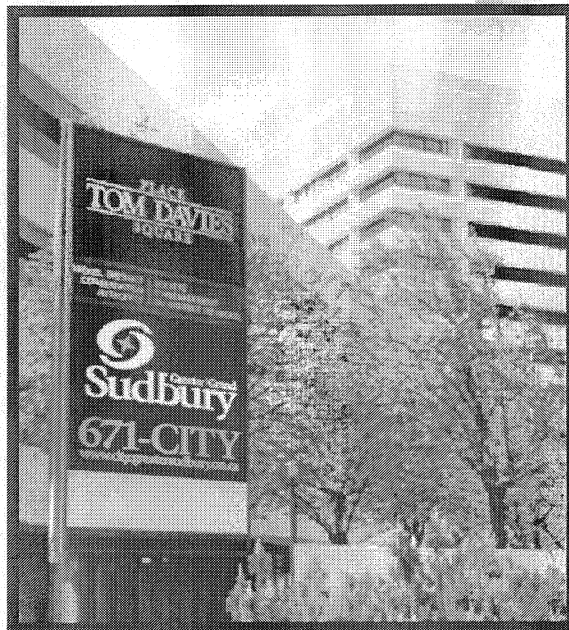


Vision: The City of Greater Sudbury is
a growing, world-class community
bringing talent, technology and a great
northern lifestyle together.

Vision : La Ville du Grand Sudbury est une
communauté croissante de calibre
international qui rassemble les talents, les
technologies et le style de vie exceptionnel

Agenda Ordre du jour



For the
City Council
Meeting
to be held

Pour la réunion
du Conseil
municipal qui
aura lieu

Thursday, August 12, 2004

jeudi 12 août 2004

at **7:00 p.m**

à 19 h

Council Chamber
Tom Davies Square

dans la Salle du Conseil
Place Tom Davies



Regular Council

Agenda

FOR THE CITY COUNCIL MEETING
TO BE HELD ON

THURSDAY, AUGUST 12, 2004

COUNCIL CHAMBER

TOM DAVIES SQUARE

7:00 P.M.



City Council AGENDA

**FOR THE REGULAR MEETING OF CITY COUNCIL
TO BE HELD ON THURSDAY, AUGUST 12, 2004 AT 7:00 P.M.
IN THE COUNCIL CHAMBER, TOM DAVIES SQUARE**

MAYOR DAVID COURTEMANCHE, CHAIR

- 4:30 P.M. COMMITTEE OF THE WHOLE - "IN CAMERA"
COMMITTEE ROOM C-11, TOM DAVIES SQUARE
*To deal with: Litigation & Personnel Matters***
- 7:00 P.M. REGULAR COUNCIL MEETING
COUNCIL CHAMBER, TOM DAVIES SQUARE**

(PLEASE ENSURE CELL PHONES AND PAGERS ARE TURNED OFF)

The Council Chamber of Tom Davies Square is wheelchair accessible. Please speak to the City Clerk prior to the meeting if you require a hearing amplification device. Persons requiring assistance are requested to contact the City Clerk's Office at least 24 hours in advance of the meeting if special arrangements are required. Please call (705) 671-2489, extension 2475. Telecommunications Device for the Deaf (TTY) (705) 688-3919. Copies of Agendas can be viewed on the City's web site at www.greatersudbury.ca.

1. Moment of Silent Reflection
2. Roll Call
3. Declarations of Pecuniary Interest

PUBLIC HEARINGS

PAGE NO.

{NONE}

PRESENTATIONS/DELEGATIONS

4. Letter dated 2004-06-03 from the Northeast Mental Health Centre (NEMHC) regarding a presentation to promote their fundraiser / car rally entitled "The Great Eggscapade Scramble" on 2004-09-18 at Delki Dozzi Community Centre. **1**
(FOR INFORMATION ONLY)
- Ms. Laura Hicks, Director of Fundraising & Community Relations, NEMHC
5. Letter dated 2004-07-16 from the Nickel District Conservation Authority (NDCA) regarding a presentation to inform City Council of the submission made to the Minister of Natural Resources asking for a Provincial re-investment in Ontario's Conservation Authorities. **2**
(ELECTRONIC PRESENTATION) (RESOLUTION PREPARED)
- Councillor Ron Bradley, Chair, NDCA
 - Mr. Paul Sajatovic, Planner, NDCA
6. Report dated 2004-08-05, with attachments, from the General Manager of Economic Development & Planning Services regarding Phase Two (2) of Dynamic Earth. **3 - 5**
(ELECTRONIC PRESENTATION) (RESOLUTION PREPARED)
- Mr. Doug Craig, Chair, Dynamic Earth Steering Committee
 - Mr. Jim Marchbank, CEO, Science North

MATTERS ARISING FROM THE "IN CAMERA" SESSION

At this point in the meeting, the Chair, Deputy Mayor Dupuis, will rise and report any matters discussed during the "In Camera" session. Council will then consider any resolutions or by-laws.

MATTERS ARISING FROM THE PLANNING COMMITTEE: 2004-08-10

At this point in the meeting, the Chair of the Planning Committee, Councillor Thompson, will bring forward any matter requiring Council approval.

PART I - CONSENT AGENDA

(RESOLUTION PREPARED adopting resolutions for Items C-1 to C-18 contained in the Consent Agenda)

(For the purpose of convenience and for expediting meetings, matters of business of repetitive or routine nature are included in the Consent Agenda, and all such matters of business contained in the Consent Agenda are voted on collectively.

A particular matter of business may be singled out from the Consent Agenda for debate or for a separate vote upon the request of any Councillor. In the case of a separate vote, the excluded matter of business is severed from the Consent Agenda, and only the remaining matters of business contained in the Consent Agenda are voted on collectively.

Each and every matter of business contained in the Consent Agenda is recorded separately in the minutes of the meeting.)

<u>MINUTES</u>	<u>PAGE NO.</u>
C-1 Report No. 15, City Council, Minutes of 2004-07-13. (RESOLUTION PREPARED - MINUTES ADOPTED)	M1 - M37
C-2 Report No. 13, Planning Committee, Minutes of 2004-07-13. (RESOLUTION PREPARED - MINUTES ADOPTED)	M38 - M67
C-3 Report No. 14, Finance Committee, Minutes of 2004-07-13. (RESOLUTION PREPARED - MINUTES ADOPTED)	M68 - M70
C-4 Report of the Ad-Hoc Committee - Council Auditor, Minutes of 2004-07-14. (RESOLUTION PREPARED - MINUTES ADOPTED)	M71 - M86
C-5 Report of the Ad-Hoc Committee - Council Auditor, Minutes of 2004-08-04. (RESOLUTION PREPARED - MINUTES ADOPTED)	M87 - M88
C-6 Report of the Licensing Committee, Minutes of 2004-07-14. (RESOLUTION PREPARED - MINUTES ADOPTED)	M89 - M90
C-7 Report No. 14, Planning Committee, Minutes of 2004-08-10. (RESOLUTION PREPARED - MINUTES ADOPTED){TABLED}	
C-8 Report of the Tender Opening Committee, Minutes of 2004-07-13. (RESOLUTION PREPARED - MINUTES RECEIVED)	M91
C-9 Report of the Tender Opening Committee, Minutes of 2004-07-20. (RESOLUTION PREPARED - MINUTES RECEIVED)	M92 - M93
C-10 Report of the Tender Opening Committee, Minutes of 2004-07-27. (RESOLUTION PREPARED - MINUTES RECEIVED)	M94 - M95
C-11 Report No. 5, Board of Directors of Sudbury Metro Centre Minutes of 2004-06-03. (RESOLUTION PREPARED - MINUTES RECEIVED)	M96 - M97

PART I - CONSENT AGENDA (continued)

TENDERS

{NONE}

ROUTINE MANAGEMENT REPORTS

- C-12 Report dated 2004-08-09, with attachments, from the General Manager of Corporate Services regarding Special Occasion Permit and Noise By-law Exemption, Valley East 100th Birthday Bash - Valley East Lions Club Inc. **6 - 9**
(RESOLUTION PREPARED)

(The Valley East Lions Club Inc. has applied to Council for a Special Occasion Permit and Noise By-law Exemption in order to facilitate their 100th Birthday Bash.)

- C-13 Report dated 2004-08-06, with attachments, from the General Manager of Corporate Services regarding Liquor License Extension and Noise By-law Exemption, Royal Canadian Legion, Branch #224, Copper Cliff. **10 - 12**
(RESOLUTION PREPARED)

(The Royal Canadian Legion in Copper Cliff will be holding a birthday party for four (4) individuals and a Liquor License Extension and Noise By-law Exemption is required.)

- C-14 Report dated 2004-07-30 from the General Manager of Public Works regarding Agreement: Falconbridge Hauled Sewage Site. **13 - 14**
(RESOLUTION PREPARED)

(There is an existing agreement between the former Region and Falconbridge Limited for the use of the hauled sewage site in Falconbridge, which has expired. The City of Greater Sudbury and Falconbridge must enter into an Agreement to allow for the continued use of the hauled sewage site.)

TELEPHONE POLLS

- C-15 Report dated 2004-08-03 from the General Manager of Health and Social Services regarding award of Request for Proposal, Furniture and Furnishings, Pioneer Manor **15 - 16**
(RESOLUTION PREPARED)
- C-16 Report dated 2004-07-28, with attachments, from the General Manager of Corporate Services regarding Temporary Extension to Liquor License, Tradewinds Motor Hotel. **17 - 19**
(RESOLUTION PREPARED)

(A request was made by the Tradewinds Motor Hotel for a Liquor License Extension to facilitate their Grand Opening Celebration.)

PART I - CONSENT AGENDA (continued)

TELEPHONE POLLS (continued)

PAGE NO.

- C-17 Report dated 2004-07-23, with attachments, from the General Manager of Corporate Services regarding Noise By-law Exemption, Trinity Development Site. **20 - 22**
(RESOLUTION PREPARED)

(A request from Interpaving Limited was received for an exemption to the Noise By-law in order to perform work at the Trinity Development Site on Marcus Drive, 24 hours a day, seven days a week.)

- C-18 Report dated 2004-08-06, with attachments, from the General Manager of Corporate Services regarding Noise By-law Exemption - Sudbury Downs. **23 - 25**
(RESOLUTION PREPARED)

(A letter was received from the Ontario Lottery & Gaming Corporation requesting an exemption to the Noise By-law in order to hold an outdoor summer concert series at the Sudbury Downs.)

BY-LAWS

THE FOLLOWING BY-LAWS APPEAR FOR A THIRD AND FINAL READING:

- 2004-194 3RD A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE
THE NICKEL LAKE SHORE ALLOWANCE

Planning Committee Recommendation 2004-147

Report dated 2004-08-04, with attachments, from the General Manager of Corporate Services regarding Information - Closure of Nickel Lake Shore Allowance.

26 - 30

(This by-law was deferred at the 2004-07-13 Council meeting for further information. At Council's request additional information will be provided regarding the sale of the shore allowance to INCO.)

THE FOLLOWING BY-LAWS APPEAR FOR THREE READINGS:

- 2004-230A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO
CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING
OF AUGUST 12, 2004

- 2004-231A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT
BY-LAW ENFORCEMENT OFFICERS FOR THE SUDBURY
AIRPORT

(This By-law updates the list of By-law Enforcement Officers at the Sudbury Airport.)

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

PAGE NO.

- 2004-232 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND
BY-LAW 2002-300, A BY-LAW TO REGULATE SMOKING IN
PUBLIC PLACES AND WORKPLACES

(This amendment corrects a typographical error in the text of the original By-law. Section 19, dealing with employers, wrongly refers to "Section 7" instead of "Section 8". Section 7 deals with smokers. This amendment corrects this number reference.)

- 2004-233 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND
THE PROCEDURE BY-LAW 2002-202

Report dated 2004-08-03 from the General Manager of Corporate Services regarding Amendment to Procedure By-law 2002-202 - Change of Meeting Time - Planning Committee.

31 - 33

(This By-law changes the start-time of Planning meetings from 7:00 p.m. to 5:30 p.m. beginning in September. Notice of this By-law has been given and no comments were received.)

Report dated 2004-08-06, with attachments, from the General Manager of Corporate Services regarding Delegation of Tax Relief Hearings.

34 - 39

(This By-law also provides that applicants who wish to make representation to Council requesting tax relief shall be heard by the Hearing Committee instead of the whole Council.)

- 2003-234A 3 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 the list of Clerks at Citizen Service Centres and By-law Enforcement Officers.)

- 2004-235A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO
AUTHORIZE AN AGREEMENT WITH THE MINISTRY OF
PUBLIC INFRASTRUCTURE RENEWAL FOR COST SHARING
ARRANGEMENTS ON THE ROCK TUNNEL SERVICING
PROJECT

(This By-law is necessary to authorize the agreement with the Ministry for the Ministry's contribution of one-third (\$8.4 million) of the total cost of the project.)

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

PAGE NO.

- 2004-236P 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AMENDMENT NUMBER 239 OF THE OFFICIAL PLAN FOR THE SUDBURY PLANNING AREA

Planning Committee Recommendation 2004-163

(This amendment is a site specific Official Plan amendment to permit the creation of three single residential estate lots, approximately 0.9 ha in size, on the subject property which is designated "Greenbelt" by the Secondary Plan for the Settlements of Nickel Centre wherein such development would not be permitted. To do so, this amendment changes the Secondary Plan's land use designation pertaining to the subject lands from "Greenbelt" to "Rural Estate Development", and further, exempts the subject property from the requirements of Section 4.3 of this Secondary Plan, and subsequent reference to Section 3.15 e. xii) of the Official Plan. - Cedar Green Enterprises Ltd., Part of Parcel 39056 S.E.S. in Lot 9, Concession 1, Township of Garson, O'Neil Drive West, Garson.)

- 2004-237Z 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 Recommendation 2004-164

(This By-law rezones the subject property "R1.0.9 -17", Special Single Residential to permit the creation of three lots where single detached dwellings are to be constructed. The "special" provisions of the By-law establish that the minimum lot frontage shall be 90 metres. - Cedar Green Enterprises Ltd., O'Neil Drive West, Garson.)

- 2004-238A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT WITH THE WONDERLAND OF LEARNING INC. FOR SPACE IN THE LOWER LEVEL OF THE SOUTH BRANCH LIBRARY

Planning Committee meeting of August 10, 2004

- 2004-239 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PARCELS 29319 AND 31079 SUDBURY WEST SECTION IN THE WALDEN INDUSTRIAL PARK TO F. MENS INVESTMENT LTD.

Planning Committee meeting of August 10, 2004

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

PAGE NO.

- 2004-240 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PARCEL 9953 SUDBURY EAST SECTION IN THE VALLEY EAST INDUSTRIAL PARK TO VAL CARON HOME CENTRE

Planning Committee meeting of August 10, 2004

- 2004-241 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PARCEL 29334 SUDBURY WEST SECTION IN THE WALDEN INDUSTRIAL PARK TO 13573750 ONTARIO LTD., O/A TECHNICA GROUP INC.

Planning Committee meeting of August 10, 2004

- 2004-242 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PARCELS 31043, 31162 AND 31094 SUDBURY WEST SECTION IN THE WALDEN INDUSTRIAL PARK TO MANITOULIN TRANSPORT INC.

Planning Committee meeting of August 10, 2004

- 2004-243 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 Resolution 2004-158

(This By-law rezones the subject property to "Single Residential" to permit the creation of 84 lots for single residential use. - Wesmak Lumber Co., Second Avenue, Sudbury.)

THE FOLLOWING BY-LAW APPEARS FOR FIRST AND SECOND READING:

- 2004-244 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE PART OF MAGILL STREET ABUTTING THE REMAINDER OF PARCEL 31084 S.W.S. AND PART OF PARCEL 27434 S.W.S. IN THE WALDEN INDUSTRIAL PARK AND TO AUTHORIZE THE SALE OF THIS LAND AND THE REMAINDER OF PARCEL 31084 S.W.S. TO L.S. KOSOWAN LIMITED

Planning Committee meeting of August 10, 2004

PART I - CONSENT AGENDA (continued)

CORRESPONDENCE FOR INFORMATION ONLY

- C-19 Report dated 2004-08-06 from the General Manager of Corporate Services regarding Public Sale under the Municipal Act. **40 - 41**
(FOR INFORMATION ONLY)

(This report deals with a public sale under the Municipal Act for properties with tax arrears.)

- C-20 Report dated 2004-08-04 from the General Manager of Public Works regarding update on Bridge Rehabilitation Project, Lorne Street at Big Nickel Road. **42 - 43**
(FOR INFORMATION ONLY)

(Information report on the status and schedule of the Lorne Street at Big Nickel Road Bridge Contract 2003-25.)

PART II - REGULAR AGENDA

REFERRED AND DEFERRED MATTERS

{NONE}

MANAGERS' REPORTS

- R-1 Report dated 2004-08-04 from the General Manager of Public Works regarding On-Street Bicycle Lanes - Howey Drive/Bellevue Avenue/Bancroft Drive Corridor. **44 - 49**
(RESOLUTION PREPARED)

(At the Council meeting of 2004-05-13, Council directed staff to submit a report regarding on-street bicycle lanes along the Howey Drive / Bellevue Avenue / Bancroft Drive road corridor.)

- R-2 Report dated 2004-08-05, with attachments, from the General Manager of Public Works regarding Request to Paint Access Covers (Manhole Covers), Myths and Mirrors Community Arts. **50 - 52**
(RESOLUTION PREPARED)

(Myths and Mirrors Community Arts has requested approval from Council to paint decorative designs on manhole covers in the Downtown area.)

- R-3 Report dated 2004-07-02, with attachments, from the General Manager of Corporate Services regarding Appointment of Board Member, Sudbury & District Health Unit. **53 - 65**
(RESOLUTION PREPARED)

(At the 2004-06-24 Council meeting, Councillor Gainer submitted his resignation as a Member of the Board of Directors, for the Sudbury & District Health Unit.)

PART II - REGULAR AGENDA (continued)

MANAGERS' REPORTS (continued)

PAGE NO.

- R-4 Report dated 2004-08-05, with attachments, from the General Manager of Corporate Services regarding No Whistle Rail Locations. **66 - 78**
(RESOLUTION PREPARED)

(On 2002-08-22, Council passed resolution 2002-497, that staff meet with CNR and CPR representatives to discuss possible No Whistle locations requested by the public, and if these negotiations are successful, that a By-law be passed to establish new No Whistle locations.)

- R-5 Report dated 2004-07-22 from the General Manager of Citizen & Leisure Services regarding Snowboard Terrain Park Proposal. **79 - 81**
(RESOLUTION PREPARED)

(The City of Greater Sudbury has received an unsolicited proposal to operate a snowboard terrain park at the Adanac Park.)

- R-6 Report dated 2004-07-22 from the General Manager of Citizen & Leisure Services regarding Adanac Ski Chalet. **82 - 84**
(RESOLUTION PREPARED)

(The Adanac Ski Chalet was badly damaged by a fire on July 2, 2004 and requires either substantial repairs or reconstruction.)

- R-7 Report dated 2004-07-27 from the General Manager of Emergency Services regarding renovations to accommodate EMS at existing ES Stations (Fire Halls). **85 - 89**
(RESOLUTION PREPARED)

(Report seeking approval to complete renovations at Emergency Services Stations (Leon, Van Horne, Long Lake and Minnow Lake) to accommodate cohabitation of both EMS and Fire Divisions.)

MOTIONS

- R-8 **Presented by Councillor Kett:**

WHEREAS the placement of Group Homes within a neighbourhood can cause concerns amongst neighbours, especially if they feel left out of decision making process, and are not informed early in the application process;

AND WHEREAS City Councillors are not told of the application process either by the Province or the Applicant;

AND WHEREAS getting technical approval for a building permit for a property that is already properly zoned should not constitute "municipal consultation" by the Province or the Applicant;

PART II - REGULAR AGENDA (continued)

MOTIONS (continued)

PAGE NO.

R-8 Presented by Councillor Kett (continued):

BE IT RESOLVED THAT the City of Greater Sudbury requests of the Ministry of Community and Social Services and Children and Youth Services that it amend its Group Home Application Policy such that:

1. Public consultation is step #1 in the Approval Process for a group home.
2. Under the Municipal Consultation part of the application process, the Ministry communicates directly with the local councillor(s) when an application is being made in order to allow the councillor(s) to co-ordinate the public consultation process with the applicant.

R-9 Presented by Councillor Dupuis:

WHEREAS area residents and members of Club Amical have expressed safety concerns regarding the Rideau Street and Lavoie Street intersection;

WHEREAS an Engineering Study for a four-way stop sign was undertaken and concluded there was not a need for a four-way stop sign;

AND WHEREAS many seniors who use this area still feel the intersection is dangerous because of visibility problems (i.e. hill and trees in sight triangle);

THEREFORE BE IT RESOLVED THAT a four-way stop sign be installed at the intersection of Rideau and Lavoie Streets.

R-10 Presented by Councillor Bradley:

WHEREAS during 2004 Current budget discussions a request for re-painting and maintaining Centennial Welcome signs in Rayside-Balfour, Walden and Valley East was denied;

AND WHEREAS these signs are deteriorating and in need of maintenance;

THEREFORE BE IT RESOLVED THAT provision be included in the 2005 Current Budget to have these signs structurally inspected by a professional and funds provided on a annual basis should maintenance be required.

PART II - REGULAR AGENDA (continued)

MOTIONS (continued)

PAGE NO.

R-11 Presented by Councillor Bradley:

WHEREAS the Ministry of Agriculture and Food has recently announced that they are phasing out grants under the Municipal Outlet Drainage (MOD) Program;

AND WHEREAS municipal drains have been a fixture in rural Ontario's infrastructure since the late 1800's and have historically been instrumental in developing farmlands in Ontario;

AND WHEREAS Ontario has had drainage legislation in place for approximately 150 years and the grant program has provided the impetus for the development of agricultural lands through the creation of new municipal drains;

AND WHEREAS the founders of the grant program established the program and financial partnership between the Province, the landowner and local municipalities in order to promote the supply of agricultural products to the residents of the Province and in order to promote the development of the Province;

AND WHEREAS the grant program has also provided Provincial support for the ongoing maintenance of municipal drains to ensure agricultural production is maintained;

AND WHEREAS municipal drains provide a vital role in the production and sustainability of agriculture production, food and livestock;

AND WHEREAS municipal drains are a vital component of rural infrastructure and without them the environment in many areas would be adversely affected, including increased potential for flooding, public health risks and reduced support for wildlife, bird and fish habitat;

AND WHEREAS municipal drains provide the necessary drainage outlet for local roads and public highways in support of the public transportation system;

AND WHEREAS the withdrawal of the program will negatively impact the agricultural community; local municipalities; and engineering, construction and material supply businesses;

AND WHEREAS out of the 2003 Provincial budget of approximately \$68 billion funding provided for municipal drains was only \$6.46 million;

AND WHEREAS a successful agricultural identity and community is a significant part of the provincial economy;

PART II - REGULAR AGENDA (continued)

MOTIONS (continued)

PAGE NO.

R-11 Presented by Councillor Bradley (continued):

AND WHEREAS the cancellation of these grants will affect municipal finances as property owners will look to municipalities to provide financial assistance;

THEREFORE BE IT RESOLVED THAT The Honourable Dalton McGuinty, Premier of Ontario and The Honourable Steve Peters, Minister of Agriculture and Food be requested to reconsider their decision to phase-out grants for this Program;

AND THAT this resolution be forwarded to the Association of Municipalities of Ontario, the Federation of Northern Ontario Municipalities, Local MPPs, the Drainage Superintendents Association, the Drainage Engineers Association and the Ontario Federation of Agriculture and the Municipal Engineers Association.

R-12 Presented by Councillor Dupuis:

WHEREAS on June 21, 2001, the Ontario Legislature adopted the Franco-Ontarian Flag as an Official Emblem;

AND WHEREAS the flag was first unveiled in 1975 at l'Université de Sudbury;

AND WHEREAS the Franco-Ontarian Community is proud of its flag;

AND WHEREAS the Flour Mill area has always been recognized as the Francophone section of the City of Greater Sudbury;

NOW THEREFORE BE IT RESOLVED THAT the Franco-Ontarian flag fly permanently on Notre Dame Avenue south of the railroad tract at the site of the *Welcome to the Flour Mill* Monument;

AND FURTHER THAT a plaque explaining the origin of the Franco-Ontarian Flag also be erected.

ADDENDUM

CIVIC PETITIONS

QUESTION PERIOD

PART II - REGULAR AGENDA (continued)

NOTICES OF MOTIONS

"IN CAMERA" (Incomplete Items)

10:00 P.M. ADJOURNMENT (RESOLUTION PREPARED)

{TWO-THIRDS MAJORITY REQUIRED TO PROCEED PAST 10:00 P.M.}

2004-08-06

**THOM M. MOWRY
CITY CLERK**

**CORRIE-JO CAPORALE
COUNCIL SECRETARY**

Conseil municipal ORDRE DU JOUR

**DE LA RÉUNION ORDINAIRE DU CONSEIL MUNICIPAL
QUI DOIT AVOIR LIEU LE JEUDI 12 AOÛT 2004 À 19 H
DANS LA SALLE DU CONSEIL, PLACE TOM DAVIES**

LE MAIRE DAVID COURTEMANCHE, PRÉSIDENT

- 16 H 30** **COMITÉ PLÉNIER - À HUIS CLOS**
SALLE DE COMITÉ C-11, PLACE TOM DAVIES
Objet de la réunion : des questions relatives à des litiges et au personnel
- 19 H** **RÉUNION ORDINAIRE DU CONSEIL MUNICIPAL**
SALLE DU CONSEIL, PLACE TOM DAVIES

**(VEUILLEZ ÉTEINDRE LES TÉLÉPHONES CELLULAIRES ET LES
TÉLÉAVERTISSEURS)**

La salle du Conseil de la Place Tom Davies est accessible en fauteuil roulant. Si vous désirez obtenir un appareil auditif, veuillez communiquer avec le greffier municipal, avant la réunion. Les personnes qui prévoient avoir besoin d'aide doivent s'adresser au bureau du greffier municipal, au moins 24 heures avant la réunion, aux fins de dispositions spéciales. Veuillez composer le (705) 671-2489, poste 2475; appareils de télécommunications pour les malentendants (ATS) (705) 688-3919. Vous pouvez consulter l'ordre du jour au site Web de la Ville à l'adresse www.grandsudbury.ca.

1. Moment de silence
2. Appel nominal
3. Déclarations d'intérêt pécuniaire

{AUCUNE}

EXPOSÉS / DÉLÉGATIONS

4. Lettre datée du 3 juin 2004 du Centre de santé mentale du Nord-Est (CSMNE) au sujet d'un exposé dans le but de promouvoir sa collecte de fonds et rallye automobile intitulé « The Great Eggscapade Scramble » le 18 septembre 2004 au Centre communautaire Delki Dozzi
(À TITRE DE RENSEIGNEMENT SEULEMENT) 1
- Mme Laura Hicks, directrice des collectes de fonds et des relations communautaires, CSMNE
5. Lettre datée du 16 juillet 2004 de l'Office de protection de la nature du district du Nickel (OPNDN) au sujet d'un exposé visant à informer le Conseil municipal de la soumission faite auprès du ministre des Richesses naturelles demandant un réinvestissement provincial dans les offices de protection de la nature en Ontario
(PRÉSENTATION ÉLECTRONIQUE) (RÉSOLUTION PRÉPARÉE) 2
- Le conseiller Ron Bradley, président de l'OPNDN
▸ M. Paul Sajatovic, planificateur de l'OPNDN
6. Rapport daté du 5 août 2004, accompagné de pièces jointes, du directeur général des Services de développement économique et de planification au sujet de la Phase deux (2) de Terre dynamique
(PRÉSENTATION ÉLECTRONIQUE) (RÉSOLUTION PRÉPARÉE) 3 - 5
- M. Doug Craig, président du comité directeur de Terre dynamique
▸ M. Jim Marchbank, président-directeur général de Science Nord

QUESTIONS DÉCOULANT DE LA SÉANCE À HUIS CLOS

À cette étape de la réunion, l'adjoint au maire Dupuis, président de la réunion, rapportera toute question traitée pendant la séance à huis clos. Le Conseil examinera ensuite les résolutions ou les règlements.

QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DE PLANIFICATION tenue le 10 août 2004

À cette étape de la réunion, le conseiller Thompson, président du Comité de planification, rapportera toute question nécessitant l'approbation du Conseil municipal.

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS

(RÉSOLUTION PRÉPARÉE adoptant des résolutions pour les articles C-1 à C-18 de l'ordre du jour des résolutions)

(Par souci de commodité et pour accélérer le déroulement des réunions, les questions d'affaires répétitives ou routinières sont incluses à l'ordre du jour des résolutions et on vote collectivement pour toutes les questions de ce genre.

À la demande d'un conseiller, on pourra traiter isolément d'une question d'affaires de l'ordre du jour des résolutions par un débat ou par un vote séparé. Dans le cas d'un vote séparé, la question d'affaires isolée est retirée de l'ordre du jour des résolutions et on ne vote collectivement qu'au sujet des questions à l'ordre du jour des résolutions.

Toutes les questions d'affaires à l'ordre du jour des résolutions sont inscrites séparément au procès-verbal de la réunion.)

