

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

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

**Tuesday, September 23, 2003  
Commencement: 5:20 p.m.**

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

**Present**

Councillors Bradley; Callaghan; Courtemanche; Davey; Dupuis (A6:06 p.m.); Gainer (A6:55 p.m.); Kilgour; Lalonde; McIntaggart; Petryna; Mayor Gordon (D6:50 p.m.)

**City Officials**

M. Mieto, Chief Administrative Officer; C. Hallsworth, General Manager of Citizen & Leisure 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; D. Belisle, General Manager of Public Works; I. Davidson, Chief of Police, Greater Sudbury Police Service; S. Jonasson, Director of Finance/City Treasurer; P. Thomson, Director of Human Resources; C. Riutta, Administrative Assistant to the Mayor; P. Aitken, Government Relations/Policy Analyst; S. Baiden, Director of Administration, Greater Sudbury Police Services; K. Matthies, Acting Co-ordinator of Human Resources; A. Haché, Deputy Clerk; C. Caporale, Council Secretary

**Declarations of  
Pecuniary Interest**

None.

**"In Camera"**

2003-458 Petryna-McIntaggart: That we move "In Camera" to deal with personnel, litigation and property 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 7:10 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 (D9:20 p.m.); Davey; Dupuis; Gainer; Kilgour (D8:07 p.m.); Lalonde (D8:08 p.m.); McIntaggart; Petryna (D10:21 p.m.); Portelance (D10:00 p.m.)

#### City Officials

M. Mieto, Chief Administrative Officer; C. Hallsworth, General Manager of Citizen & Leisure Services; C. Sandblom, General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services; T. Beadman, Acting General Manager, Emergency Services; D. Belisle, General Manager of Public Works; G. Mazza, Director-Building Services/Chief Building Official; R. Swiddle, Director of Legal Services/City Solicitor; I. Davidson, Chief of Police, Greater Sudbury Police Services; D. Desmeules, Manager of Housing Services; S. Jonasson, Director of Finance/City Treasurer; P. Graham, Plants Engineer; J. Cameron, Economic Development Officer - Technology; P. Aitken, Government Relations/Policy Analyst; C. Riutta, Administrative Assistant to the Mayor; A. Haché, Deputy Clerk; K. Bowschar-Lische, Planning Committee Secretary; CJ Caporale, Council Secretary

#### News Media

Sudbury Star, Channel 10 News, MCTV, Le Voyageur, Northern Life, EZ Rock

#### Declarations of Pecuniary Interest

None.

### **DELEGATIONS/PRESENTATIONS**

#### Item 4 Annual Update - NORCAT

Mr. Darryl Lake, Executive Director/CEO of Northern Centre for Advanced Technology (NORCAT) gave an electronic presentation to Council regarding an annual update for NORCAT.

The presentation included their mission statement, values, key abilities, resources, support services, business activities, locations, their underground centre, NORCAT people, network & residency, research & development, corporate focus, product innovation, health & safety, economic impact, their future & the future of the City & NORCAT.

The following resolution was presented:

2003-459 Callaghan-Davey: WHEREAS the City of Greater Sudbury believes that diversification and investments into technology are paramount for continued economic growth.

AND WHEREAS Canada is internationally recognized as a leader in mining technology, and Sudbury is recognized as the largest and most active mining city in Canada.

AND WHEREAS NORCAT is such an example of an investment into technology and currently is bringing our community's expertise to an international level with partnerships such as MD Robotics, Electric

Item 4  
Annual Update -  
NORCAT  
(continued)

Vehicle Controllers Ltd. (EVC), Laurentian University Mine Automation Laboratory (LUMAL), University of New Brunswick (UNB) and the Canadian Space Agency.

AND WHEREAS Canada's participation in the 2009 Mars mission is now in doubt because the Canadian Space Agency did not receive the expected funding commitment in last spring's Federal Budget.

AND WHEREAS Canada was invited by NASA to be a very active participant in the 2009 NASA's MARS SCIENCE LABORATORY mission, supplying such things as robotic arms, precision landing systems, and a specially designed drill intended to collect samples of Martian rocks.

AND WHEREAS in Sudbury more than \$1 million has already been spent developing a drill that can be mounted to the lander or a rover in anticipation of the 2009 mission.

AND WHEREAS the opportunities for Sudbury's drill are immense, being that virtually every planetary mission envisioned beyond 2025 includes drilling for one reason or another, sampling, and mining.

AND WHEREAS locally, being that NORCAT's partnership in relation to this 2009 Mars mission and the development of a revolutionary drilling technology are in jeopardy.

AND WHEREAS the development of a space drill will continue regardless of where it is made, it is important that we as a community support NORCAT in keeping this prestigious, innovative technology local.

