

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

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

**Thursday, March 27th, 2003
Commencement: 6:17 p.m.**

DEPUTY MAYOR MIKE PETRYNA, IN THE CHAIR

Present Councillors Bradley; Courtemanche; Davey; Dupuis; Gainer; McIntaggart; Portelance; Mayor Gordon (A6:25 pm)

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; D. Nadorozny, General Manager of Economic Development & Planning Services; C. Sandblom, General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services; H. Salter, Deputy City Solicitor; T. Mowry, City Clerk; G. Ward, Council Secretary

Declarations of Pecuniary Interest None declared.

"In Camera" 2003-134 Bradley./Portelance: That we move "In Camera" to deal with litigation 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 7:07 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; Courtemanche; Davey (A7:08 pm); Dupuis; 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; I. Davidson, Chief of Police, Greater Sudbury Police Service; 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; S. Jonasson, Director of Finance/City Treasurer; H. Salter, Deputy City Solicitor; N. Charette, Manager of Corporate Communications and French-language Services; J.P. Graham, Plants Engineer; C. Riutta, Administrative Assistant to the

City Officials
(Continued)

Mayor; K. Bowschar-Lische, Law Clerk; T. Mowry, City Clerk;
G. Ward, Council Secretary

News Media

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

Declarations of
Pecuniary Interest

None declared.

DELEGATIONS

Item 4
Sudbury Metro
Centre

Letter dated 2003-03-11 from Maureen M. Luoma, Executive Director, Sudbury Metro Centre (Downtown Sudbury) regarding presentation to outline and highlight various programs and activities was received.

Councillor Petryna, Chair, Sudbury Metro Centre, introduced Maureen M. Luoma, Executive Director of the Centre.

Ms. Luoma addressed Council highlighting the Sudbury Metro Centre's programs and activities over the past year including the Sudbury Farmers' Market.

Reports/Consensus

With the consensus obtained, Council directed the Deputy City Solicitor to review the following issues and report back to the Priorities Committee:

- sidewalk cafes in areas such as Walden, Garson, etc. being issued permits through the Sudbury Metro Centre; and
- hawker/pedlars selling produce and fish products on the sides of highways.

Item 5
Update on INCO's
Sudbury Operations

Letter dated 2003-02-27 from Cory McPhee, Manager, Public and Government Affairs, INCO Limited, regarding presentation by Scott McDonald, General Manager, Ontario Operations, with an update on INCO's Sudbury operations was received.

Mr. McDonald addressed Council with an overhead presentation on INCO's Sudbury operations.

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report

Deputy Mayor Petryna, as Chairman of the Committee of the Whole, reported Council met to deal with 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-6 inclusive, contained in Part I, Consent Agenda:

2003-135 Bradley/Portelance: That Items C-1 to C-6 inclusive, contained in Part I, Consent Agenda, be adopted, with the exception of Item C-3 otherwise dealt with.

CARRIED

MINUTES

Item C-1
Report No. 47
C.C.
2003-03-13

2003-136 Portelance/Bradley: That Report No. 47, City Council Minutes of 2003-03-13 be adopted.

CARRIED

Item C-2
Report No. 14
Priorities Committee
2003-03-26

2003-137 Portelance/Bradley: That Report No. 14, Priorities Committee, Minutes of 2003-03-26 be adopted.

CARRIED

Item C-4
T.O.C.
2003-03-18

2003-138 Bradley/Portelance: That the Report of the Tender Opening Committee, Minutes of 2003-03-18 be received.

CARRIED

TENDERS

Item C-5
Contract 2003-43
Waste Collection
Services: Area 2

Report dated 2003-03-19 from the General Manager of Public Works regarding Tender Award: Contract 2003-43, Waste Collection Services: Area 2 was received.

Councillor Lalonde suggested the bid deposit required for the foregoing tender was too high and should not exceed 10% of the Manager's estimate and requested the policy for such deposits be reviewed.

Reports/Consensus

The consensus of Council was obtained for the General Manager of Public Works to report back to the Priorities Committee regarding the amount of bid deposit required when bidding on various contacts.