PROCÈS-VERBAUX

PAGE N°

C-1	Rapport n° 15, Conseil municipal, procès-verbal de la réunion tenue le 13 juillet 2004 (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	M1 - M37
C-2	Rapport n° 13, Comité de planification, procès-verbal de la réunion tenue le 13 juillet 2004 (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	M38 - M67
C-3	Rapport n° 14, Comité des finances, procès-verbal de la réunion tenue le 13 juillet 2004 (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	M68 - M70
C-4	Rapport du comité ad hoc - vérificateur du Conseil, procès-verbal de la réunion tenue le 14 juillet 2004 (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	M71 - M86
C-5	Rapport du comité ad hoc - vérificateur du Conseil, procès-verbal de la réunion tenue le 4 août 2004 (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	M87 - M88
C-6	Rapport du Comité des licences, procès-verbal de la réunion tenue le 14 juillet 2004 (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	M89 - M90
C-7	Rapport n° 14, Comité de planification, procès-verbal de la réunion tenue le 10 août 2004 (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ){DÉPOSÉ}	
C-8	Rapport du Comité de dépouillements des soumissions, procès-verbal de la réunion tenue le 13 juillet 2004 (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU)	M91

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

PROCÈS-VERBAUX (suite)

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- C-9 Rapport du Comité de dépouillements des soumissions, procès-verbal de la réunion tenue le 20 juillet 2004
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M92 - M93**
- C-10 Rapport du Comité de dépouillements des soumissions, procès-verbal de la réunion tenue le 27 juillet 2004
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M94 - M95**
- C-11 Rapport n° 5, Conseil d'administration du Sudbury Metro Centre, procès-verbal de la réunion tenue le 3 juin 2004
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M96 - M97**

SOUMISSIONS

{AUCUNE}

RAPPORTS DE GESTION COURANTS

- C-12 Rapport daté du 9 août 2004, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet d'un permis de circonstance et d'une dérogation au règlement sur le bruit, fête du centenaire de Valley East - Valley East Lions Club Inc.
(RÉSOLUTION PRÉPARÉE) **6 - 9**
- (Le Valley East Lions Club Inc. a demandé un permis de circonstance et une dérogation au règlement sur le bruit afin de faciliter sa fête du centenaire de Valley East.)
- C-13 Rapport daté du 6 août 2004, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet d'une prolongation du permis de vente d'alcool et d'une dérogation au règlement sur le bruit, Légion royale canadienne, section locale 224, Copper Cliff
(RÉSOLUTION PRÉPARÉE) **10 - 12**
- (La Légion royale canadienne à Copper Cliff tiendra une fête d'anniversaire à l'intention de quatre (4) personnes et il faut une prolongation du permis de vente d'alcool et une dérogation au règlement sur le bruit.)
- C-14 Rapport daté du 30 juillet 2004 du directeur général des Travaux publics au sujet d'une convention sur le lieu de décharge des eaux d'égout transportées par camion à Falconbridge
(RÉSOLUTION PRÉPARÉE) **13 - 14**
- (Il existe une convention entre l'ancienne Région et la société Falconbridge Limited pour l'utilisation d'un lieu de décharge des eaux d'égout transportées par camion à Falconbridge, convention qui a expiré. La Ville du Grand Sudbury et la Falconbridge doivent signer une convention pour permettre l'utilisation continue du lieu de décharge des eaux d'égout.)

PARTIE I - ORDRE DU JOUR DES RÉOLUTIONS (suite)

SONDAGES TÉLÉPHONIQUES

- C-15 Rapport daté du 3 août 2004 de la directrice des Services sociaux et de la Santé au sujet de l'attribution d'une convention à la suite d'une demande de propositions au sujet des meubles au Manoir des pionniers
(RÉSOLUTION PRÉPARÉE) **15 - 16**
- C-16 Rapport daté du 28 juillet 2004, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet d'une prolongation temporaire au permis de vente d'alcool, Tradewinds Motor Hotel
(RÉSOLUTION PRÉPARÉE) **17 - 19**
- (Le Tradewinds Motor Hotel a fait une demande de prolongation d'un permis de vente d'alcool pour faciliter son ouverture officielle.)
- C-17 Rapport daté du 23 juillet 2004, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet d'une dérogation au règlement sur le bruit, chantier du lotissement Trinity
(RÉSOLUTION PRÉPARÉE) **20 - 22**
- C-18 Rapport daté du 6 août 2004, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet d'une dérogation au règlement sur le bruit - Sudbury Downs
(RÉSOLUTION PRÉPARÉE) **23 - 25**
- (Une lettre provenant de la Société des loteries et des jeux de l'Ontario a demandé une dérogation au règlement sur le bruit afin de tenir une série de concerts estivaux en plein air aux Sudbury Downs.)

RÈGLEMENTS

LES RÈGLEMENTS SUIVANTS PARAISSENT POUR LA 3^E ET DERNIÈRE LECTURE :

- 2004-194 3^E RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
FERMER L'ALLOCATION RIVERAINE DU LAC NICKEL
- Recommandation du Comité de planification 2004-147
- Rapport daté du 4 août 2004, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet de renseignements - fermeture de l'allocation riveraine du lac Nickel **26 - 30**
- (Ce règlement a été reporté lors de la réunion du Conseil tenue le 13 juillet 2004 à des fins d'information additionnelle. À la demande du Conseil, des renseignements additionnels seront fournis au sujet de la vente de l'allocation riveraine à la société INCO.)

PARTIE I - ORDRE DU JOUR DES RÉOLUTIONS (suite)

RÈGLEMENTS (suite)

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LES RÈGLEMENTS SUIVANTS PARAISSENT POUR TROIS LECTURES :

2004-230A 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
CONFIRMER LES DÉLIBÉRATIONS DU CONSEIL LORS DE SA
RÉUNION TENUE LE 12 AOÛT 2004

2004-231A 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
NOMMER DES AGENTS D'APPLICATION DES RÈGLEMENTS
MUNICIPAUX POUR L'AÉROPORT DE SUDBURY

(Ce règlement met à jour la liste d'agents d'application des règlements municipaux à l'Aéroport de Sudbury.)

2004-232 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
MODIFIER LE RÈGLEMENT 2002-300, RÈGLEMENT
RÉGISSANT L'USAGE DU TABAC DANS LES LIEUX PUBLICS
ET LES LIEUX DE TRAVAIL

(Cette modification corrige une erreur typographique dans le texte du règlement original. La Section 19, portant sur les employeurs, fait référence de façon erronée à la « Section 7 » au lieu de la « Section 8 ». La Section 7 porte sur les fumeurs. Cette modification corrige ce numéro de référence.)

2004-233 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
MODIFIER LE RÈGLEMENT SUR LA PROCÉDURE 2002-202

Rapport daté du 3 août 2004 du directeur général des Services corporatifs au sujet de la modification de l'heure des réunions de planification

31 - 33

(Ce règlement change l'heure de début des réunions de planification de 19 h à 17 h 30 à compter de septembre. Un avis quant à ce règlement a été donné et aucun commentaire n'a été reçu.)

Rapport daté du 6 août 2004, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet de la délégation des audiences sur les dérogations fiscales

34 - 39

(Ce règlement prévoit aussi que les auteurs de demande qui désirent se présenter devant le Conseil afin de faire une demande de dérogation fiscale doivent se faire entendre par le Comité d'audience au lieu du Conseil au complet.)

PARTIE I - ORDRE DU JOUR DES RÉOLUTIONS (suite)

RÈGLEMENTS (suite)

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- 2003-234A 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
MODIFIER LE RÈGLEMENT 2002-165A POUR NOMMER DES
REPRÉSENTANTS DE LA VILLE DU GRAND SUDBURY

(Ce règlement met à jour la liste des commis aux Centres de service aux citoyens et des agents d'application des règlements municipaux.)

- 2004-235A 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
AUTORISER UNE CONVENTION AVEC LE MINISTÈRE DU
RENOUVELLEMENT DE L'INFRASTRUCTURE PUBLIQUE
POUR DES DISPOSITIONS DE PARTAGE DES COÛTS DU
PROJET D'ENTRETIEN DU TUNNEL DE ROCHE TUNNEL

(Ce règlement est nécessaire pour autoriser la convention avec le Ministère pour la contribution du Ministère du tiers (8,4 millions de dollars) du coût total du projet.)

- 2004-236P 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
ADOPTER LA MODIFICATION NUMÉRO 239 DU PLAN
OFFICIEL POUR LA ZONE DE PLANIFICATION DE SUDBURY

Recommandation du Comité de planification 2004-163

(Cette modification est une modification au Plan officiel propre à un emplacement particulier afin de permettre la création de trois lots de grande propriété résidentielle, d'environ 0,9 ha en superficie, sur la propriété en question qui est désigné « ceinture verte » par le Plan secondaire pour les peuplements de Nickel Centre où un tel lotissement ne serait pas permis. Pour ce faire, cette modification change la désignation d'utilisation des terres des terrains en question de « ceinture verte » à « lotissement de grande propriété rurale » et, de plus, elle exempte la propriété en question des exigences de la section 4.3 de ce Plan secondaire et de la référence subséquente à la section 3.15e xii) du Plan officiel. - Cedar Green Enterprises Ltd., partie de la parcelle 39056 S.E.S. dans le lot 9, concession 1, canton de Garson, promenade O'Neil Ouest, Garson.)

- 2004-237Z 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
MODIFIER LE RÈGLEMENT 83-304, RÈGLEMENT GÉNÉRAL
DE ZONAGE DE L'ANCIENNE VILLE DE NICKEL CENTRE

Recommandation du Comité de planification 2004-164

(Ce règlement redéfinit la propriété en question « R1.0.9 - 17 » Résidentielle unifamiliale spéciale afin de permettre la création de trois lots où des habitations unifamiliales doivent se faire construire. Les dispositions « spéciales » du règlement stipulent que la façade minimum d'un lot doit être de 90 mètres. - Cedar Green Enterprises Ltd., promenade O'Neil Ouest, Garson.)

PARTIE I - ORDRE DU JOUR DES RÉOLUTIONS (suite)

RÈGLEMENTS (suite)

PAGE N°

- 2004-238A 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UNE CONVENTION DE BAIL AVEC THE WONDERLAND OF LEARNING INC. POUR DES LOCAUX À L'ÉTAGE INFÉRIEUR DE LA SUCCURSALE SUD DE LA BIBLIOTHÈQUE

Réunion du Comité de planification du 10 août 2004

- 2004-239 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER LA VENTE DES PARCELLES 29319 ET 31079, SECTION OUEST DE SUDBURY DANS LE PARC INDUSTRIEL DE WALDEN À F. MENS INVESTMENT LTD.

Réunion du Comité de planification du 10 août 2004

- 2004-240 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER LA VENTE DE LA PARCELLE 9953, SECTION EST DE SUDBURY DANS LE PARC INDUSTRIEL DE VALLEY EAST AU VAL CARON HOME CENTRE

Réunion du Comité de planification du 10 août 2004

- 2004-241 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER LA VENTE DE LA PARCELLE 29334, SECTION OUEST DE SUDBURY DANS LE PARC INDUSTRIEL DE WALDEN À LA SOCIÉTÉ 13573750 ONTARIO LTD., O/A TECHNICA GROUP INC.

Réunion du Comité de planification du 10 août 2004

- 2004-242 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER LA VENTE DES PARCELLES 31043, 31162 ET 31094, SECTION OUEST DE SUDBURY DANS LE PARC INDUSTRIEL DE WALDEN À LA SOCIÉTÉ MANITOULIN TRANSPORT INC.

Réunion du Comité de planification du 10 août 2004

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RÈGLEMENTS (suite)

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- 2004-243 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
MODIFIER LE RÈGLEMENT 95-500Z, RÈGLEMENT GÉNÉRAL
DE ZONAGE DE L'ANCIENNE VILLE DE SUDBURY

Recommandation du Comité de planification 2004-158

(Ce règlement redéfinit la propriété en question à «Résidentielle
unifamiliale » afin de permettre la création de 84 lots pour utilisation
unifamiliale. - Wesmak Lumber Co., avenue Second, Sudbury.)

LE RÈGLEMENT SUIVANT PARAÎT POUR LES 1^{RE} ET 2^E LECTURES :

- 2004-244 2 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR
FERMER UNE PARTIE DE LA RUE MAGILL CONTIGUË AU
RESTE DE LA PARCELLE 31084 S.O.S. ET UNE PARTIE DE LA
PARCELLE 27434 S.O.S. DANS LE PARC INDUSTRIEL DE
WALDEN ET POUR AUTORISER LA VENTE DE CE TERRAIN
ET LE RESTE DE LA PARCELLE 31084 À LA SOCIÉTÉ L.S.
KOSOWAN LIMITED

Réunion du Comité de planification tenue le 10 août 2004

CORRESPONDANCE À TITRE DE RENSEIGNEMENT SEULEMENT

- C-19 Rapport daté du 6 août 2004 du directeur général des Services corporatifs au sujet
de la vente publique en vertu de la Loi sur les municipalités

40 - 41

(À TITRE DE RENSEIGNEMENT SEULEMENT)

(Ce rapport porte sur une vente publique en vertu de la Loi sur les municipalités pour les
propriétés ayant des impôts en souffrance.)

- C-20 Rapport daté du 4 août 2004 du directeur général des Travaux publics au sujet d'un
compte rendu sur le chantier de remise en état du pont, intersection de la rue Lorne
et du chemin Big Nickel

42 - 43

(À TITRE DE RENSEIGNEMENT SEULEMENT)

(Rapport d'information sur l'état et le calendrier d'exécution du contrat 2003-25 du pont du
chemin Big Nickel)

PARTIE II - ORDRE DU JOUR RÉGULIER

QUESTIONS REPORTÉES ET QUESTIONS RENVOYÉES

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{AUCUNE}

RAPPORTS DE GESTIONNAIRES

- R-1 Rapport daté du 4 août 2004 du directeur général des Travaux publics au sujet de voies cyclables dans la rue - corridor de la promenade Howey-avenue Bellevue-promenade Bancroft
(RÉSOLUTION PRÉPARÉE) 44 - 49

(Lors de la réunion du Conseil tenue le 13 mai 2004, le Conseil a demandé au personnel de présenter un rapport au sujet de voies cyclables dans la rue le long du corridor promenade Howey-avenue Bellevue-promenade Bancroft.)

- R-2 Rapport daté du 5 août 2004, accompagné de pièces jointes, du directeur général des Travaux publics au sujet d'une demande de peindre les couvercles de trous d'homme, Myths and Mirrors Community Arts
(RÉSOLUTION PRÉPARÉE) 50 - 52

(Myths and Mirrors Community Arts a demandé l'approbation du Conseil pour peindre des motifs décoratifs sur les couvercles de trous d'homme dans le centre-ville.)

- R-3 Rapport daté du 2 juillet 2004, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet de la nomination d'un membre du Conseil d'administration du Service de santé publique de Sudbury et du district
(RÉSOLUTION PRÉPARÉE) 53 - 65

(Lors de la réunion du Conseil tenue le 24 juin 2004, le conseiller Gainer a remis sa démission comme membre du Conseil d'administration du Service de santé publique de Sudbury et du district.)

- R-4 Rapport daté du 5 août 2004, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet d'emplacements ferroviaires « sans sifflet »
(RÉSOLUTION PRÉPARÉE) 66 - 78

(Le 22 août 2002, le Conseil a adopté la résolution 2002-497, voulant que le personnel se réunisse avec des représentants du CN et du CP afin de discuter d'emplacements « sans sifflet » possibles demandés par le public, et si ces négociations aboutissaient, qu'un règlement soit adopté pour établir de nouveaux emplacements « sans sifflet ».)

- R-5 Rapport daté du 22 juillet 2004 de la directrice générale des Services aux citoyens et des Loisirs au sujet d'une offre d'exploitation d'un terrain consacré à la planche à neige.
(RÉSOLUTION PRÉPARÉE) 79 - 81

(La Ville du Grand Sudbury a reçu une offre spontanée d'exploitation d'un terrain consacré à la planche à neige.)

PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

RAPPORTS DE GESTIONNAIRES (suite)

PAGE N°

- R-6 Rapport daté du 22 juillet 2004 de la directrice générale des Services aux citoyens et des Loisirs au sujet du chalet de ski Adanac **82 - 84**
(RÉSOLUTION PRÉPARÉE)

(Le chalet de ski Adanac a été gravement endommagé par un incendie le 2 juillet 2004 et il nécessite soit des réparations substantielles ou une reconstruction.)

- R-7 Rapport daté du 27 juillet 2004 du directeur général de Emergency Services au sujet de rénovations pour accueillir les SMU aux actuelles stations des SU (stations de pompiers) **85 - 89**
(RÉSOLUTION PRÉPARÉE)

(Rapport en vue de l'approbation pour achever les rénovations aux stations des Services d'urgence (Leon, Van Horne, Long Lake et Minnow Lake) pour permettre la cohabitation tant des SMU et des divisions de pompiers.)

MOTIONS

- R-8 **Présentée par le conseiller Kett :**

ATTENDU QUE le placement de foyers de groupe dans un voisinage peut causer des préoccupations chez les voisins, surtout s'ils se croient éloignés de la prise de décisions et s'ils ne sont pas informés tôt pendant la démarche de demande;

ET QUE les conseillers municipaux ne sont pas informés soit par la Province ou par l'auteur de la demande;

ET QUE l'obtention de l'approbation technique en vue d'un permis de construire pour une propriété qui est déjà zonée correctement ne devrait pas constituer une « consultation municipale » par la Province ou par l'auteur de la demande;

IL EST RÉSOLU QUE la Ville du Grand Sudbury demande aux ministères des Services sociaux et communautaires et des Services à l'enfance et à la jeunesse qu'ils modifient leur politique en matière de demande de foyer de groupe de sorte à ce que :

1. La consultation publique soit la première étape de la démarche d'approbation quant à un foyer de groupe.
2. En vertu de la partie Consultation municipale de la démarche de demande, le Ministère communique directement avec le ou les conseillers locaux lorsqu'une demande se fait afin de permettre au ou aux conseillers de coordonner la démarche de consultation publique avec l'auteur de la demande.

PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

MOTIONS (suite)

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R-9 Présentée par le conseiller Dupuis :

ATTENDU QUE les résidents de la région et les membres du Club Amical ont exprimé des inquiétudes au sujet de l'intersection des rues Rideau et Lavoie;

ATTENDU QU'UNE étude d'ingénierie au sujet d'un panneau d'arrêt dans les quatre sens a été entreprise et que l'on a conclu qu'il n'y avait pas besoin de panneaux d'arrêt dans les quatre sens;

ET QUE de nombreux aînés qui passent par-là croient toujours que l'intersection est dangereuse en raison de problèmes de visibilité (c.-à-d. une colline et des arbres dans le triangle de visibilité);

IL EST RÉSOLU QU'UN des panneaux d'arrêt dans les quatre sens soient installés à l'intersection des rues Rideau et Lavoie.

R-10 Présentée par le conseiller Bradley :

ATTENDU QUE pendant les discussions sur le budget actuel 2004, une demande avait été faite pour repeindre et entretenir les panneaux Centennial Welcome à Rayside-Balfour, à Walden et à Valley East avait été refusée;

ET QUE ces panneaux se détériorent et qu'ils ont besoin d'entretien;

IL EST RÉSOLU QUE le budget actuel 2005 prévoit de faire faire des inspections structurelles de ces panneaux par un professionnel et que des fonds soient prévus fournis chaque année si un entretien se révélait nécessaire.

R-11 Présentée par le conseiller Bradley :

ATTENDU QUE le ministère de l'Agriculture et de l'Alimentation a récemment annoncé qu'il éliminait graduellement les subventions en vertu du Programme de canaux de drainage municipaux;

ET QUE les drains municipaux ont toujours fait partie de l'infrastructure rurale de l'Ontario depuis la fin du XIX^e siècle et qu'ils ont contribué par le passé à aménager les terres agricoles en Ontario;

ET QUE l'Ontario a eu des lois sur le drainage en vigueur depuis environ 150 ans et que le programme de subventions a fourni l'impulsion à l'aménagement des terres agricoles grâce à la création de nouveaux drains municipaux;

PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

MOTIONS (suite)

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R-11 Présentée par le conseiller Bradley (suite):

ET QUE les fondateurs du programme de subventions ont établi le programme et le partenariat financier entre la Province, le propriétaire terrien et les municipalités locales afin de promouvoir l'approvisionnement de produits agricoles aux résidents de la Province et afin de promouvoir le développement de la Province;

ET QUE le programme de subvention a fourni un soutien provincial à l'entretien continu des drains municipaux afin de veiller au maintien de la production agricole;

ET QUE les drains municipaux jouent un rôle essentiel dans la production et la viabilité de la production agricole, des aliments et des animaux d'élevage;

ET QUE les drains municipaux sont une composante essentielle de l'infrastructure rurale et que, sans eux, l'environnement de nombreuses régions serait affecté et soumis à un plus grand risque d'inondation et à une hausse de risques pour la santé publique et que sans les drains municipaux l'habitat de la faune, des poissons et de la faune aviaire pourrait subir des conséquences malheureuses;

ET QUE les drains municipaux fournissent le drainage nécessaire aux chemins et routes locaux à l'appui du réseau de transport public;

ET QUE le retrait de ce programme aura une incidence négative sur le milieu agricole, les municipalités locales et les entreprises d'ingénierie, de construction et d'approvisionnement en matériel;

ET QUE, du budget provincial en 2003 d'approximativement 68 milliard de dollars, le financement des drains municipaux ne représentait que 6,46 millions de dollars;

ET QU'UNE identité et une communauté agricole prospères sont une partie importante de l'économie provinciale;

ET QUE l'annulation de ces subventions nuira aux finances municipales alors que les propriétaires terriens se tourneront vers les municipalités pour leur fournir une aide financière;

IL EST RÉSOLU que l'on demande à l'honorable Dalton McGuinty, premier ministre de l'Ontario, et à l'honorable Steve Peters, ministre de l'Agriculture et de l'Alimentation, de réexaminer la décision d'éliminer graduellement leurs subventions de ce programme;

ET QUE l'on fasse parvenir cette résolution à l'Association des municipalités de l'Ontario, à la Fédération des municipalités du Nord de l'Ontario, à nos députés provinciaux locaux, à la Drainage Superintendents Association, à la Drainage Engineers Association, à la Fédération de l'agriculture de l'Ontario et à l'Association municipales d'Ingénieurs.

PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

MOTIONS (suite)

PAGE N°

R-12 Présentée par le conseiller Dupuis:

ATTENDU QUE le 21 juin 2001, l'Assemblée législative de l'Ontario a adopté le drapeau franco-ontarien comme emblème officiel de la province;

ET QUE le drapeau a été hissé pour la première fois en 1975 à l'Université de Sudbury;

ET QUE la communauté franco-ontarienne est fière de son drapeau;

ET QUE le Moulin à fleur a toujours été reconnu comme le quartier francophone de la Ville du Grand Sudbury;

IL EST RÉSOLU QUE le drapeau franco-ontarien soit hissé à permanence près du monument d'accueil portant l'inscription *Bienvenue au Moulin à fleur* situé sur l'avenue Notre-Dame à côté de la voie ferrée;

ET QU'UNE plaque expliquant l'origine du drapeau franco-ontarien y soit également installée.

ADDENDA

PÉTITIONS CIVIQUES

PÉRIODE DE QUESTIONS

AVIS DE MOTION

HUIS CLOS (questions inachevées)

LEVÉE DE LA SÉANCE À 22 h (RÉSOLUTION PRÉPARÉE)

{UNE MAJORITÉ DES DEUX TIERS EST REQUISE POUR POURSUIVRE LA RÉUNION APRÈS 22 H.}

Le 6 août 2004

**THOM M. MOWRY,
GREFFIER MUNICIPAL**

**CORRIE-JO CAPORALE,
SECRÉTAIRE DU CONSEIL**



**northeast
mental health
centre**

centre
de santé mentale
du nord-est

Р.▽П.а' .Δ<а' [2]Р.б' [Р<Р.Δ' Δ<П.ΔбГ

June 3, 2004

**City of Greater Sudbury
PO Box 5000, Station A
200 Brady Street
Sudbury ON P3A 5P3**

ATT: Corrie-Jo Caporale, Council Secretary

Dear Ms. Caporale,

**Northeast Mental
Health Centre**

Centre de santé mentale
du Nord-Est

680 Kirkwood Dr.
Sudbury, Ontario
P3E 1Y3

680, prom. Kirkwood
Sudbury (Ontario)
P3E 1X3

705.675.9192
www.nemhc.org.ca

Thank you for taking the time to discuss The Great Eggscapade Scramble scheduled for September 18, 2004 at Delki Dozzi Community Centre. As we discussed, the organizing committee would like an opportunity to present our event to Council at the Council Meeting scheduled for August 10, 2004.

The Great Eggscapade Scramble is not a cooking contest! It's a Car Rally!

It is a combination scavenger hunt and activity based car rally, which you complete all the while nurturing, and protecting an egg. It is not a race... it is a fun filled day of action and activity for friends and family alike.

Something to think about...

Each of us has experienced a situation or set of circumstances that has changed our perspective for good. We might end any given day as a different person from the one we started. Our lives are unpredictable; we are all fragile yet strong individuals. Just like an egg. An egg, like our spirit and mind, is vulnerable and can be transformed into something wonderful to be enjoyed by all.

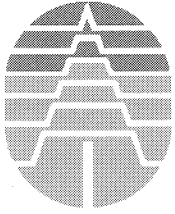
Transformation is what we are all about at The Northeast Mental Health Centre Foundation. Mental Health matters for all of us.

Embrace life. Explore your city. Join us on September 18, 2004.

In closing, I would like to take this opportunity to thank the City of Greater Sudbury for its support of this event. We have received tremendous assistance from the Leisure Services Department and have carved out a great working relationship with the members of the Delki Dozzi Playground Association. Please contact me directly at 675-9193 ext 8200 to make further arrangements.

Yours truly,

Laura Higgs,
Director of Fundraising and Community Relations



NICKEL DISTRICT CONSERVATION AUTHORITY
OFFICE DE PROTECTION DE LA NATURE DU DISTRICT DU NICKEL

200, rue Brady Street, Sudbury, Ontario P3E 5K3
Tel: (705) 674-5249 Fax: (705) 674-7939

July 16, 2004

Mr. Thom Mowry, Clerk
City of Greater Sudbury
200 Brady Street
Sudbury, Ontario

Dear Sir:

Re: N.D.C.A. Presentation to City Council

The Nickel District Conservation Authority wishes to be placed on the City Council agenda for the meeting scheduled to be held on Tuesday, August 10, 2004. The N.D.C.A. wishes to make a presentation to City Council dealing with a submission soon to be made to the Minister of Natural Resources asking for a Provincial re-investment in Ontario's Conservation Authorities. All Authorities across Ontario are asking for member municipality support for this very important initiative.

In this regard, the N.D.C.A. will make a brief Power Point presentation on the issue; provide hand-outs; and will have a draft resolution available for City Council consideration. N.D.C.A. members and staff will be in attendance at the presentation. Please confirm at your earliest opportunity, that the N.D.C.A. will be able to make the presentation on August 10, 2004.

Thank you very much for your assistance. Please contact me or Paul Sajatovic at the N.D.C.A. office, if any additional information is required.

Yours truly,

Ron Bradley / pns.
Ronald Bradley
Chairman

c.c. N.D.C.A. General Board Members
ljl

Request for Decision City Council



Type of Decision									
Meeting Date	August 12, 2004				Report Date	August 5, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title
Phase Two (2) Development of Dynamic Earth

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.
<input checked="" type="checkbox"/>	Background Attached

Recommendation
<p>That on the recommendation of the Greater Sudbury Development Corporation, the City of Greater Sudbury supports the request from Science North to become a financial partner in Phase Two of Dynamic Earth by agreeing to contribute 14% of the finalized cost of the project, to a maximum of one million dollars, conditional on the project achieving 80% of the proposed funding, and subject to the identification of a municipal funding source: and further</p> <p>That upon receiving Stage One approval from NOHFC, advances of up to \$350,000 may be made to Science North for design work provided they are matched by other senior government financing; and further</p> <p>That this recommendation be referred to the 2005 Budget Process in order to identify the source of funding.</p>
Recommendation Continued

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

Recommended by the C.A.O.
 Mark Mieto C.A.O.

Date: August 5, 2004

Report Prepared By

Helen Mulc, Manager, Business Development

Division Review

Helen Mulc, Manager, Business Development

Enclosed is a letter of request by Science North's C.E.O, Jim Marchbank, proposal and capital budget for Phase 2 of Dynamic Earth for your review and consideration. Mr. Marchbank will make a formal presentation at the August 12th meeting of City Council.

The City of Greater Sudbury has been an pivotal partner in the Dynamic Earth project since its inception. The former Region of Sudbury and the Sudbury Regional Development Corporation have worked in partnership with Science North to bring this vision to reality. Upon the recommendation of the SRDC Board, Council authorized a contribution of \$3,000,000 million to the capital cost of the project. When the phased approach was later adopted, that investment became \$2,000,000 with an assumption on Science North's part, that the remaining \$1,000,000 would be sought when they proceeded with Phase 2 development of the project.

Dynamic Earth opened its doors in April 2003 and has quickly become one of Northern Ontario's most popular tourist destinations. The first phase of this attraction includes two exhibit galleries, a theatre, and the 21 metre (70 feet) deep INCO Chasm. More than 550 metres of underground drifts enables tourists to experience how the mining industry has evolved over the past 100 years.

In order to initiate the City's review process, the CED Committee was proceeded by a tour of Dynamic Earth site. Jim Marchbank and the staff of Dynamic Earth hosted a 45-minute tour of the facility. The group then proceeded to Science North for the July 8th CED committee meeting.

Jim Marchbank presented a detailed overview of the proposed Dynamic Earth Phase 2 expansion. The history of Dynamic Earth and the City of Greater Sudbury / Science North partnerships was reviewed for the benefit of the CED committee. Mr. Marchbank then dealt specifically with the phase 2 expansion and the economic input of expanding this premiere tourist attraction. It was noted that the Dynamic Earth facility directly impacted many of the areas identified in the Economic Development Strategic Plan, namely mining, education, quality of life, and of course, tourism.

The committee reviewed the information and reviewed issues around the proposed funding model and the differences between the phase 1 and phase 2 funding scenario. The proposed financial structure for phase 2 is based on what Science North believes can be attained. A number of partners will be pursued and if any of them are able to contribute more than the proposed amount, those changes would be reflected on an on-going basis within the plans for the project.

It was made clear by Mr. Marchbank, that Dynamic Earth must engage in this phase 2 expansion in order to be in a position to achieve the same level of success that is enjoyed by the Science North facility. The extra space and corresponding exhibits and flexibility to change content are a strategic necessity for the long-term maximum success of Dynamic Earth.

