Elgin and Paris Street area
August 10 - Elgin and Paris Street area
August 11 - Elgin and Paris Street area
August 12 - Frood and Elm Street area
August 13 - Elgin and Paris Street area
August 19 - Beatty and McNeill Street area
August 20 - Beatty and McNeill Street area
August 21 - Beatty and McNeill Street area
August 22 - Beatty and McNeill Street area

AND FURTHER THAT approval of this exemption be subject to the Canadian Pacific Railway providing public notice of this construction activity.

CARRIED

BY-LAWS

2003-3 3

A BY-LAW OF THE CITY OF GREATER SUDBURY FOR THE LICENSING, REGULATING AND GOVERNING OF TAXI, LIMOUSINE, AND SHUTTLE TRANSPORTATION

- | | | |
|-----------|-----------------------------------|---|
| 2003-141T | 1 st & 2 nd | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO CHANGE THE NAME OF SOLIDARITY LANE TO BRIAN MCKEE LANE AND TO GIVE THE NAME OF SOLIDARITY LANE TO AN UNOPENED LANE NORTH OF VAN HORNE STREET</p> <p>Report dated 2003-08-05 from the General Manager of Public Works.</p> |
| 2003-177A | 3 | <p>A BY-LAW OF THE CITY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF AUGUST 12, 2003</p> |
| 2003-178A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE TRAFFIC AND PARKING BY-LAW 2001-1</p> <p>(This By-law updates the list of enforcement officers to be supplied by this City's Contractor, Hi-Tec Security Investigations Ltd.)</p> |
| 2003-179A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH CBI PHYSIOTHERAPY AND REHABILITATION SERVICES FOR PHYSIOTHERAPY SERVICES</p> <p>Council Resolution No. 2003-338</p> |
| 2003-180A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH SUDBURY AUDIOLOGY CLINIC FOR AUDIOLOGY SERVICES</p> <p>Council Resolution No. 2003-338</p> |
| 2003-181A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH MDS INC. FOR LABORATORY SERVICES</p> <p>Council Resolution No. 2003-338</p> |
| 2003-182A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH NORTHERN ONTARIO PODIATRY CLINIC FOR PODIATRY SERVICES</p> <p>Council Resolution No. 2003-338</p> <p>(By-law 2003-179A to By-law 2003-182A pertain to agreements for services to Pioneer Manor.)</p> |
| 2003-183A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH FIRST NATION COUNCILS FOR THE DISPOSAL OF WASTE</p> <p>Council Resolution No. 2003-341</p> |

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| 2003-184A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH THE MUNICIPALITY OF MCDOUGALL TO ACCEPT AND TREAT LANDFILL LEACHATE</p> <p>Council Resolution No. 2003-339</p> |
| 2003-185Z | 3 | <p>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 Recommendation 2003-107</p> <p>(This By-law rezones the subject property to Single Residential to permit the subdivision of the site into 20 lots for single residential use. The subject property is also subject to Subdivision Approval-Broder-Sudbury Developments, Algonquin Road.)</p> |
| 2003-186Z | 3 | <p>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 Recommendation 2003-80</p> <p>(This By-law rezones the subject lands "R1.D17-16", Special Single Residential and "P", Public Park, as the case may be, to permit the development of a 32 lot single residential subdivision. The "R1.D17-16", Special Single Residential zone establishes the structure which is erected for the exclusive purpose of providing noise attenuation and may be located in a required exterior yard or any other yard. The "P", Public Park zoned lands identify property which is to be dedicated to the City of Greater Sudbury for public parkland purposes. - Donnelly Drive/Municipal Road #86, Garson)</p> |
| 2003-187Z | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-302, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF RAYSIDE-BALFOUR</p> <p>Planning Committee Recommendation 2003-46</p> <p>(This By-law rezones the subject property to "R1.D18", Single Residential to permit the creation of three lots for single residential use. Clement and Roma Mainville, Leroux Street, Chelmsford.)</p> |
| 2003-188Z | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND CITY OF VALLEY EAST</p> <p>Planning Committee meeting of August 12, 2003</p> <p>(This By-law removes the "H", Holding Symbol from the subject lands the result of which shall be that they are zoned "C2", General Commercial. (Roman Catholic Episcopal Corporation of the Diocese of Sault Ste. Marie/Dalron Construction Limited, 3080 Highway 69 North, Val Caron)</p> |

