

**THE FORTY-NINTH MEETING OF THE COUNCIL  
OF THE CITY OF GREATER SUDBURY**

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

**Thursday, April 10<sup>th</sup>, 2003  
Commencement: 6:03 p.m.**

**DEPUTY MAYOR LOUISE PORTELANCE, IN THE CHAIR**

Present

Councillors Callaghan; Courtemanche (A6:35 pm); Craig; Davey; Gainer (A6:07 pm); Lalonde; McIntaggart; Petryna; Mayor Gordon

City Officials

M. Mieto, Chief Administrative Officer; T. Beadman, Acting General Manager of Emergency Services; D. Belisle, General Manager of Public Works; C. Hallsworth, General Manager of Citizen & Leisure Services; C. Sandblom, General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services; B. Lautenbach, Director of Planning; H. Salter, Deputy City Solicitor; P. Thomson, Director of Human Resources; A. Orendorff, Co-ordinator of Human Resources; P. Aitken, Government Relations/Policy Analyst; C. Riutta, Administrative Assistant to the Mayor; J. McKechnie, Executive Assistant to the Mayor; T. Mowry, City Clerk; G. Ward, Council Secretary

Declarations of  
Pecuniary Interest

None declared.

"In Camera"

2003-153 Petryna/Lalonde: That we move "In Camera" to deal with personnel 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 7:00 p.m., Council recessed.

Reconvene

At 7:05 p.m., Council moved to the **Council Chamber** to continue the regular meeting.

Chair

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

Present

Councillors Bradley; Callaghan; Courtemanche; Craig; Davey; Gainer; Lalonde; McIntaggart; Petryna; Portelance

City Officials

M. Mieto, Chief Administrative Officer; T. Beadman, Acting General Manager, Emergency Services; D. Belisle, General Manager of Public Works; C. Hallsworth, General Manager of Citizen & Leisure Services; C. Sandblom, General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services; Inspector Pope, Sudbury Regional Police Service; H. Salter, Deputy City Solicitor; B. Johnston, Director of Transportation Services; P. Aitken, Government Relations/Policy Analyst; C. Riutta, Administrative Assistant to the Mayor; K. Bowschar-Lische, Law

City Officials  
(Continued)

Clerk; T. Mowry, City Clerk; G. Ward, Council Secretary

News Media

My Town; MCTV; Sudbury Star; Le Voyageur; CBC; CIGM

Declarations of  
Pecuniary Interest

None declared.

**DELEGATIONS**

Item 4  
Greater Sudbury  
Transit Accessibility  
Plan

Report dated 2003-03-28, with attachments, from the General Manager of Citizen & Leisure Services regarding Greater Sudbury Transit Accessibility Plan was received.

Councillor Petryna, Chair of the Accessibility Advisory Committee, introduced Ms. Elizabeth Lounsbury, Vice Chair of the Committee.

Ms. Lounsbury addressed Council with an overhead presentation regarding the Greater Sudbury Transit Accessibility Plan.

Councillor McIntaggart commended members of the Committee for identifying and removing barriers encountered by the physically challenged and requested a letter of recognition be sent to each member from the Mayor's Office.

The following resolution was presented:

2003-154 Portelance/Petryna: That Council approve the Greater Sudbury Transit Accessibility Plan dated April 2003 as presented by the Accessibility Advisory Committee.

**CARRIED**

**MATTERS ARISING FROM THE "IN CAMERA" SESSION**

Rise and Report

Deputy Portelance, as Chairman of the Committee of the Whole, reported Council met to deal with personnel and litigation 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 no resolutions emanated therefrom.

**PART I  
CONSENT AGENDA**

The following resolution was presented to adopt Items C-1 to C-10 inclusive, contained in Part I, Consent Agenda:

2003-155 Portelance/Petryna: That Items C-1 to C-10 inclusive, contained in Part I, Consent Agenda, be adopted.