Date: August 5, 2004

The GSDC Board of Directors prepared the following recommendation at their July 28th GSDC Board of Directors meeting:

That the GSDC support the request from Science North to become a financial partner in Phase Two (2) of Dynamic Earth; and further

That the GSDC recommend to City Council that they approve 14% of the finalized cost of Phase Two (2) of Dynamic Earth up to a maximum of one million dollars, conditional on achieving 80% of the funding of the project as proposed; and further

That upon receiving Stage One approval from NOHFC, advances of up to \$350,000 may be made to Science North for preliminary design work provided they are matched by other senior government financing; and further

That Science North be requested to provide a copy of the NOHFC application to the CED Committee once it is submitted, and further

That the recommended support of this project is subject to adequate economic development capital funding being put in place in future years by City Council.

Request for Decision City Council



Type of Decision

Meeting Date	2004-08-12				Report Date	2004-08-06			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title

**SPECIAL OCCASION PERMIT & NOISE BY-LAW EXEMPTION
VALLEY EAST 100TH BIRTHDAY BASH - VALLEY EAST LIONS CLUB INC.**

Policy Implication + Budget Impact

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

Policy Implication:

The request for noise exemption is in accordance with By-law 85-33 (former City of Valley East Noise By-law).

Budget Impact:

None

Background Attached

Recommendation

THAT this Council has no objection to the issuance of a Special Occasion Permit and the granting of a noise exemption to Noise By-law 85-33 of the former City of Valley East to the Valley East Lions Club Inc. for the Valley East 100th Birthday Bash, to be held on September 10-12, 2004. The event will be held at the Centennial Arena in Hanmer with an outdoor concert to be held on the evening of September 10, 2004 at the Knights of Columbus fairgrounds at 688 Emily Street, Hanmer, Ontario. The hours of operation are between the hours of 11:00 a.m. to 12:00 midnight with an anticipated attendance of 1500-3000 people;

AND FURTHER THAT this approval be subject to the conditions as attached in Schedule 'A'.

☒ Recommendation Continued

Recommended by the General Manager

Doug Wuksinic
General Manager of Corporate Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

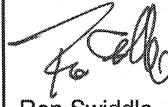
Date: 2004-08-06

Report Prepared By



Corrie-Jo Caporale
Council Secretary

Division Review



Ron Swiddle
City Solicitor

Background:

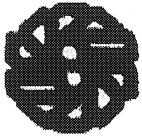
Attached is an application submitted by the Valley East Lions Club Inc., requesting Council's approval for a Special Occasion Permit and Exemption to Noise By-law 85-33 of the former City of Valley East. The request is made to facilitate - Valley East 100th Birthday Bash to be held on September 10-12, 2004. The event will be held at the Centennial Arena in Hanmer with an outdoor concert to be held on the evening of September 10, 2004 at the Knights of Columbus fairgrounds at 688 Emily Street, Hanmer, Ontario. The hours of operation are between the hours of 11:00 a.m. to 12:00 midnight with an anticipated attendance of 1500-3000 people.

In accordance with Council's policy, this application was circulated to the Fire Chief, Police Chief, Director of Leisure, Community & Volunteer Services, Co-ordinator of Traffic and Transportation, Manager of Transit Operations, Acting Director of Emergency Medical Services and the City Solicitor. Their concerns, if any, have been added to the conditions for approval.

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

SCHEDULE 'A'
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 no later than 12:00 o'clock noon on Monday, July 26, 2004;
2. That the event representative ensure emergency vehicles have access to the event area;
3. 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;
4. 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;
5. That the special event organizer, or his designate, must be present on the site during the entire duration of the event.
6. That any tent be erected in accordance with the provisions of the Ontario Building Code.



city of / ville de

SUDBURY

Application for Approval
of Outdoor Fund Raisers
and Community Festivals

Name of Applicant

Leanne Tucker

Name of Group

Valley East Lions Club

Address

PO Box 607 Hamer P3P1T4 Telephone (705) 969-4076

Proposed Event (Describe all activities to be held)

Live Bands, Food Vendors

Anticipated Attendance

1500 - 3000

Location

688 Emily St.

Date

September 10, 2004

Hours of Operation

6pm - 12 am

Owner/Occupant of Location

Knights of Columbus Council 5005

Address

688 Emily St Hamer, ON

Telephone No.

969-2188

Security Proposed (State whether police, private security or other and numbers)

30 private security, 12 Regional Police plus Lions members

Proposed Access To Location and Proposed Parking Area (Attach Sketch if necessary)

OFF ST (Emily St) ON HWY 69 N

Has This Event Been Held Before? (Provide Details)

NO.

Has this Group sponsored any previous outdoor fund raisers or community festivals?

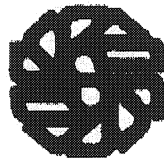
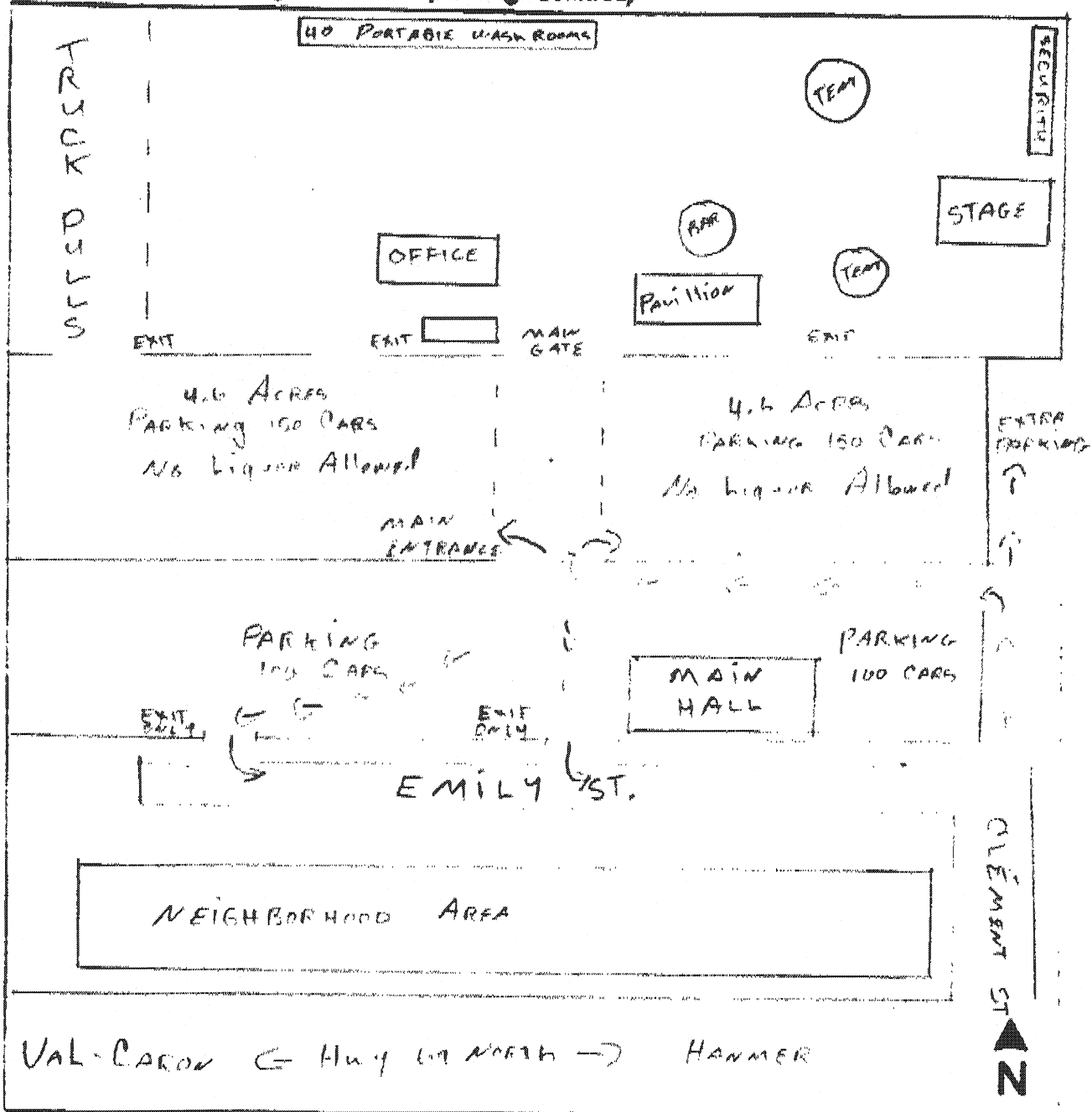
YES - Valley East Days at Centennial Arena in
Hamer, ON.

Signature of Applicant

I/WE certify the above information to be correct and undertake to advise the Municipal ByLaw Enforcement
Officer immediately upon any change in the above information.

NOTE: 4' FOOT CHAIN LINK FENCE
AROUND DRINKING AREA

Site Plan (including location of parking facilities)



city of / ville de

SUDBURY

bylaw

Request for Decision City Council




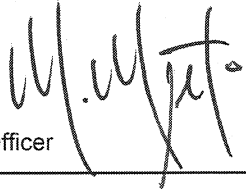
Type of Decision									
Meeting Date	August 12, 2004				Report Date	August 6, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

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

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<u>POLICY IMPLICATION</u> The Community of Copper Cliff (Ward 1) is governed by the provisions of Chapter 776 of the former City of Sudbury Municipal Code (Noise). <u>BUDGET IMPACT</u> None	
<input checked="" type="checkbox"/>	Background Attached

Recommendation	
THAT 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 the front parking lot at 41 Veterans Road, Copper Cliff. The request is made to facilitate a birthday party for four (4) individuals which will be held on Saturday, September 18, 2004. The hours of operation will be between the hours of 5:00 p.m. to 2:00 a.m. with an anticipated attendance of approximately 100-200 people. AND FURTHER THAT this approval be subject to the conditions as attached in Schedule 'A'.	
<input checked="" type="checkbox"/>	Recommendation Continued

Recommended by the General Manager
 Doug Wuksinic, General Manager, Corporate Services

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

Date: August 6, 2004

Report Prepared ByCorrie-Jo Caporale
Council Secretary**Division Review**Ron Swiddle
City Solicitor**Background:**

Attached is a letter dated 2004-07-20 submitted by Mr. Gary Dale, Branch President, 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 front parking lot at 41 Veterans Road, Copper Cliff.

In accordance with Council's policy, this application was circulated to the Fire Chief, Police Chief, Acting Director of Emergency Medical Services, Director of Leisure, Community & Volunteer Services, Manager of Transit Operations, Co-ordinator of Traffic and Transportation and the City Solicitor. Their concerns, if any, have been added to the conditions for approval.

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

**SCHEDULE 'A'
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 no later than 12:00 o'clock noon on Monday, September 20, 2004;
2. That the event representative ensure emergency vehicles have access to the event area;
3. 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;
4. 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;
5. That no outside entertainment system be permitted, however, if 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;
6. That the special event organizer, or his designate, must be present on the site during the entire duration of the event.
7. That any tent be erected in accordance with the provisions of the Ontario Building Code.
8. The event organizer shall notify the neighbours and provide the City Clerk with a copy of said notification.

Royal Canadian Legion Branch 224
41 Veterans Rd.
Copper Cliff, ON
POM 1N0

July 20, 2004

Dear Sir:

Our organization is applying for an outdoor temporary extension of our liquor license for an event to be held on Saturday, September 18, 2004 from 5PM to 2AM. The proposed area for temporary extension will be held in a secured fenced off area measured off in our parking lot directly in front door's main hall entrance. Within the proposed area, we are planning entertainment featuring a disc jockey or live band, a bonfire (application for which is included) and barbequed food items, cooked over a propane gas or charcoal type barbeque. Alcohol will be served outdoors and will also be allowed to be transported to the proposed area through our already licensed establishment and out through a controlled access point.

To fulfill the requirements of our application for temporary extension we are requesting a letter from your department stating that you have "no objection to the proposed extended licensed area."

If you have any questions or concerns regarding our plans or applications, please contact me at 705-682-2662. We require your letter as soon as possible as we must forward it to the Alcohol and Gaming Commission no later than August 31, 2004.

Sincerely,



Gary Dale
Branch President

Cc: Municipal Building Department
AGCO
Royal Canadian Legion Br 224

Request for Decision City Council



Type of Decision

Meeting Date	August 12, 2004				Report Date	July 30, 2004			
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

Agreement: Falconbridge Hauled Sewage Site

Policy Implication + Budget Impact

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

The required fees have been funded in the 2004 current budget, and will be provided in the next current budgets as required.



Background Attached

Recommendation

That the City of Greater Sudbury enter into an Agreement with Falconbridge Limited in accordance with the General Manager of Public Works report dated July 30, 2004, to allow for the use of the hauled sewage site located on the Falconbridge tailings area for a period of ten years.

Recommendation Continued

Recommended by the General Manager

D. Bélisle,
General Manager of Public Works

Recommended by the C.A.O.

M. Melo,
Chief Administrative Officer

Date: July 30, 2004

Report Prepared By



B. Tario
Co-ordinator of Waste Disposal

Division Review



C. Mathieu,
Director of Waste Management

The existing Agreement between the former Region and Falconbridge Limited for the use of the hauled sewage site in Falconbridge has expired. The City of Greater Sudbury and Falconbridge Limited must enter into an Agreement to allow for the continued use of the hauled sewage site.

The new Agreement would allow access to the hauled sewage site, located on Falconbridge Limited property, by the City and it's approved licensed contractors, and will allow for the dumping of hauled sewage onto the Falconbridge tailings area. As currently exists, the City would agree to pay a \$2,000 annual fee to Falconbridge Limited for snow removal and maintenance to the access road, tipping pad, and back-up area.

The Agreement will be for a period of ten years and will allow for either party to terminate the Agreement on 30 days written notice.

Request for Decision City Council



Type of Decision

Meeting Date	August 12, 2004				Report Date	August 3, 2004			
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

Request for Proposal, Furniture and Furnishings at Pioneer Manor
E-Mail Poll

Policy Implication + Budget Impact

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

Policy Implications: None

Budget Impact: The capital project for Pioneer Manor was previously approved by City Council in the amount of \$22.1 million. The cost for the furniture and furnishings have been included in this total amount.

☒ Background Attached

Recommendation

That the Request for Proposal for Furniture and Furnishings for the new wings at Pioneer Manor be awarded to Keaney Interiors in the amount of \$274,234.48

Recommendation Continued

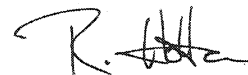
Recommended by the General Manager

Catherine Matheson, General Manager of Health and Social Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Date: August 3, 2004

Report Prepared ByAngie Haché
Deputy City Clerk**Division Review**Randy Hotta
Director, Pioneer Manor**Background**

The request for proposal for furniture and furnishings for the new wings at Pioneer Manor closed on July 13th, 2004. The proposal included lounge furniture, tables, chairs, dining room table and chairs and furniture for the winter park.

Three bids were received:

- Keaney Interiors
- Futuemed
- Grand & Toy

Only Keaney Interiors provided a bid on all 12 product lines. The partial bids were accepted for Futuemed (bid on 2 of the 12 product lines) and Grand & Toy (bid on 7 of the 12 product lines).

Following evaluation, Keaney Interiors is recommended to be the successful bidder based on the following criteria and scoring:

1. Product - full versus partial bid and meets specifications of the 12 product lines.
2. Completion and Delivery
3. Price
4. Local Business

Product Costs:

\$274,234.48 including PST and GST

The estimate for the RFP was \$285,000.

An e-mail poll was authorized by the Chief Administrative Officer. The poll was conducted of Members of Council on July 17, 2004. The results of the poll are as follows:

A total of twelve Members of Council responded and all were in favour.

Accordingly, the resolution contained in this report appears on the Agenda for formal ratification by Council in accordance with the Rules of Procedure By-law 2002-202 indicating that resolutions must be included at the next regular meeting of Council, together with a report of the Clerk stating the results of the poll of Council.

Request for Decision City Council



Type of Decision

Meeting Date	August 12, 2004				Report Date	July 28, 2004			
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

TEMPORARY EXTENSION TO LIQUOR LICENSE, TRADEWINDS MOTOR HOTEL, E-MAIL POLL

Policy Implication + Budget Impact

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

Policy Implication: None

Budget Impact: None

Background Attached

Recommendation

This Council has no objection to the issuance of a Temporary Extension to the Liquor License for the Tradewinds Motor Hotel, 450 Regional Road 55, Lively, Ontario, for the Grand Opening Celebration of their renovated bar and newly built outdoor patio. The event will be held on August 6 and 7th, 2004 and on August 13 and 14th, 2004. The hours of operation are between the hours of 12:00 noon to 2:00 a.m.; 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 patio area;

Recommendation Continued

Recommended by the General Manager

Doug Wuksinic, General Manager,
Corporate Services

Recommended by the C.A.O.


Mark Mieto,
Chief Administrative Officer

Date: 2004-07-28

Report Prepared By


Bryan Gutjahr,
Manager of By-law Enforcement Services

Division Review


Ron Swiddle, Director of Legal Services/
City Solicitor

RECOMMENDATION (Cont'd)

2. That all Ontario Fire Code regulations must be adhered to;
3. That no bonfires of any kind, barbeques 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 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 Qavi Aziz, Director-General Manager of the TLC Creations Canada Inc. O/A Tradewinds Motor Hotel, requesting Council's approval for a Temporary Extension to the Liquor License. The request is made to facilitate their Grand Opening Celebration for their renovated bar and newly built outdoor patio. The event will take place on August 6th and 7th, 2004 and on August 13 and 14th, 2004.

The poll was authorized by the Chief Administrative Officer. The poll was conducted of Members of Council on July 28, 2004. The results of the poll are as follows:

A total of ten Councillors responded and all were in favour.

Accordingly, the resolution contained in this report appears on the Agenda for formal ratification by Council in accordance with the Rules of Procedure By-law 2002-202 indicating that resolutions must be included at the next regular meeting of Council, together with a report of the Clerk stating the results of the poll of Council.

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

TLC CREATIONS CANADA INC. O/A TRADEWINDS MOTOR HOTEL
450 Regional Road 55, Lively – Ontario P3Y 1M7 Canada
Phone: (705) 692-3632 Fax: (705) 692-3230
Toll Free: 1-800-328-4117

July 27, 2004

To: Mr. Rheal Pitre
Manager of Technical Services
Building Services, City of Greater Sudbury

CC: Mr. Rick Renaud
Fire Prevention Officer

CC: Ms. Cynthia Peacock-Rocca
Public Health Inspector

CC: Police Department, City of Greater Sudbury

Re: Temporary Extension Liquor Licence for Tradewinds Motor Hotel Outdoor Patio

Dear Sirs & Madam:

This is to inform you that we will be having a Grand opening celebration for our renovated bar and newly built outdoor patio on Friday, August 6 till Saturday, August 7 and Friday, August 13, till Saturday, August 14, 2004.

We would highly appreciate if you provide us a no objection letter for the above-mentioned dates which enable us to celebrate the Grand opening for our bar and outdoor patio.

Thanking you in advance for your usual cooperation.

Yours Sincerely,



Qavi Aziz
Director – General Manager

Request for Decision City Council



Type of Decision

Meeting Date	August 12, 2004				Report Date	July 23, 2004			
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

Exemption to Noise By-law, Trinity Development Site
E-Mail Poll

Policy Implication + Budget Impact

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

Policy Implications: The City of Sudbury Municipal Code, Section 776.3.10 restricts construction activity to a time period between 7:00 a.m. and 6:00 p.m. seven days a week. This is a request for an exemption to the noise by-law.

Budget Impact: None

☒ Background Attached

Recommendation


That Interpaving Limited be permitted to load and haul excavated rock on the Trinity Development Site between 6:00 p.m. and 7:00 a.m., Monday to Sunday inclusive, commencing August 1, 2004 for a period of 10 weeks; and

That blasting operations be restricted to normal working hours specified within the City of Sudbury Municipal Code; and

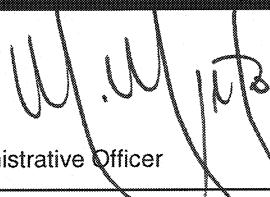
That staff be authorized to monitor noise levels and/or public complaints and adjust the schedule of operation accordingly.

Recommendation Continued

Recommended by the General Manager


Doug Wuksinic, General Manager of
Corporate Services

Recommended by the C.A.O.


Mark Mieto
Chief Administrative Officer

Date: July 23, 2004

Report Prepared ByAngie Haché
Deputy City Clerk**Division Review**Greg Clausen
Director of Engineering Services**Background**

A request was received from Interpaving Limited for an exemption to the Noise By-law. They would like to extend their working hours in order to operate 24 hours a day, seven days a week on portions of their site development work at the Trinity Development Site on Marcus Drive.

The extended hours would allow them to load and haul excavated rock between the three sites at this location. There will be no activity on public roads - strictly on private property.

The expected duration for this activity would be 10 weeks commencing the first of August.

The drilling and blasting will be performed during normal working hours (i.e. 7 a.m. to 6 p.m., Monday to Saturdays inclusive.)

Engineering Services have no problem with the request based on a previous request in 1999 which was for a crushing operation as part of the original Costco development. At that time several concerns were received from local residents with respect to noise and dust issues. This request is only for loading and hauling of rock fill on private property. City staff will monitor this work to ensure compliance.

The contractor is on a very tight time schedule from Trinity and would like to maximize the short construction season in order that buildings can be erected and enclosed before the winter.

An e-mail poll was authorized by the Chief Administrative Officer. The poll was conducted of Members of Council on July 28, 2004. The results of the poll are as follows:

A total of eleven Councillors responded and all were in favour.

Accordingly, the resolution contained in this report appears on the Agenda for formal ratification by Council in accordance with the Rules of Procedure By-law 2002-202 indicating that resolutions must be included at the next regular meeting of Council, together with a report of the Clerk stating the results of the poll of Council.

Angie Hache - Fw: Request for ByLaw Dispensation Triity Development Works

From: "Dennis Richard Dionne" <drdionne@isys.ca>
To: <thom.mowry@greatersudbury.ca>, <angie.hache@greatersudbury.ca>, <gary.serafini@greatersudbury.ca>, <greg.clausen@greatersudbury.ca>, <atherrien@rvanderson.com>, "monica g" <mgolstey@trinity-group.com>, <andy@ajmpm.com>
Date: 7/23/2004 11:20 AM
Subject: Fw: Request for ByLaw Dispensation Triity Development Works

CLARIFICATION ;RE START DATE OF HAULING ACTIVITY FIRST WEEK OF AUGUST
THANK YOU

----- Original Message -----

From: Dennis Richard Dionne

To: **Sent:** Friday, July 23, 2004 9:33 AM

Subject: Fw: Request for ByLaw Dispensation Triity Development Works

----- Original Message -----

From: Dennis Richard Dionne

To: thom.mowry@city.greatersudbury.ca

Cc: ; ; greg.clausen@city.greatersudbury.ca ; gary.serafini@city.greatersudbury.ca

Sent: Thursday, July 22, 2004 2:18 PM

Subject: Request for ByLaw Dispensation Triity Development Works

City of greater Sudbury

Attn Thom Mowry City Clerk

On behalf of Interpaving Limited we applying for an extension of our working hours to include 24 hours ,seven days per week on portions of our site development work at theTrinity Development Site at Marcus Drive This request is neccesated by the aggressive schedule that the owners have placed on this development The extended hours would allow us to load and haul excavated rock between the two sites onlyAt this time the expected duration of this activity would be 10 weeks commencing the first of august 2004. The drilling and blasting will be performed during woking hours as outlined in the minutes of our Pre-construction meetingof July 12 th 2004 at Civic Square We are asking that Interpaving Limited be granted dispensation from the existing Bylaw in order to meet the site schedule.

Thank You

Dennis Dionne C.E.T.

Chief Estimator

Request for Decision City Council




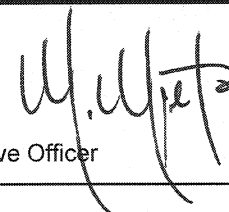
Type of Decision									
Meeting Date	2004-08-12				Report Date	2004-08-06			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
<p align="center">TELEPHONE POLL: NOISE BY-LAW EXEMPTION SLOTS - SUDBURY DOWNS - SUMMER CONCERT SERIES</p>

Policy Implication + Budget Impact	
N/A	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<p><u>Policy Implications:</u></p> <p>The request for noise exemption is in accordance with By-law 82-14 (former Town of Rayside Balfour Noise By-law).</p> <p>The telephone poll is in accordance with the policies set out in Council's Procedure By-law.</p> <p><u>Budget Impact:</u></p> <p>None</p>	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
<p>THAT this Council has no objection to the granting of an exemption to By-law 82-14 (former Town of Rayside/Balfour Noise By-law) to the Slots at Sudbury Downs in order to facilitate their outdoor summer concert series. The event will be held on August 5th and 12th, 2004 and on August 19th and 26th, 2004. The hours of operation are between the hours of 7:00 p.m. and 11:00 p.m.;</p> <p>AND FURTHER THAT this approval be subject to the conditions as attached in Schedule 'A'.</p>
<input checked="" type="checkbox"/> Recommendation Continued

Recommended by the General Manager
 Doug Wuksinic, General Manager, Corporate Services

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

Date: 2004-08-06

Report Prepared ByCorrie-Jo Caporale
Council Secretary**Division Review**Ron Swiddle,
City Solicitor**Background:**

Attached is a letter dated 2004-07-26 submitted by the Ontario Lottery & Gaming Corporation, requesting Council's approval for an Exemption to Noise By-law 82-14 (former Town of Rayside/Balfour Noise By-law). The request is made to facilitate the outdoor summer concert series which is to be held on August 5, 12, 19, & 26, 2004. The event will be held at Sudbury Downs in Chelmsford. The hours of operation are between the hours of 7:00 p.m. to 11:00 p.m.

The poll was authorized by the Chief Administrative Officer. The poll was conducted of Members of Council on 2004-08-03. The results of the poll are as follows:

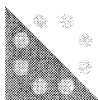
A total of nine Councillors responded and all were in favour.

Accordingly, the resolution contained in this report appears on the Agenda for formal ratification by Council in accordance with the Rules of Procedure By-law 2002-202 indicating that resolutions must be included at the next regular meeting of Council, together with a report of the Clerk stating the results of the poll of Council.

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

**SCHEDULE 'A'
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 no later than 12:00 o'clock noon on the Monday following the day of the concert.
2. That the event representative ensure emergency vehicles have access to the event area;
3. 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;
4. 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;
5. That no outside entertainment system be permitted, however, if 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;
6. That the special event organizer, or his designate, must be present on the site during the entire duration of the event.
7. That any tent be erected in accordance with the provisions of the Ontario Building Code.



July 26, 2004

Velia Serafini
By-law Enforcement Officer
The Corporation of Greater Sudbury
PO Box 5000
200 Brady Street
Sudbury, Ontario P3A 5B3

RECEIVED

AUG 3 2004

BY-LAW DEPT.

4120 Yonge Street
Suite 420
Toronto, Ontario
M2P 2B8

4120, rue Yonge
Bureau 420
Toronto (Ontario)
M2P 2B8

Tel. (416) 224-1772
Fax (416) 224-7000

Dear Ms. Serafini,

Thank you for your letter dated July 14, 2004 regarding the violation of by-law #82-14.

Please accept this letter as our official request to Sudbury City Council for an exemption to by-law #82-14 that would allow the Slots at Sudbury Downs to proceed with its outdoor summer concert series.

The following is the information for the concerts:

"Doors open at 7:00 PM. All shows begin at 8:00 PM." (Shows are usually done by 10:00 PM, but 11:00 PM would account for any unforeseen occurrences)

July 08 - Rod Stewart Tribute
July 15 - Comedian: Gerry Dee
July 22 - Streetheart
July 29 - Divas Live (A Cher, Reba and
Celine tribute)

August 5 - The Caverners (A Beatles
tribute)
August 12 - Comedian: Ron Pardo
August 19 - Stampedeers
August 26 - Kim Mitchell

Please note that these concerts are an important part of the operations at the Slots at Sudbury Downs and attract visitors from the entire region as well as tourists visiting the City. These concerts also provide an increase in volume and sales at the site for both the raceway and the slots operation.

Thank you for your consideration for this exemption.

Respectfully,

Jake Pastore
Manager, Government Relations

cc. Mike Lapoint, General Manager, Slots at Sudbury Downs

Request for Decision City Council




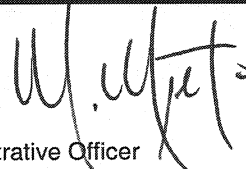
Type of Decision									
Meeting Date	August 12, 2004				Report Date	August 4, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title
Information - Closure of the Nickel Lake Shore Allowance

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
n/a	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
That By-law 2004-194, being a By-law to close the Nickel Lake Shore Allowance be given third and final reading;
Recommendation Continued

Recommended by the General Manager
 Doug Wuksinic General Manager Corporate Services

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

Date: August 4, 2004

Report Prepared By


Keith Forrester
Property Administrator

Division Review


Ron Swiddle
Director of Legal Services / City SolicitorBACKGROUND:

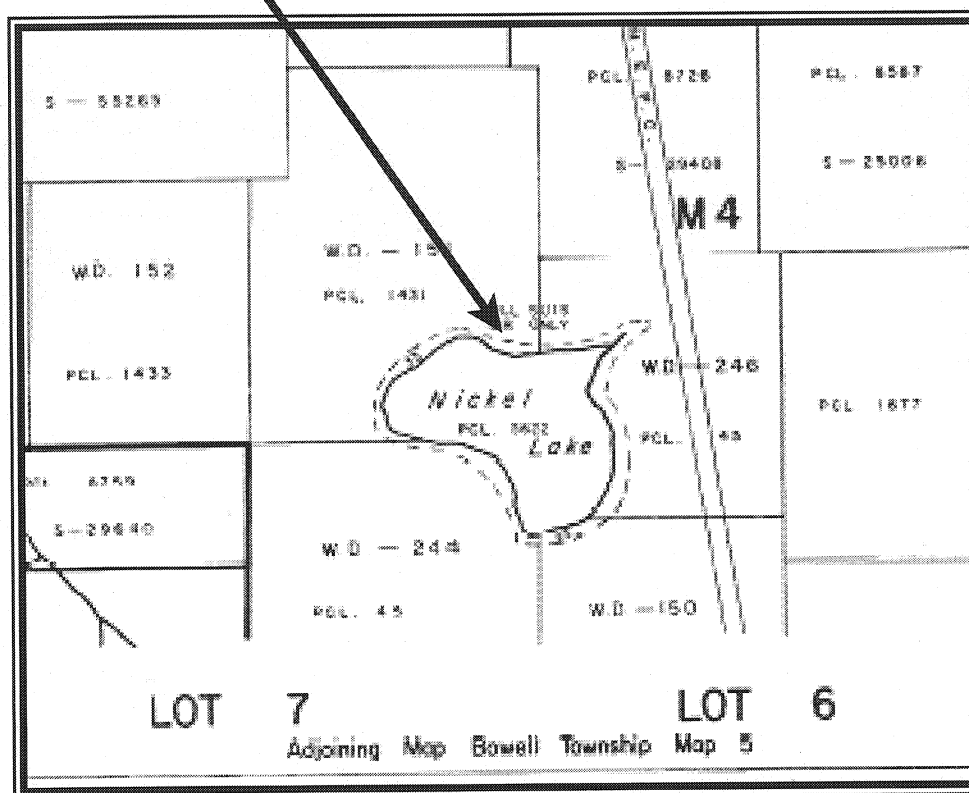
At its meeting of July 13, 2004, City deferred third reading to By-law 2004-194 and requested additional information from staff.