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| 2003-189A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAWS 2003-170A AND 2003-171A FOR A COLLABORATION AGREEMENT WITH TOROMONT ENERGY LTD. FOR THE SUDBURY DISTRICT ENERGY CORPORATION</p> <p>(This By-law amends the two By-laws passed by Council at its last meeting in order to clarify that the Collaboration Agreement and related documents are with both the SDEC and Toromont Energy Limited.)</p> |
| 2003-190 | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO REPEAL CERTAIN BY-LAWS</p> <p>(This By-law repeals a Tax Extension Agreement By-law 2003-163F that was not required and an Official Plan Amendment By-law 2001-282P and corresponding Rezoning By-law 2001-283Z which were overturned by the Ontario Municipal Board. - Gord Hope Custom Crushing.)</p> |
| 2003-192A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AMENDING AGREEMENT WITH SURE BENEFITS CONSULTING INC.</p> <p>(This By-law authorizes an amendment to the Agreement to include a sick leave study on behalf of the Greater Sudbury Police Service as part of the services to be delivered.)</p> |
| 2003-193A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE ANNUAL AGREEMENTS WITH THE GREATER SUDBURY HOUSING CORPORATION TO PROVIDE SUMMER RECREATIONAL PROGRAMMING AT 1960C PARIS STREET, SUDBURY</p> <p>Report dated 2003-08-05 from the Acting General Manager of Citizen and Leisure Services.</p> |
| 2003-194A | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2002-165A TO APPOINT OFFICIALS FOR THE CITY OF GREATER SUDBURY</p> <p>(This By-law appoints the Fire Chief as District Fire Co-Ordinator, up-dates the list of Deputy Fire Chiefs, up-dates the list of Deputy Clerks in the Citizen Service Centres and appoints an Administrator and Deputy Administrator for the Greater Sudbury Housing Corporation.)</p> <p>Report dated 2003-07-25 from the General Manager of Economic Development and Planning Services regarding the Appointment of an Administrator and Deputy Administrator for Social Housing.</p> |

2003-195T	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1 TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY</p> <p>Report dated 2003-08-01, with attachments, from the General Manager of Public Works</p> <p>(This By-law corrects a reference in the original By-law to the South End of Arnold Street, Sudbury. This By-law further provides for permanent parking provisions for Drinkwater Street, Sudbury.)</p>
2003-196T	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1 TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY</p> <p>Report dated 2003-08-01, with attachments, from the General Manager of Public Works</p> <p>(This By-Law designates Oak Avenue and East Street in Coniston as through streets and provides for various stop signs.)</p>
2003-197Z	3	<p>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>(This by-law does not change the zoning classification. Rather, this by-law changes the density factor of the whole of the subject property from D.10 to D.15. The density factor is expressed as the maximum number of dwelling units per hectare, D.15 being 15 dwelling units per hectare. This density factor permits certain lots in a proposed 72 lot subdivision to have a minimum lot size of 666.7 m² (7,176 sq. ft.)</p> <p>This By-law also assigns a Single Residential Special zoning to two areas within the proposed subdivision to allow eight cul-de-sac lots in the proposed subdivision to have minimum lot frontages of 16.3 m (3.5 feet) - Dalron Construction Limited - Twin Lakes Subdivision.)</p>
2003-198	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PART OF PARCEL 26293A SUDBURY WEST SECTION TO THE SUDBURY CATHOLIC DISTRICT SCHOOL BOARD</p> <p>Planning Committee meeting of August 12, 2003.</p>
2003-199A	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT WITH THE SUDBURY TRAIL PLAN</p> <p>Planning Committee meeting of August 12, 2003.</p>
2003-201A	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT WITH SUDBURY YACHT CLUB</p> <p>Planning Committee meeting of August 12, 2003.</p>

2003-202A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN EXTENSION AGREEMENT WITH HUMBLE HOLDINGS CORP.

Planning Committee meeting of August 12, 2003.