**CARRIED**

## **MINUTES**

Item C-1 Report No. 48 C.C. <u>2003-03-27</u>	2003-156 Portelance/Petryna: That Report No. 48, City Council Minutes of 2003-03-27 be adopted.  <b>CARRIED</b>
Item C-2 Report No. 15 Priorities Committee <u>2003-04-09</u>	2003-157 Petryna/Lalonde: That Report No. 15, Priorities Committee Minutes of 2003-04-09 be adopted.  <b>CARRIED</b>
Item C-3 Report No. 15 Planning Committee <u>2003-04-08</u>	2003-158 Petryna/Lalonde: That Report No. 15, Planning Committee Minutes of 2003-04-08 be adopted.  <b>CARRIED</b>
Item C-4 T.O.C. <u>2003-04-01</u>	2003-159 Petryna/Lalonde: That the Report of the Tender Opening Committee, Minutes of 2003-04-01 be received.  <b>CARRIED</b>
Item C-5 Report No. 16 G.S.P.L.B. <u>2003-02-21</u>	2003-160 Portelance/Petryna: That Report No. 16, Greater Sudbury Public Library Board, Minutes of 2003-02-21 be received.  <b>CARRIED</b>
Item C-6 N.D.C.A. <u>2003-03-19</u>	2003-161 Portelance/Petryna: That the Report of the Nickel District Conservation Authority, Minutes of 2003-03-19 be received.  <b>CARRIED</b>
Item C-7 G.S.P.S.B. <u>2003-02-12</u>	2003-162 Portelance/Petryna: That the Report of the Greater Sudbury Police Services Board, Minutes of 2003-02-12 be received.  <b>CARRIED</b>
Item C-8 G.S.H.C. <u>2003-02-25</u>	2003-163 Portelance/Petryna: That the Report of the Greater Sudbury Housing Corporation, Minutes of 2003-02-25 be received.  <b>CARRIED</b>
Item C-9 G.S.H.C. <u>2003-02-27</u>	2003-164 Portelance/Petryna: That the Report of the Greater Sudbury Housing Corporation, Minutes of 2003-02-27 be received.  <b>CARRIED</b>

## **ROUTINE MANAGEMENT REPORTS**

### **Item C-10 Noise By-law Exemption**

Report dated 2003-04-02 from the General Manager of Public Works regarding Noise By-law Exemption - Highway 17 from 1.3 km east of M.R. #55 at Lively, Easterly to Highway 69 was received.

The following resolution was presented:

2003-165 Portelance/Petryna: That exemption to the Noise by-law be granted to the Ministry of Transportation of Ontario from May 1, 2003 to October 31, 2003 between the hours of 7:00 p.m. to 7:00 a.m.;

Exemption is granted for the former Town of Walden, By-law 93-424, being a By-law to prohibit and regulate noises in the Town of Walden, and for the former City of Sudbury under Municipal Code, Chapter 776, Section 776.3.10;

Exemption is granted to the Ministry of Transportation of Ontario for the proposed road improvements on the Highway 17 By-pass, from Highway 69 to Municipal Road 55, to be done in 2003.

**CARRIED**

## **BY-LAWS**

2003-64	3 <sup>RD</sup>	A BY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE SURPLUS, STOP-UP, CLOSE AND SELL A PORTION OF THE MOOSE LAKE SHORE ROAD ALLOWANCE TO FALCONBRIDGE LTD.
2003-81A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL OF APRIL 10, 2003
2003-82A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2002-165A TO APPOINT OFFICIALS FOR THE CITY OF GREATER SUDBURY  (This amendment adds certain persons as Deputy Clerks/Licence Issuers at the Citizen Service Centre at Tom Davies Square and at the Mackenzie Public Library.)