THEREFORE BE IT RESOLVED that City Council petition the Federal Government to fund the Canadian Space Agency and its partners, which include NORCAT.

**RECORDED VOTE:**

**YEAS**

**NAYS**

Bradley  
Callaghan  
Courtemanche  
Davey  
Dupuis  
Gainer  
Kilgour  
Lalonde  
McIntaggart  
Petryna  
Portelance  
Mayor 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 property, litigation and personnel 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.

### **CW.1 Emergency Services Department - IBI Group “Provision of Coordination Services for the City of Greater Sudbury Fire Service Communications”**

2003-460 Petryna-McIntaggart: THAT Council adopt the IBI Group “Provision of Co-ordination Services for the City of Greater Sudbury Fire Service Communications”; and

THAT Council authorize the Acting General Manager of Emergency Services to implement the IBI Group Proposal at a one-time cost of approximately \$190,000; and

THAT the funding be provided from the Emergency Services Ambulance Reserve Fund, which presently has a balance of approximately \$1,000,000 which can be utilized for projects of this nature.

**CARRIED**

### **CW.5 Rayside-Balfour Physician Recruitment & Retention**

2003-462 Portelance-McIntaggart: WHEREAS in the former Town of Rayside-Balfour there are 6 family medicine practitioners providing primary care to a population of approximately 16,000; and

WHEREAS Rayside has been designated as a community requiring 12 family medicine practitioners; and

WHEREAS the recruitment and retention of family medicine practitioners to the outlying areas remains a concern for citizens and health care providers; and

WHEREAS efforts to use turnkey clinics to recruit physicians to Rayside-Balfour have been unsuccessful;

THEREFORE LET IT BE RESOLVED THAT to address the issue of retention in Rayside-Balfour, that monies currently aside for the turnkey clinic be distributed equally among the 6 practicing physicians in Rayside-Balfour at an amount of \$10,000 per year for the next two years to offset the cost of higher overhead in the former Town of Rayside-Balfour.

**CARRIED**

## **MATTERS ARISING FROM THE PRIORITIES COMMITTEE: 2003-09-22**

### **Rise and Report**

Councillor Callaghan requested that Recommendation #2003-57, Priorities Committee minutes dated 2003-09-22 be dealt with separately.

**C.C. 2003-09-23 (58<sup>TH</sup>)**

**(4)**

Analysis of  
Organizational  
Alternatives for  
Environmental  
Innovation and Energy  
Initiatives

The following resolution was presented:

2003-463 Portelance-Callaghan: WHEREAS the Council of the City of Greater Sudbury by their resolution 2003-35 confirmed:

- THAT Council support the initiatives outlined in the EarthCare Local Action Plan;
- AND FURTHER THAT the Organizational Elements of the Proposed Implementation Strategy will be evaluated during *"The Organization for Tomorrow"* process;
- AND FURTHER THAT the Chief Administrative Officer be directed to bring a report back to the Priorities Committee with recommendations outlining how Council may implement the initiatives in the EarthCare Local Action Plan and integrate these initiatives into the City's organizational initiatives and policies by creating a Division of Environmental Innovation and Energy Initiatives;

THEREFORE BE IT RESOLVED THAT a new Division of Environmental Innovation and Energy Initiatives be created in Public Works;

AND FURTHER THAT the new Division be created with the following requirements:

- THAT the Sections in the new Division continue to deliver their current activities;
- THAT the Sections also collectively work together to champion environmental innovation and energy initiatives in the core activities of Public Works;
- THAT this Public Works unit work closely with the Economic Development and Planning Services Department on community-based EarthCare activities;
- THAT there be no additional permanent staff hired as a result of this reorganization;
- THAT there be no overall budget increase arising from this reorganization;

AND FURTHER THAT environmental and energy objectives be required to be included in the business plan for all City units thereby developing a culture that fosters environmental and energy innovation.

**RECORDED VOTE:**

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

**CARRIED**

**PART I**  
**CONSENT AGENDA**

Consent Agenda

The following resolution was presented to adopt Items C-1 to C-14 inclusive, contained in Part I, Consent Agenda:

2003-464 Dupuis-Davey: That Items C-1 to C-14 inclusive, contained in Part I, Consent Agenda, be adopted with the exception of Item C-3 (Report #3, Finance Committee Minutes of 2003-09-22) as otherwise dealt with.

**CARRIED**

**MINUTES**

Item C-1  
Report No. 57  
City Council  
2003-09-11

2003-465 Davey-Dupuis: THAT Report No. 57, City Council Minutes of 2003-09-11 be adopted.