2003-203Z 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 meeting of August 12, 2003

(This By-law rezones the subject property to Outdoor Recreation Special to permit an advertising ground sign with a maximum height of 6.1m and a maximum area of 23.4m². The sign is to advertise the adjoining golf course and related accessory uses. - Yenway Golf Inc./City of Greater Sudbury, Part 9, Plan 53R-15898, Lot 11, Concession 1, Township of Garson.)

2003-204Z 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 SUDBURY

Planning Committee meeting of August 12, 2003

(This By-law rezones the subject property to Single Residential to permit 17 lots for single residential use. Nine of the proposed lots result from Consent Applications B59/2003 to B62/2003, B65/2003 and B66/2003. Eight of the proposed lots are to be added to the draft approved plan of subdivision on Parcel 47429 to the east of the subject property. - 1085903 Ontario Limited/City of Greater Sudbury - Lots 113, 114, 115, Part of Block "A" and Part of Louisa Drive, Plan M-403, and Part of Parcel 47429 SES, in Lots 3 and 4, Concession 6, Township of Broder, City of Greater Sudbury (Louisa Drive))

2003-205 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE A PART OF RIDEAU AVENUE, CONISTON, TO DECLARE IT SURPLUS AND TO AUTHORIZE ITS SALE IN ACCORDANCE WITH THE PURCHASING BY-LAW

Planning Committee meeting of August 12, 2003.

2003-206 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE A PART OF BEECH STREET AND ELM STREET, SUDBURY, TO DECLARE IT SURPLUS AND TO AUTHORIZE ITS SALE IN ACCORDANCE WITH THE PURCHASING BY-LAW

Planning Committee meeting of August 12, 2003.

1st & 2nd Reading

2003-406 Callaghan-Gainer: THAT By-law 2003-3, By-law 2003-141T, By-law 2003-177A to and including By-law 2003-190, By-law 2003-192A to and including By-law 2003-199A, By-law 2003-201A to and including By-law 2003-206 be read a first and second time.

CARRIED

3rd Reading

2003-407 Callaghan-Gainer: THAT By-law 2003-3, 2003-177A to and including By-law 2003-190, By-law 2003-192A to and including By-law 2003-199A, and By-law 2003-201A to and including By-law 2003-204Z be read a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-24
Security at the
Downtown Transit
Terminal

Report dated 2003-08-05 from the Acting General Manager of Citizen & Leisure Services regarding Security at the Downtown Transit Terminal was received for information only.

The report provided information relating to the collaborative efforts of Greater Sudbury Transit and the Police Department in addressing the security issues at the Downtown Transit Centre.

Item C-25
Charities Task Force
Membership

Report dated 2003-08-01 from the Chief Administrative Officer regarding Charities Task Force Membership was received.

This report provides information on the Charities Task Force Membership and first meeting.

The following resolution was presented:

2003-408 Gainer-Callaghan: THAT the following citizens be appointed to the Smoke Free By-law Charities Task Force, Don Labreche, Garth Moote, Jane Pasco, Rick Barrett, Carmen Simmons, Gary Gray and Alternate - Denis Sivret for the term ending November 30th, 2003;

AND THAT they be eligible for reappointment at that time.

CARRIED

Item C-26
City of Greater
Sudbury's Accessibility
Plan

Report dated 2003-08-01 from the Chief Administrative Officer regarding Update on City of Greater Sudbury's Accessibility Plan was received for information only.

Item C-27
Smoking By-law
2001-7L

Report dated 2003-08-08, with attachment, from the General Manager of Corporate Services regarding the recent court challenge to the City of Greater Sudbury Smoking By-law 2001-7L was received for information only.

PART II
REGULAR AGENDA

MANAGER'S REPORTS

Item R-1
Time and Attendance/
Scheduling and
Payroll Integration
System Software

Report dated 2003-07-07 from the Acting General Manager of Emergency Services regarding Emergency Services Department Purchase of Time and Attendance/Scheduling and Payroll Integration System Software was received.

This report recommends the purchase of Integrated Time and Attendance Payroll Software from Kronos Computerized Time Systems Inc. Canada, for the Emergency Services Department.