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|----------|---|---|
| 2003-83  | 3 | <p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH MID NORTH NETWORK FOR THE CO-ORDINATION AND DEVELOPMENT OF ADULT LEARNING TO PURCHASE LITERACY ASSESSMENT AND REFERRAL SERVICES USING FUNDING FROM THE COMMUNITY PLACEMENT TARGET FUND</p> <p>Council Resolution 2002-617</p> <p>(This By-law authorizes the signing of an agreement for purchase of literacy assessment and referral services funded from the Community Target Placement Fund.)</p>  |
| 2003-84G | 3 | <p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2002-331G, BEING A BY-LAW OF THE CITY OF GREATER SUDBURY DEALING WITH THE COLLECTION, REMOVAL AND DISPOSAL OF WASTE WITHIN THE CITY OF GREATER SUDBURY</p> <p>(This By-law amends the Waste Management Bylaw of the City to incorporate budget initiatives approved by Council.)</p>   |
| 2003-85A | 3 | <p>BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH THE SUDBURY YOUNG MEN'S CHRISTIAN ASSOCIATION TO OPERATE THE COMMUNITY HELPER PROGRAMME USING FUNDING FROM THE COMMUNITY PLACEMENT TARGET FUND</p> <p>Council Resolution 2002-617</p> <p>(This By-law authorizes the signing of an agreement for purchase of literacy assessment and referral services funded from the Community Target Placement Fund.)</p>  |
| 2003-86Z | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER CITY OF VALLEY EAST AND FORMER TOWN OF ONAPING FALLS</p> <p>Planning Committee Recommendation 2002-78</p> <p>(This By-law rezones the subject property to "R1.D18", Single Residential to permit the creation of two residential lots where single detached dwellings are to be constructed. These lands are the subject of concurrent Consent Applications B0075 and B0076/2002-1232228 Ontario Inc., Norman Crescent, Val Therese.)</p> |
| 2003-87T | 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>(This amendment adds the parking lot at 199 Larch Street.)</p>   |

2003-88A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AN ENTRANCE CULVERT POLICY
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Priorities Committee meeting of April 9, 2003.

## 1<sup>st</sup> & 2<sup>nd</sup> Reading

2003-166 Petryna/Portelance: That By-law 2003-81A to and including By-law 2003-88A be read a first and second time.

**CARRIED**

### 3<sup>rd</sup> Reading

2003-167 Petryna/Portelance: That By-law 2003-64, By-law 2003-81A to and including By-law 2003-88A be read a third time and passed.

**CARRIED**

## PART II

### REGULAR AGENDA

## MANAGERS' REPORTS

Item R-1  
Pre-Purchase of  
Clarifier Mechanism,  
Sudbury Wastewater  
Treatment Plant

Report dated 2003-04-02 from the General Manager of Public Works regarding Pre-Purchase of Clarifier Mechanism, Sudbury Wastewater Treatment Plant was received.

The following resolution was presented:

2003-168 Petryna/Lalonde: That a purchase order be issued to Dorr-Oliver EIMCO, a division of GL & V Canada Inc., in the amount of \$318,090.00 for the supply of a clarifier mechanism at the Sudbury Wastewater Treatment Plant in accordance with the EIMCO submission dated September 18, 2002, and as modified by subsequent correspondence.

**CARRIED**

Item R-2  
Selection of  
Consultant - Waste  
Optimization Study

Report dated 2003-04-09 from the General Manager of Public Works regarding Selection of Consultant: Waste Optimization Study was received.

Letter dated 2003-04-01 from the Green Municipal Enabling Fund confirming the Waste Optimization Study was approved for a grant in the amount up to \$100,000 was tabled for information.

The following resolution was presented:

2003-169 Petryna/Portelance: That Earth Tech Canada Ltd. be appointed to conduct the necessary work for the Waste Optimization Study at an estimated cost of \$198,452.90 (including GST);

AND THAT Councillor Lalonde and Councillor Davey be appointed to the Technical Steering Committee.