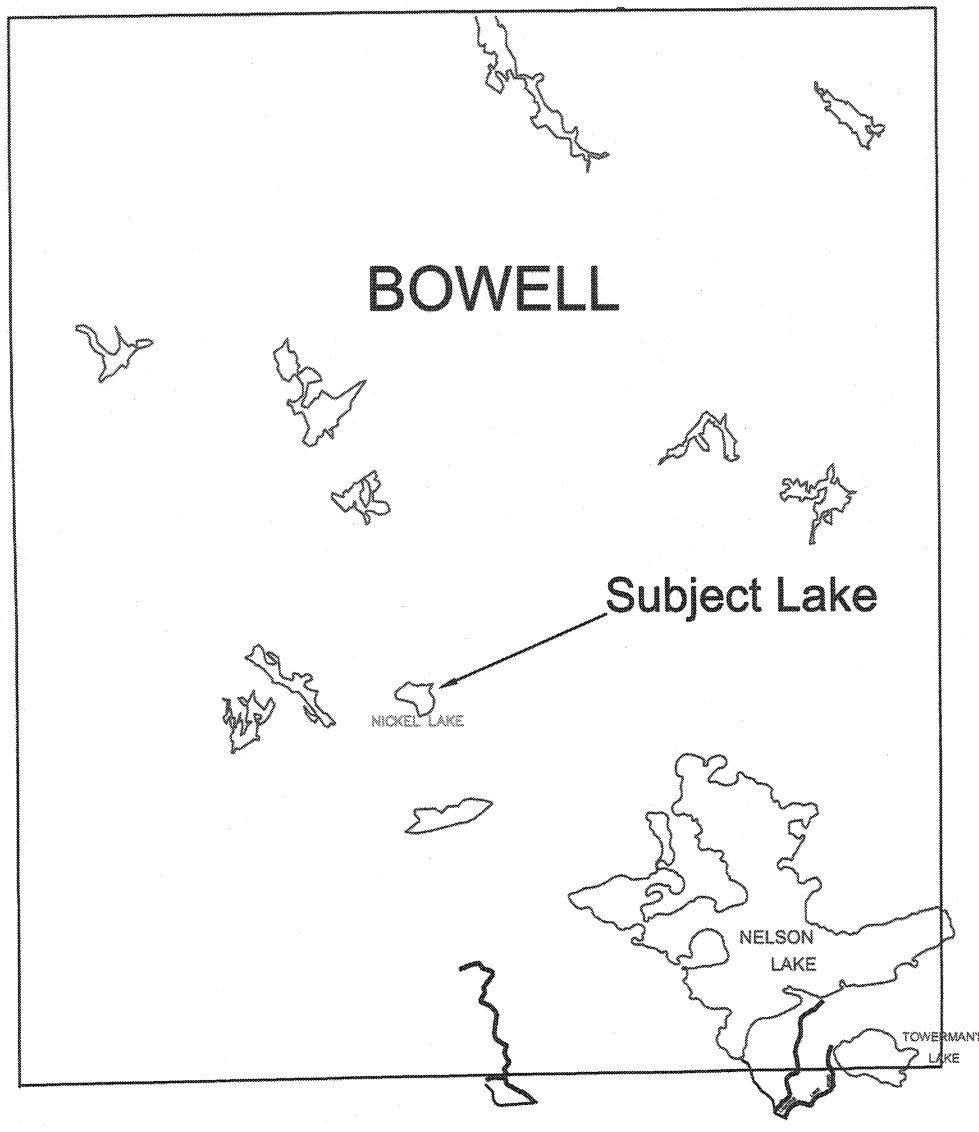
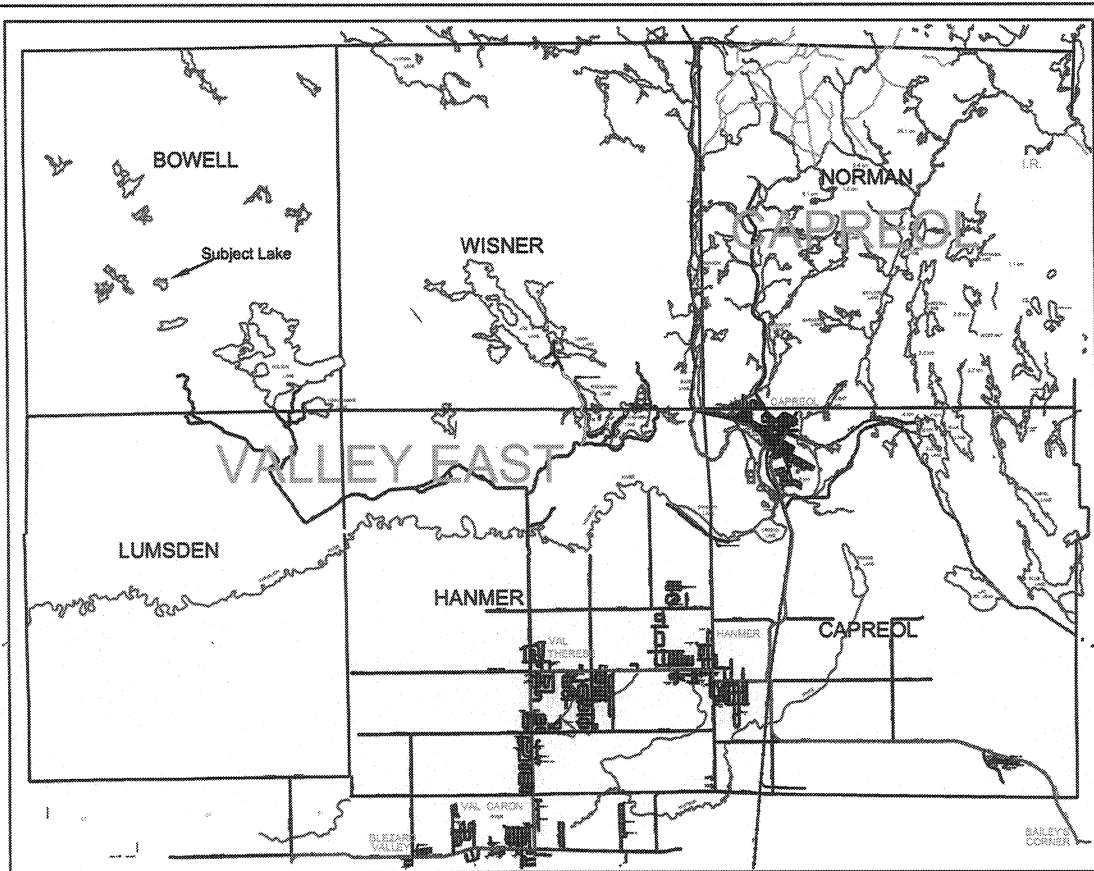
The subject shore allowance measures 66 feet in width and encompasses the entire perimeter of Nickel Lake. The lands are zoned M-4 (Mining Industrial).

The lands surrounding Nickel Lake being Parcels 45, S.W.S. and 1431, S.W.S., are owned by Inco Limited. Falconbridge Limited is the owner of Parcel 5622, S.W.S, being the land covered with water (Nickel Lake). The shore allowance is land locked. The public could not access the shoreline without trespassing on privately owned lands.

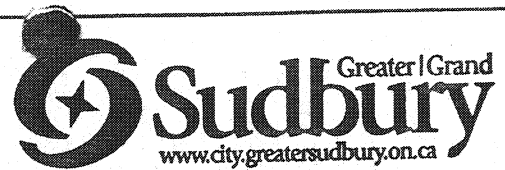
It is recommended that the Nickel Lake shore allowance be closed by By-law.

Subject Property





Request for Recommendation Planning Committee



Type of Decision

Meeting Date	June 15 th , 2004				Report Date	June 9 th , 2004			
Recommendation 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

Declaration of Surplus Properties - Various Locations

Section Review	Division Review	Department Review
 Danielle Braney Property Negotiator / Appraiser	 Ron Swiddle City Solicitor	Doug Wuksinic General Manager of Corporate Services

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 the City of Greater Sudbury declare surplus and sell the following properties in accordance with the procedures governing the disposal of real property:

- 1) Part of Lot 60, Plan 13-S, Vincent Street, Sudbury;
- 2) Nickel Lake Shore Allowance, Bowell Township

Recommendation Continued

Planning Staff Report

Report Prepared By:	File #:
Keith Forrester Property Administrator	

Recommended by the C.A.O.

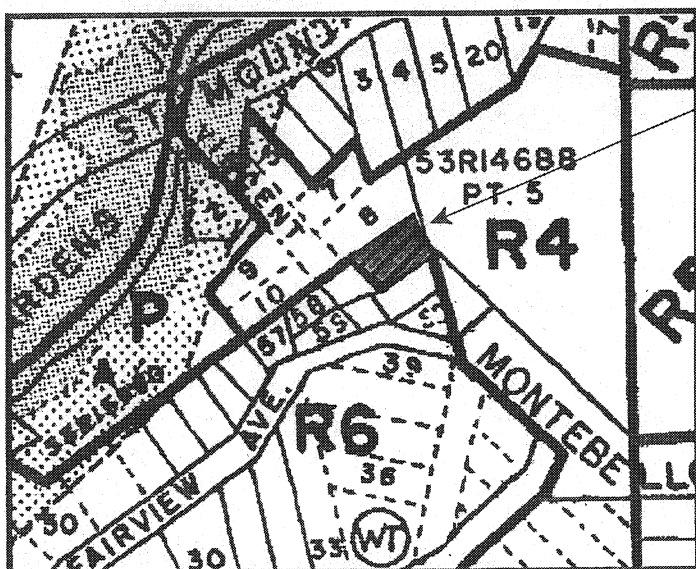
Mark Mieto
C.A.O.

Background:

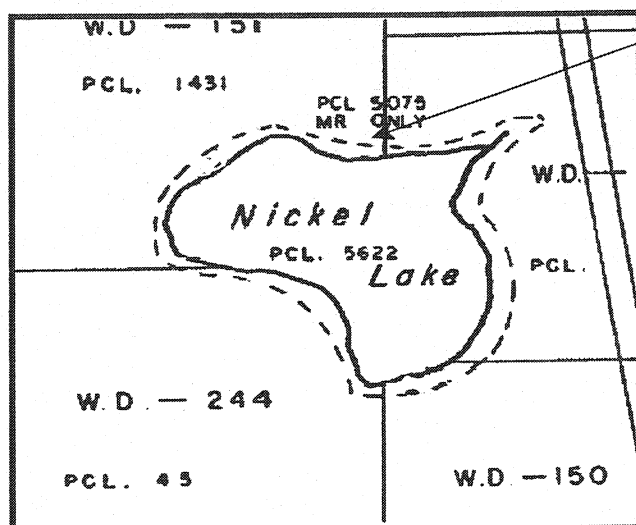
The sale of the following properties was circulated to all city departments and utilities for comments and no objections or requirements were received:

- 1) Part of Lot 60, Plan 13-S - Vincent Street, Sudbury;
- 2) Nickel Lake Shore Allowance, Bowell Township

It is recommended 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.



Subject Land



Subject Land

Request for Decision City Council

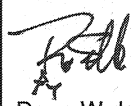


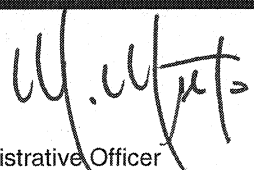
Type of Decision									
Meeting Date	August 12, 2004				Report Date	August 3, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
Amendment to Procedure By-law 2002-202 Change of Meeting Time - Planning Committee

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

Recommendation
<p>That the Procedure By-law be amended:</p> <p>1. To change Article 33.8 (Planning Committee Meetings - By-Monthly-Tuesday) to change the time their regular meetings commence to 5:30 p.m</p>
Recommendation Continued

Recommended by the General Manager
 Doug Wuksinic General Manager of Corporate Services

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

Date: August 3, 2004

Report Prepared By

Angie Haché
Deputy City Clerk



Division Review

Ron Swiddle, Director of Legal Services/
City Solicitor



Background

The Planning Committee at their July 13, 2004 meeting agreed to change the time the Planning Meetings would be held from 7:00 p.m. to 5:30 p.m. commencing in September 2004.

In accordance with the Notification Procedures By-law this change was advertised in the Sudbury Star and on the City's web page. The City Clerk's Office received no inquiries or comments concerning this matter.

**NOTICE
OF PROPOSED AMENDMENTS TO
COUNCIL PROCEDURE BY-LAW 2002-202**

The Council of the City of Greater Sudbury is proposing that the Council pass a By-law to amend Procedure By-law 2002-202 as follows:

1. To amend Article 33.8 (Planning Committee Meetings - By-Monthly - Tuesday) to change the time their regular meetings commence to 5:30 p.m.
2. To provide that applicants who wish to make representations to Council requesting tax relief shall be heard by the Hearing Committee and not by the whole Council

It is proposed that the By-law to amend Procedure By-law 2002-202 be adopted at the Council meeting to be held on Thursday, August 12, 2004 or at a subsequent meeting.

Any person may comment on the By-law by filing written comments with the City Clerk no later than 4:30 p.m. on Wednesday, August 11, 2004. All comments will be treated as public records. Comments received prior to the printing of the Council Agenda will be included in the Agenda. All comments received after the printing of the Agenda will be tabled at the August 12, 2004 Council meeting.

To view a copy of the reports by the General Manager of Corporate Services dated August 3, 2004, which outline the proposed amendments or submit written comments, please contact the Council Secretary no later than 4:30 p.m. on Wednesday, August 11, 2004:

Council Secretary
City Clerk's Office
2nd Floor, Tom Davies Square
200 Brady Street
P. O. Box 5000, Station A
Sudbury, ON P3A 5P3
Telephone: (705) 671-2489, Ext. 2471
Fax: (705) 671-8118
E-Mail: corriejo.caporale@greatersudbury.ca

Only those comments received prior to the Council meeting will be processed to Council.

If this matter is deferred at the Council meeting or considered at a subsequent Council meeting, no additional notice will be provided other than the information on a subsequent Council agenda. Please contact the above-noted City Official if you require notice in these cases.

Request for Decision City Council



Type of Decision

Meeting Date	August 12, 2004				Report Date	August 6, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title

Delegation of Tax Relief Hearings

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

THAT Council delegate the hearing of applications under Sections 357 and 358 of the Municipal Act to the Hearing Committee as established under Article 33A of the Procedure By-law;

THAT the Hearing Committee be authorized to make decisions on the applications; and

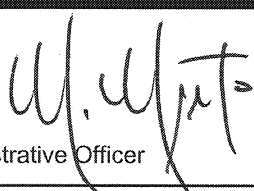
THAT any taxpayer, upon written notice to the Treasurer, may make a presentation to the Hearing Committee, on or before September 30th of any year, with regard to the cancellation, reduction, refund of taxes or the overcharge of taxes.

Recommendation Continued

Recommended by the General Manager


D. Wuksinic
General Manager of Corporate Services

Recommended by the C.A.O.


M. Mieto
Chief Administrative Officer

Date: August 6, 2004

Report Prepared By

Division Review


C. Mahaffy
Manager of Financial Planning & Policy / Deputy Treasurer


S. Jonasson
Director of Finance / Treasurer

BACKGROUND

Sections 357 and 358 of the Municipal Act state that upon application, the Treasurer may cancel, reduce or refund all or part of taxes levied, for a number of different reasons. Most applications are reviewed by the Chief Tax Collector, and recommendations are made to Council with regard to the cancellation, reduction, or refund of taxes.

However, these sections also make provision for the applicants to be heard at a meeting of Council, on or before September 30th of the year following the year in respect of which the application is made. Any applicant who has applied may make representation to Council at this meeting.

The recommendation is to delegate these tax relief hearings to the Hearing Committee, and that the Hearing Committee also have the authority to make decisions on the applications. A copy of Article 33A and Schedule H (Rotation Schedule) of the Procedure By-law with respect to the Hearing Committee is attached for your information.

ARTICLE 33A
HEARING COMMITTEE

33.A.1.1 Established - Purpose

A Hearing Committee is hereby established for the purpose of hearing any interested parties or affording them an opportunity to be heard on any matter which Council is required to hold a hearing.

33.A.1.2 Composition - three members - rotation - Schedule "H"

The Hearing Committee shall be comprised of three Members of Council who shall be determined in accordance with the rotation schedule marked as Schedule "H" to this By-law.

33.A.1.3 Mayor - ex officio Member

The Mayor shall be an ex officio Member of the Hearing Committee.

33.A.2.1 Limited - *Statutory Powers Procedure Act*

The Hearing Committee shall be bound by sections 5 to 15.2 inclusive and sections 21, 21.1, 21.2 and 24 of the *Statutory Powers Procedure Act*, R.S.O. 1990, c.S.22 as amended.

33.A.2.2 Report - to Council - at conclusion of hearing

Upon the conclusion of a hearing conducted by the Hearing Committee, the Hearing Committee shall, as soon as practicable, make a written report to Council summarizing the evidence and arguments presented by the parties, the findings of fact made by the Hearing Committee and the recommendations, if any, of the Hearing Committee with reasons therefore on the merits of the application in respect of which the hearing has been conducted.

33.A.2.3 Report - consideration - action - by Council

After considering the report of the Hearing Committee, Council may thereupon in respect of such application, do any act, pass any by-law or make any decision that it might have done, passed or made, had it conducted the hearing itself. [new By-law 2004-118]

SCHEDULE "H"

(Hearing Committee of Council)

Term	Ward Councillor	For the Term ending 2006
January 1 to January 31	1(C), 3, 6	Councillor Kett (Chair) Councillor Rivest Councillor Craig
February 1 to February 28	2(C), 4, 5	Councillor Berthiaume (Chair) Councillor Callaghan Councillor Caldarelli
March 1 to March 30	3(C), 6, 1	Councillor Dupuis (Chair) Councillor Reynolds Councillor Gainer
April 1 to April 30	4(C), 2, 3	Councillor Thompson (Chair) Councillor Bradley Councillor Rivest
May 1 to May 31	5(C), 4, 1	Councillor Craig (Chair) Councillor Callaghan Councillor Kett
June 1 to June 30	6(C), 3, 5	Councillor Gasparini (Chair) Councillor Dupuis Councillor Gasparini
July 1 to July 31	1(C), 2, 4	Councillor Gainer (Chair) Councillor Berthiaume Councillor Thompson
August 1 to August 31	2(C), 1, 6	Councillor Bradley (Chair) Councillor Kett Councillor Reynolds

Term	Ward Councillor	For the Term ending 2006
September 1 to September 30	3(C), 2, 5	Councillor Rivest (Chair) Councillor Berthiaume Councillor Caldarelli
October 1 to October 31	4(C), 1, 2	Councillor Callaghan (Chair) Councillor Gainer Councillor Bradley
November 1 to November 30	5(C), 3, 6	Councillor Caldarelli (Chair) Councillor Rivest Councillor Gasparini
December 1 to December 31	6(C), 4, 5	Councillor Reynolds (Chair) Councillor Thompson Councillor Craig

*

Request for Decision City Council



Type of Decision

Meeting Date	August 12, 2004				Report Date	August 6, 2004			
Decision Requested		Yes	<input checked="" type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title

Public Sale Under the Municipal Act

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

N/A

Recommendation Continued

Recommended by the General Manager

Doug Wuksinic
General Manager of Corporate Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By



T. Derro
Supervisor of Tax/Chief Tax Collector

my

Division Review



Sandra Jonasson
Director of Finance/City Treasurer

BACKGROUND

On September 27th 2004, the City of Greater Sudbury will conduct a Public Sale for properties with tax arrears, under the authority of the Municipal Act. The Finance Division with the assistance of Supplies and Services will be co-ordinating the Public Sale in accordance with the Rules and Procedures as outlined in Provincial Legislation.

Approximately 30 properties will be offered for sale on September 27th 2004 and full payment by certified funds will be accepted up until 3.00 p.m. Tenders will be opened at 3.30 p.m. the same day.

The following outlines the procedures undertaken with respect to the collection of tax arrears:

- Regularly throughout each year, arrears notices are sent to the assessed owners of all properties on which realty taxes remain unpaid.
- Under the authority of the Municipal Act, for those properties which are three (3) years in arrears, a notice of upcoming legal action is sent to the owner.
- If payment is not received or if satisfactory repayment arrangements are not made, a tax arrears certificate representing a lien against the property is registered on title in accordance with the Municipal Act. Notices are sent by registered mail to the assessed owner and all parties having an interest in the property. An administration charge representing costs of collection is levied on the property.
- The property owner has one (1) year from the date of registration to pay the taxes and administration fee in full or enter into a tax extension agreement with the municipality.
- A final notice is sent by registered mail to the assessed owner and all interested parties 280 days after the lien has been registered.
- If taxes still remain unpaid after the redemption period (one year), the Municipal Act authorizes the Treasurer of the Municipality to offer the property for public sale. For all of the properties proceeding to tax sale, the one year redemption period has expired.
- A notice is sent to the assessed owner by registered mail advising of pending tax sale action.
- All affected properties are advertised for sale in accordance with procedures outlined in the Municipal Act.

Request for Decision City Council



Type of Decision									
Meeting Date	August 12, 2004				Report Date	August 4, 2004			
Decision Requested		Yes	<input checked="" type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title
Update on Bridge Rehabilitation Project Lorne St at Big Nickel Road

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
n/a	
<input checked="" type="checkbox"/>	Background Attached

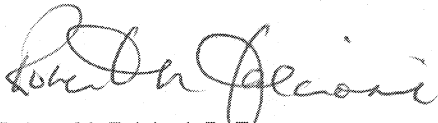
Recommendation
Information report on the status and schedule of the Lorne Street at Big Nickel Road Bridge Contract 2003-25.
Recommendation Continued

Recommended by the General Manager
 D. Bélisle General Manager of Public Works

Recommended by the C.A.O.
 M. Mieto Chief Administrative Officer

Date: August 4, 2004

Report Prepared By



Robert M. Falcioni, P. Eng.
Roads and Drainage Engineer

Division Review

The contractor on this project is Nor Eng Construction Limited and is currently proceeding with completion of this project under Contract 2003-25. The contractor is presently working on construction of the extended ramp and the roadway approaches.

The replacement bridge is identical to the one that was lost. The new concrete girders have been ordered and are being fabricated. The scheduled date for erection of those girders is Tuesday, August 17, 2004. The new deck and parapet walls should take an additional 6 weeks to complete. At the same time, the contractor will complete the approaches and has a scheduled completion date of October 22, 2004.

At this time the City has not incurred any additional cost for replacement of the bridge structure.

Request for Decision City Council



Type of Decision

Meeting Date	August 12 th , 2004				Report Date	August 4 th , 2004			
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 type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title

On-Street Bicycle Lanes
Howey Drive / Bellevue Avenue / Bancroft Drive Corridor

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

The Transportation Engineering Section recommends that on-street bicycle lanes should only be provided where they have been identified on an overall Bicycle Route System and where sufficient room exists to accommodate both bicycles and vehicles without compromising existing standards with regards to geometric design, capacity, lane widths and safety.

Consideration should be given to either widening the existing Howey Drive / Bellevue Avenue / Bancroft Drive road corridor and the section of Bancroft Drive from Bellevue Avenue to Lonsdale Avenue to accommodate on-street bicycle lanes, building an independent bicycle path adjacent to the

☒ Recommendation Continued

Recommended by the General Manager

Don Belisle
General Manager of Public Works

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Date: August 4th, 2004

Report Prepared By

Nathalie Mihelchic, P. Eng.
Manager of Transportation Engineering Services

Division Review

R.G. (Greg) Clausen, P. Eng.
Director of Engineering Services**Recommendation Continued:**

sidewalk or building a bicycle path system which would be physically separated from the road network.

It is recommended that the existing three-lane roadway complete with centre two-way left turn lane along the Howey Drive / Bellevue Avenue / Bancroft Drive Corridor, remain as is.

It is also recommended that a continuous centre two-way left turn lane be installed on the newly constructed Bancroft Drive from Kingsway to the entrance to Waterview Apartments and that the City's Traffic and Parking By-Law 2001-1 be amended to reflect this change.

Background:

At its meeting of May 13, 2004, Council requested a staff report addressing the issue of on-street bicycle lanes along the Howey Drive / Bellevue Avenue / Bancroft Drive road corridor (Corridor) as shown on Exhibit 'A'.

The most recent request for bike lanes originated from the Minnow Lake Community Action Network (CAN) group at a meeting held with City staff on October 16, 2003. This issue, which has been raised in the past, previously resulted in the determination that there was insufficient roadway width to allow the addition of bicycle lanes along the Corridor.

The Corridor has been identified as part of the Lake Ramsey Bicycle Route System, which received the former City of Sudbury Council endorsement in 1997. As a result of the October 16th, 2003 meeting, the two Ward Councillors have requested the alteration of the existing roadway line markings from a three-lane road cross-section to two-lanes with 1.5 metre wide bicycle lanes on both sides. This change would see the removal of the centre two way left turn lane (TWLTL) from Van Horne Street to Levesque Street. The cost of deleting the existing pavement markings through sandblasting, as well as delineating the bike route with signs and pavement markings, would be approximately Forty Five Thousand Dollars (\$45,000.).

This report represents the findings of the traffic analysis carried out along the Corridor to determine the impact of replacing the TWLTL with bicycle lanes.

This report has been revised to reflect recently completed traffic counts and supercedes the July 7th, 2004 Council Report.

Existing Conditions

The entire Corridor is classified as a Secondary Arterial road. It is constructed to urban standard and is presently painted as a three-lane cross-section with a TWLTL from Van Horne Street to Levesque Street, a distance of approximately six kilometres. The average asphalt surface width of the roadway is 11 metres. Presently, there is a short 200 metre section on Howey Drive where the current three-lane road is 13 metres wide including one metre wide bike lanes painted on both sides.

Bancroft Drive from Levesque Street easterly to Moonlight Avenue, a distance of approximately 800 metres, is a two-lane roadway with gravel shoulders. This section has an asphalt surface width of 7.3 metres and insufficient space to accommodate on-street bicycle lanes.

The reconstruction of the Corridor has been phased over the years with the intention of rebuilding the road with a width sufficient to accommodate three lanes of traffic. Attached as Exhibit "B" is a report prepared in 1992 for the former Regional Public Works Committee which addresses the pavement marking installation for a TWLTL on Bellevue Avenue and Bancroft Drive. TWLTLs provide many advantages to a road system. In addition to removing left turns from the travel lanes, the TWLTL reduces delays and certain types of collisions and increases the capacity of the travel lanes.

Traffic Volumes

Our latest traffic volume counts show an Average Annual Daily Traffic (AADT) on the Corridor as follows on Table I:

Table I - Annual Average Daily Traffic Counts

Section	AADT
Howey Drive - East of Wessex Street	8,500
Bellevue Avenue	8,200
Bancroft Drive - West of Shappert Avenue	9,000
Bancroft Drive - East of Second Avenue	7,000
Bancroft Drive - East of Fourth Avenue	4,000

Analysis

The vehicle capacity of a roadway is defined as the maximum number of vehicles that can pass a given point during a specified time period under ideal conditions. Analysis of the existing three-lane Corridor indicates that one directional lane on Bancroft Drive would see the capacity of the laneway reduced from 850 vehicles in the peak hour to 700 vehicles, with the removal of the TWLTL, thus reducing the efficiency of the lane by 18 percent.

Delay analysis shows that motorists may experience as much as a 30 percent travel time delay as a result of deleting the TWLTL along the Corridor. Increased delays increase driver frustration and situations such as passing on the right side of the lane will increase. This will potentially affect the safety of cyclists. Increased delays could also result in motorists choosing an alternate route such as Municipal Road 55 (Kingsway) to reach their destination which will further increase traffic congestion on this already very busy arterial roadway.

Collision Information

Rear-end and head-on (approaching) collisions are the most common types of accidents preventable with the installation of TWLTLs. Table II below compares the collision rates at each of seven existing locations within the City of Greater Sudbury between 2000 and 2002 on roads with AADT volumes ranging from 6,000 to 10,000 vehicles:

Table II - Collision Rates

Collision Type	Collisions /km two lane road without TWLTL	Collisions /km two lane road with TWLTL	Collision decrease with TWLTL (%)
Approaching	1.8	1.1	39
Rear End	3.7	1.8	51
Right Angle	4.1	4.1	0
Sideswipe	1.8	1.2	33
Turning Movement	2.6	2.0	23
Other	2.2	2.0	9
TOTAL	16.1	12.1	24

The results indicate up to 51 percent reduction in the number of collisions with centre two-way left turn lanes.

Other Issues

Some members of the Minnow Lake CAN group believe that TWLTLs promote aggressive driving and that drivers will use this extra lane to pass other vehicles. This likely will happen just as it happens on two-lane roadways throughout a community. This disadvantage must be put into proper perspective when taking into account the safety advantages that the three-lane roadway provides to the hundreds of vehicles turning left onto or off the roadway every day.

Also, the Greater Sudbury Police Services have raised a concern with having bike lanes on such a high traffic roadway and recommend that a rigorous public education campaign be launched if bike lanes are to be installed along the Corridor.