The following resolution was presented:

2003-409 Portelance-Bradley: THAT the purchase of Integrated Time and Attendance Payroll Software from Kronos Computerized Time Systems Inc. Canada, for the Emergency Services Department, be approved in the amount of \$114,883 including taxes; and

THAT the remaining funding established for this system be used to cover project implementation and training costs.

CARRIED

Proceed Past
10:00 p.m.

2003-410 Bradley-Portelance: THAT we proceed past the hour of 10:00 p.m.

CARRIED

Item R-2
Trillium Centre

Report dated 2003-08-07 from the General Manager of Economic Development & Planning Services regarding the Trillium Centre was received.

The following resolution was presented:

Bradley-Portelance: WHEREAS City Council decided to keep the Trillium Centre open during budget deliberations;

AND WHEREAS staff were directed to bring a report back to Council indicating how the tenants could be brought up to pay market rent, therefore, after considering all uses and factors, it is recommended that Council pursue one of the two options as follows:

- A) Bring the Trillium Centre to market rent for all tenants, including community groups and civic uses by January 2004; or

Item R-2
Trillium Centre
(Continued)

- B) Refocus the Trillium Centre as the City of Greater Sudbury's combined training and community center for a period of two years at which time Council will have to review their support of this City owned facility.

Motion of Separation

In accordance with the Rules of Procedure, Mayor Gordon requested that the foregoing motion be separated.

The following resolution was then presented:

Phase In
Market Rents

Bradley-Callaghan: WHEREAS City Council decided to keep the Trillium Center open during budget deliberations;

AND WHEREAS staff were directed to bring a report back to Council indicating how the tenants could be brought up to pay market rent;

THEREFORE, after considering all uses and factors, it is recommended that Council bring the Trillium Center to market rent for all tenants, including community groups and civic uses by January 2004.

Amendment to
Resolution

2003-411 Davey-Craig: THAT the foregoing motion be amended by deleting the words "*January 2004*" and replaced with "*to be phased in over a three (3) year period*".

CARRIED

Main Motion

The main motion, as amended, was then presented:

2003-412 Bradley-Callaghan: WHEREAS City Council decided to keep the Trillium Center open during budget deliberations;

AND WHEREAS staff were directed to bring a report back to Council indicating how the tenants could be brought up to pay market rent;

THEREFORE, after considering all uses and factors, it is recommended that Council bring the Trillium Center to market rent for all tenants, including community groups and civic uses to be phased in over a three (3) year period.

CARRIED

Review Process

The following resolution was presented:

Bradley-Callaghan: WHEREAS City Council decided to keep the Trillium Center open during budget deliberations;

AND WHEREAS staff were directed to bring a report back to Council indicating how the tenants could be brought up to pay market rent;

THEREFORE, after considering all uses and factors, it is recommended that Council refocus the Trillium Center as the City of Greater Sudbury's combined training and community center for a

Item R-2
Trillium Centre
(Continued)

period of two years at which time Council will have to review their support of this City owned facility.

Amendment to
Resolution

2003-413 Davey-Craig: THAT the foregoing motion be amended by deleting the words "*for a period of two years at which time Council will review their support of this City owned facility*", and replaced with the following "*to be reviewed over a two (2) year period by Council as part of its current budget*".

CARRIED

Main Motion

The main motion, as amended, was then presented:

2003-414 Bradley-Callaghan: WHEREAS City Council decided to keep the Trillium Center open during budget deliberations;

AND WHEREAS staff were directed to bring a report back to Council indicating how the tenants could be brought up to pay market rent;

THEREFORE, after considering all uses and factors, it is recommended that Council refocus the Trillium Center as the City of Greater Sudbury's combined training and community center to be reviewed over a two (2) year period by Council as part of its current budget.

CARRIED

Item R-3
Options for the
Greater Sudbury
Housing Corporation

Report dated 2003-07-31 from the General Manager of Economic Development & Planning Services regarding Options for the Greater Sudbury Housing Corporation.

The following resolution was presented:

2003-417 Bradley-Davey: THAT the composition of the Board of Directors for the Greater Sudbury Housing Corporation be as follows:

1. The Board be composed of a total of seven (7) Members, two of whom shall be Members of Council and the remainder shall be Citizen appointees.
2. That the term of appointment for all Board Members shall be concurrent with the term of Council and all Board Members shall serve without remuneration.
3. That Citizen Appointees shall be eligible for re-appointment.