**CARRIED**

Item C-2  
Report No. 22,  
Priorities Committee  
2003-09-22

2003-466 Dupuis-Davey: THAT Report No. 22, Priorities Committee Minutes of 2003-09-22 be adopted

**CARRIED**

**C.C. 2003-09-23 (58<sup>TH</sup>)**

**(6)**

Item C-3  
Report No. 3  
Finance Committee  
2003-09-22

Refer to Pages 10 & 11.

Item C-4  
Greater Sudbury  
Police Services  
2003-05-21

2003-467 Davey-McIntaggart: THAT the Greater Sudbury Police Services Minutes of 2003-05-21 be received.

**CARRIED**

Item C-5  
Greater Sudbury  
Police Services  
2003-06-23

2003-468 McIntaggart-Davey: THAT the Greater Sudbury Police Services Minutes of 2003-06-23 be received.

**CARRIED**

Item C-6  
Tender Opening  
Committee  
2003-09-16

2003-469 Dupuis-Davey: THAT the Tender Opening Committee Minutes of 2003-09-16 be received.

**CARRIED**

### **TENDERS**

Item C-7  
Tender Award:  
Contract 2003-24:  
Storm Drainage  
Improvements -  
Various Locations

Report dated 2003-09-17 from the General Manager of Public Works regarding Contract 2003-24: Storm Drainage Improvements - Various Locations was received.

2003-470 Davey-Dupuis: THAT Contract 2003-24, Storm Drainage Improvements, Various Locations, be awarded to Hollaway Equipment Rental Ltd. in the tendered amount of \$436,082.78, this being the lowest tender meeting all contract specifications.

**CARRIED**

### **ROUTINE MANAGEMENT REPORTS**

Item C-8  
Special Occasion  
Permit - Ukrainian  
National Federation

Report dated 2003-09-09 from the General Manager of Economic Development & Planning Services regarding Special Occasion Permit - Ukrainian National Federation Annual "Yarmarok" was received.

2003-471 Davey-Dupuis: THIS Council has no objection to the issuance of a special occasion permit to Morris Hucal of the Ukrainian National Federation, 130 Frood Road. The request is made to facilitate their Annual Yarmarok to be held on October 17<sup>th</sup> to 19<sup>th</sup>, 2003 and the hours of operation will be between 11:00 a.m. and 1:00 a.m. with an anticipated attendance of 300-400 people each day of the event.

Item C-8  
Special Occasion  
Permit - Ukrainian  
National Federation  
(continued)

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 event representative ensure emergency vehicles have access to the event area.

**CARRIED**

Item C-9  
Special Occasion  
Permit - Northern  
Lights Festival Boréal

Report dated 2003-09-18 from General Manager of Economic Development & Planning Services regarding Special Occasion Permit - Northern Lights Festival Boréal - Welcome Back Block Party was received.

2003-472 Davey-Dupuis: THAT this Council has no objection to the issuance of a Special Occasion Permit to Northern Lights Festival Boréal to operate a beer tent to coincide with Sudbury Metro Centre's "Welcome Back Block Party" to be held on Saturday, September 27<sup>th</sup>, 2003. The hours of operation will be from 11:00 a.m. to 11:00 p.m. with an anticipated attendance of 500 people.

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

1. That the tent be erected in accordance with the provisions of the Ontario Building Code and that no spikes shall be used to anchor the tent;



Item C-9  
Special Occasion  
Permit - Northern  
Lights Festival Boréal  
(continued)

2. That the event representative ensure emergency vehicles have access to the event area;
3. That the event representative provide adequate liability insurance in a form satisfactory to the Manager of Financial Planning & Policy;
4. 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;
5. 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.

**CARRIED**

Item C-10  
Brunet Municipal Drain

Report dated 2003-09-17, with attachments, from General Manager of Public Works regarding Brunet Municipal Drain was received.

2003-473 McIntaggart-Davey: THAT the City of Greater Sudbury accept the petition for Municipal/Agricultural Drainage Works submitted by landowners within the area described as Part of Lot 1, Concession 6, Fairbank Township, and Part of Lot 1, Concession 1, Dowling Township, which was filed with the Clerk on the 26<sup>th</sup> day of August, 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-11  
Sale of Surplus Land  
Normand Street,  
Chelmsford

Report dated 2003-09-16 from General Manager of Corporate Services regarding Sale of Surplus Land Parcel 30039 S.E.S. being Parts 1 & 2 Plan 53R-14270 - Normand Street, Chelmsford was received.

2003-474 Davey-McIntaggart: THAT the City of Greater Sudbury enter into an Agreement of Purchase and Sale with Shawn Peterson and Joanne Leclair-Peterson for the land legally described as Parcel 30039, S.E.S., being Parts 1 and 2, Plan 53R-14270, Normand Street, Chelmsford subject to the terms and conditions outlined in the report dated September 16, 2003 from the General Manager of Corporate Services; and

THAT the Clerk and Property Negotiator/Appraiser be authorized to execute all documents necessary to complete the real estate transaction.