Speeding concerns have also been raised by the Minnow Lake CAN group. The perception is that three-lane roadways promote speeding. Speeding is a problem on many residential and collector streets in this community, regardless of the number of lanes. The most effective way to deal with speeding is through police enforcement.

The City of Greater Sudbury supports the use of bicycles as an alternate means of transportation and as an excellent recreational past-time. However, they are best suited to roadways which have less traffic or to areas which can accommodate exclusive dedicated bicycle paths. Statistics Canada's 2001 Census indicates that bicycle use as a mode of transportation for the labour force in Greater Sudbury represents one half of one percent (0.5%) of vehicular traffic. This data does not take into account the recreational use of bicycles. Given the above statistics and the seasonal use of bicycles, it is not technically practical to consider replacing vehicle lanes with bicycle lanes along the Corridor.

Bancroft Drive - Bellevue Avenue to Kingsway

The Minnow Lake CAN group has also requested that bicycle lanes be painted along Bancroft Drive from Bellevue Avenue to Lonsdale Avenue (See Exhibit "C")

This section of Bancroft Drive is constructed to an urban standard with an asphalt surface width of 11 metres. The Annual Average Daily Traffic Volume is 6,500. There is currently a southbound left turn lane painted for the entrance to the Waterview Apartments. The road is marked as a two-lane road from the Waterview Apartments to Bellevue Avenue.

The section of Bancroft Drive from Bellevue Avenue to Lonsdale Avenue has also been identified as part of the ultimate Sudbury Bicycle Route System. The Minnow Lake Recreation Area, the Carmichael Arena and the Minnow Lake Place Community Centre all support the need for a bicycle route.

Due to the lower traffic volumes and to the limited development, on-street bicycle lanes would be more feasible along this section of roadway. However, conflicts will occur where left turn lanes are provided at Bellevue Avenue, Waterview Apartments and Lonsdale Avenue. At these locations, the bicycle lanes will need to terminate. Terminating bicycle lanes and then starting them again will be confusing to both vehicles and cyclists and hence unsafe for both. In addition, the on-street bicycle lane along the east section of Bancroft Drive would terminate at Lonsdale Avenue, forcing cyclists to cross Bancroft Drive at Lonsdale Avenue, again creating safety concerns. Due to these constraints, the most desirable solution would be to consider off-street bicycle paths on Bancroft Drive from Bellevue Avenue to Lonsdale Avenue.

Bicycle lanes are not recommended between Lonsdale Avenue and the Kingsway due to the higher number of sideroads and private driveways. Bicycle lanes in this area will also encourage cyclists to and from the Kingsway which is undesirable.

Recommendations

The Transportation Engineering Section recommends that on-street bicycle lanes should only be provided where they have been identified on an overall Bicycle Route System and where sufficient room exists to accommodate both bicycles and vehicles without compromising existing standards with regards to geometric design, capacity, lane widths and safety.

Consideration should be given to either widening the existing Howey Drive / Bellevue Avenue / Bancroft Drive road corridor and the section of Bancroft Drive from Bellevue Avenue to Lonsdale Avenue to accommodate on-street bicycle lanes, building an independent bicycle path adjacent to the sidewalk or building a bicycle path system which would be physically separated from the road network.

It is recommended that the existing three-lane roadway complete with centre two-way left turn lane along the Howey Drive / Bellevue Avenue / Bancroft Drive Corridor, remain as is.

It is also recommended that a continuous centre two-way left turn lane be installed on the newly constructed Bancroft Drive from Kingsway to the entrance to Waterview Apartments and that the City's Traffic and Parking By-Law 2001-1 be amended to reflect this change.

Request for Decision City Council



Type of Decision

Meeting Date	August 12, 2004				Report Date	August 5, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title

Request to Paint Access Covers (Manhole Covers), Myths and Mirrors Community Arts

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

That Myths and Mirrors Community Arts be allowed to paint decorative designs on access covers (manhole covers) on the Durham Street sidewalk, provided there are no commercial messages of any sort.

Recommendation Continued

Recommended by the General Manager

D. Bélisle
General Manager of Public Works

Recommended by the C.A.O.

M. Mieto
Chief Administrative Officer

Date: August 5, 2004

Report Prepared By



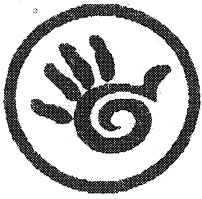
D. Bélisle
General Manager of Public Works

Division Review

We received the enclosed request from Myths and Mirrors Community Arts to paint decorative designs on access covers (manhole covers) in the Downtown area.

We have no objection provided there is no commercial messaging of any kind associated with the designs. We regularly receive requests from various groups and commercial establishments to use City property such as sidewalks, retaining walls, light standards, and water towers, as backdrops for signs.

Attachment

**MYTHS AND MIRRORS COMMUNITY ARTS**

344 Burton Avenue

Sudbury, Ontario: P3C 4K5

705-674-0282 (t); 705-671-1782 (f); myths@vianet.ca

Dear Mr. Belisle,

I am writing to request the City of Greater Sudbury's permission for an art project that we are initiating with downtown residents, youth and business owners. We are proposing to paint approximately ten manhole covers along the sidewalks of Durham and Elm Streets. The theme of the designs is 'belonging', and the style of the designs will be mandalas (circles with geometric forms). They promise to be colourful additions to the downtown.

We have consulted with the business and property owners along these streets, and have received no negative responses: some of the businesses are even taking part in the design process. The Sudbury Metro Centre has agreed to work with us on the publicity of the project.

We would like to start the painting on Friday, August 13, to be completed Wednesday, August 25. All the manhole covers are on sidewalks; to ensure participant and pedestrian safety we will have markers around the structures, as well as staff with flyers explaining the project. And of course we will comply with whatever safety measures deemed pertinent by the city.

Once again, we would like to thank you for considering another one of Myths and Mirrors' unusual requests.

Yours Truly,

Laurie McGauley
Artistic Director

Request for Decision City Council



Type of Decision

Meeting Date	August 12, 2004				Report Date	July 2, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title

APPOINTMENT OF BOARD MEMBER, SUDBURY & DISTRICT HEALTH UNIT

Policy Implication + Budget Impact

N/A

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

POLICY:

Council will first accept the resignation of Councillor Gainer as a Member of the Board of Directors, Sudbury and District Health Unit. Council will then have the option of either making a Citizen appointment or having an election to appoint a Member of Council to fill the vacancy for the remainder of the term of Council. Both procedures would be made in accordance with Council's Procedure By-law 2002-202, as amended.

BUDGET IMPACT:

There is no budget impact associated with this Request for Decision.

☒

Background Attached

Recommendation

Option #1- Council Appointee:

THAT Council accepts the resignation of Councillor Gainer as a Member of the Board of Directors of the Sudbury and District Health Unit effective June 24, 2004;

A N D T H A T C o u n c i l l o r _____ be appointed to the Board of Directors of the Sudbury and District Health Unit for the term ending November 30, 2006, or until such time as his/her successor is appointed.

☒

Recommendation Continued

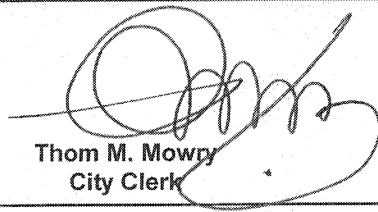
Recommended by the General Manager


Doug Wukosinic
General Manager of Corporate Services

Recommended by the C.A.O.


Mark Mieto
Chief Administrative Officer

Report Prepared By



Thom M. Mowry
City Clerk

Division Review



Ron Swiddle
Director of Legal Services and City Solicitor

Recommendation continued:

Option #2 - Citizen Appointee:

THAT Council accepts the resignation of Councillor Gainer as a Member of the Board of Directors of the Sudbury and District Health Unit effective June 24, 2004;

AND THAT the vacancy on the Board be filled by a Citizen Appointment made in accordance with Procedure By-law 2002-202.

Executive Summary:

Councillor Gainer resigned as a Member of the Board of Directors of the Sudbury and District Health Unit effective June 24, 2004.

Council has the option of filling the vacancy either by appointing a Member of Council or directing that the vacancy be filled by way of a Citizen Appointment made in accordance with Council's Procedure By-law.

This Report provides some background on the make-up of the current Board of the Health Unit and sets out the procedure for the election by Council of a Member of Council or Citizen Appointment.

The new member of the Board would serve for the remaining term, that is until November 30, 2006 or until his/her successor is appointed.

Appointments to the Board need only to be confirmed by resolution.

Background:

Section 7 of the *City of Greater Sudbury Act, 1999* provides that the City of Greater Sudbury is to be represented on the Sudbury and District Health Unit by Seven (7) Members of Council to be appointed by Council. The Council of the day, by resolution, expressed the opinion that the Board would benefit from Citizen participation and lobbied the Government of Ontario to amend the make up of the Board. In response the Government passed Ontario Regulation 462/01 which, while maintaining the City's representation on the Board at 7, required at least 1 of the 7 to be a Member of Council and at least 1 of the 7 to be a "person other than a member of Council".

The previous Council by Resolution 2002-81 set the City's representation on the Board at 6 Members of Council and 1 Citizen appointed by the Council.

Option #1 - Council Appointee:

Council at its meeting held on 2003-12-11 appointed the following six (6) Members of Council to the Board of the Sudbury and District Health Unit:

Councillor Berthiaume
Councillor Caldarelli
Councillor Dupuis
Councillor Gainer
Councillor Gasparini
Councillor Rivest.

Selection:

The following Members of Council are eligible to be appointed to fill the vacancy created by the resignation of Councillor Gainer:

Councillor Bradley
Councillor Callaghan
Councillor Craig
Councillor Kett
Councillor Reynolds
Councillor Thompson; and,
Mayor Courtemanche.

The selection of the Council appointee will be conducted in accordance with Section 36 of the Procedure By-law. In the event of an equality of votes, then the successful candidate is to be determined by lot conducted by the Clerk.

Council's procedure requires that in the event more than one (1) candidate is nominated for the position, then a roll call vote of Members of Council shall be held.

Ballots have been prepared in anticipation of an election for the convenience of Members of Council.

Where all Members of Council are in attendance, **seven (7) votes are required to fill each vacancy.**

It is always in order for a Member of Council to nominate themselves and to vote for themselves.

Under Robert's Rules of Order a nomination does not need a second.

A copy of Article 36 is attached to this report for the convenience of Members of Council.

Once the successful candidate has been selected, then a resolution will be introduced appointing the successful candidate. A by-law is not required to confirm the appointment.

Option #2 - Citizen Appointee:

In the event that Council selects Option #2-Citizen Appointee then the City Clerk's Office would be responsible for advertising and collecting Applications for the Citizen appointment to the Board of the Sudbury and District Health Unit (SDHU). However, in accordance with past practice, the Board of the SDHU would review the applications and recommend to Council the name of the Citizen to be appointed.

In accordance with Council's previous direction, photocopies of all Applications received would also be provided to all Members of Council.

As required by Council's Procedure By-law, these positions would be advertised in both official languages of the City of Greater Sudbury and in both community publications and the usual large circulation newspapers.

SUMMARY:

- 1. Where the number of Member(s) of Council required to fill the appointment is nominated, then, a motion to appoint the nominee shall be presented and voted upon;**
- 2. If more than the number required to fill the appointment is nominated, then Council shall hold an election, in accordance with Article 36 of the Procedure By-law.**
- 3. Once the position on the Board has been selected by Council, then the appointment will be confirmed by resolution of Council.**
- 4. Where all Members of Council are in attendance, seven (7) votes are required to fill the vacancy.**

SUMMARY continued:

5. It is always in order for a Member of Council to nominate themselves and to vote for themselves.

Under Robert's Rules of Order a nomination does not need a second.

6. Where no applicant receives the majority required for appointment and where two or more applicants are tied with the **least number of votes**, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes **shall be dropped from the list of names to be voted on in the next vote.**
7. In the event a Member of Council request a vote by paper ballot a supply of ballots will be available.



VOTING CHART

Majority Vote

(7 Members of Council are required for quorum)

Number of Members Present and Voting	Majority Vote
13	7
12	7
11	6
10	6
9	5
8	5
7	4

*

ARTICLE 36

NOMINATION COMMITTEE - CITIZEN APPOINTMENTS

36.1 **Made by Committee of the Whole- Procedure**

Appointments to the various local boards, Advisory Panels and corporations of the Corporation shall be recommended by the Committee of the Whole at a meeting called for that purpose. In making such appointments, the procedure set out in this article shall apply unless otherwise provided in a shareholders declaration.

36.2 **Advertising - position - requirements - to local citizens**

At least 30 days prior to the Committee meeting at which a Citizen appointment is scheduled to be considered the Clerk shall place an advertisement in a local newspaper to run on at least two occasions and place an advertisement on radio or television or both, as the Clerk deems advisable, on at least one occasion outlining the position to be filled and inviting applications from interested citizens. A copy of each advertisement shall be provided to each Member of Council.

36.3 **Applications - in writing - time limitation**

All Citizen applications for appointment must be in writing and received by the Clerk at least four clear days prior to the meeting of Council concerned.

36.4 **Applications - qualifying - included - Committee of the Whole Agenda**

Copies of all applications received for each position from qualifying applicants shall be included with the agenda material for the Committee of the Whole meeting concerned.

36.5 **Applicants - qualified - exact number - motion**

Where there are only the exact number of qualified applicants as required for any position or positions, a motion to appoint the applicants to the position or positions concerned shall be presented and voted upon.

36.6 **Applicants - qualified - more than required - selection**

If there are more qualified applicants than positions available, then the Committee of the Whole shall recommend from the qualified applicants the ones to fill the position or positions concerned.

36.7 Roll call vote - Council - taken - regarding applicants

A roll call vote of the Committee of the Whole shall be taken with respect to the qualified applicants for each position available.

36.8 Appointment - determined - by vote - exception

If upon the first roll call vote no applicant receives the votes of the majority of Members present, the name of the applicant receiving the least number of votes shall be dropped and the Members shall proceed to vote anew and so continue until either an applicant receives the votes of the majority of Members present, at which time such applicant shall be declared to be the recommended candidate; or, it becomes apparent by reason of an equality of votes that no applicant can be recommended by the voting process.

36.9 Voting - unsuccessful - position selected - by lot

Where by reason of an equality of votes, it becomes apparent that no applicant can be selected by the voting process, then the recommended applicant shall be the applicant selected by lot by the Clerk.

36.10 Special vote - applicants tied - least number of votes

In the case where no applicant receives the majority required for appointment on a roll call vote, and where two or more applicants are tied with the least number of votes, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes shall be dropped from the list of names to be voted on in the next roll call vote.

36.11 Staff Member - appointment - conditions

Except where prohibited by law, Committee of the Whole may recommend the appointment a Member of staff to a local board or outside agency in the place of a Member of Council when no Member of Council wishes to be appointed.

36.12 Further votes

If no person receives more than half the votes, the Clerk shall take another vote, excluding the person who received the fewest votes in the previous vote; if two or more persons received the fewest votes, the Clerk shall choose the person to be excluded by lot.

36.13 Term of Appointment - Citizens

Citizens appointed by Council to Advisory Panels, local boards and committees shall be appointed for the term of office coinciding with the term of Council, or the terms set out in such appointments, and until their successors are appointed unless otherwise provided by Council or by law.

36.14 Council Appointments - ballots

At the first regular meeting of a new Council, or as soon thereafter as is reasonable, Council shall appoint Members to Committees by way of simultaneous, written, signed ballots which will be read aloud by the Clerk and recorded in the minutes.

36.15 Council Appointments - destruction of ballots

These ballots, as well as ballots used for simultaneous roll-call votes generally, may be destroyed by the Clerk and need not be retained following the confirmation of the minutes.



EXAMPLES OF TIE VOTES
(All Members of Council Present - Four Nominees)

Candidate	Votes Received
A	6
B	4
C	3
D	0

Result: Candidate D is dropped from the next vote.

Candidate	Votes Received
A	5
B	4
C	3
D	1

Result: Candidate D is dropped from the next vote.

EXAMPLES OF VOTES
(All Members of Council Present)
(Three Nominees Remaining)

Candidate	Votes Received
A	6
B	4
C	3

Result: Candidate C is dropped from the next vote.

Candidate	Votes Received
A	5
B	3
C	3
D	1

Result:

1. Candidate D is dropped.
2. A special roll call vote is taken to decide which of the tied Candidates B or C shall be dropped from the list of names to be voted on in the next roll call vote.
3. Then a roll call vote shall be taken of the remaining two Candidates: A and one of B or C.

THE CONSEQUENCES OF SAMPLE TIE VOTES
(All Members of Council Present -Five Nominees)

Candidate	Votes Received
A	3
B	4
C	2
D	2
E	2

Result:

1. A special roll call vote is taken to decide which of the tied Candidates (C, D, or E) shall be dropped from the list of nominees to be voted on in the next roll call vote.
2. Then a roll call vote shall be taken of the remaining four Candidates: A, B and two of C, D or E.

**THE CONSEQUENCES OF SAMPLE ZERO VOTES
(All Members of Council Present -Six Nominees)**

Candidate	Votes Received
A	4
B	4
C	2
D	3
E	0
F	0

Result:

1. Candidates E and F are dropped from the next vote.
2. Then a roll call vote shall be taken of the remaining four
Candidates: A, B, C and D.

✱

Request for Decision City Council




Type of Decision									
Meeting Date	August 10 th , 2004				Report Date	August 5, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title
NO WHISTLE RAIL LOCATIONS

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>Funding for this project is recommended from the Capital Financing Reserve Fund - General. If improvements to any of the railway crossings are recommended, these will be brought back to Council for consideration.</p>	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
<p>1. That an Engineering firm be retained to carry out detailed safety assessments for the seventeen rail locations of the Canadian Pacific Railway, (CPR) as set out in this report.</p> <p>2. That a deposit of \$ 5,000 be paid to the Canadian National Railway, (CNR) for the preparation of detailed safety assessments for three rail locations of the CNR as set out in this report.</p> <p>3. That funding for the above in the approximate amount of \$90,000 be provided from the Capital Financing Reserve Fund - General.</p>
Recommendation Continued

Recommended by the General Manager
 Doug Wuksinic General Manager of Corporate Services

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

Date: August 5, 2004

Report Prepared By

Ron Swiddle
Director of Legal Services/City Solicitor

Division Review

Ron Swiddle
Director of Legal Services/City SolicitorBACKGROUND

Attached is a copy of a Report first presented to Council in 2002 outlining some of the requirements of Federal legislation, Transport Canada, and the Railways, should Council wish to implement additional No Whistle rail locations in the City of Greater Sudbury. Council considered this Report and passed the following resolution:

That a By-law be passed consolidating the existing No Whistle locations established by the former municipalities: and that staff be authorized to meet with the Canadian National Railway and Canadian Pacific Railway representatives to discuss possible No Whistle locations requested by the public in the past or that may be requested at any point in the future, and that if these negotiations are successful, to return to Council with a recommendation that a By-law be passed to establish new No Whistle locations.

The Consolidation By-law was passed by Council dealing with the existing No Whistle locations. Staff have undertaken a review, including digital photos, of thirty rail locations in the City where train whistling is still in effect. This was required before representatives of the CNR and CPR were contacted because it was necessary to know the location and state of these rail locations. Twenty of the thirty locations which were reviewed are identified in the attachment for which Council may wish to have detailed safety assessments undertaken by an engineering firm or by the CNR. Seventeen of the twenty locations belong to the CPR and three to the CNR.

Staff struggled with the issue as to what criteria should be followed in order for a particular rail location to be included in the list that is recommended for detailed safety assessments and perhaps a No Whistle location. Factors such as the number of motorists and pedestrians using the location and the development nearby are of prime importance. Although the Maley Drive rail location of the CNR is included in the list of the twenty locations recommended for a safety assessment, staff are aware that on 2003-08-08, Council passed a resolution petitioning the CNR to install signalized railway crossings at this location due to a tragic fatal accident here in December 2001. The City has also been negotiating with the CNR and Transport Canada for funding for improvements to enhance safety at this location. The Maley Drive location was included in the list for the sake of completeness and staff realize that Council may not wish to implement No Whistle provisions at this location. However, it should be noted that Maley is one of the locations where the City has received requests from the public for a No Whistle location.

Date: August 5, 2004

After having reviewed the twenty locations referred to above, the representatives of the CPR and the CNR were contacted to determine what their and Transport Canada's requirements are in order to implement No Whistle provisions at rail locations in the City. Correspondence from the CPR and the CNR were received which outlines their requirements and Transport Canada's regulations.

The CPR requires that an applicant for a No Whistle provision at rail locations hire a professional engineer to undertake a detailed safety assessment for each location in question. The applicant is responsible for all fees and for the cost of any improvements as are identified in the report. The cost of a detailed safety assessment report for each location is between \$3,000 - \$5,000. The CPR also requires an agreement for liability insurance as was done for the Portage Avenue pedestrian location in the Minnow Lake and the Chisholm street location in Coniston. These agreements were executed in the 1990s.

The applicant is responsible for paying its share of the cost of the liability insurance. If the applicant fails to adhere to the agreement, the CPR can reinstitute whistling at these locations.

The CNR requires a deposit for the costs of the detailed safety inspections and it retains an engineer to carry out the work. It does not make any reference to an agreement for liability insurance but may still require one. Since only three of the rail locations identified, including Maley Drive, belong to the CNR, the cost of the assessments for the CNR locations will not likely be a major expense, and even less so, if Maley Drive is excluded from the list for the reasons as discussed above. However, none of the CNR locations has gates, and gates will likely be a requirement in order to implement a No Whistle provision at a particular location. **The overriding concern is always public safety.**

Eight out of the seventeen CPR locations have gates and bells. The City has received complaints from the public for No Whistle provision at the Montee Rouleau location. This location has bells and gates and may be a good candidate for a No Whistle regulation. In contrast, the noise from train whistles at the CNR locations at Edward Avenue and Government Road in Coniston have long been the subject of public complaints, but these locations do not have any gates which would probably be required if a No Whistle provision is implemented there. The City should have an indication as to the cost of improvements, such as gates, etc., because of the discussions with the CNR at the Maley Drive location.

Staff are cognizant of the fact that Transport Canada has a program called "Direction 2006" which was instituted to improve rail safety at rail locations across Canada. The City has in fact applied for funding from this program to cover some of the costs for the improvements to the Maley Drive location. We are not aware of any funding programs to cover improvements for No Whistle provisions at rail locations. It is recommended that Council authorize the retention of an engineer to undertake the detailed safety assessments for the seventeen CPR locations as set out in this report. It is also recommended that Council authorize the payment of \$ 5,000 to the CNR as a deposit for the safety assessments on the three locations of the CNR. No improvements would be made without further reports and approval by Council.

CANADIAN PACIFIC RAILWAY (CPR) LOCATIONS TO BE CONSIDERED

- 1) Marier St. - Mileage 86.91 Cartier Sub. - this location has gates, flashing lights and signs indicating a rail crossing.
- 2) Montee Principale - Mileage 83.91 Cartier Sub. - has gates, lights, etc.
- 3) Municipal Road #15 - Mileage 90.57 Cartier Sub. - has gates, lights, etc.
- 4) Main Street - Mileage 90.94 Cartier Sub. - has gates, lights, etc
- 5) Errington Street - Mileage 91.37 Cartier Sub. - no gates, has lights, etc.
- 6) Montpellier Road - Mileage 91.64 Cartier Sub. - has gates, lights, etc.
- 7) Marina Road - Mileage 102.37 Cartier Sub. - has gates, lights, etc.
- 8) Boy Scout Road - Mileage 103.89 Cartier Sub. - has gates, lights, etc.
- 9) Robinson Drive - Mileage 67.14 Cartier Sub. - no gates has lights, etc.
- 10) Savard Street - Mileage 67.57 Cartier Sub. - no gates, has lights, etc.
- 11) Mill Road - Mileage 66.18 Cartier Sub. - no gates, has lights, etc.
- 12) Magill Street - Mileage 7.21 Webbwood Sub. - no gates, has lights, etc.
- 13) Municipal Road #24 - Mileage 9.03 Webbwood Sub. - no gates, has lights, etc.
- 14) St. Louis Ave - Mileage 11.63 Webbwood Sub. - no gates, has lights, etc.
- 15) Bay Street - Mileage 18.23 Webbwood Sub. - no gates, has lights, etc.
- 16) Edward Avenue - Mileage 71.29 - Cartier Sub. - no gates, has lights etc.
- 17) Montee Rouleau - Mileage 85.41 Cartier Sub. - has gates, has lights etc.

CANADIAN NATIONAL RAILWAY (CNR) LOCATIONS TO BE CONSIDERED

18) Government Road - Mileage 257.17 Bala Sub. - in the old municipality of Nickel Centre - no gates, has lights etc.

19) Maley Drive - Mileage 263.18 Bala Sub. - in the old City of Sudbury - no gates, has lights etc.

20) Cote Boulevard - Mileage 271.52 Bala Sub. - in the old City of Valley East. - no gates, has lights etc.

Request for Decision City Council

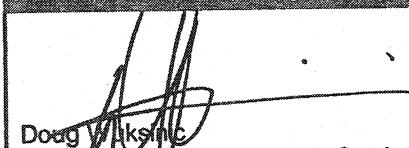


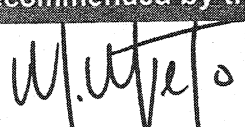
Type of Decision											
Meeting Date				August 22, 2002				Report Date		July 19, 2002	
Decision Requested		<input checked="" type="checkbox"/>	Yes		No	Priority			High	<input checked="" type="checkbox"/>	Low
		Direction Only			Type of		<input checked="" type="checkbox"/>	Open		Closed	

Report Title
NO WHISTLE RAIL LOCATIONS

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>None</p>
Background Attached

Recommendation
<ol style="list-style-type: none"> That a By-law be passed consolidating the existing No Whistle locations established by By-laws of the former municipalities; That staff be authorized to meet with the Canadian National Railway and Canadian Pacific Railway representatives to discuss possible No Whistle locations requested by the public in the past or that may be requested at any point in the future, and that if these negotiations are successful to return to Council with a recommendation that a By-law be passed to establish new No Whistle locations.
Recommendation Continued

Recommended by the General Manager
 Doug Wilks General Manager, Corporate Services and Acting General Manager, Emergency Services

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

87

Report Prepared By



Ronald Swiddle
Director of Legal Services/City Solicitor

Division Review



Ronald Swiddle
Director of Legal Services/City Solicitor

Railway engines are required to whistle at public crossings at grade under rules established by the Canadian Rail Operating Rules. These rules allow exceptions in specified locations. Railways and municipalities can work together to establish exemptions. Prior to the passage of any requesting By-law, the municipality must notify the general public and all relevant organizations of its intention to pass a Resolution forbidding the use of whistles in the area. The matter is then passed along to Transport Canada for a final determination, which must be satisfied that safety requirements are being met.

In the past, the former municipalities now forming part of the City of Greater Sudbury passed many such By-laws and went through the procedures for approval in place at that time. It is recommended that a By-law be passed consolidating these thirty-one By-laws into one By-law, continuing the No Whistle Blowing provisions.

Other requests have been made to the City of Greater Sudbury for new By-laws and applications to cease locomotive whistling at certain locations. A copy of a letter from Lise Valade-Conrad requesting a "No Whistle Zone" at the intersection of Gagnon Street and Montée Rouleau is attached. Her letter outlines the problems being experienced, and ends with a plea for Council's assistance.

Also attached is a request from Mr. Mike McGinn relating to a similar problem in Coniston. It is clear that a group of concerned citizens have been attempting to have this issue dealt with for several years.

There may also be other locations that can be examined by staff, and reviewed with the Railway companies involved. Should Council wish to forward any of these to staff, they will be added to the list of locations being reviewed.

Throughout, the safety of the public must be maintained. For this reason, railway crossings would sometimes require expensive improvements in order to allow a "No Whistle By-law" to proceed. Moreover, given that several crossings may be located in close proximity, improvements may be required to all of the crossings in order to eliminate the whistle blowing.

It is recommended that Council authorize staff to begin negotiations with the railway companies to explore the crossings in the City of Greater Sudbury complained of, and others of which we are aware, so that the process can be initiated. It is to be expected that it would take six months to a year, or maybe longer, for this matter to be processed through Transport Canada for approval, and staff will report to Council as the matter proceeds. The final decision and responsibility in those matters rest with the Rail companies, and they must be satisfied that all safety issues are addressed fully.

LISE VALADE-CONRAD

5645 GAGNON STREET • AZILDA, ONTARIO P0M 1B0 • PHONE (705) 983-0466

23 August, 2001

RECEIVED

AUG 27 2001

Mr. David Brouse
By-Law Enforcement Officer
City of Greater Sudbury
P.O. Box 5000, Station A
200 Brady Street
Sudbury, ON P3A 5P3

BY-LAW DEPT.

Dear Mr. Brouse:

Re: Request for a "No Whistle Zone"
Intersection of Gagnon Street and Monte Rouleau, Azilda

Further to our telephone conversation, please accept this letter as my request for a "no whistle zone" at the intersection of Gagnon Street and Monte Rouleau in Azilda. This intersection is equipped with warning lights and a gate to warn against oncoming trains.

As I will demonstrate on the attached time log, the trains are very disruptive to the lives and to the tranquillity for all who live in this area. At this time, I will only speak on the behalf of my family, however, all the residents from my neighborhood share my concern. The trains whistle directly in front of my residence all hours of the day and night. This leads to broken sleep which then leads to anxiety and frustration. When I lie my baby down to sleep, I am forced to keep all the windows closed in our home because of the trains frequent whistle blows. It gets very warm in the summer when you can't open your windows. The loudness wakes him up leading to a cranky child lacking sleep. My child would jump right out of a deep sleep because of train whistles. I am not just talking about one whistle...the train engineers blow the horns 4 to 5 times for up to 5 seconds each blow as they approach the crossing. Scientifically, I would be interested in how this could affect ones hearing. To help you to understand, put a loud ringing alarm clock next to your ear this evening before settling for the night and have it set to go off 4 times every ½ hour - then do this for several days, weeks, months. We are presently being forced out of our home due to this very noisy disturbance. The train has a right to be there, however, if I drove my vehicle down the road every day and night sounding my horn continuously, I believe that would be called disturbing the peace.