Item R-3
Options for the
Greater Sudbury
Housing Corporation
(Continued)

4. That Citizen Appointees shall be nominated by a Nomination Committee of the Board subject to confirmation by Council.
5. That the Board of Directors shall report to Council through the General Manager of Economic Development & Planning Services .

AND FURTHER THAT the staff prepare the shareholder's declaration accordingly for consideration by Council at the Shareholder's meeting in September, 2003 to come into effect with the new Council in December, 2003.

CARRIED

Item R-4
Contract 2003-53
Panache Lake Road
Emergency Culvert
Replacement

Report dated 2003-08-07 from the General Manager of Public Works regarding Contract 2003-53: Panache Lake Road Emergency Culvert Replacement was received.

The following resolution was presented:

2003-418 Petryna-Bradley: THAT the supply of the concrete box culvert for Contract 2003-53, Panache Lake Road Emergency Culvert Replacement be awarded to Boucher Precast Concrete Limited in the amount of \$71,760.00 this being the lowest tender meeting all contract specifications.

THAT the installation of the concrete box culvert for Contract 2003-53, Panache Lake Road Emergency Culvert Replacement be awarded to Garson Pipe Contractors Limited in the tendered amount of \$166,283.03, this being the lowest tender meeting all contract specifications.

CARRIED

Item R-5
Updating Flat Rate
Tipping Fees

Report dated 2003-08-06 from the General Manager of Public Works regarding Updating Flat Rate Tipping Fees was received.

This report is regarding the expansion of Flat Rate Tipping Fee Schedule.

The following resolution was presented:

2003-419 Bradley-Portelance: THAT the General Manager of Public Works be authorized to proceed with the necessary requirements to update the flat rate tipping fee system.

CARRIED

Item R-6
Water and Gas
Monitoring: Landfill
Sites

Report dated 2003-08-06 from the General Manager of Public Works regarding Water and Gas Monitoring: Landfill Sites was received.

Item R-6
Water and Gas
Monitoring: Landfill
Sites
(Continued)

This report is regarding the work to be done as per recommendations in annual water and gas reports at various landfill sites.

The following resolution was presented:

2003-420 Portelance-Bradley: THAT the General Manager of Public Works and the Clerk be authorized to execute an engineering agreement with Golder Associates to conduct work at the City's landfill sites in accordance with the recommendations of the 2002 Annual Monitoring Reports.

CARRIED

Item R-7
Small Municipal Water
Systems

Report dated 2003-08-05, with attachments, from the General Manager of Public Works regarding Small Municipal Water Systems was received.

This report is recommending that City of Greater Sudbury staff proceed with the necessary upgrading of municipally operated private water systems, with funding to be provided from the 2003 and 2004 Capital allocation for water.

The following resolution was presented:

2003-421 Bradley-Portelance: THAT City staff proceed with the necessary upgrading of municipally operated private water systems, with funding to be provided from the 2003 and 2004 Capital allocation for water.

CARRIED

Item R-8
Flour Mill Business
Improvement Area
Painting of Murals

Report dated 2003-08-06, with attachment, from the General Manager of Public Works regarding Flour Mill Business Improvement Area, Painting of Murals was received.

This report is recommending that the City of Greater Sudbury permit the painting of murals on the Leslie Street bridge abutments by the Flour Mill Business Improvement Area.

The following resolution was presented:

2003-422 Portelance-Bradley: THAT the City permit the painting of murals on the Leslie Street bridge abutments by the Flour Mill Business Improvement Area.