**CARRIED**

Item C-12  
Sale of Surplus Land  
Harty Street, Sudbury  
(continued)

Report dated 2003-09-16 from General Manager of Corporate Services regarding Sale of Surplus Land Lot 28 Plan M-31 - Harty Street, Sudbury was received.

2003-475 McIntaggart-Davey: THAT the City of Greater Sudbury enter into an Agreement of Purchase and Sale with Fred Mens for the land legally described as Lot 28, Plan M-31, Harty Street, Sudbury subject to the terms and conditions outlined in the report dated September 16, 2003 from General Manager of Corporate Services; and

THAT the Clerk and Property Negotiator/Appraiser be authorized to execute all documents necessary to complete the real estate transaction.

**CARRIED**

Item C-13  
Tax Adjustments  
Under Section 357 &  
358 of the Municipal  
Act

Report dated 2003-09-19, with attachments, from General Manager of Corporate Services regarding Tax Adjustments Under Sections 357 and 358 of the Municipal Act was received.

2003-476 Davey-McIntaggart: THAT the amount of \$149,481.31 be struck from the tax roll as set out in Schedule A & B.

**CARRIED**

Item C-14  
2003 Omitted &  
Supplementary Tax  
Billing

Report dated 2003-09-19 from General Manager of Corporate Services regarding 2003 Omitted and Supplementary Tax Billing was received.

2003-477 McIntaggart-Davey: THAT a by-law be passed authorized the 2003 omitted and supplementary tax billing.

**CARRIED**

Change of Chair

At 8:36 p.m., His Worship Mayor James Gordon vacated the Chair.

**DEPUTY MAYOR PORTELANCE, IN THE CHAIR**

Change of Chair

At 8:47 p.m., Deputy Mayor Portelance vacated the Chair.

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

Item C-3  
Report No. 3  
Finance Committee  
Capital Financing  
Alternatives

Councillor Davey requested that the Capital Financing Alternatives motion be brought forward for consideration.

The General Manager of Corporate Services gave an electronic presentation.

The following resolution was presented:

Dupuis-Bradley: WHEREAS Council has adopted the Long Term Financial Plan which identified the need to have a Capital Levy and which recommended the use of a managed debt program;

Item C-3  
Report No. 3  
Finance Committee  
Capital Financing  
Alternatives  
(continued)

NOW THEREFORE BE IT RESOLVED THAT:

- Inflation be applied to all existing Capital Envelopes
- Option \_\_\_\_\_ of the Capital Financing Alternatives for implementation of the Long Term Financial Plan recommendations, as outlined in the report from the General Manager of Corporate Services dated September 19, 2003 be included in the 2004 Base Budget;
- The Ontario Municipal Economic Infrastructure Financing Authority program, where available, be utilized for any debenturing and the regular market be used if necessary;
- The General Managers of Public Works and Corporate Services make application to the Ontario Municipal Economic Infrastructure Financing Authority to participate in the funding scheme (if above options are approved);
- A report be prepared before the end of the year recommending capital envelope priorities, based on the additional capital funding approved.

Motion for Deferral

Council concurred with a request by Councillor Bradley that the foregoing resolution be **deferred** to the new Council following the November 10, 2003 Municipal elections.

**RECORDED VOTE:**

<u>YEAS</u>	<u>NAYS</u>
Bradley	McIntaggart
Callaghan	
Davey	
Dupuis	
Gainer	
Petryna	
Portelance	
Mayor Gordon	

**CARRIED**

Item C-3  
Report No. 3  
Finance Committee  
2003-09-22

2003-478 Davey-Dupuis: THAT Report No. 3, Finance Committee Minutes of 2003-09-22 be adopted.

**CARRIED**

## **BY-LAWS**

2003-229A            3            A BY-LAW OF THE CITY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF SEPTEMBER 23, 2003

2003-230A            3            A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH VITALAIRE CANADA INC. FOR RESPIRATORY SERVICES FOR PIONEER MANOR

Council Resolution No. 2003-338

(This award was made by Council in July for a two year term.)

2003-231A            3            A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE SHAREHOLDER'S DECLARATIONS OF THE GREATER SUDBURY HOUSING CORPORATION ON BEHALF OF THE CITY

Report dated 2003-09-10 from General Manager of Economic Development & Planning Services.

(This By-law authorizes the Mayor and Clerk to act as the Shareholder's representatives and to execute the Shareholder's Declarations from time to time.)

2003-232F            3            A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY AND COLLECT OMITTED AND SUPPLEMENTARY REALTY TAXES FOR THE YEAR 2003

Report dated 2003-09-19 from the General Manager of Corporate Services.