As per your request, I have logged the times that the train goes by to give you a picture of how frequent it passes. Logically, I am not home 24 hours a day, therefore, I have logged parts of various days (Table 1) then pieced them together to give you a better picture of how frequent the train passes on a 24 hour basis (Table 2). To verify my data, CN could provide you with a train schedule. Pleading for your help and awaiting a positive response.

Yours truly,



Lise Conrad
encl.

Table 1: Time logged from various parts of one day when trains pass through the intersection of Gagnon Street and Monte Rouleau in Azilda. Table 2 will demonstrate an estimated 24 hour train schedule.

Date	Train Schedule
3 August, 2001	11:25 p.m. 11:30 p.m. 11:45 p.m. 12:00 a.m.
4 August, 2001	7:30 a.m. 10:00 a.m. 10:10 a.m. 11:00 a.m. 12:30 p.m. 1:30 p.m. 2:55 p.m. 10:48 p.m.
5 August, 2001	12:00 a.m. 12:20 a.m. 1:50 a.m. 2:00 a.m. 2:10 a.m. 7:00 a.m. 8:00 a.m. 9:00 a.m. 9:15 a.m. 9:50 a.m. 10:30 a.m. 11:35 a.m. 3:00 p.m. 4:50 p.m. 10:00 p.m.
6 August, 2001	12:25 a.m. 1:00 a.m. 1:20 p.m. 3:00 p.m. 3:35 p.m. 4:00 p.m. 4:15 p.m. 9:05 p.m. 10:00 p.m. 11:00 p.m. 11:20 p.m.
7 August, 2001	12:30 a.m. 6:30 a.m. 9:50 a.m. 10:10 a.m.

Table 1, continued

Date	Train Schedule
10 August, 2001	10:00 a.m. 10:30 a.m. 11:00 a.m. 11:45 a.m. 12:30 p.m. 12:45 p.m. 4:30 p.m. 4:45 p.m. 5:45 p.m. 9:00 p.m.
20 August, 2001	11:30 a.m. 1:15 p.m. 1:50 p.m. 2:10 p.m. 2:30 p.m. 3:15 p.m. 11:15 p.m. 11:45 p.m.
21 August, 2001	9:45 a.m. 10:08 a.m. 10:40 a.m. 12:00 p.m. 4:00 p.m. 5:45 p.m.
22 August, 2001	12:10 a.m. 2:00 a.m. 10:10 a.m. 10:30 a.m. 11:00 a.m. 12:50 p.m. 5:00 p.m. 7:45 p.m. 7:50 p.m. 10:00 p.m.
23 August, 2001	12:00 a.m. 2:00 a.m. 7:30 a.m. 8:00 a.m. 9:00 a.m. 10:10 a.m. 10:15 a.m. 12:00 p.m. 6:00 p.m. 10:10 p.m. 11:45 p.m.

Table 2: Estimated train schedule on a 24 hour basis.

A.M.	P.M.
12:00	12:00
12:10	12:30
12:20	12:45
12:25	1:15
12:30	1:20
1:00	1:30
1:50	1:50
2:00	2:10
2:10	2:30
6:30	2:55
7:00	3:00
7:30	3:15
8:00	3:35
9:00	4:00
9:15	4:15
9:50	4:30
10:00	4:45
10:15	4:50
10:30	5:00
10:40	5:45
11:00	6:00
11:35	7:45
11:45	7:50
	9:00
	9:05
	10:00
	10:10
	10:48
	11:00
	11:20

Mr. Doug Craig
673 1151

Mike McGinn

40 Walter Street, Box 131
Coniston, Ontario
P0M 1M0

SEP 14 2001

03 SEP 01

Legal Services

Mr. Doug Craig,
Member of Council,
City of Greater Sudbury,

Dear Mr. Craig,

I am writing to you on behalf of a large number of the citizens of Coniston, to ask for your assistance in solving a long standing problem in this community.

Over the years, railway traffic has increased on the line running through our community. When crossing Edward Street, the scream of their whistles has reached the point where it is adversely affecting the quality of life in our otherwise quiet neighborhood.

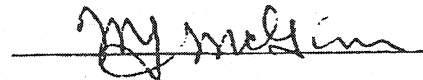
The rumble of an approaching train is no problem, and we accept this as a necessary part of living near the tracks, however the sudden piercing scream of the train whistle, sometimes two, three or four times a night causes interrupted sleep with its associated problems. We have a golf course near the crossing, and I have seen golfers cover their ears to protect their hearing, and have done so myself when in my back yard.

Prior to amalgamation, a petition was circulated and signed by an overwhelming number of residents, in an effort to stop the blowing of train whistles in Coniston. I am attaching a letter from Mr. John Fantin, a member of that group, which is self explanatory.

Now that we are a part of the City of Greater Sudbury, could we not have the whistle ban extended to the new City limits?

I know that you are very busy fulfilling your duties on council, and this may seem to be unimportant compared to the many other problems you deal with every day, but believe me when I say that it is something we have to put up with day and night, and it is important to us.

Yours truly;