CARRIED

MOTIONS

Item R-9
No Engine Brake
Signs - Highway 144

2003-423 Bradley-Callaghan: WHEREAS the City of Greater Sudbury has been working with the Automotive Transportation Service regarding the installation of "no engine brake" signs to reduce engine compression brake noise on truck routes on City roads in the Sudbury area; and

Item R-9
No Engine Brake
Signs - Highway 144
(Continued)

WHEREAS the program with the Automotive Transportation Service has been successful and the number of complaints regarding engine brake noise on City roads has been reduced as a result of the program; and

WHEREAS similar complaints have been received from residents on Highway 144 regarding engine brake noise; and

WHEREAS Highway 144 falls under the jurisdiction of the Provincial Ministry of Transportation;

THEREFORE BE IT RESOLVED that City Council petition the Ministry of Transportation to enter into a similar program with the Automotive Transportation Service to have "no engine brake" signs installed along MTO highways in the City of Greater Sudbury where complaints have been received concerning engine brake noise; and

THAT this resolution be forwarded to the Minister of Transportation, the Sudbury Office of the Ministry of Transportation, the Sudbury Branch of the Automotive Transportation Service and our local MPPs.

CARRIED

Item R-10
Regulate Traffic and
Parking on Roads in
the City of Greater
Sudbury

2003-424 Petryna-Dupuis: THAT By-law 2003-167T "A By-law of the City of Greater Sudbury to amend By-law 2001-1 to regulate traffic and parking on roads in the City of Greater Sudbury" be reconsidered.

CARRIED

2003-207T 3 A BY-LAW OF THE CITY OF GREATER
SUDBURY TO AMEND BY-LAW 2001-1 TO
REGULATE TRAFFIC AND PARKING ON
ROADS IN THE CITY OF GREATER
SUDBURY

With the concurrence of Council, Councillor Petryna moved that consideration of By-law 2003-207T be deferred in order to permit the City's Transportation Section, in consultation with the Minnow Lake Community Action Network, to develop a strategy that would address safe travel by bicycles on Bellevue Avenue, Howey Drive and Bancroft Drive in the City of Greater Sudbury.

Item R-11
CNR - Maley Drive,
Sudbury - Signalized
Railway Crossings

2003-425 Portelance-McIntaggart: WHEREAS many serious accidents and fatalities have occurred over the years at the Canadian National Railway Company's Mile 263.18 Bala Subdivision crossing on Maley Drive, Sudbury;

AND WHEREAS correspondence has been received regarding concerns about the safety of pedestrians and motorists using this crossing and the need for gates to be installed to prevent such accidents and fatalities;

Item R-11
CNR - Maley Drive,
Sudbury - Signalized
Railway Crossings
(Continued)

AND WHEREAS freight trains are apparently allowed to travel at 55 miles per hour, and passenger trains are allowed to travel at 65 miles per hour at this intersection, which speeds are well in excess of allowed travel speeds at other intersection within the boundaries of the City of Greater Sudbury;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury petition the Canadian National Railway Company to install signalized railway crossings ("Wig-Wags") and reduce the speed of its trains at this crossing;

AND FURTHER THAT copies of this resolution be forwarded to Mr. E. Hunter Harrison, President of the Canadian National Railway Company, the Honorable David Collenette, Minister of Transport, Mr. Camille Thériault, Chairman, Transportation Safety Board of Canada, and to all local Members of Parliament.

RECORDED VOTE:

YEAS

NAYS

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

CARRIED

Addendum to Agenda

The following resolution was presented:

2003-426 Portelance-McIntaggart: THAT the Addendum to the Agenda be dealt with at this time.

CARRIED

**Declarations of
Pecuniary Interest**

None declared.

MINUTES

Item AD.1
Tender Opening
Committee Minutes
2003-08-11

2003-427 Portelance-McIntaggart: THAT the Report of the Tender Opening Committee, Minutes of 2003-08-11 be received.

CARRIED

ROUTINE MANAGEMENT REPORTS

Consent Motion

2003-428 Gainer-Lalonde: THAT Items A.2 to AD.5 inclusive, contained in City Council Addendum to Agenda, be adopted.

CARRIED

Item AD.2 Cinéfest - Special Occasion Permit

Report dated 2003-08-11, from the General Manager of Economic Development & Planning Services regarding Cinéfest - The Sudbury Film Festival Inc. - Special Occasion Permit was received.