2003-233F            See Page 18.

2003-234F            3            A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE CANCELLATION, REDUCTION OR REFUND OF REALTY TAXES

Report dated 2003-09-19 from the General Manager of Corporate Services.

2003-235            3            A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF LOT 28, PLAN M-31, HARTY STREET, SUDBURY TO FRED MENS

Report dated 2003-09-16 from the General Manager of Corporate Services.

2003-236	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PARTS 1 AND 2, PLAN 53R-14270, NORMAND STREET, CHELMSFORD TO SHAWN PETERSON AND JOANNE LECLAIR-PETERSON</p> <p>Report dated 2003-09-16 from the General Manager of Corporate Services.</p>
2003-237	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO PROVIDE FOR INTEREST RATES ON CERTAIN CITY MATTERS</p> <p>(This By-law updates and consolidates the various interest rate provisions of the former municipalities. It provides for interest to be charged on overdue accounts due and payable to the City, but does not cover tax issues.)</p>
2003-238L	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO REGULATE THE RIGHT OF AN OWNER TO ENTER UPON ADJOINING LAND TO MAKE REPAIRS, ALTERATIONS OR IMPROVEMENTS TO A BUILDING, FENCE OR OTHER STRUCTURE</p> <p>(The City passed By-law 2001-36L in January, 2001. It authorizes owners of land to enter adjoining land for the purpose of performing repairs, subject to a number of conditions. The new Municipal Act that came into effect at the start of 2003 has changed some of these statutory conditions. This By-law updates the original By-law to reflect these changes.)</p>
2003-239Z	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-302, THE COMPREHENSIVE ZONING BY-LAW OF THE FORMER TOWN OF RAYSIDE-BALFOUR</p> <p>(The By-law rezones the subject property to Agricultural Reserve Special to recognize an existing non-conforming trailer and recreational vehicle sales business and to permit its expansion. This By-law also recognizes the existing ground sign and fascia signs on the site - Nickel Belt Boom Truck Ltd./J. &amp; D. Berthiaume,Joanette Road/Highway 144)</p>
2003-240Z	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW OF THE FORMER CITY OF SUDBURY</p> <p>(This By-law permits a pit on the subject property for a temporary period of three years. Maley Developments Ltd., 2555 Maley Drive, Sudbury)</p>

2003-241Z	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW OF THE FORMER CITY OF VALLEY EAST AND FORMER TOWN OF ONAPING FALLS</p> <p>(This By-law rezones the subject lands "A-14", Special Agricultural Reserve to permit the processing and retail sale of firewood. A specific area for firewood processing and retail sales is established, as well as additional front yard and west interior side yard setback requirements. George Solomon, Gravel Drive, Hanmer)</p>
2003-242	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2003-47, BEING A BY-LAW TO REGULATE THE MAINTENANCE AND MANAGEMENT OF CEMETERIES IN THE CITY OF GREATER SUDBURY</p> <p>Report dated 2003-09-17 from General Manager of Citizen &amp; Leisure Services regarding Adult Cremation Section Lot Adornments and Plantings St. Joseph's Cemetery, Chelmsford.</p>
2003-243	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO DELEGATE CERTAIN AUTHORITY TO THE CHIEF ADMINISTRATIVE OFFICER DURING THE ELECTION PERIOD</p> <p>Refer to report dated 2003-09-16, with attachments, from General Manager of Corporate Services regarding Actions of Council Restricted after Nomination Day.</p>
2003-244F	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO MUSIC AND FILM IN MOTION</p> <p>Council Resolution 2003-452.</p>
2003-245R	3	<p>A BY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE CERTAIN PARCELS OF LANDS TO BE PART OF THE CITY ROAD SYSTEM</p> <p>(This By-law is presented to Council from time to time. It provides for all the small "bits and pieces" of roadway that have been purchased or otherwise acquired by the City for road purposes to be formally declared as roads. A number of widenings, subdivision transfers, sight triangles, etc., are included.)</p>

2003-246                      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 By-law updates some of the Fire Department officials.)

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

2003-479 Davey-McIntaggart: THAT By-law 2003-229A to and including By-law 2003-232F, By-law 2003-234F to and including By-law 2003-246 be read a first and second time.

**CARRIED**

3<sup>rd</sup> Reading

2003-480 McIntaggart-Davey: THAT By-law 2003-229A to and including By-law 2003-232F, By-law 2003-234F to and including By-law 2003-246 be read a third time and passed.

**CARRIED**

**PART II**  
**REGULAR AGENDA**

**MANAGERS' REPORTS**

Item R.1  
General Manager of  
Emergency Services

Report dated 2003-09-19, with attachments, from Chief Administrative Officer regarding General Manager of Emergency Services was received.