M.J. McGinn

MY PHONE 694 3465
MR FANTIN 6944260

Jim Dolson

Sep 13 01 10:46p

r. Mike McGinn
0 Walter Street
.O. Box 131
oniston, ON P0M 1M0

001 08 30

o Whom It May Concern:

~~~~~  
In 1999 I was part of a group that decided to take up a petition to present to the Council of Nickel Centre regarding the blowing of train whistles by both the CNR and CPR as they go through Coniston. Mike Solski was the head of this group and very few people in Coniston failed to sign this petition. This petition was presented to Council and also to our Federal MP. The Town of Nickel Centre replied shortly after the petition was presented stating that they would take no action as amalgamation was a fact at year-end and that we should make a presentation to the Region of Greater Sudbury. Their reasoning was that since the Sudbury Council was already carrying insurance and was also aware of the legal requirements, that it would be easier for them to deal with this matter. Meanwhile Mike Solski passed away and nothing was done to follow up on this request. However, the whistle blowing has not abated--in fact it is probably worse and people are asking the group to get another petition. Since the petition is on record in the Town of Nickel Centre minutes, we decided to make a direct approach to the Region of Greater Sudbury.

The Region now has a "no whistle blowing policy" on all crossings as far as Romford. We are one crossing away on the CPR. On the CNR there are two crossings-- one crossing Hwy. 17, and the other at Government Road in Coniston. We sincerely hope that action will be taken on this petition.

Respectfully yours

*John Fantin*

John Fantin  
Member of the '99 Committee.

# Request for Decision City Council



## Type of Decision

|                    |                                     |     |                          |    |             |                                     |      |                          |        |
|--------------------|-------------------------------------|-----|--------------------------|----|-------------|-------------------------------------|------|--------------------------|--------|
| Meeting Date       | August 10, 2004                     |     |                          |    | Report Date | July 22, 2004                       |      |                          |        |
| 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     | <input checked="" type="checkbox"/> | Open | <input type="checkbox"/> | Closed |

## Report Title

**Snowboard Terrain Park Proposal**

### Policy Implication + Budget Impact

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

No Financial Impact

Background Attached

### Recommendation

WHEREAS a terrain park will enhance the winter experience at the Adanac Park and;

WHEREAS a terrain park does not require use of a lift or of any other permanent installation;

BE IT RESOLVED that staff be directed to issue a Request for Proposal seeking a private sector partner who might be interested in operating a terrain park at Park at no cost to the City during the 2004-2005 winter season.

Recommendation Continued

### Recommended by the General Manager

  
Caroline Hallsworth  
General Manager, Citizen and Leisure Services

### Recommended by the C.A.O.

  
Mark Mieto  
Chief Administrative Officer

**Report Prepared By**

Caroline Hallsworth  
General Manager, Citizen and Leisure Services

**Division Review**

**EXECUTIVE SUMMARY**

The City of Greater Sudbury has received an unsolicited proposal to operate a snowboard terrain park at the Adanac Park.

**BACKGROUND**

During the 2004 Budget Process, Pinnacle Sports Marketing Incorporated made a presentation, requesting a grant from the City of Greater Sudbury in support of a snowboard terrain park at the Adanac Hill. At that time, Pinnacle Sports Marketing was requesting a grant in the amount of \$30,523, use of the city's snow-making equipment and dozer as well as city staff time to operate the equipment required to construct the park. The total financial impact of their request was \$35,000. This option was not accepted by Council during the budget process.

Recently, Pinnacle Sports Marketing Incorporated presented a second proposal to the City of Greater Sudbury, requesting that the City lease a portion of the Adanac Park to Pinnacle Sports Marketing Incorporated, for their use as a snowboard terrain park. Pinnacle Sports Marketing advises that they would be responsible for all costs associated with the operation of the snowboard terrain park and that no municipal funding, municipal staff or municipal equipment would be requested. The proposal presented by Pinnacle Sports Marketing Incorporated was not solicited by the City of Greater Sudbury and as such there are a number of issues associated with this proposal on which Council is asked to provide direction.

Firstly, the Adanac Task Force Planning Committee and its two subcommittees are working on a number of initiatives relating to the Adanac Site, including the Adanac Master Plan and Business Plan and the Adanac Winter Experience. To date, plans for the future development of the Adanac Hill site have not been developed and it would be premature to commit to either a long-term lease or to any permanent structures or to changes to the hill environment which might limit future opportunities at the Adanac Hill. Should Council wish to proceed with a snowboard terrain park, it is recommended that any agreement related to such a park be a short-term agreement and that it would be a requirement of the agreement that any shaping of the hill which is required to support the terrain park be reversed at the conclusion of the contract period. A terrain park does not require use of a lift or other permanent structure.

Should Council wish to proceed to allow the development of a snowboard terrain park as a short-term project at the Adanac Park site, then a second issue to be considered is how such a



relationship might be structured. The Municipal Act prohibits the City from leasing land to any commercial establishment for less than fair market value. Therefore, the City would be in violation of the Municipal Act if they decided to lease a portion of the Adanac site for \$1.00 per year as was requested by Pinnacle Sports Marketing.

An alternative to leasing the facility would be to enter into a Public Private Partnership Agreement in which the City seeks a private partner to operate a terrain park at the Adanac site. The Purchasing By-Law is intended to ensure that an open, accountable and transparent process is used when the City is purchasing services and providing opportunities to the private sector. The City's usual practice would be that once an opportunity for a public-private partnership is identified, that the opportunity would be offered publically by way of a Request for Proposal as described in the Purchasing By-Law. There is one privately operated Ski Hill in the City of Greater Sudbury and there are four retail businesses (including Pinnacle Sports) which sell ski and/or snowboard equipment. Any of these businesses might be interested in the opportunity to operate a terrain park. Therefore, it is recommended that should Council wish to proceed with a snowboard terrain park at the Adanac Hill, that staff be directed to issue an RFP for this opportunity.

In order to have a terrain park in place for this winter season, it would be important to proceed to issue the RFP immediately, so that the successful proponent is able to perform site work prior to the onset of the winter season.

# Request for Decision City Council



| Type of Decision   |                                     |     |                          |    |             |                                     |      |                          |        |
|--------------------|-------------------------------------|-----|--------------------------|----|-------------|-------------------------------------|------|--------------------------|--------|
| Meeting Date       | August 12, 2004                     |     |                          |    | Report Date | July 22, 2004                       |      |                          |        |
| 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     | <input checked="" type="checkbox"/> | Open | <input type="checkbox"/> | Closed |

| Report Title             |
|--------------------------|
| <b>Adanac Ski Chalet</b> |

| 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>Background Attached</p>                                                                                                      |

| Recommendation                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>WHEREAS the Adanac Ski Chalet was badly damaged by fire and;</p> <p>WHEREAS long term plans for the Adanac Park area include re-location of the Chalet building;</p> <p>BE IT RESOLVED THAT staff be directed to arrange to have the damaged chalet demolished and;</p> <p>FURTHER THAT Council approves the creation of an Adanac Ski Chalet Reserve Fund AND;</p> <p>FURTHER THAT the net proceeds from the insurance settlement for the Adanac Ski Chalet, plus a contribution from the Insurance Reserve Fund in the amount of \$50,000, being the deductible portion of the loss, be credited to the Adanac Ski Chalet Reserve Fund.</p> |
| <p>Recommendation Continued</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |

| Recommended by the General Manager                                           |
|------------------------------------------------------------------------------|
| <p>Caroline Hallsworth<br/>General Manager, Citizen and Leisure Services</p> |

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



the chalet that have not resulted in insurance claims. The City has attempted to mitigate the risk of collision injuries by securing hay bales on the hill side of the building and deck, to cushion the impact should an accident occur. While there have been accidents with skiers colliding with the chalet building and deck, the runoff requirements for tobogganing and tubing are even longer than for skiing as tubes and toboggans do not have the same abilities to turn and stop. Should the Adanac Park Master Plan and Business Plan contain recommendations to introduce tubing or tobogganing at the main hill area, the chalet would have to be moved prior to implementation of these activities.

While the location of the chalet is a liability for the redevelopment of the hill, there are a number of other concerns relating to the chalet that should be considered. The washrooms are located on the lower level of the building and are not accessible to anyone who has difficulty with stairs. The chalet is not designed to properly accommodate ancillary businesses, such as pro shops, classrooms for instructional program or day camp use and other elements which could be an integral part of any business plans to operate a self sustaining multi-season facility at the site.

Accordingly, it is recommended that rather than repairing the chalet at its current site, that Council support the demolition of the existing building and the future re-location of the chalet. The cost of the demolition of the chalet is \$9,000 which would be funded from the insurance settlement. It is recommended that the balance of the funding from the insurance settlement be placed in a reserve fund for the specific purpose of rebuilding the Adanac Ski Chalet. The Adanac Ski Chalet would not be rebuilt until such time as Council has approved a plan for the further development of the Adanac Park site. Council is advised that the cost of construction of a new chalet will depend largely on the uses required and design of the new building and therefore the insurance settlement will not cover all such new costs.

In the interim, a trailer or tents would be used to support the activities of the Adanac Winter Experience.

# Request for Decision City Council



## Type of Decision

|                    |                                     |     |                          |    |                 |                                     |      |                          |        |
|--------------------|-------------------------------------|-----|--------------------------|----|-----------------|-------------------------------------|------|--------------------------|--------|
| Meeting Date       | August 12, 2004                     |     |                          |    | Report Date     | July 27, 2004                       |      |                          |        |
| 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

**Renovations to Accommodate EMS at existing ES Stations**

### Policy Implication + Budget Impact

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

Funding source identified - No impact on the operational budget

☒ Background Attached

### Recommendation

WHEREAS the City of Greater Sudbury ES Department has identified the requirement to complete renovations at existing city ES Stations; and

THAT Council authorize the ES Department to carry out the renovations; and

THAT the order be authorized, and that funding in the approximate amount of \$230,000 plus applicable taxes costs be approved from the Reserve Fund for Emergency Services - Land Ambulance; and,

THAT the GM Emergency Services be authorized to tender out this work and enter into any agreements required for the completion of this project.

Recommendation Continued

### Recommended by the General Manager

Alan Stephen  
General Manager Emergency Services

### Recommended by the C.A.O.

Mark Mieto  
Chief Administrative Officer

Date: July 27, 2004

**Report Prepared By**Joe Nicholls  
Director Emergency Medical Services**Division Review****Executive Summary**

That Council authorize the Emergency Services Department to carry out renovations in Long Lake, Van Horne, Leon, and Minnow Lake Emergency Services Stations. These renovations are to improve working conditions for both Fire and EMS staff that cohabit these stations that have resulted from a chronic over crowding within the facilities.

These renovations would consist of developing space within the existing foot print (no addition on to existing buildings) of the Stations. These newly developed spaces be dedicated to the EMS Division to support EMS Operations and reduce over-crowding at these stations during the duty shift.

The Architect placed a cost (attached) of the renovations at \$229,008 that includes consulting fees. In order to address the chronic over crowding it was decided recommend this project move ahead and the project be funded from the Reserve Fund for Emergency Services - Land Ambulance.

**Background:**

The City of Greater Sudbury assumed responsibility for the provision of land ambulance services on January 1, 2001. It was decided at that time that EMS would cohabit with the Fire Services whenever possible. This strategy was based on two issues: First, the Fire Stations are ideally located within the deployment zones in each of their respective areas of the city, minimizing response times. Secondly, the cost of building new stations was prohibitive and redundant in light of the location of the current stations.

During the planning phase site visits were conducted by both EMS and Fire Services staff, these visits identified concerns in regards to space within the existing halls. However, the GM at that time chose not to address these issues to save money. Since 2001 EMS has increased its deployment within the old City which has increased over crowding within the four main stations.

The EMS Division operates out of one main Headquarters, located at McFarlane Lake Complex on Hwy 69, South as well as five (5) satellite reporting stations located in Levack, Chelmsford, Walden, Valley East and Capreol. Three of these satellite stations Levack, Walden, and Valley East are cohabited with the Fire Service, Chelmsford and Capreol are stand alone EMS buildings.

The EMS Division utilizes a system that sees all EMS resources that provide emergency coverage within the old city limits deployed out of our Headquarters located at the McFarlane Lake Complex. This method of deployment minimizes the need for numerous dedicated EMS stations to be built and maintained within the old city limits to support balanced emergency coverage. This deployment system is more efficient in managing our resources



Date: July 27, 2004

The EMS Division deploys 14 vehicles from our Headquarters nine (9) EMS vehicles Mon - Fri day shift, seven (7) vehicles Sat - Sun, and five (5) vehicles Mon - Sun night shift from this one station. The utilization of staggered shift start times ensures that balanced emergency coverage is maintained. The EMS Crew take their breaks with Fire Crews at an assigned Emergency Services Stations located within each of the Roaming Zones.

These zones are Long Lake Emergency Services Station (South End), Van Horne Emergency Services Station (City Core), Leon Emergency Services Station (New Sudbury), Minnow Lake Emergency Services Station (Minnow Lake), and Garson Emergency Services Station (Garson). The location of these Fire Stations provide excellent response times within each of the zones.

The four main ES Stations (Fire Stations) Long Lake, Van Horne, Leon, and Minnow Lake were built to support approximately four fire-fighters on duty at one time. The introduction of paramedics has increased the number of staff in these halls by as much as 50%. In addition, EMS crews have paramedic students doing clinical ride-outs through-out the year. Every vehicle that is deployed usually has students attached to it for at least 10 months of the year, the fire stations also have students present from time to time.

There is inadequate space within the eating/ crew lounge area during meal breaks with as many as 10 - 12 staff trying to find a place to sit and eat. The Crew area is so congested in the New Sudbury Station EMS staff sit in the garage behind the trucks to take breaks and eat their meals. The introduction of paramedics into these small halls resulting in chronic over crowding has resulted in poor morale amongst the Emergency Services Staff who are working out of the stations.

A short term measure to deal with the over crowding has forced EMS to limit the number of EMS vehicles at the Long Lake, Leon and Minnow Lake Stations to one. This measure places excessive number of vehicles at the Van Horne Station although it is a bigger station it has little parking so the placement of additional vehicles results in parking problems. These additional vehicles should be deployed equally amongst the stations to improve emergency response and address the over crowding.

In Long Lake, Leon, and Minnow Lake Stations the crew area doubles as the training room. This results in conflicting needs when the fire crews are conducting training in the lounge area and the EMS crews are coming in for a coffee or meal breaks or during downtime.

To address the issue a committee was formed and Co-Chaired by the Director EMS and Fire Chief that had front line members from both EMS and Fire. The committee's mandate was to review each station and develop a plan that would address the over crowding. The committee met numerous time and conducted site visits at each of the four stations they also solicited comments from other staff members.

The committee developed and endorsed a plan to develop a dedicated space in each of the four stations that EMS could use during breaks and down time, relieving the over crowding that exists within the current crew area. These spaces would provide an area where paramedics could take their breaks and allow the exchange of confidential call information as part of a critique process with students and their partners when required. The space would provide an area for paramedics to study for Continuing Medical Education and re-certification requirements. In addition, the Supervisor would have a place where he could sit and discuss EMS issues with the staff.

The plans call for the removal or movement of walls that would result in a second crew area with adequate dimensions to support a minimum of six EMS staff during meal periods and shift down time. This will address the chronic over crowding that has occurred in the existing crew area's since assumption of land ambulance services.

Date: July 27, 2004

These plans were referred to the GM who had an Architect provide preliminary drawings and cost estimates for this project. Additionally, the Architect also review the generator capacity at each of the four ES Stations to determine costs associated with increasing there capacity to meet the current needs within the stations.

The Architect placed a cost (attached) of the renovations at \$229,008 that includes consulting fees, the cost to upgrade the generators to meet the current needs was \$218,900 including consulting fees. It was decided that we need to move ahead immediately on the renovations funding the project through the Reserve Fund for Emergency Services - Land Ambulance. The generator upgrade would be looked at for completion in 2005 through the upcoming 2005 budget process.



## Preliminary Project Budget - Executive Summary

### Emergency Service Station Renovations

|                             | Construction Cost | Cost/SF | Consultant Fee | TOTAL        |
|-----------------------------|-------------------|---------|----------------|--------------|
| <b>Interior Renovations</b> |                   |         |                |              |
| Minnow Lake                 | \$34,729.50       | \$91.39 | \$3,500.00     | \$38,229.50  |
| Long Lake                   | \$32,280.06       | \$50.60 | \$3,500.00     | \$35,780.06  |
| Van Horne                   | \$50,931.60       | \$62.11 | \$5,000.00     | \$55,931.60  |
| Leon                        | \$57,458.64       | \$73.29 | \$7,500.00     | \$64,958.64  |
| Rayside                     | \$31,108.80       | \$51.68 | \$3,000.00     | \$34,108.80  |
| TOTAL                       | \$206,508.60      | \$65.81 | \$22,500.00    | \$229,008.60 |

### Emergency Power Upgrades

|             |              |  |             |              |
|-------------|--------------|--|-------------|--------------|
| Minnow Lake | \$54,000.00  |  | \$5,400.00  | \$59,400.00  |
| Long Lake   | \$90,000.00  |  | \$9,000.00  | \$99,000.00  |
| Van Horne   | \$17,500.00  |  | \$1,750.00  | \$19,250.00  |
| Leon        | \$37,500.00  |  | \$3,750.00  | \$41,250.00  |
| Rayside     | \$0.00       |  | \$0.00      | \$0.00       |
| TOTAL       | \$199,000.00 |  | \$19,900.00 | \$218,900.00 |

APR - 8 2004

# Minutes

|                                                   |                   |
|---------------------------------------------------|-------------------|
| <b>City Council</b>                               | <b>2004-07-13</b> |
| <b>Planning Committee</b>                         | <b>2004-07-13</b> |
| <b>Finance Committee</b>                          | <b>2004-07-13</b> |
| <b>Ad-Hoc Committee - Council Auditor</b>         | <b>2004-07-14</b> |
| <b>Ad-Hoc Committee - Council Auditor</b>         | <b>2004-08-04</b> |
| <b>Licensing Committee</b>                        | <b>2004-07-14</b> |
| <b>Planning Committee {TO BE TABLED}</b>          | <b>2004-08-10</b> |
| <b>Tender Opening Committee</b>                   | <b>2004-07-13</b> |
| <b>Tender Opening Committee</b>                   | <b>2004-07-20</b> |
| <b>Tender Opening Committee</b>                   | <b>2004-07-27</b> |
| <b>Board of Directors of Sudbury Metro Centre</b> | <b>2004-06-03</b> |

**THE FIFTEENTH MEETING OF THE COUNCIL  
OF THE CITY OF GREATER SUDBURY**

**C-11  
Tom Davies Square**

**Tuesday, July 13, 2004  
Commencement: 5:30 p.m.**

**DEPUTY MAYOR CRAIG, IN THE CHAIR**

Present Councillors Berthiaume; Bradley; Caldarelli; Callaghan; Dupuis; Gainer; Gasparini; Kett; Reynolds; Rivest; Thompson; Mayor Courtemanche

City Officials M. Mieto, Chief Administrative Officer; D. Belisle, General Manager of Public Works; C. Matheson, General Manager of Health & Social Services; B. Lautenbach, Acting General Manager of Economic Development & Planning Services; A. Stephen, General Manager of Emergency Services; D. Wuksinic, General Manager of Corporate Services; C. Mahaffy, Manager of Financial Planning & Policy; P. Thomson, Director of Human Resources; CJ Caporale, Council Secretary

Declarations of  
Pecuniary Interest None declared.

"In Camera" 2004-348 Bradley-Caldarelli: THAT we move "In Camera" to deal with a Personnel Matter 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 5:50 p.m., Council recessed.

Reconvene At 6:05 p.m., Council moved to the Council Chamber to continue the regular meeting.

Chair **HIS WORSHIP MAYOR DAVID COURTEMANCHE, IN THE CHAIR**

Present Councillors Berthiaume; Bradley; Caldarelli; Callaghan; Craig; Dupuis; Gainer; Gasparini; Kett; Reynolds; Rivest; Thompson

City Officials M. Mieto, Chief Administrative Officer; D. Belisle, General Manager of Public Works; R. Henderson, Acting General Manager of Citizen & Leisure Services; C. Matheson, General Manager of Health & Social Services; B. Lautenbach, Acting General Manager of Economic Development & Planning Services; A. Stephen, General Manager of Emergency Services; D. Wuksinic, General Manager of Corporate Services; R. Swiddle, Director of Legal Services/City Solicitor; C. Mahaffy, Manager of Financial Planning & Policy;

**C.C. 2004-07-13 (15<sup>TH</sup>) (1)**

City Officials  
(continued)

I. Davidson, Chief of Police, Greater Sudbury Police Service; P. McCauley, Communications Officer; P. Demers, Community Relations and Policy Advisor; T. Durbacz, Manager of Events, Aquatics and Ski Hills; P. Graham, Manager Environmental Innovation & Energy Initiatives; J. McKechnie, Executive Assistant to the Mayor; B. Battison, Deputy Fire Chief; A. Haché, Deputy Clerk; K. Bowschar-Lische, Planning Committee Secretary; CJ Caporale, Council Secretary

C.U.P.E. Local 4705

W. MacKinnon, President; G. Prieur, Vice-President; F. Posadowski, Recording Secretary; S. Speck, Chair, Bargaining Unit

News Media

Sudbury Star; MCTV; CIGM; Channel 10 News; Le Voyageur, Northern Life; CBC Radio; CBC Radio-Canada; CBON

Declarations of  
Pecuniary Interest

None declared.

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

Rise and Report

Deputy Mayor Craig, as Chair of the Committee of the Whole, reported Council met to deal with a Personnel Matter 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.

**MATTERS ARISING FROM THE PLANNING COMMITTEE**

Approval of Planning  
Committee  
Recommendations

2004-349 Caldarelli-Bradley: THAT Planning Recommendation 2004-151 to and including Planning Recommendation 2004-175 inclusive, approved at the Planning Committee Meeting of 2004-07-13 be adopted.

**CARRIED**

996465 Ontario  
Limited O/A Dominion  
Parc Developments

2004-350 Dupuis-Thompson: THAT the City of Greater Sudbury sell to 996465 Ontario Limited O/A Dominion Parc Developments, part of Part 4, Plan 53R-14476, being part of Parcel 6592 for the sum of \$90,000.

**CARRIED**

37 Walford Rd. -  
Catherine McBride

2004-351 Bradley-Dupuis: THAT the City of Greater Sudbury purchase from Catherine McBride the property located at 37 Walford Road under the terms and conditions outlined in the report dated July 7, 2004;

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

**CARRIED**

Jesuites Lane  
1311928 Ontario Inc.

2004-352 Dupuis-Bradley: THAT part of Jesuites Lane closed by By-Law 89-68, being Parts 1 and 2, Plan 53R-13877, be sold to the abutting land owner, 1311928 Ontario Inc., for the price of \$7,200.00 pursuant to the procedures governing the disposal of limited marketability property set out in the City's Property By-Law;

THAT the transfer of the said lands be conditional upon:

- a) the City reserving or granting any necessary easements for public utilities or for municipal purposes;
- b) the lands being consolidated with any abutting lands owned by the Transferee and the Transferee delivering on closing, a Lot Consolidation agreement in the City's standard form, if appropriate, and bearing the cost of registration of same on title to the lands, in priority to any mortgage or other similar encumbrance;
- c) the Transferee paying on closing, the transfer price for the land;
- d) 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 the required documents to complete the transaction.

THAT a By-Law be passed to authorize the Property Negotiator/Appraiser and Clerk to sign the required documents to complete the transaction.

**CARRIED**

61 First Avenue,  
Coniston  
Dr. Ardyth Ann Wells  
Dentistry Professional  
Corporation

2004-353 Bradley-Dupuis: THAT the property known as 61 First Avenue, Coniston (Coniston Medical Centre) legally described as Part of Parcel 40319 S.E.S., Part 2, Plan 53R-8591, Lot 3, Conc. 3, Township of Neelon be sold to Dr. Ardyth Ann Wells Dentistry Professional Corporation subject to the terms and conditions outlined in the report dated July 7<sup>th</sup>, 2004;

AND THAT Council dispense from Section 13 of By-law 2003-294 governing procedures for the acquisition and sale of land, which requires that fully marketable land be marketed to the general public;

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

**CARRIED**

Northland Engineering  
(1987) Limited

2004-354 Dupuis-Bradley: THAT the City of Greater Sudbury purchase from Northland Engineering (1987) Limited Lot 3, Plan M-956, Part of Block B on Plan M-956 designated as Part 1 on Plan 53R-10627 and Part of Lot 11, Concession 3, designated as Part 2 on Plan 53R-10627 all in the Township of Rayside under the terms and conditions outlined in the report dated July 6<sup>th</sup>, 2004;

THAT the acquisition be funded from the Transition Board Budget;

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

**CARRIED**

823616 Ontario  
Limited -  
Merrygale Drive,  
Sudbury

2004-355 Bradley-Dupuis: A. THAT the Application for Draft Plan of Subdivision Approval by 823616 Ontario Limited to permit the creation of 26 lots for single residential use with respect to those lands described as P.I.N. 73592-0137 and Part of P.I.N. 73592-0165, being formerly Part of Parcel 378 S.E.S. in Lot 2, Concession 2, Township of McKim be denied; however, in the alternative,

B. Council does recommend that the Application for Draft Plan of Subdivision Approval by 823616 Ontario Limited with respect to those lands described as P.I.N. 73592-0137 and Part of P.I.N. 73592-0165, being formerly Part of Parcel 378 S.E.S. in Lot 2, Concession 2, Township of McKim be revised such that proposed residential lots and municipal infrastructure are removed from the "Area of Weak Compressible Soft Clay" as illustrated by the Geotechnical Evaluation Proposed Glenby Manor Subdivision - Trow Consulting Engineers Ltd., January 31, 1995, and that such a revised draft plan of subdivision may be submitted for further consideration; and that the applicant upon doing so shall be exempt from further subdivision and/or rezoning application fees save and except any fee which may be required to provide public notice(s).

**CARRIED**

2004 Development  
Charges By-law

2004-356 Bradley-Dupuis: WHEREAS the City of Greater Sudbury will continue to experience growth through development and redevelopment;

AND WHEREAS development and redevelopment requires the provision of physical services by the City of Greater Sudbury;

AND WHEREAS Council desires to ensure that the capital costs of the growth-related demands for, or the burden on municipal services does not place an unfair financial burden on the City or its existing taxpayers while, at the same time, ensuring new taxpayers contribute no more than the net capital costs attributable to providing the current level of municipal services;

2004 Development  
Charges By-law  
(continued)

AND WHEREAS the City of Greater Sudbury has undertaken a Study of, among other matters, services, expected growth, growth related facilities and the costs thereof;

AND WHEREAS the Study was disseminated to the public and a public meeting was held and Council heard comments and representations from the public;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury hereby determines that no further Public Hearing is required on this matter and that the proposed By-law 2004-200F as circulated be passed to come into effect on July 14, 2004.

**CARRIED**

Second Avenue South  
and Greenwood Drive  
Wesmak Lumber Co.  
Inc.

2004-357 Caldarelli-Bradley: a) THAT the application to amend By-law 95-500Z by changing the zoning classification of Parcel 6013 S.E.S., Lots 11 & 12, Concession 3, Township of Neelon, from "R1", Single Residential Zone and "FD", Future Development Zone to "R1", Single Residential Zone be approved subject to the following condition:

1. THAT prior to the passing of an amending by-law, the applicant shall provide the Planning Services Division with a plan of survey, describing the property to be rezoned, with the exception of Blocks 'A' & 'B' which shall remain zoned "FD".

**CARRIED**

2004-358 Reynolds-Caldarelli: b) THAT the City of Greater Sudbury's delegated official be directed to issue draft approval for the subject subdivision not sooner than 14 days following the date of the public hearing in accordance with Section 51(20) of The Planning Act and subject to the following conditions:

1. THAT this approval applies to the draft plan of subdivision of Part of Parcel 6013 S.E.S., in Lots 11 and 12, Concession 3, Township of Neelon, as shown on a plan prepared by D.S. Dorland, OLS and dated March 19<sup>th</sup>, 2004.
2. THAT the standard conditions of draft approval be imposed.
3. Prior to the submission of servicing plans, the applicant/owner shall, to the satisfaction of the General Manager of Public Works, provide a soils report prepared by a geotechnical engineer licensed in the Province of Ontario. Said report shall, at a minimum, provide factual information on the soils and groundwater conditions within the proposed development. Also, the report should include design

Second Avenue South  
and Greenwood Drive  
Wesmak Lumber Co.  
Inc.  
(continued)

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.

4. THAT the proposed internal subdivision roadways be built to an urban standard, including curbs, gutters, storm sewers and related appurtenances.
5. THAT Second Avenue north of Greenwood Drive and Greenwood Drive be constructed to urban collector road standards.
6. THAT the corner radius for all intersecting streets is to be a minimum of 9.0 metres.
7. THAT the owner provide a detailed lot grading plan for all the proposed lots as part of the submission of servicing plans. Said plan shall be designed by a civil engineer with a valid certificate of authorization in the Province of Ontario. The Plan must show finished grades around homes, side yards, swales and lot corners. The plan must show sufficient grades on boundary properties to mesh the lot grading of the new site to existing properties. Suitable provisions shall be incorporated into the subdivision agreement to ensure that the lot grading is undertaken, all to the satisfaction of the General Manager of Public Works.
8. THAT the owner provide underground Cable, Hydro, Telephone and Gas utility services for this subdivision.
9. THAT access to Torbay Road be prohibited through the placement of a 0.3 metre reserve along the entire Torbay Road frontage.
10. THAT the owner be required to improve sight lines at the southwest corner of Second Avenue and Torbay Road in order to provide minimum safe stopping sight distance.
11. As a condition of development, the applicant must submit an application to the Nickel District Conservation Authority for the placement of fill material in the floodplain. This must be done prior to the reconstruction of Greenwood Drive. The application must include details of lot grading plans, volumes of fill to be used, a sedimentation control plan, and stabilization methods.



Second Avenue South  
and Greenwood Drive  
Wesmak Lumber Co.  
Inc.  
(continued)

12. THAT the final plan of subdivision be integrated with the City of Greater Sudbury Control Network. Final plan coordinate listings and an AutoCad simple line file of the resultant parcel fabric (with coordinated points labelled) are to be provided as part of this requirement. Also, the final plan must be provided in AutoCad.dwg format.

Bancroft Drive,  
Sudbury - Timestone  
Corporation

2004-359 Caldarelli-Reynolds: A. THAT the City of Greater Sudbury Council's delegated official be directed to issue the draft plan approval for the subject subdivision not sooner than 14 days following the date of the public meeting in accordance with the requirements of Section 51 (20) of the Planning Act, and subject to the following conditions:

1. THAT this draft approval applies to the draft plan of subdivision of Part of P.I.N. 73576-0009 being Part 2, Plan SR-1386 save and except Parts 1, 3, 5 & 7, Plan 53R-15744 in Lot 10, Concession 3, Township of Neelon as shown on a plan of subdivision prepared by Terry Del Bosco, O.L.S., dated April 7th, 2004.
2. THAT the standard conditions of draft approval be imposed.
3. THAT cash in lieu of the 5% of the lands included in the plan of subdivision be dedicated to the City of Greater Sudbury for municipal parks purposes in accordance with Section 51.1 of the Planning Act.
4. THAT the registered Plan be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Geographic Information, Surveys and Mapping Section; provision of the final plan coordinate listings and an AutoCAD file of the resultant parcel fabric shall formulate part of this requirement.
5. Prior to the submission of servicing plans, the owner shall, to the satisfaction of the General Manager of Public Works and the Chief Building Official, provide a soils report prepared by a geotechnical engineer licensed in the Province of Ontario, as described in the staff report of July 6th, 2004.
6. The owner shall provide a detailed lot grading plan for all the proposed lots as part of the submission of servicing plans, as described in the staff report of July 6th, 2004, to the satisfaction of the General Manager of Public Works. As part of the lot grading plan and the submission of servicing plans, the owner shall have rear yard slope treatments designed by a geotechnical engineer licensed in the Province

Bancroft Drive,  
Sudbury - Timestone  
Corporation  
(continued)

of Ontario incorporated into the plans at locations required by the General Manager of Public Works.

7. Prior to the submission of servicing plans, the owner shall have a storm water management report and plan prepared by a consulting engineer with a valid certificate of authorization to the satisfaction of the General Manager of Public Works as described in the staff report of July 6th, 2004.
8. The owner will be required to dedicate rear lot easements to the City of Greater Sudbury for municipal purposes to the satisfaction of the General Manager of Public Works.
9. The applicant will be required to enter into a written agreement to satisfy all requirements of the City of Greater Sudbury concerning the provision of roads, walkways, street lighting, sanitary sewers, watermains, storm sewers and surface drainage facilities.
10. A corner radius for all intersecting streets of 9.0 m shall be provided to the satisfaction of the General Manager of Public Works.
11. The temporary cul-de-sac shall be developed with a 17.5 metre radius, with the paved portion having a radius of 13.5 metres, to the satisfaction of the General Manager of Public Works. Further, the owner shall identify portions of Lots 11 and 12 as Blocks of land to be dedicated to the City, and held in trust, to facilitate the establishment of the temporary cul-de-sac to the satisfaction of the General Manager of Public Works and the Director of Legal Services/City Solicitor. Upon the completion of a through street, such lands shall be dedicated back to the adjoining property owner(s).
12. Prior to the signing of the final plan, Condition # 25 applying to the approval of the final plan of subdivision for the Lion's Gate Subdivision (File # 780-6/91001) shall be amended as described in the staff report of June 6th, 2004, to the satisfaction of the General Manager of Public Works and the Director of Planning Services. Prior to said undertaking, the owner shall provide to the Director of Planning Services a written authorization and acknowledgment from the owner(s) of the "Lions Gate Subdivision" which states the required modification to Condition # 25 within the "Lions Gate Subdivision" is considered to be appropriate.

Bancroft Drive,  
Sudbury - Timestone  
Corporation  
(continued)

13. The owner shall provide a 0.3 metre reserve along Lots 4 and 6 for the purpose of prohibiting access to Bancroft Drive, and to restrict access onto the minor roadway, to the satisfaction of the General Manager of Public Works.
14. The proposed street shall be constructed as a collector road to the satisfaction of the General Manager of Public Works.
15. Prior to the registration of the final plan the Director of Planning Services and the Director of Legal Services/City Solicitor shall be satisfied that Consent Applications B0098/2003, B0099/2003, B0044/2004 & B0045/2004 have been completed.
16. If final approval is not granted within three years of the date of draft approval, the draft approval shall lapse in accordance with Section 51 (32) of the Planning Act, unless an extension is granted by Council pursuant to Section 51 (33) of the Planning Act.
17. Draft approval does not guarantee an allocation of water or sanitary sewer capacity. Prior to the signing of the final plan, the Planning Services Division is to be advised by the General Manager of Public Works that sufficient water and sanitary sewer capacity exists to service the development.
18. THAT the plan described in Item 1 of this conditional draft plan of subdivision approval be revised to provide a full cul-de-sac design with abutting residential lots to the satisfaction of the General Manager of Public Works and the Direction of Planning Services.
19. THAT Condition #11 and #14 be deleted.

**CARRIED**

1329 Regent Street,  
Sudbury - Shell  
Canada Products

2004-360 Reynolds-Caldarelli: THAT the application by Shell Canada Products to amend By-law 95-500Z with respect to Parcel 24919 S.E.S., Lot 7, Concession 1, Township of McKim, by changing the zoning classification from "C1-1", Local Commercial Zone-Special to a revised "C1-Special" be approved subject to the following:

- a) The only permitted use shall be a convenience store and an automobile service station, and this use shall not be interpreted to permit the sale of vehicles or the parking and/or storage of trucks.
- b) THAT the sign requirements of the "C2" zone shall apply;
- c) THAT the business identification ground sign on the subject property not exceed 20.96 square metres in total sign area.

**CARRIED**

O'Neil Drive West,  
Garson - Cedar Green  
Enterprises Ltd.

2004-361: Dupuis-Caldarelli: A. THAT the application by Cedar Green Enterprises Ltd. to amend the Secondary Plan for the Nickel Centre Settlements on site specific basis, by changing the land use designation from "Greenbelt to "Residential - Estate" to the permit the creation of three (3) rural estate residential lots adjacent to an existing public road with respect to those lands described as being Part of Parcel 39056 S.E.S. in Lot 9, Concession 1, Township of Garson be recommended for approval subject to the following conditions:

1. To enable preparation of an amending by-law to adopt the proposed official plan amendment, the owner shall provide the Development Services Section with a registered plan of survey which describes the lands which are to be the subject of the proposed amendment.

**CARRIED**

2004-362 Caldarelli-Dupuis: B. THAT the application by Cedar Green Enterprises Ltd. to amend By-law 83-304 being the Comprehensive Zoning By-law for the (former) Town of Nickel Centre from "OR", Outdoor Recreation to "R1.D0.9", Single Residential in order to permit the creation of three (3) residential lots with respect to those lands described as being Part of Parcel 39056 S.E.S. in Lot 9, Concession 1, Township of Garson be recommended for approval.

**CARRIED**

2004-363 Caldarelli-Dupuis: C. THAT the creation of three residential lots with respect to those lands generally described as being Part of Parcel 39056 S.E.S. in Lot 9, Concession 1, Township of Garson, and as shown on the "Sketch of Proposed Estate Lot Development" dated January 26th, 2004 be permitted to proceed by way of the consent process;

AND FURTHER THAT Lot 3 of the proposed development be exempt from the municipal water servicing policy which would require that a lot within 152.5 m of an existing service point be connected to the municipal water system.

**CARRIED**

Consent Agenda

2004-364 Dupuis-Bradley: THAT Items C-1 to C-10 contained in Part 1, Consent Agenda, be adopted.

**CARRIED**

DLAC Minutes  
2004-06-24

2004-365 Dupuis-Bradley: THAT the Development Liaison Advisory Committee Minutes of 2004-06-24 be adopted.

**CARRIED**

Cerilli Group Inc.  
MR 80, Val Therese

2004-366 Bradley-Dupuis: THAT the request by Cerilli Group Inc. to remove the "H", Holding Symbol pertaining to By-law 83-300 being the Comprehensive Zoning By-law for the (former) City of Valley East with respect to the "HC2", Holding General Commercial zone in order to permit development of the subject lands described as Parts 6 & 7, Plan 53R-16669 in Lot 4, Concession 3, Township of Hanmer be approved.

**CARRIED**

Tim & Laurie Smith  
South Bay Road,  
Sudbury

2004-367 Bradley-Dupuis: THAT the request by Tim and Laurie Smith to amend By-law 95-500Z being the Zoning By-law for the former City of Sudbury by removing the "H", Holding Symbol with respect to the "H19PS-4", Holding Private Open Space Special zoning that applies to Parts 1 and 2, Plan 53R-9528, Lot 1, Concession 1, McKim Township in order to permit the development of the subject property for a single dwelling be approved.

**CARRIED**

1969 Old Burwash  
Road - Expropriate

2004-368 Bradley-Thompson: WHEREAS it is necessary for the municipality to expropriate the lands municipally known as 1969 Old Burwash Road, for municipal purposes;

WHEREAS the approving authority has not received written notification, for a hearing, in accordance with the Expropriations Act;

THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury, as the "Approving Authority" under the Expropriation Act, R.S.O. 1990, c. E.26, grant approval for the expropriation, by the City of Greater Sudbury of certain lands municipally known as 1969 Old Burwash Road, for the South End Rock Tunnel Project;

AND THAT staff be authorized to proceed with the expropriations and also continue to negotiate property owner;

AND THAT the Property Negotiator/Appraiser be authorized to execute all the required documents.

**CARRIED**

Lot 17, Attlee Avenue,  
Sudbury

2004-369 Bradley-Thompson: THAT the property legally described as Lot 17, Plan M-1249 be declared surplus to the City's needs and be offered for sale to the general public pursuant to the procedures governing the disposal of full marketability property as set out in By-Law 2003-294;