The following resolution was presented:

2003-139 Portelance/Bradley: That Contract 2003-43: Waste collection Services - Area 2, be awarded to Canadian Waste Services Inc. in the amount of \$275,581.27, as determined by the unit prices and quantities involved, this being the lowest tender meeting all the requirements of the plans and specifications.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-6
Citizen Appointment -
Greater Sudbury
Development Corp.
Board of Directors

Report dated 2003-03-19 from the General Manager of Economic Development & Planning Services regarding Citizen Appointment to Greater Sudbury Development Corporation Board of Directors was received.

The following resolution was presented:

2003-140 Bradley /Portelance: That John Arnold be appointed to the Board of Directors for the City of Greater Sudbury Community Development Corporation for a term ending June, 2005.

CARRIED

Item C-3
Report No. 14
Planning Committee
2003-03-25

2003-141 Bradley/Portelance: That Report No. 14, Planning Committee, Minutes of 2003-03-25 be adopted, with the exception of Recommendation #2003-43 and Recommendation #2003-44, otherwise dealt with.

CARRIED

Planning Committee
Recommendation
2003-43

Official Plan Amendment - Planning Committee Recommendation #2003-43:

That the application by Peter Churan 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 37982 S.E.S., being Part 1, Plan 53R-4813 in Lot 10, Concession 1, Township of Hanmer to permit:

1. The creation of a 1.9 acre residential lot with a minimum frontage of 220 ft. along the existing public road, and then to subsequently sever the balance of the property into a minimum 74 acre parcel and a 58 acre parcel both of which must provide a minimum frontage of 197 ft. along the existing public road; and further to permit,
2. Consent Applications B0010/2003 and B0011/2003 with respect to the subject lands to proceed by way of the consent process be approved.

2003-142 Portelance/McIntaggart: That Recommendation #2003-43, Planning Committee meeting of 2003-03-25 be adopted.

Planning Committee
Recommendation
2003-43
(Continued)

RECORDED VOTE:

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

MOTION LOST

Planning Committee
Recommendation
2003-44

Official Plan Amendment - Planning Committee Recommendation
2003-44:

That the application by Antoine & Florence Tessier to amend the Valley East Secondary Plan by introducing a site specific exemption to the "Agricultural Reserve" policies that apply to Parcel 16669 S.E.S. in Lot 10, Concession 6, Township of Blezard to permit:

1. The creation of ten (10) residential lots being 0.4 to 0.8 hectares in area with a minimum of 60 metres of frontage on an existing public road be approved subject to the following conditions:
 - a) That prior to the passage of the above noted Secondary Plan Amendment, the applicant shall prepare to the satisfaction of the General Manager of Public Works and the Director of Planning Services a hydrogeological study to determine the suitability of the subject lands for the proposed residential development. Specifically, septic sewage system implementation and the availability of potable water shall be addressed. Included in this study will be the determination of the geodetic elevation of the water table;

and further establish that,

2. The creation of lots on subject lands shall proceed by way of a plan of subdivision.

Change of Chair

At 8:30 p.m., Mayor Gordon vacated the Chair.

DEPUTY MAYOR MIKE PETRYNA, IN THE CHAIR

Change of Chair

At 8:34 p.m., Deputy Mayor Mike Petryna vacated the Chair.

HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR

Planning Committee
Recommendation
2003-44
(Continued)

2003-143 Portelance/McIntaggart: That Recommendation #2003-44,
Planning Committee meeting of 2003-03-25 be adopted.

SIMULTANEOUS WRITTEN RECORDED VOTE:

<u>YEAS</u>	<u>NAYS</u>
Bradley Dupuis Gainer Lalonde Petryna Portelance	Courtemanche Davey McIntaggart Gordon
CARRIED	

BY-LAWS

2003-65A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL OF MARCH 27, 2003
2003-66P	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AMENDMENT NUMBER 223 OF THE OFFICIAL PLAN FOR THE SUDBURY PLANNING AREA Planning Committee Resolution 2003-28
2003-67A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO DESIGNATE CERTAIN LANDS AS THE METRO CENTRE COMMUNITY IMPROVEMENT PROJECT AREA Planning Committee Resolution 2003-28
2003-68	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT THE METRO CENTRE COMMUNITY IMPROVEMENT PLAN Planning Committee Resolution 2003-28
2003-69F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH 939710 ONTARIO LIMITED FOR ROLL #210.005.014.01.0000 Report dated 2003-03-13 from the General Manager of Corporate Services
2003-70F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO ESTABLISH MISCELLANEOUS USER FEES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF GREATER SUDBURY (This By-law updates the existing fees by-law to incorporate changes arising out of the budget process.)