The following resolution was presented:

2003-481 Davey-McIntaggart: THAT the hiring authority of the General Manager of Emergency Services be delegated by Council to the Chief Administrative Officer.

THAT the following Councillors and the CAO will form the Hiring Committee for the position of General Manager of Emergency Services:

Councillor Lalonde  
Councillor Petryna

**CARRIED**

Item R.2  
Adult Cremation  
Section, St. Joseph's  
Cemetery, Chelmsford

Report dated 2003-09-17, with attachments, from General Manager of Citizen & Leisure Services regarding Adult Cremation Section, Lot Adornments and Plantings, St. Joseph's Cemetery, Chelmsford was dealt with under the By-laws. Refer to By-law 2003-242.

Item R.3  
NIM Disposals: MOE  
Amendment Request

Report dated 2003-09-17 from General Manager of Public Works regarding NIM Disposals: MOE Amendment Request was received.

The following resolution was presented:

Davey-McIntaggart: THAT the comments provided in the NIM Disposals: MOE Amendment Request report dated September 17, 2003 be forwarded to the Ministry of the Environment.

Amendment to the  
Motion

The following amendment was presented:

2003-482 Callaghan-Bradley: THAT the following be added to the motion:

*“AND FURTHER THAT the Ministry of the Environment direct further public consultations particularly with neighbouring property owners who may be impacted by this proposed amendment.”*

**CARRIED**

Main Motion  
(as amended)

2003-483 Bradley-McIntaggart: THAT the comments provided in the NIM Disposals: MOE Amendment Request report dated September 17, 2003 be forwarded to the Ministry of the Environment.

AND FURTHER THAT the Ministry of the Environment direct further public consultations particularly with neighbouring property owners who may be impacted by this proposed amendment.

**CARRIED**

Item R.4  
Kukagami Waste  
Drop-off Depot

Report dated 2003-09-17 from General Manager of Public Works regarding Relocating the Kukagami Waste Drop-off Depot was received.

The following resolution was presented:

2003-484 McIntaggart-Davey: THAT the staff recommendation detailed in the Relocation of the Kukagami Waste Drop-off Depot report dated September 17, 2003 be approved.

**CARRIED**

Proceed past  
10:00 p.m.

2003-485 Davey-McIntaggart: THAT we proceed past the hour of 10:00 p.m.

**CARRIED**

Item R.5  
AVL & Digital  
Vehicle Operating  
Data Recorders

Report dated 2003-09-05 from Acting General Manager of Emergency Services regarding purchase of Automated Vehicle Location and Digital Vehicle Operating Data Recorders for the Emergency Medical Services Fleet was received.

The following resolution was presented:

2003-486 Davey-McIntaggart: WHEREAS the City of Greater Sudbury EMS Division has identified the need to purchase Automated Vehicle Location (AVL) and Vehicle Operating Data Recorders providing for efficiencies in managing EMS fleet and deployment; and



Item R.5  
AVL & Digital  
Vehicle Operating  
Data Recorders  
(continued)

THAT the project be awarded to Grey Island Systems Inc. in the amount of \$81,966 plus applicable taxes; and

THAT in addition a \$20,000 project contingency fee to cover vehicle system sensors not covered in the above project costs be authorized; and

THAT the capital costs of the project be funded from the Emergency Services - Land Ambulance Reserve Equipment Replacement Fund which presently has an uncommitted balance of \$452,000 which can be used for equipment; and

THAT the Acting General Manager of Emergency Services be authorized to execute all agreements required of the project.

**CARRIED**

Item R.6  
GSHC  
Shareholder's  
Declaration

Report dated 2003-09-10 from General Manager of Economic Development & Planning Services regarding Greater Sudbury Housing Corporation - Shareholder's Declaration was dealt with under the By-laws. Refer to By-law 2003-231A.

Item R.7  
Actions of Council  
Restricted After  
Nomination Day

Report dated 2003-09-16, with attachments, from General Manager of Corporate Services regarding Actions of Council Restricted after Nomination Day was dealt with under the By-laws. Refer to By-law 2003-243.

Item R.8  
Contribution of Mayor  
Gordon's 2000  
Campaign Surplus

Report dated 2003-09-19 from General Manager of Corporate Services regarding Contribution of Mayor Gordon's 2000 Campaign Surplus to the Sudbury Regional Hospital Cardiac Rehabilitation Centre was received.