**CARRIED**

## **MOTIONS**

Item R-3  
Post Office - Dowling

2003-170 Bradley/Petryna: WHEREAS after 13 years of handling the Post Office functions the Dowling Caisse Populaire decided not to renew its contract with Canada Post Corporation;

AND WHEREAS the current operator, after two months, has decided that they no longer wish to handle the postal contract for the Community of Dowling;

AND WHEREAS unless Canada Post is successful in finding another business to take over the operation of Post Office functions, then the Community of Dowling will no longer have any postal services;

AND WHEREAS by a Petition dated March 26, 2003 approximately 800 residents of the Community of Dowling called for the establishment of a full service Post Office to be located in Dowling;

AND WHEREAS the buying of stamps, sending mail, collecting benefits, and paying bills are the most used and valued services provided by a Post Office;

AND WHEREAS a Post Office is an accessible community service and as such the loss of such a service will have a dramatic impact on the Dowling Community;

NOW THEREFORE BE IT RESOLVED that the Council of the City of Greater Sudbury hereby petitions the Honourable David M. Collenette, Minister of Transport and Minister Responsible for Canada Post to establish a stand alone Post Office for the Community of Dowling;

AND THAT copies of this resolution be forwarded to Mr. Raymond Bonin, M.P. (Nickel Belt) and Mr. Michel Tremblay, Ombudsman at Canada Post.

### **RECORDED VOTE:**

<u>YEAS</u>	<u>NAYS</u>
Bradley	
Callaghan	
Courtemanche	
Craig	
Davey	
Gainer	
Lalonde	
McIntaggart	
Petryna	
Portelance	
Gordon	

**CARRIED**

2003-171 Davey/Portelance: WHEREAS on April 1, 2003 Air Canada filed for protection from its creditors under the *Companies' Creditors Arrangement Act*, with estimated debts of \$13 Billion Canadian;

AND WHEREAS Air Canada provides an integrated national and regional airline service, and is the only Canadian air carrier with an extensive network of international flights, making it vital to the country's transportation infrastructure;

AND WHEREAS Air Canada currently owes local airport authorities more than \$80 Million in assorted fees, including moneys it has collected for airport infrastructure improvement fees;

AND WHEREAS all Canadian airports, including the Sudbury Airport, will be adversely affected should Air Canada be unable to pay outstanding invoices related to landing fees, general terminal fees, supplementary fees, aircraft parking fees, airport lease costs and similar fees and charges;

AND WHEREAS key committees in both the United States Senate and the House of Representatives have voted in favour of an aid package of \$3.5 Billion (U.S.) for American air carriers;

AND WHEREAS Bill C-27 (Act respecting airport authorities and other airport operators and amending other Acts), which was introduced into the House of Commons on March 20, 2003, would, if enacted in its present format, impose additional financial burdens on Local Airport Authorities, which could translate into reduced services for Cities such as Greater Sudbury;

NOW THEREFORE the Council of the City of Greater Sudbury hereby petitions the Government of Canada to take the lead role in the restructuring of Air Canada by providing transitional financial assistance that includes ensuring that all Local Airport Authorities receive full payment for all outstanding invoices so as to ensure their ongoing financial stability and viability;

AND FURTHER THAT the Government of Canada immediately withdraw Bill C-27 (Act respecting airport authorities and other airport operators and amending other Acts) until such time as the financial future of Air Canada has been resolved;

AND FURTHER THAT copies of this resolution be forwarded to the Right Honourable Jean Chrétien, Prime Minister of Canada, the Honourable David Collenette, Minister of Transportation, the Honourable Andy Mitchell, Secretary of State for Rural Development and Minister Responsible for Federal Economic Development Initiative for Northern Ontario, the Canadian Airports Council, the Air Transport Association of Canada, the Association of Canadian Travel Agencies, the Tourism Industry Association of Canada, the



Item R-4  
(Continued)

Federation of Canadian Municipalities, F.O.N.O.M., N.O.M.A. and all local Members of the Parliament of Canada.