2003-71F	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH HENRY AURILIEN TILBURY FOR ROLL #120.015.148.01.0000</p> <p>Report dated 2003-03-13 from the General Manager of Corporate Services</p>
2003-72F	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH BLOUIN BROTHERS LIMITED FOR ROLL #070.029.062.00.0000</p> <p>Report dated 2003-03-13 from the General Manager of Corporate Services</p>
2003-73Z	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 2003-31</p> <p>(This By-law rezones the subject property to Single Residential to permit the creation of three lots for single residential use fronting onto Lamothe Street. Susanna Kratyk - Lamothe Street, Wahnapiatae)</p>
2003-74A	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT WITH CENTRE COMMUNAUTAIRE RÉSIDENTIEL DE CONISTON</p> <p>Planning Committee meeting of March 25, 2003</p>
2003-75A	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A FUNDING AGREEMENT FOR INFRASTRUCTURE PROJECTS WITH HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTER OF NORTHERN DEVELOPMENT AND MINES</p> <p>(This By-law authorizes the General Manager of Public Works and Clerk to execute a Funding Agreement with the Province of Ontario for financial assistance from the Ontario SuperBuild Initiative for the David Street water treatment plant.)</p>
2003-76	2	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO STOP-UP, CLOSE AND TRANSFER TO THE SUDBURY CATHOLIC DISTRICT SCHOOL BOARD A PORTION OF FRANCIS STREET EAST OF MICHELLE STREET IN THE FORMER CITY OF VALLEY EAST</p> <p>Planning Committee meeting of March 25, 2003</p>

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| 2003-77 | 2 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO STOP-UP AND CLOSE A PART OF BEECH STREET EAST OF DURHAM STREET</p> <p>Planning Committee meeting of March 25, 2003</p> |
| 2003-78 | 2 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO STOP-UP AND CLOSE A PART OF ELM STREET BEING PART OF UNIT 1, PLAN D-132, IN THE CITY OF GREATER SUDBURY</p> <p>Planning Committee meeting of March 25, 2003</p> |
| 2003-79 | 3 | <p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE MAYOR AND CLERK TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF GREATER SUDBURY AND THE CITY OF GREATER SUDBURY POLICE SERVICES BOARD AND HER MAJESTY THE QUEEN, AS REPRESENTED BY THE MINISTRY OF PUBLIC SAFETY AND SECURITY</p> <p>This agreement extends an existing agreement between the parties to share the cost of eight Police Officers under the Community Policing Partnerships Program. The existing agreement expires March 31st, 2003. This agreement extends the partnership to March 31st, 2005.</p> |
| <u>1st & 2nd Reading</u> | | <p>2003-144 Portelance/Bradley: That By-law 2003-65A to and including By-law 2003-79 be read a first and second time.</p> |

CARRIED

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| <u>3rd Reading</u> | <p>2003-145 Bradley/Portelance: That By-law 2003-65A to and including By-law 2003-75A and By-law 2003-79 be read a third time and passed.</p> |
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CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

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| <p>Item C-7
<u>Public Sale under the Municipal Act</u></p> | <p>Report dated 2003-03-13 from the General Manager of Corporate Services regarding Public Sale under the Municipal Act was received for information.</p> |
| <p>Item C-8
<u>Remuneration Paid to Members of Council</u></p> | <p>Report dated 2003-03-17, with attachments, from the General Manager of Corporate Services regarding Remuneration Paid to Members of Council and Council Appointees during 2002 was received for information.</p> |
| <p>Item C-9
<u>Licensed Child Care</u></p> | <p>Report dated 2003-02-28 from the General Manager of Health & Social Services regarding Licensed Child Care in Greater Sudbury was received for information.</p> |
| <p>Item C-10
<u>Development Charges</u></p> | <p>Report dated 2003-03-19 from the General Manager of Corporate Services regarding Development Charges - 2003 was received for information.</p> |

MOTIONS

Item R-1
City of Greater
Sudbury's Financial
Future

Gordon/Bradley: WHEREAS Sudbury's assessment has had minimal growth during the last six years;

AND WHEREAS in the same period, this community has lost \$126 million in provincial grants and absorbed millions more in the cost of downloaded services not covered by provincial funding;