The following resolution was presented:

2003-487 Davey-Dupuis: WHEREAS the City Clerk is holding in trust a \$15,572.06 campaign surplus, on behalf of His Worship Mayor James Gordon, resulting from the 2000 Municipal Election;

AND WHEREAS these funds were raised and contributed to the re-election campaign of Mayor James Gordon by those supporting his election to City Council in 2000;

AND WHEREAS Mayor James Gordon will not be registering as a candidate in the 2003 municipal election and therefore not requiring access to the funds raised for the purposes of being a candidate;

AND WHEREAS the *Municipal Elections Act, 1996* provides that such funds become the property of the municipality if no nomination is filed;

Item R.8  
Contribution of Mayor  
Gordon's 2000  
Campaign Surplus  
(continued)

AND WHEREAS City Council has the authority under Section 107 of the *Municipal Act, 2001* to give a grant to any person, group or body, including a fund, for any purpose that Council considers to be in the interests of the municipality;

AND WHEREAS the Sudbury Regional Hospital Cardiac Rehabilitation Centre provides programs and services that help cardiac attack victims and their families better accept changes that an acute cardiac event brings;

THEREFORE BE IT RESOLVED THAT, subject to meeting the requirements of all relevant legislation, City Council authorize the payment of a sum equal to the value of the 2000 municipal election campaign surplus of His Worship Mayor James Gordon, including accumulated interest, to the Sudbury Regional Hospital Cardiac Rehabilitation Centre.

**CARRIED**

2003-233F            3

A BY-LAW OF THE CITY OF GREATER SUDBURY TO  
GRANT TO THE SUDBURY REGIONAL HOSPITAL  
CARDIAC REHABILITATION CENTRE

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

2003-488 McIntaggart-Davey: THAT By-law 2003-233F be read a first and second time.

**CARRIED**

3<sup>rd</sup> Reading

2003-489 Davey-McIntaggart: THAT By-law 2003-233F be read a third time and passed.

**CARRIED**

Item R.9  
Appointment - Board -  
Northern Ontario  
Medical School

Report dated 2003-09-19 from General Manager of Corporate Services regarding Appointment to the Board of the Northern Ontario Medical School was received.

The following resolution was presented:

2003-490 Davey-Dupuis: WHEREAS By-law Number Two of the Northern Ontario Medical School provides for a Board of Directors consisting of 35 persons, one of whom shall be a resident of the City of Greater Sudbury nominated by the Council of the City of Greater Sudbury;

NOW THEREFORE BE IT RESOLVED THAT His Worship Mayor James Gordon be nominated to the Board of Directors of the Northern Ontario Medical School as the appointee of the City of Greater Sudbury.

**CARRIED**

Item R.10  
Feeding of Wild Birds

Report dated 2003-09-15, with attachments, from General Manager of Economic Development & Planning Services regarding the Feeding of Wild Birds Within the City of Greater Sudbury was received.

The following resolution was presented:

2003-491 McIntaggart-Davey: THAT Council direct City staff to investigate each complaint received regarding the feeding of wild geese and to inform those individuals feeding the geese to discontinue as their actions may have an adverse affect on their neighbours and water quality.

**CARRIED**

**MOTIONS**

Item R.11  
NORCAT

This Item was dealt with under #4 (Annual Update for Northern Centre for Advanced Technology - NORCAT). See Pages 2 & 3.

Item R.12  
Beatty Street, Sudbury

2003-492 Bradley-Davey: WHEREAS the residents of Beatty Street were evacuated from their homes on September 11<sup>th</sup>, 2003, after a fuel truck became stuck on the hill, posing a risk to those residents;

AND WHEREAS similar incidents have been reported over the years of heavy vehicles rolling back down the Beatty Street hill;

AND WHEREAS such incidents pose a potential risk to the residents of the area, particularly if the vehicle involved is a heavy vehicle transporting dangerous goods;

AND WHEREAS residents of the area are requesting that the Traffic and Parking By-law be amended by deleting Beatty Street as a designated truck route;

NOW THEREFORE BE IT RESOLVED THAT the General Manager of Public Works be directed to undertake a traffic study of that portion of Beatty Street between Elm Street and Froid Road to examine alternative truck routes which would avoid that portion of Beatty Street, to recommend the erection of the appropriate signage, and to report back to Council at its next meeting;

AND FURTHER THAT the City Solicitor be directed to prepare a by-law amending Schedule "Q" of the Traffic and Parking By-law 2001-1, by deleting Beatty Street between Elm Street and Froid Road, Sudbury, as a designated truck route.

**CARRIED**

## **ADDENDUM TO AGENDA**

### **Addendum**

The following resolution was presented:

2003-493 Dupuis-Davey: THAT the Addendum to the Agenda be dealt with at this time.

**CARRIED**

### **Declarations of Pecuniary Interest**

None.