The following resolution was presented:

2003-429 Bradley-Gainer: THAT this Council has no objection to the issuance of a special occasion permit to Cinéfest Sudbury, for their Annual Film Festival's Reception and Hospitality Suites to be held at the following locations:

Opening Night Celebration:

Monday, September 15th, 2003

8:00 p.m. to 1:30 a.m. - One Hundred Georges

Gala Film Receptions:

Tuesday, September 16th, 2003 - 9:00 p.m. to midnight - Ambassador Hotel (Yesterdaze Night Club)

Wednesday, September 17th, 2003 - 9:00 p.m. to midnight - Respect is Burning

Thursday, September 18th, 2003 - 9:00 p.m. to midnight - Sudbury Theatre Centre

Friday, September 19th, 2003 - 9:00 p.m. to midnight - College Boreal

Saturday, September 20th, 2003 - 9:00 p.m. to midnight - Olga Peroga's

Sunday, September 21st, 2003 - 9:00 p.m. to midnight - The Cedar Hut

Hospitality Suite:

Wednesday, September 17th, 2003 - noon to 1:30 a.m. - Trailer in the parking lot, SilverCity

Thursday, September 18th, 2003 - noon to 1:30 a.m. - Trailer in the parking lot, SilverCity

Friday, September 19th, 2003 - noon to 1:30 a.m. - Trailer in the parking lot, SilverCity

Saturday, September 20th, 2003 - noon to 1:30 a.m. - Trailer in the parking lot, SilverCity

Sunday, September 21st, 2003 - noon to 1:30 a.m. - Trailer in the parking lot, SilverCity

Item AD.2
Cinéfest - Special
Occasion Permit
(Continued)

Marketplace Lounge:

Monday, September 15th, 2003 - noon to 1:30 a.m. -
Former Cinemas, Rainbow Outlet Centre
Tuesday, September 16th, 2003 - noon to 1:30 a.m. -
Former Cinemas, Rainbow Outlet Centre
Wednesday, September 17th, 2003 - noon to 1:30
a.m. - Former Cinemas, Rainbow Outlet Centre
Thursday, September 18th, 2003 - noon to 1:30 a.m. -
Former Cinemas, Rainbow Outlet Centre
Friday, September 19th, 2003 - noon to 1:30 a.m. -
Former Cinemas, Rainbow Outlet Centre
Saturday, September 20th, 2003 - noon to 1:30 a.m. -
Former Cinemas, Rainbow Outlet Centre
Sunday, September 21st, 2003 - noon to 1:30 a.m. -
Former Cinemas, Rainbow Outlet Centre

Alliance Atlantis Communications Industry Party:

Friday, September 19th, 2003 - 9:30 p.m. to 1:30 a.m.
- Vacant Space, 5 Cedar Street, Sudbury

AND FURTHER THAT this Council confirms the nature of this event
as a Community Festival and that it is of municipal significance to
our Community.

CARRIED

Item AD.3
Cambrian College
"Frosh Week" - Liquor
License Extension and
Noise By-law
Exemption

Report dated 2003-08-11, from the General Manager of Economic
Development & Planning Services regarding Cambrian College
"Frosh Week" - Liquor License Extension and Noise By-law
Exemption was received.

The following resolution was presented:

2003-430 Lalonde-Gainer: THAT this Council has no objection to
the issuance of a temporary liquor licence extension to Cambrian
College for their "Frosh Week" activities on the patio adjacent to the
cafeteria located at Cambrian College, 1400 Barrydowne Road,
Sudbury, on September 4th, 2003 from 6:00 p.m. to 11:00 p.m., with
an anticipated attendance of 1000 people;

AND FURTHER, this Council has no objection to the granting of an
exemption to Chapter 776 (former City of Sudbury Municipal Code),
Noise By-law for their evening concert in the Dr. Frank Marsh
Courtyard to be held on September 4th, 2003 from 8:30 p.m. to 11:30
p.m.;

AND THAT the foregoing approvals be subject to the following
conditions:

1. That the event representative ensure
emergency vehicles have access to the event
area;

Item AD.3
Cambrian College
"Frosh Week" - Liquor
License Extension and
Noise By-law
Exemption
(Continued)

2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicates a Fire Safety Plan is required for this event;
3. That no bonfires of any kind, barbecues or similar types of cooking devices shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;
4. That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the audience or crowd versus projecting straight over the crowd or adjoining properties;
5. That the event representative or his designate must be present on the site during the entire duration of the event.
6. That the event representatives ensure the provision of adequate clean-up of the site and those properties adjacent to the event.