**RECORDED VOTE:**

**YEAS**

**NAYS**

Bradley  
Callaghan  
Courtemanche  
Craig  
Davey  
Gainer  
Lalonde  
McIntaggart  
Petryna  
Portelance  
Gordon

**CARRIED**

**ADDENDUM TO AGENDA**

**Addendum**

The following resolution was presented:

2003-172 Petryna/Portelance: That the Addendum to the Agenda be dealt with at this time.

**CARRIED**

**Declarations of  
Pecuniary Interest**

None declared

**MANAGERS' REPORTS**

**Item AD.2  
Sudbury Technology  
Centre**

Report dated 2003-04-09 from the Acting General Manager of Economic Development & Planning Services regarding Sudbury Technology Centre was received.

The following resolution was presented:

2003-173 Petryna/Portelance: That Council approve the purchase of a post production suite for the Sudbury Technology Centre from the supplier Extra Bytes in the amount of \$160,881.49 which includes all taxes. The funding for this equipment is provided for by the Northern Ontario Heritage Fund (Project #12056) and will be charged to account #63030-01-2353 of the Sudbury Community Development Corporation.

**CARRIED**

## **CIVIC PETITIONS**

Councillor  
Courtemanche

Councillor Courtemanche submitted a Petition to the City Clerk, signed by approximately two hundred and sixty-five (265) residents of the City of Greater Sudbury regarding the closure of the Adanac Ski Hill.

The foregoing petition was referred to the General Manager of Citizen & Leisure Services for review.

## **QUESTION PERIOD**

Long Distance  
Telephone Charges

Councillor Callaghan requested an update on the status of the application before the C.R.T.C. regarding long distance telephone charges between various communities of the City of Greater Sudbury.

The Deputy City Solicitor advised the matter is currently before the C.R.T.C. and a status update would be provided to Members of Council.

Litter Signs

Councillor Callaghan questioned how the littering by-law could be amended to include cigarette butts.

The General Manager of Public Works responded that Council approved the "Clean Up of Sudbury Campaign". Cigarette butt littering would be included in this campaign.

Roof Repairs -  
Falconbridge  
Community Centre

Councillor Callaghan asked for an explanation for patching the roof of the Falconbridge Community Centre rather than doing the roof replacement, as originally proposed.

The General Manager of Public Works explained that the project was included as part of the 2003 Capital Program Building Services Envelope. This project fell below the approved funding line and as such, was not funded. However, the roof would be patched in 2003 and should the facility remained operational after the 2004 Budget, then the roof replacement would be included in the Capital Program Building Services Envelope for Council's consideration.

Councillor Callaghan advised he be bringing a motion to the next meeting of Council regarding the financing of the roof replacement.

Snow Removal -  
McClelland Arena

Councillor McIntaggart advised snow was being removed from the front of the McClelland Arena and trucked to the back over a period of three days and asked for a report detailing the need, personnel and costs to complete this work.

Franco-Ontario  
Flag

Councillor Courtemanche questioned why the Franco-Ontario Flag does not fly outside of Tom Davies Square.

Councillor Lalonde advised a petition from Laurentian University would be presented to Council at its next meeting regarding this matter.

Mayor Gordon advised the matter would be discussed by Council and a decision made at a later date.

City Owned  
Properties

Councillor Courtemanche requested direction from Council in dealing with city owned properties such as the Adanac Ski Hill. The intent of Council was to entertain proposals coming from the community on the continued viability of these assets. He suggested staff should be at the table in terms of moving the process forward.

The Chief Administrative Officer advised a report would be brought forward to seek Council direction on the appropriate roll of staff regarding these issues.

Condolences

Councillor Craig extended condolences on behalf of the Sudbury Theatre Centre to the family of the late Peg Roberts, founding member of the Sudbury Theatre Centre for over thirty years.

Welcome

Mayor Gordon, on behalf of all Members of Council, welcomed Donald Donaldson, the new Fire Chief for the City of Greater Sudbury.

Adjournment

2003-174 Petryna/Lalonde: That this meeting does now adjourn.  
Time: 8:48 p.m.

**CARRIED**

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Mayor

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Clerk