## **BY-LAWS**

2003-249F            3

A BY-LAW OF THE CITY OF GREATER SUDBURY TO  
AUTHORIZE THE PAYMENT OF A GRANT TO THE  
HUMAN LEAGUE ASSOCIATION

Finance Committee Resolution 2003-16

2003-250            3

A BY-LAW OF THE CITY OF GREATER SUDBURY TO  
AUTHORIZE A TRANSFER OF PARCEL 43279  
SUDBURY EAST SECTION, BEING BLOCK A, PLAN  
M-1039, AND PARCEL 41916 SUDBURY EAST  
SECTION, BEING LOT 229, PLAN M-1039, TOWNSHIP  
OF FALCONBRIDGE, BY WAY OF GRANT TO  
FALCONBRIDGE COMMUNITY ARENA ASSOCIATION

Council Resolution 2003-311

(This By-law authorizes the transfer of the Falconbridge Arena  
to a not for profit corporation in accordance with the decision of  
Council of June 26, 2003 declaring the property surplus and  
offering it for sale for \$1.00 to community volunteers who intend  
to operate the facility for recreation purposes.)

2003-251A            3

A BY-LAW OF THE CITY OF GREATER SUDBURY TO  
APPOINT MUNICIPAL LAW ENFORCEMENT  
OFFICERS TO ENFORCE THE PRIVATE PROPERTY  
AND DISABLED PARKING SECTIONS OF BY-LAW  
2001-1 AND FIRE ROUTE BY-LAW 2003-30T

(This By-law updates the list of municipal law enforcement  
officers.)

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

2003-494 Davey-McIntaggart: THAT By-law 2003-249F, 2003-250  
and 2003-251A be read a first and second time.

**CARRIED**

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

2003-495 McIntaggart-Davey: THAT By-law 2003-249F, 2003-250  
and 2003-251A be read a third time and passed.

**CARRIED**

## **MANAGERS' REPORTS**

### **AD.1 Tender - Emergency Services - Purchase of Three (3) Tankers**

Report dated 2003-09-17 from the Acting General Manager of Emergency Services regarding Tender Award - Purchase of Three (3) 1500 Imperial Gallon (6800 Litres) Tankers was received.

The following resolution was presented:

2003-496 Davey-McIntaggart: THAT the tender for the purchase of three (3) 1500 imperial gallon (6800 litre) tankers be awarded to Northland Truck Sales in the amount of \$540,843.27; and

THAT funding for these tankers be provided from the Equipment Replacement Reserve Fund which was specifically allocated to Fire Services in the amount of \$900,000.

**CARRIED**

### **AD.2 Connect Ontario/GeoSmart - Smart Sudbury Project**

Report dated 2003-09-18 from General Manager of Economic Development and Planning Services regarding Connect Ontario/GeoSmart - Smart Sudbury Project was received.

The following resolution was presented:

2003-497 McIntaggart-Davey: THAT Council approve \$1,239,851 as outlined in the report dated September 18, 2003 from the General Manager of Economic Development & Planning Services.

THAT the General Manager of Economic Development & Planning Services and City Clerk be authorized to execute an agreement, and all amendments thereto, and other related documents between the City of Greater Sudbury and the Ministry of Natural Resources setting out the terms of funding provided by the Ministry for the Greater Sudbury GeoSmart project, upon approval of the form of the agreement by the City Solicitor.

THAT the General Manager of Economic Development & Planning Services and City Clerk be authorized to execute an agreement, and all amendments thereto, and other related documents between the City of Greater Sudbury and the Ministry of Enterprise, Opportunity and Innovation setting out the terms of funding provided by the Ministry for development of the Smart Sudbury Connect Ontario project upon approval of the form of the agreement by the City Solicitor.

**CARRIED**

## **BY-LAWS**

2003-247A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A FUNDING AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF ONTARIO AS REPRESENTED BY THE MINISTER OF NATURAL RESOURCES FOR THE GREATER SUDBURY GEOSMART PROJECT
2003-248A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A FUNDING AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF ONTARIO AS REPRESENTED BY THE MINISTER OF ENTERPRISE, OPPORTUNITY AND INNOVATION FOR DEVELOPMENT OF THE SMART SUDBURY CONNECT ONTARIO PROJECT
<u>1<sup>st</sup> &amp; 2<sup>nd</sup> Reading</u>		2003-498 Davey-McIntaggart: THAT By-law 2003-247A and By-law 2003-248A be read a first and second time. <b>CARRIED</b>
<u>3<sup>rd</sup> Reading</u>		2003-499 McIntaggart-Davey: THAT By-law 2003-247A and By-law 2003-248A be read a third time and passed. <b>CARRIED</b>
<u>Adjournment</u>		2003-500 Davey-McIntaggart: THAT this meeting does now adjourn. Time: 10:26 p.m. <b>CARRIED</b>

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Mayor

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Deputy City Clerk