AND WHEREAS the City currently spends less than half the amount in capital on roads than it did in 1995 - down to \$8 million from \$15 million a year;

AND WHEREAS this community's ability to pay for municipal government is limited to property taxes and user fees;

AND WHEREAS the financial needs of this City's infrastructure has been identified in the Long Term Financial Plan;

NOW THEREFORE BE IT RESOLVED THAT THE CITY OF GREATER SUDBURY:

1. Take advantage of the opportunities provided by a managed attrition program over the next thirty-six months;
2. Undertake a program to invest in technology, examine alternative service delivery and new ways of doing business;
3. Engage all stakeholders, the community, unions and management;
4. Focus on the delivery of quality municipal services with affordable costs.

Proceed Past
10:00 p.m.

2003-146 Portelance/Bradley: That we proceed past the our of 10:00 p.m.

CARRIED

Item R-1
(Continued)

The following amendment to the motion was then presented:

2003-146 Davey/Dupuis: That the foregoing motion be amended by adding the following:

- "5. That the process be conducted within the terms of the Long Term Financial Plan over a period of five (5) years;
6. That the City of Greater Sudbury recover the full costs of transition from the Province;
7. That the stakeholder group include representation from the Province."

CARRIED

The main motion, as amended, was then presented:

2003-147 Gordon/Bradley: WHEREAS Sudbury's assessment has had minimal growth during the last six years;

AND WHEREAS in the same period, this community has lost \$126 million in provincial grants and absorbed millions more in the cost of downloaded services not covered by provincial funding;

AND WHEREAS the City currently spends less than half the amount in capital on roads than it did in 1995 - down to \$8 million from \$15 million a year;

AND WHEREAS this community's ability to pay for municipal government is limited to property taxes and user fees;

AND WHEREAS the financial needs of this City's infrastructure has been identified in the Long Term Financial Plan;

NOW THEREFORE BE IT RESOLVED THAT THE CITY OF GREATER SUDBURY:

1. Take advantage of the opportunities provided by a managed attrition program over the next thirty-six months;
2. Undertake a program to invest in technology, examine alternative service delivery and new ways of doing business;
3. Engage all stakeholders, the community, unions and management;
4. Focus on the delivery of quality municipal services with affordable costs;
5. That the process be conducted within the terms of the Long Term Financial Plan over a period of five (5) years;
6. That the City of Greater Sudbury recover the full costs of transition from the Province;
7. That the stakeholder group include representation from the Province.

Item R-1
(Continued)

RECORDED VOTE:

<u>YEAS</u>	<u>NAYS</u>
_____ Bradley	
Courtemanche	
Davey	
Dupuis	
Gainer	
Lalonde	
McIntaggart	
Petryna	
Portelance	
Gordon	

CARRIED

Councillor Davey questioned what the impact would be to various departments over the next three years when 700 employees would be eligible for retirement from the City.

The Chief Administrative Officer advised a report would be brought back to Council within the next few months outlining the impact of the number of retirees leaving the employ of the City.

ADDENDUM TO AGENDA

Addendum

The following resolution was presented:

2003-149 Bradley/Portelance: That the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of
Pecuniary Interest

None declared.

BY-LAWS

2003-80A 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 updates the by-law and appoints Donald
Donaldson as the Fire Chief.)

1st & 2nd Reading

2003-150 Portelance/Bradley: That By-law 2003-80A be read a first
and second time.

CARRIED

3rd Reading

2003-151 Bradley/Portelance: That By-law 2003-80A be read a third time and passed.

CARRIED

CIVIC PETITIONS

Councillor Bradley

Councillor Bradley submitted a Petition to the City Clerk, signed by approximately 800 residents of the former Town of Dowling, requesting a full service Post Office in that community and advised a Motion would be on the City Council Agenda for the meeting of April 10th, 2003 dealing with the matter.

QUESTION PERIOD

Garbage Collection

Councillor Dupuis advised he had received numerous calls regarding the change in garbage collection in the former City of Valley East and Town of Capreol. Residents are now required to put out their garbage one day and their recycling the next day. He requested the General Manager of Public Works review this matter determine if same day garbage collection for these residents could be maintained.

Adjournment

2003-152 Bradley/Portelance: That this meeting does now adjourn.
Time: 10:45 p.m.

CARRIED

Mayor

Clerk