CARRIED

Item AD.4
Ambassador Hotel -
Progressive
Conservative Party of
Ontario - Summer
Fundraiser Dinner -
Liquor License
Extension and Noise
By-Law Exemption

Report dated 2003-08-11, from the General Manager of Economic Development & Planning Services regarding the Ambassador Hotel - Progressive Conservative Party of Ontario - Summer Fundraiser Dinner - Liquor License Extension and Noise By-law Exemption was received.

The following resolution was presented:

2003-431 Gainer-Lalonde: THAT this Council has no objection to the issuance of a temporary liquor licence extension to the Ambassador Hotel to facilitate the Progressive Conservative Party of Ontario Summer Fundraiser Dinner on Tuesday, August 19th, 2003 from 4:00 p.m. to 1:00 a.m., with an anticipated attendance of 350 people;

AND FURTHER, this Council has no objection to the granting of an exemption to Chapter 776 (former City of Sudbury Municipal Code), Noise By-law;

AND THAT the foregoing approvals be subject to the following conditions:

1. That the event representative ensure emergency vehicles have access to the event area;
2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicates a Fire Safety Plan is required for this event;

Item AD.4
Ambassador Hotel -
Progressive
Conservative Party of
Ontario - Summer
Fundraiser Dinner -
Liquor License
Extension and Noise
By-Law Exemption
(Continued)

3. That no bonfires of any kind, barbecues or similar types of cooking devices shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;
4. That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the audience or crowd versus projecting straight over the crowd or adjoining properties;
5. That the event representative or his designate must be present on the site during the entire duration of the event.
6. That the tent be erected in accordance with the provisions of the Ontario Building Code;
7. That the event representatives ensure the provision of adequate clean-up of the site and those properties adjacent to the event.

CARRIED

Item AD.5
Fordia Limited - Grand
Opening - Liquor
License Extension and
Noise By-Law
Exemption

Report dated 2003-08-11, from the General Manager of Economic Development & Planning Services regarding Fordia Limited - Grand Opening - Liquor License Extension and Noise By-law Exemption was received.

The following resolution was presented:

2003-432 Lalonde-Gainer: THAT this Council has no objection to the issuance of a temporary liquor licence extension to Fordia Limited to facilitate their Grand Opening located at 1988 Kingsway, Sudbury on Thursday, August 21st, 2003 from 9:00 a.m. to 12:00 a.m., with an anticipated attendance of 100 people;

AND FURTHER, this Council has no objection to the granting of an exemption to Chapter 776 (former City of Sudbury Municipal Code), Noise By-law for music which will be playing on Thursday, August 21st, 2003 from 3:00 p.m. to 12:00 a.m.;

AND THAT the foregoing approvals be subject to the following conditions:

1. That the event representative ensure emergency vehicles have access to the event area;
2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicates a Fire Safety Plan is required for this event;

Item AD.5
 Fordia Limited - Grand
 Opening - Liquor
 License Extension and
 Noise By-Law
Exemption
 (Continued)

3. That no bonfires of any kind, barbecues or similar types of cooking devises shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;
4. That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the audience or crowd versus projecting straight over the crowd or adjoining properties;
5. That the event representative or his designate must be present on the site during the entire duration of the event.
6. That the tent be erected in accordance with the provisions of the Ontario Building Code;
7. That the event representatives ensure the provision of adequate clean-up of the site and those properties adjacent to the event.

CARRIED

BY-LAWS

2003-208	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT K. SMART ASSOCIATES LIMITED AS DRAINAGE ENGINEER FOR THE TRILLIUM MUNICIPAL DRAIN BRANCH "D"
2003-209	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AN ALCOHOL RISK MANAGEMENT POLICY
2003-210	3	A BY LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH GOLDER ASSOCIATES FOR THE CITY'S LANDFILL SITES

1st & 2nd Reading

2003-433 Lalonde-Gainer: THAT By-law 2003-208 to and including By-law 2003-210 be read a first and second time.

CARRIED

3rd Reading

2003-434 Lalonde-Gainer: THAT By-law 2003-208 to and including By-law 2003-210 be read a third time and passed.

CARRIED