THAT any agreement of purchase and sale for the said lands be conditional upon:

Lot 17, Attlee Avenue,  
Sudbury  
(continued)

- a) the City reserving an easement for municipal purposes at the expense of the Vendor;
- b) 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;
- c) the property being sold "as is";
- d) approval of the sale by Council;
- e) the Vendor, at its cost, providing a reference plan of survey to establish a legal description for the easement;
- f) the Purchaser employing an architect or civil engineer to design a house for the lot and to complete a detailed lot grading plan. The Purchaser shall also retain a geotechnical engineer to approve the stability of slopes and any retaining walls that will be part of an engineered lot grading plan. Said plans shall be to the satisfaction of the General Manager of Public Works.

**CARRIED**

Roseland Drive,  
Wahnapitae

2004-370 Thompson-Bradley: THAT the property owned by the City of Greater Sudbury, and legally described as Part of Lot 8, Plan SR-2968, measuring 2820 square feet in size be declared surplus to the City's needs and offered for sale to Gerald Gaudette and Lina Genier, the owners of Lot 9, Plan SR-2968, for the price of \$1,500.00 pursuant to the procedure, governing the disposal of limited marketability property set out in City's Property By-law;

THAT the transfer of the said lands be conditional upon:

- a) the lands being consolidated with any abutting lands owned by the Transferee and the Transferee delivering on closing, a Lot Consolidation agreement in the City's standard form, if appropriate, and bearing the cost of registration of same on title to the lands, in priority to any mortgage or other similar encumbrance;
- b) the Transferee paying on closing, the transfer price for the land;
- c) 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;
- d) the Transferee at its cost, providing a reference plan of survey to establish a legal description for the property, and

Roseland Drive,  
Wahnapitae  
(continued)

securing the approval of the City to such plan prior to depositing same at its expense;

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

That a By-Law be passed to authorize the Property Negotiator / Appraiser and Clerk to sign the required documents to complete the transaction.

**CARRIED**

Lot 104, Plan M-95  
Cross Street, Sudbury

2004-371 Thompson-Bradley: THAT the property owned by the City of Greater Sudbury, legally described as Part of Lot 104, Plan M-95, be declared surplus to the City's needs and leased to 3336263 Canada Ltd., at a rental rate of \$2,000 per year and the rental rate shall be adjusted annually to reflect the annual increase in the Consumer Price Index and that the lease be subject to the following terms:

- a) THAT the lands be leased for a period of 30 years and provide for 2 ten-year extensions to the term;
- b) THAT the lands be leased for parking purposes and that the parking lot be constructed to the satisfaction of the General Manager of Public Works and the Director of Planning Services;
- c) THAT a By-Law be passed to authorize the Property Negotiator / Appraiser to sign a Lease Agreement with 3336263 Canada Ltd., permitting the construction and maintenance of a parking lot on part of Lot 104, Plan M-95.

**CARRIED**

Royal Oaks  
Subdivision - Dalron  
Construction Ltd.

2004-372 Bradley-Thompson: THAT upon payment of Council's extension fee of \$1,666.66 prior to the August 20, 2004 lapsing date, the conditions of draft approval for the plan of subdivision of Part of Registered Plans M-1044 & M-1045 in Lots 2 & 3, Concession 6, Township of McKim, File #RP780-6/89023 be amended as follows:

- a) By deleting conditions #9, 10, 11, 14, 15 & 16.
- b) By deleting condition #22 and replacing it with the following:  
  
"22. That this draft approval shall lapse on February 24, 2006."

c) By adding the following conditions:

- "24. The owner shall provide a 150 mm diameter watermain connected to the Montrose Booster Pump to provide adequate water pressure to Lots 167 to 170 inclusive and Lots 250 to 255 inclusive."
- "25. The owner agrees to provide Lot 255 to the City for the construction of a future upgraded Water Booster Station by the City. The owner shall install supply and outlet piping for said station to the satisfaction of the General Manager of Public Works."
- "26. The owner agrees to direct all future sanitary sewage for the subdivision to the existing Nickeldale Trunk Sanitary Sewer."
- "27. Prior to the submission of servicing plans, the applicant/owner shall, to the satisfaction of the General Manager of Public Works, provide a soils 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."
- "28. Prior to the submission of servicing plans, the applicant/owner shall have a stormwater management report and plan prepared by a consulting engineer with a valid certificate of authorization. Said report shall establish the drainage area upstream of this proposed subdivision and how stormwater will be managed both upstream and within the subdivision development in order to limit the impact of stormwater both within the subdivision and on downstream receiving storm sewers, drainage channels and creeks. The report shall deal with sediment control and the control of both the 1:5 and regional storm events. The Regional storm flow path is to be set out on the plan. The report and plan shall be to the satisfaction



Royal Oaks  
Subdivision - Dalron  
Construction Ltd.  
(continued)

of the General Manager of Public Works. The owner shall be responsible for the design and construction of any required stormwater management facility as part of the servicing plans for the subdivision and the owner shall dedicate the lands for the stormwater management facility as a condition of this development."

**CARRIED**

Perfect Choice  
Developments Inc.  
Confederation  
Subdivision

2004-373 Bradley-Thompson: THAT upon payment of Council's processing fee of \$833.33 prior to the lapsing date of August 26, 2004, the conditions of draft approval for the draft plan of subdivision of Parcels 33648, 31901, 31902 and 49635, Part of Lot 8, Concession 6, Township of Blezard, File #780-7/95001 shall be amended as follows:

- a) By deleting condition #10 and replacing it with the following:

"10. That this draft approval shall lapse on April 26, 2005."

- b) By deleting conditions #13 & 14.

- c) That the following conditions be added:

"26. Prior to the submission of servicing plans, the applicant/owner shall, to the satisfaction of the General Manager of Public Works, provide a soils 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."

"27. Prior to the submission of servicing plans, the applicant/owner shall have a stormwater management report and plan prepared by a consulting engineer with a valid certificate of

Perfect Choice  
Developments Inc.  
Confederation  
Subdivision  
(continued)

authorization. Said report shall establish the drainage areas draining to and within this proposed subdivision and how stormwater will be managed within the subdivision development in order to limit the impact of stormwater both within the subdivision and on the Whitson River. The report shall deal with sediment control and the control of both the 1:5 and regional storm events. The Regional storm flow path is to be set out on the plan. The report and plan shall be to the satisfaction of the General Manager of Public Works. The owner shall be responsible for the design and construction of any required stormwater management facility as part of the servicing plans for the subdivision and the owner shall dedicate the lands for the stormwater management facility as a condition of this development."

**CARRIED**

#### **MATTERS ARISING FROM THE FINANCE COMMITTEE**

Approval of Finance  
Committee  
Recommendation

2004-374 Bradley-Caldarelli: THAT Finance Recommendation 2004-59, approved at the Finance Committee Meeting of 2004-07-13 be adopted.

**CARRIED**

Multi-Year Budgeting

2004-375 Dupuis-Craig: WHEREAS the Mission of the Council of the City of Greater Sudbury is to provide excellent access to quality municipal services and leadership in the social, environmental and economic development in the City of Greater Sudbury;

AND WHEREAS focusing on providing excellent value to Citizens and exceptional customer service, while striving for cost-effective, efficient, open, accountable and accessible local government, are the priorities of this Council;

AND WHEREAS it is necessary to put in place sound financial planning in order to maintain the public's trust and confidence in its ongoing financial stewardship of the public purse through long-term financial forecasting and budgeting;

AND WHEREAS Council as part of its financial stewardship recognizes the need to balance municipal services and the ability to pay taking into account inflationary pressures and the fact that 60-70% of a municipal budget is outside of its direct control;

Multi-Year Budgeting  
(continued)

AND WHEREAS the current traditional budget model does little to facilitate long-term financial planning and impedes effective expenditure management in that financial resources are made on a piecemeal basis while the implications of past and present decisions beyond the next year are neglected;

AND WHEREAS Council is committed to developing more effective ways of preparing and presenting the City's Budget;

AND WHEREAS multi-year budgeting offers the following potential benefits over the traditional practice of annual budgeting:

- ▶ decreased staff time;
- ▶ enhanced long-range planning;
- ▶ improved program evaluation; and,
- ▶ facilitates the integration of financial and strategic planning with a more strategic approach to resource allocation;

THEREFORE BE IT RESOLVED THAT Council adopts for the 2005 - 2006 budget years the multi-year budgeting approach outlined in the Report from the General Manager of Corporate Services dated June 18th, 2004;

AND THAT Council directs staff to prepare a 2005 - 2006 Multi-Year Budget, using all of the tools at their disposal; e.g. efficiencies, new or enhanced revenues, service reviews, new ways of doing business, assessment growth, etc. to present an Operating Budget not to exceed the rate of inflation;

AND THAT Council directs staff to prepare a Capital Budget inclusive of inflation and the new Capital Levy.

**CARRIED**

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

Consent Agenda

The following resolution was presented to adopt the items contained in Part I, Consent Agenda:

2004-376 Caldarelli-Bradley: THAT Items C-1 to C-15 inclusive, contained in Part I, Consent Agenda, be adopted.

**CARRIED**

## **MINUTES**

- |                                                                                        |                                                                                                                                                     |
|----------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------|
| Item C-1<br>Report No. 14<br>City Council<br><u>2004-06-24</u>                         | 2004-377 Bradley-Caldarelli: THAT Report No. 14, City Council Minutes of 2004-06-24 be adopted.<br><br><b>CARRIED</b>                               |
| Item C-2<br>Ad-Hoc Committee -<br>Council Auditor<br><u>2004-06-24</u>                 | 2004-378 Caldarelli-Bradley: THAT the Report of the Ad-Hoc Committee - Council Auditor Minutes of 2004-06-24 be adopted.<br><br><b>CARRIED</b>      |
| Item C-3<br>Report No. 6<br>Sudbury & District<br>Board of Health<br><u>2004-06-17</u> | 2004-379 Bradley-Caldarelli: THAT Report No. 6, Sudbury & District Board of Health Minutes of 2004-06-17 be received.<br><br><b>CARRIED</b>         |
| Item C-4<br>T.O.C.<br><u>2004-06-22</u>                                                | 2004-380 Caldarelli-Bradley: THAT the Report of the Tender Opening Committee Minutes of 2004-06-22 be received.<br><br><b>CARRIED</b>               |
| Item C-5<br>T.O.C.<br><u>2004-06-23</u>                                                | 2004-381 Bradley-Caldarelli: THAT the Report of the Tender Opening Committee Minutes of 2004-06-23 be received.<br><br><b>CARRIED</b>               |
| Item C-6<br>T.O.C.<br><u>2004-06-29</u>                                                | 2004-382 Caldarelli-Bradley: THAT the Report of the Tender Opening Committee Minutes of 2004-06-29 be received.<br><br><b>CARRIED</b>               |
| Item C-7<br>T.O.C.<br><u>2004-07-06</u>                                                | 2004-383 Bradley-Caldarelli: THAT the Report of the Tender Opening Committee Minutes of 2004-07-06 be received.<br><br><b>CARRIED</b>               |
| Item C-8<br>Greater Sudbury<br>Police Services Board<br><u>2004-05-25</u>              | 2004-384 Caldarelli-Bradley: THAT the Report of the Greater Sudbury Police Services Board Minutes of 2004-05-25 be received.<br><br><b>CARRIED</b>  |
| Item C-9<br>N.D.C.A.<br><u>2004-06-16</u>                                              | 2004-385 Bradley-Caldarelli: THAT the Report of the Nickel District Conservation Authority Minutes of 2004-06-16 be received.<br><br><b>CARRIED</b> |

Item C-10  
Report No. 4  
Greater Sudbury  
Public Library Board  
2004-05-20

2004-386 Caldarelli-Bradley: THAT Report No. 4, Greater Sudbury Public Library Board Minutes of 2004-05-20 be received.

**CARRIED**

Item C-11  
Ad-Hoc Committee  
Proposed Uniform  
Store Closing By-law  
2004-06-30

2004-387 Bradley-Caldarelli: THAT the Report of the Ad-Hoc Committee - Proposed Uniform Store Closing By-law Minutes of 2004-06-30 be received.

**CARRIED**

### **TENDERS**

Item C-12  
Contract 2004-16  
Paris St. Bridge  
Rehabilitation & Road  
Work

Report dated 2004-07-07, with attachments, from the General Manager of Public Works regarding Tender Award, Contract 2004-16, Paris Street Bridge Rehabilitation and Road Work was received.

The following resolution was presented:

Caldarelli-Bradley: THAT the City enter into a contract with Nor Eng Construction and Engineering Limited for the Paris Street Bridge Rehabilitation and Road Work in the amount of \$4,744,380.00, this being the lowest bid;

AND THAT an allocation of \$1.3 million be approved from the 2005 Capital Roads Budget.

### **Recess**

At 6:50 p.m., Council recessed.

### **Reconvene**

At 6:58 p.m., Council continued the regular meeting.

Item C-12  
Contract 2004-16  
Paris St. Bridge  
Rehabilitation & Road  
Work  
(continued)

Councillor Rivest requested the following amendment to the foregoing motion:

2004-388 Rivest-Reynolds: THAT we amend the first paragraph in the motion by adjusting the amount of \$4,744,380 accordingly;

AND THAT the scope of the work be reduced to fit into the allocated budget. This could be done by removing the road works portion and cutting back the work on the approaches.

**DEFEATED**

Amendment to  
Resolution

### **Motion for Deferral**

Councillor Rivest moved that Item C-12 (Contract 2004-16 Paris St. Bridge Rehabilitation & Road Work) be deferred to the next Council meeting of 2004-08-10 until the facts and figures in the report are verified by staff.

**DEFEATED**

C.C. 2004-07-13 (15<sup>TH</sup>)

(19)

Main Motion

The motion was once again presented:

2004-389 Caldarelli-Bradley: THAT the City enter into a contract with Nor Eng Construction and Engineering Limited for the Paris Street Bridge Rehabilitation and Road Work in the amount of \$4,744,380.00, this being the lowest bid;

AND THAT an allocation of \$1.3 million be approved from the 2005 Capital Roads Budget.

**CARRIED**

Item C-13  
Ice Edging Equipment  
Municipal Arenas

Report dated 2004-07-07 from the General Manager of Citizen & Leisure Services regarding Purchase of Ice Edging Equipment - Municipal Arenas was received.

The following resolution was presented:

2004-390 Bradley-Caldarelli: THAT Zamboni be identified as the vendor of record for ice edging equipment;

AND FURTHER THAT the City of Greater Sudbury purchase eleven Zamboni Ice Edgers with propane tanks for a total cost of \$46,299 with funding to come from the Capital Financing Reserve Fund - Citizen and Leisure Services.

**CARRIED**

Item C-14  
RFP - Point of Sale  
System - Sudbury  
Community Arena

Report dated 2004-07-07 from the General Manager of Citizen & Leisure Services regarding Award of RFP for Point of Sale System at Sudbury Community Arena was received.

The following resolution was presented:

2004-391 Caldarelli-Bradley: THAT Council approve the purchase of the Point of Sale system for the Sudbury Community Arena in the amount of \$104,040 plus Provincial Sales Tax for a total of \$111,332;

AND THAT the contract for the Point of Sale system be awarded to Sabrepoint Incorporated;

FURTHER THAT \$71,333 be funded from the 2003 Citizen and Leisure Services Capital Budget Allocation for the Sudbury Arena and that \$40,000 be funded from the Capital Financing Reserve Fund - Citizen and Leisure Services.

**CARRIED**

## **ROUTINE MANAGEMENT REPORTS**

Item C-15  
Liquor License  
Extension - Sudbury  
Shrine Club

Report dated 2004-07-09, with attachments, from the General Manager of Corporate Services regarding Liquor License Extension - Sudbury Shrine Club was received.

The following resolution was presented:

2004-392 Bradley-Caldarelli: THAT this Council has no objection to the granting of a Liquor License Extension to Sudbury Shrine Club which will be held at the Shrine Banquet and Convention Centre, 2565 Kingsway Blvd, Sudbury, Ontario, for their Annual Pig Roast/Barbecue on July 22, 2004. The hours of operation are 3:00 p.m. to 11:00 p.m. with an anticipated attendance of 150 people.

AND FURTHER THAT this approval be subject to the conditions as attached in Schedule 'A'.

**CARRIED**

## **BY-LAWS**

Refer to Pages 22-28 and 34-35.

Rules of Procedure

Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure, to alter the order of the Agenda and deal with **Store Closing By-laws** in **Part II - Regular Agenda**, at this time.

## **STORE CLOSING BY-LAWS**

Members of Council presented their views and opinions on the regulating and deregulating of store hours.

Change of Chair

At 8:20 p.m., His Worship Mayor David Courtemanche vacated the chair.

### **DEPUTY MAYOR CRAIG, IN THE CHAIR**

Change of Chair

At 8:24 p.m., Deputy Mayor Craig vacated the Chair.

### **HIS WORSHIP MAYOR DAVID COURTEMANCHE, IN THE CHAIR**

## **BY-LAWS**

### **Rules of Procedure**

Council agreed to deal with the **By-Laws** and the **Addendum**, at this time.

### **THE FOLLOWING BY-LAWS APPEAR FOR A THIRD AND FINAL READING:**

2004-192    3<sup>RD</sup>    A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE THE REMAINDER OF THE LANE SOUTH OF VAN HORNE STREET ABUTTING LOTS 112 TO 117, PLAN 2-S, SUDBURY

Planning Committee Recommendation 2004-145

Received 1<sup>ST</sup> and 2<sup>ND</sup> reading at the City Council meeting of 2004-06-24.

2004-193    3<sup>RD</sup>    A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE FREDERICK STREET (UNOPENED) SOUTH OF VAN HORNE STREET ABUTTING LOTS 111 AND 112, PLAN 2-S, SUDBURY AND TO TRANSFER IT TO THE ROMAN CATHOLIC EPISCOPAL CORPORATION OF THE DIOCESE OF SAULT STE. MARIE

Planning Committee Recommendation 2004-146

Received 1<sup>ST</sup> and 2<sup>ND</sup> reading at the City Council meeting of 2004-06-24.

2004-194    3<sup>RD</sup>    A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE THE NICKEL LAKE SHORE ALLOWANCE

Planning Committee Recommendation 2004-147

Received 1<sup>ST</sup> and 2<sup>ND</sup> reading at the City Council meeting of 2004-06-24.

Councillor Kett requested that the foregoing By-law be pulled.

With the concurrence of Council, the Chair requested that the foregoing By-law be dealt with after **Store Closing By-laws** (refer to Page 34.)

2004-195    See **PART II - REGULAR AGENDA - STORE CLOSING BY-LAWS** (refer to Page 30.)



**BY-LAWS (continued)**

**THE FOLLOWING BY-LAWS APPEAR FOR THREE READINGS:**

- 2004-200F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY WITH  
RESPECT TO DEVELOPMENT CHARGES

Report dated 2004-07-09, with attachments, from the General Manager of Corporate Services regarding 2004 Development Charges Study was received.

(2004 Development Charges Study being presented for approval and implementation of new Development Charges.)

- 2004-201 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO  
CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING  
OF JULY 13, 2004

- 2004-202 3 A BY LAW OF THE CITY OF GREATER SUDBURY TO  
AUTHORIZE AN AGREEMENT WITH THE LIONS CLUB OF  
CONISTON TO AUTHORIZE THE ERECTION OF A  
FRIENDSHIP ARCH AT THE CONISTON PARK AND A GRANT  
PERTAINING THERETO

Report dated 2004-06-25, with attachments, from the General Manager of Citizen & Leisure Services regarding Coniston Lions Club Friendship Arch at the Coniston Park was received.

(The Lions Club of Coniston is requesting Council's permission to install a Lions Club Friendship Arch at the Coniston Park located at the corner of Second Avenue and Government Road in Coniston.)

- 2004-203 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO  
AUTHORIZE THE SUDBURY REGIONAL SOCCER  
ASSOCIATION TO USE AN INDOOR SOCCER FLOOR  
SURFACE BY WAY OF GRANT

Report dated 2004-06-25 from the General Manager of Citizen & Leisure Services regarding Agreement with the Sudbury Regional Soccer Association for the Use of the Artificial Playfield Surface was received.

(Council decided on 2004-02-26 not to renew the lease for the rental space at the Exhibition Centre which leaves the Sudbury Regional Soccer Association into negotiations with the owners of the Exhibition Centre - Resolution 2004-100.)

- 2004-204 See **PART II - REGULAR AGENDA - STORE CLOSING  
BY-LAWS** (refer to Page 32.)

**BY-LAWS (continued)**

2004-205            See **PART II - REGULAR AGENDA - STORE CLOSING BY-LAWS** (refer to Page 33.)

2004-206P    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AMENDMENT NUMBER 236 OF THE OFFICIAL PLAN FOR THE SUDBURY PLANNING AREA

Planning Committee Recommendation 2004-142

(This amendment is a site specific amendment to permit the creation of one residential lot within the Agricultural Reserve of the Valley East Secondary Plan - Roma and Angele Miron, Parcel 18511 S.E.S. in Lot 6, Conc. 3, Hanmer, 5000 Desmarais Road, Val Therese.)

2004-207    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 enforcement officers.)

2004-208A    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH CUSTOM BIO-GAS INC. FOR A FEASIBILITY STUDY

Council Resolution 2004-101

2004-209A    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN EXTENSION AND AMENDING AGREEMENT WITH CHRISTOPHER J. STEWART O/A C.J. STEWART CONSULTING SERVICES

Council Resolution 2004-321

2004-210    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2004-152, A BY-LAW TO AUTHORIZE FUNDING FROM COMMUNITY PLACEMENT TARGET FUNDING TO VARIOUS SOCIAL SERVICE AGENCIES TO ASSIST IN DELIVERING COMMUNITY PROGRAMS TO PROVIDE DIRECT AND INDIRECT SERVICES TO ONTARIO WORKS PARTICIPANTS

Council Resolution 2004-273

(This By-law amends the existing By-law to delete the reference to money going to the Red Cross operating the cold weather alert program.)

**BY-LAWS (continued)**

- 2004-211E 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO GRANT APPROVAL FOR THE EXPROPRIATION BY THE CITY OF GREATER SUDBURY OF CERTAIN LANDS REQUIRED FOR THE SOUTH END ROCK TUNNEL PROJECT

Planning Committee meeting of 2004-07-13

- 2004-212E 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE EXPROPRIATION OF PARCEL 28558 S.E.S. FROM LORIS CECCHETTO FOR THE SOUTH END ROCK TUNNEL PROJECT

Planning Committee meeting of 2004-07-13

- 2004-213Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2000-65Z TO AMEND BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND CITY OF VALLEY EAST

Planning Committee meeting of 2004-07-13

(This By-law removes the "H", Holding Symbol from the subject lands to zone them "C2", General Commercial. - Cerilli Group Inc., Municipal Road # 80, Val Therese)

- 2004-214Z 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 2004-07-13

(This By-law rezones the subject property to C1-30 to allow signs which are normally permitted in a "C2" Zone and to allow a business identification ground sign with a total sign area of 20.96 square metres. - Shell Canada Products, 1329 Regent Street, Sudbury.)

- 2004-215Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND CITY OF VALLEY EAST

Planning Committee Recommendation 2004-105

(This By-law rezones the subject property to Single Residential to permit the creation of six lots for single residential use on the Larocque Street extension. This property is also the subject of Consent Applications B37/2004 to B42/2004. - Jean Brassard & 844367 Ontario Inc., Larocque Avenue Extension, Val Caron.)

**BY-LAWS (continued)**

- 2004-216Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND CITY OF VALLEY EAST

Planning Committee Recommendations 2003-123 and 2003-124

(This By-law rezones the subject property "RU-22", Special Rural to permit the storage, maintenance and sale of mobile homes, trailers, cargo containers and storage garages in addition to all other "Rural" land uses. Further, the location for mobile home and storage facility activities on the subject lands has been identified, the requirement for a 75 foot planting strip established and "RU-22" zoned lands identified as an area where Site Plan Control shall apply. - Valley View Mobile Homes Village Inc., Gravel Drive, Hanmer)

- 2004-217Z 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 2004-07-13

(This By-law removes the "H" Holding Symbol from the subject property to zone it "PS-4", Private Open Space Special, permitting a single dwelling - Tim & Laurie Smith, South Bay Road, Sudbury)

- 2004-218Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-304, THE COMPREHENSIVE ZONING BY-LAW OF THE FORMER TOWN OF NICKEL CENTRE

Planning Committee Recommendation 2004-137

(This By-law does not rezone the subject property. This By-law permits a model, manufactured home retail sale display area for a maximum temporary period of one year. The By-law establishes standards for the provision of parking and loading areas, signs and the requirement that a building permit must be obtained. - 630411 Ontario Inc., Falconbridge Road/Municipal Road # 86, Garson)

- 2004-219Z 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 Recommendations 2003-208 and 2004-47

(This By-law rezones the subject property to "R1.D2.5", Single Residential to permit a lot addition to Parcel 20425 S.E.S., resulting from Consent Application B0119/2003. - Nickel District Conservation Authority / Andrew Caruso, 2420 South Bay Road, Sudbury)

**BY-LAWS (continued)**

- 2004-220Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND CITY OF VALLEY EAST

Planning Committee Recommendation 2004-122

(This By-law rezones the subject property to Single Residential to permit the creation of four lots for single residential use on the St. Michel Street Extension. This property is also subject of Consent Applications B60/2004 to B63/2004. - Philippe & Louise Landry, St. Michel Street Extension, Hanmer)

- 2004-221A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, BEING A BY-LAW TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY

Report dated 2004-07-07, with attachments, from the General Manager of Public Works regarding Traffic Control - Algonquin II Subdivision.

(This By-law controls traffic with a "Stop" sign at the intersection facing east-bound traffic on Trailview Drive at Mist Hollow Drive)

- 2004-223 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE PURCHASE FROM CATHERINE MCBRIDE OF PARCEL 9351 S.E.S. FOR THE SOUTH END ROCK TUNNEL PROJECT

Planning Committee meeting of 2004-07-13

- 2004-224 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PART OF JESUITES LANE, SUDBURY BEING PARTS 1 AND 2 ON PLAN 53R-13877 TO 1311928 ONTARIO INC.

Planning Committee meeting of 2004-07-13

- 2004-225 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PART OF PARCEL 40319 S.E.S. TO DR. ARDYTH ANN WELLS DENTISTRY PROFESSIONAL CORPORATION

Planning Committee meeting of 2004-07-13

**BY-LAWS (continued)**

- 2004-226A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT WITH 3336263 CANADA LTD. OF PART OF LOT 104, PLAN M-95, CROSS STREET, SUDBURY

Planning Committee meeting of 2004-07-13

- 2004-227 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PART OF PART OF LOT 8, PLAN SR-2968, ROSELAND DRIVE, WAHNAPITAE TO GERALD GAUDETTE AND LINA GENIER

Planning Committee meeting of 2004-07-13

- 2004-228A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE ARTS AND CULTURE GRANTS 2004

Report dated 2004-07-07 from the General Manager of Citizen & Leisure Services regarding Arts and Culture Grants for 2004 was received.

(As part of the 2004 budget deliberations, Council approved funding in the amount of \$224,800 for the Arts and Culture grant Allocations. In 2004, four new groups were added to the Arts and Culture granting program.)

Councillor Callaghan requested that the foregoing By-law be pulled.

With the concurrence of Council, the Chair requested that By-law 2004-228A be dealt with after **Store Closing By-laws** (refer to Page 35).

**1<sup>ST</sup> & 2<sup>ND</sup> Reading**

2004-393 Bradley-Caldarelli: THAT By-law 2004-200F to and including By-law 2004-203, By-law 2004-206P to and including By-law 2004-221A, and, By-law 2004-223 to and including By-law 2004-228A be read a first and second time.

**CARRIED**

**3<sup>RD</sup> Reading**

2004-394 Caldarelli-Bradley: THAT By-law 2004-192 to and including By-law 2004-194, By-law 2004-200F to and including By-law 2004-203, By-law 2004-206P to and including 2004-221A, and, By-law 2004-223 to and including By-law 2004-228A be read a third time and passed.

**CARRIED**

## **ADDENDUM**

### **Addendum Resolution**

The following resolution was presented:

2004-395 Caldarelli-Bradley: THAT the Addendum to the Agenda be dealt with at this time.

**CARRIED**

### **Declarations of Pecuniary Interest**

None declared.

## **BY-LAWS**

2004-229    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO  
AUTHORIZE THE SALE OF PART 4 ON PLAN 53R-14476 TO  
996465 ONTARIO LIMITED O/A DOMINION PARC  
DEVELOPMENTS

Planning Committee meeting of 2004-07-13

### **1<sup>ST</sup> & 2<sup>ND</sup> Reading**

2004-395 Bradley-Caldarelli: THAT By-law 2004-229 be read a first and second time.

**CARRIED**

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

2004-396 Caldarelli-Kett: THAT By-law 2004-229 be read a third time and passed.

**CARRIED**

## **CORRESPONDENCE FOR INFORMATION ONLY**

Refer to Page 37.

## **STORE CLOSING BY-LAWS (continued)**

### **Uniform Store Closing By-law**

The following resolution was presented:

2004-397 Berthiaume-Bradley: THAT the Council of the City of Greater Sudbury agree that a new uniform store closing by-law be passed subject to the "General Closing Hours" provisions of the by-law being established by Council.

### **SIMULTANEOUS WRITTEN RECORDED VOTE:**

#### **YEAS**

Berthiaume  
Bradley  
Callaghan  
Craig  
Dupuis  
Kett  
Rivest  
Thompson

#### **NAYS**

Caldarelli  
Gainer  
Gasparini  
Reynolds  
Mayor Courtemanche

**CARRIED**

2004-195     3     A BY-LAW OF THE CITY OF GREATER SUDBURY TO REPEAL  
CERTAIN STORE CLOSING BY-LAWS OF ITS FORMER  
CONSTITUENT MUNICIPALITIES

Report dated 2004-07-09, with attachments, from the General  
Manager of Corporate Services regarding Store Hours By-law.

(This By-law repeals the five store closing By-laws of the former  
municipalities.)

By-law 2004-195 was not required to be dealt with because of the  
foregoing resolution.

Ad-Hoc Committee -  
Proposed Uniform  
Store Closing By-law  
Recommendation

The following resolution was presented:

Bradley-Kett: THAT store hours be established as follows:

Monday to Friday - 5 a.m. to 9 p.m.

Saturday and Sunday - 5 a.m. to 6 p.m.

With the exception of the month of December when stores will be  
opened from 5 a.m. to 11 p.m. on Fridays and Saturdays (until  
Christmas), with the other days of the week remaining unchanged.

Amendment to  
Resolution

Councillor Thompson requested the following amendment to the  
foregoing motion:

2004-398 Thompson-Bradley: THAT the store hours be established  
as follows:

Monday to Sunday - 5 a.m. to 12 midnight

**SIMULTANEOUS WRITTEN RECORDED VOTE:**

**YEAS**

Caldarelli  
Craig  
Gainer  
Gasparini  
Reynolds  
Thompson  
Mayor Courtemanche

**NAYS**

Berthiaume  
Bradley  
Callaghan  
Dupuis  
Kett  
Rivest

**CARRIED**



Ad-Hoc Committee -  
Proposed Uniform  
Store Closing By-law  
Recommendation  
(continued)

Councillor Rivest requested the following amendment to the foregoing motion:

2004-399 Rivest-Thompson: AND THAT retail hours for Christmas Eve and New Year's Eve be 5 a.m. to 6 p.m.

Amendment to  
Resolution

**CARRIED**

Amendment to  
Resolution

Councillor Kett requested the following amendment to the foregoing motion:

2004-400 Kett-Rivest: THAT the hours for Monday to Sunday be 5 a.m. to 10 p.m.

**CARRIED**

Amendment to  
Resolution

Councillor Dupuis requested the following amendment to the foregoing motion:

2004-401 Dupuis-Craig: THAT the hours be Saturday and Sunday 5 a.m. to 6 p.m.

**CARRIED**

Amendment to  
Resolution

Councillor Kett requested the following amendment to the foregoing motion:

2004-402 Kett-Bradley: THAT for three Saturdays before Christmas, stores be open from 5 a.m. to 10 p.m.

**CARRIED**

Amendment to  
Resolution

Councillor Caldarelli requested the following amendment to the foregoing motion:

2004-403 Caldarelli-Gasparini: THAT stores be open from 5 a.m. to 10 p.m. Monday to Saturday and that they be open 5 a.m. to 6 p.m. Sundays.

**CARRIED**

With the concurrence of Council, Amendment 2004-402 was deemed redundant because of the foregoing amendment.

Ad-Hoc Committee -  
Proposed Uniform  
Store Closing By-law  
Recommendation  
(continued)

Main Motion  
(as amended)

The main motion as amended was then presented:

2004-404 Bradley-Kett: THAT store hours be established as follows:

Monday to Saturday - 5 a.m. to 10 p.m.  
Sunday - 5 a.m. to 6 p.m.

AND THAT retail hours for Christmas Eve and New Year's Eve be  
5 a.m. to 6 p.m.

**SIMULTANEOUS WRITTEN RECORDED VOTE:**

**YEAS**

Caldarelli  
Callaghan  
Craig  
Gainer  
Gasparini  
Reynolds  
Rivest  
Thompson  
Mayor Courtemanche

**NAYS**

Berthiaume  
Bradley  
Dupuis  
Kett

**CARRIED**

2004-204    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO  
REQUIRE THE CLOSING OF CERTAIN RETAIL BUSINESS  
ESTABLISHMENTS

Report dated 2004-07-09, with attachments, from the General  
Manager of Corporate Services regarding Store Hours By-law.

(This By-law repeals the five store closing By-laws of the former  
municipalities and establishes new uniform store closing hours for the  
entire City.)

**1<sup>ST</sup> & 2<sup>ND</sup> Reading**

2004-405 Bradley-Caldarelli: THAT By-law 2004-204 be read a first  
and second time.

**CARRIED**

**3<sup>RD</sup> Reading**

2004-406 Caldarelli-Bradley: THAT By-law 2004-204 be read a third  
time and passed.

**CARRIED**

Days Proclaimed by  
the Mayor

The following resolution was presented:

2004-407 Bradley-Berthiaume: THAT the City of Greater Sudbury pass a by-law requiring stores to be closed on days proclaimed by the Mayor.

**RECORDED VOTE:**

**YEAS**

**NAYS**

Berthiaume  
Bradley  
Caldarelli  
Callaghan  
Craig  
Dupuis  
Gainer  
Gasparini  
Kett  
Reynolds  
Rivest  
Thompson  
Mayor Courtemanche

**CARRIED**

2004-205    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO  
REQUIRE CERTAIN RETAIL BUSINESS ESTABLISHMENTS TO  
BE CLOSED ON CIVIC HOLIDAYS PROCLAIMED BY THE  
MAYOR

Report dated 2004-07-02 from the General Manager of Corporate  
Services regarding Mayor's Proclamation - August Civic Holiday.

(The Municipal Act, 2001 provides that a local municipality may, by  
By-law, require retail business establishments to be closed for any period  
of time proclaimed by the head of Council as a civic holiday. Mayor  
Courtemanche has indicated that he will follow the request of a majority  
of Councillors.)

**1<sup>ST</sup> & 2<sup>ND</sup> Reading**

2004-408 Bradley-Caldarelli: THAT By-law 2004-205 be read a first  
and second time.

**CARRIED**

**3<sup>RD</sup> Reading**

2004-409 Caldarelli-Bradley: THAT By-law 2004-205 be read a third  
time and passed.

**CARRIED**

Civic Holidays

The following resolution was presented:

Bradley-Caldarelli: THAT the Mayor of the City of Greater Sudbury be requested to proclaim August 2, 2004 a Civic Holiday.

Amendment to  
Resolution

Councillor Kett requested the following amendment to the foregoing motion:

2004-410 Kett-Gasparini: THAT the motion be amended as follows:

1. That the words "August 2, 2004" be replaced with the words "the first Monday in August and Boxing Day".
2. That the words "until the end of the term of this Council" be added to the end of the motion.

**CARRIED**

Main Motion  
(as amended)

2004-411 Bradley-Caldarelli: THAT the Mayor of the City of Greater Sudbury be requested to proclaim the first Monday in August and Boxing Day as Civic Holidays, until the end of the term of this Council.

**CARRIED**

Proceed Past  
10:00 p.m.

2004-412 Bradley-Caldarelli: THAT we proceed past the hour of 10:00 p.m.

**CARRIED**

Rules of Procedure

Council agreed to deal with By-Laws at this time.

**BY-LAWS**

2004-194 3<sup>RD</sup> A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE THE NICKEL LAKE SHORE ALLOWANCE

Planning Committee Recommendation 2004-147

Received 1<sup>ST</sup> and 2<sup>ND</sup> reading at the City Council meeting of 2004-06-24.

Motion for Deferral

Councillor Gainer moved that the foregoing by-law be deferred to the 2004-08-10 Council meeting until further information is received from staff regarding public access to the lake front.

**CARRIED**

## **BY-LAWS (continued)**

### **2004-228A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE ARTS AND CULTURE GRANTS 2004**

Report dated 2004-07-07 from the General Manager of Citizen & Leisure Services regarding Arts and Culture Grants for 2004.

(As part of the 2004 budget deliberations, Council approved funding in the amount of \$224,800 for the Arts and Culture grant Allocations. In 2004, four new groups were added to the Arts and Culture granting program.)

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

2004-413 Berthiaume-Bradley: THAT By-law 2004-228A be read a third time and passed.

**CARRIED**

## **MANAGERS' REPORTS**

### **Item R-1 EMS Ambulance Fleet Standardization**

Report dated 2004-07-09, with attachments, from the General Manager of Emergency Services regarding Emergency Medical Services Division Ambulance Fleet Standardization was received.

The following resolution was presented:

2004-414 Caldarelli-Bradley: WHEREAS the City of Greater Sudbury EMS Division has identified the requirement to standardize the ambulance fleet;

AND THAT the City of Greater Sudbury EMS Division has identified the requirement to order Ambulance Units each year to ensure adequate coverage of service;

AND THAT Council authorize the EMS Division to standardize the ambulance fleet purchases with Demers Ambulances of Beloeil, Quebec;

AND THAT Council authorize the purchase of three (3) ambulances and that funding in the approximate amount of \$285,715 plus applicable taxes be approved from the Emergency Services Ambulance Reserve Fund, as approved through the 2004 Capital Budget process.

**CARRIED**

### **Item R-2 Fire Services 2004 Capital Procurement Purchase Plan**

Report dated 2004-07-09 from the General Manager of Emergency Services regarding Fire Services 2004 Capital Procurement Purchase Plan was received.

The following resolution was presented:

2004-415 Bradley-Caldarelli: THAT the 2004 Fire Capital Program initially approved by Finance Committee Resolution 2004-45 be replaced with the following capital program:

Item R-2  
Fire Services 2004  
Capital Procurement  
Purchase Plan  
(continued)

|                                                      |                            |
|------------------------------------------------------|----------------------------|
| Four Hundred (400) sets of Bunker Gear . . . . .     | \$ 650,000                 |
| Three (3) 75-foot Aerial/Squirt Vehicles . . . . .   | 2,100,000                  |
| Three (3) Bush/Off Road Fire Fighting Vehicles . . . | 330,000                    |
| Two (2) Water Rescue Boats with Trailers . . . . .   | 80,000                     |
| One (1) High Capacity Water Tanker . . . . .         | 65,000                     |
| Miscellaneous equipment . . . . .                    | 126,820                    |
| AlerTech funding commitment . . . . .                | <u>53,000</u>              |
| <b>TOTAL CAPITAL PROGRAM . . . . .</b>               | <b><u>\$ 3,404,820</u></b> |

with up-front funding provided as follows:

|                                                                       |                            |
|-----------------------------------------------------------------------|----------------------------|
| Reallocation of 2002 Unexpended Capital . . . . .                     | \$ 138,067                 |
| Reallocation of 2003 Unexpended Capital . . . . .                     | 723,167                    |
| Fire Capital Financing Reserve Fund<br>(at the end of 2003) . . . . . | 113,300                    |
| Equipment Replacement Reserve Fund<br>(at the end of 2003) . . . . .  | 520,760                    |
| 2004 Capital Envelope . . . . .                                       | <u>179,820</u>             |
| <b>Total Up-Front Funding . . . . .</b>                               | <b><u>\$ 1,675,114</u></b> |

THAT the balance of the program, \$1,729,706, be financed through an advance from the Capital Fund, amortized over a five-year period at a rate of 5%, all of which is in compliance with the City's Investment Policy;

AND THAT a portion of future contributions to the equipment replacement reserve fund be committed towards lease repayments, which includes interest of \$ 267,890, as follows:

|                                                                   |                            |
|-------------------------------------------------------------------|----------------------------|
| 2004 Equipment Replacement<br>Reserve Fund contribution . . . . . | \$199,760                  |
| 2005 Equipment Replacement<br>Reserve Fund contribution . . . . . | 399,519                    |
| 2006 Equipment Replacement<br>Reserve Fund contribution . . . . . | 399,519                    |
| 2007 Equipment Replacement<br>Reserve Fund contribution . . . . . | 399,519                    |
| 2008 Equipment Replacement<br>Reserve Fund contribution . . . . . | 399,519                    |
| 2009 Equipment Replacement<br>Reserve Fund contribution . . . . . | <u>199,760</u>             |
| <b>Total Reserve Fund Contributions . . . . .</b>                 | <b><u>\$ 1,997,596</u></b> |
| <b>TOTAL FUNDING . . . . .</b>                                    | <b><u>\$ 3,672,710</u></b> |

**CARRIED**

Rules of Procedure

Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure, to alter the order of the Agenda and deal with **Correspondence for Information Only** at this time.

**CORRESPONDENCE FOR INFORMATION ONLY**

Item C-16  
DLAC Status Report

Report dated 2004-07-07, with attachments, from the General Manager of Economic Development & Planning Services regarding Development Liaison Advisory Committee Status Report to City Council was received for information only.

Item C-17  
Hwy 144, Dowling  
Sidewalks

Report dated 2004-07-06, with attachments, from the General Manager of Public Works regarding Highway Construction along Highway 144, Dowling - Sidewalks was received for information only.

**MANAGERS' REPORTS (continued)**

Item R-3  
David Street WTP  
Expansion

Report dated 2004-07-07, with attachments, from the General Manager of Public Works regarding Status Report - David Street Water Treatment Plant Expansion was received.

The following resolution was presented:

2004-416 Caldarelli-Bradley: THAT the projected unbudgeted costs of the David Street Water Treatment Plan Expansion estimated to be \$1,164,800 be funded from the Capital Financing Reserve Fund - Water.

**CARRIED**

Proceed Past  
11:00 p.m.

2004-417 Caldarelli-Bradley: THAT we proceed past the hour of 11:00 p.m.

**DEFEATED**

Adjournment

In accordance with the Procedural By-law, the meeting automatically adjourned at 11:00 p.m. as unanimous consent of all members present was not received.

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Mayor

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Deputy Clerk

**THE THIRTEENTH MEETING OF THE PLANNING COMMITTEE  
OF THE CITY OF GREATER SUDBURY**

---

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

**Tuesday, July 13<sup>th</sup>, 2004  
Commencement: 8:30 a.m.  
Adjournment: 4:25 p.m.**

**COUNCILLOR REYNOLDS PRESIDING**

Present Councillors Bradley; Caldarelli; Dupuis; Thompson (A: 8:40 a.m.)  
  
Councillor Craig

Staff D. Braney, Property Negotiator/Appraiser; D. Belisle, General Manager of Public Works; R. Swiddle, Director of Legal Services/City Solicitor; Angie Haché, Deputy City Clerk; K. Bowschar-Lische, Planning Committee Secretary

Declarations of Pecuniary Interest None declared.

"In Camera" **Recommendation #2004-150:**  
  
Bradley-Dupuis: That we move "In Camera" to deal with 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 10:00 a.m., the Planning Committee recessed.

Reconvene At 10:15 p.m., the Planning Committee reconvened in the **Council Chambers** for the regular meeting.

**COUNCILLOR RUSS THOMPSON PRESIDING**

Present Councillors Bradley, Caldarelli, Dupuis, Reynolds  
  
Councillors Craig, Gasparini

Staff B. Lautenbach, Director of Planning Services; B. Tanos, Cartographer; G. Clausen, Director of Engineering Services; R. Irwin, Planner;  
D. Braney, Property Negotiator/Appraiser; D. Wuksinic, General Manager of Corporate Services; D. Belisle, General Manager of Public Works; C. Mahaffy, Supervisor of Accounting Services; A. Haché, Deputy City Clerk; K. Bowschar-Lische, Planning Committee Secretary; J. Godfrey, Document Imaging Student

News Media MCTV; Channel 10 News



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

Declarations of  
Pecuniary Interest

None declared

### **Rise and Report**

Councillor Reynolds, reported the Committee met in closed session to deal with property matters and the following resolutions emanated therefrom:

Sale of Vacant Land  
Hwy. 69 N.  
Valley East  
Abutting Val Therese  
Fire Station

The following recommendation was presented:

#### **Recommendation #2004-151:**

Dupuis-Thompson: THAT the City of Greater Sudbury sell to 996465 Ontario Limited O/A Dominion Park Developments, part of Part 4, Plan 53R-14476, being Part of Parcel 6592 for the sum of \$90,000.00.

**CARRIED**

City Purchase of  
37 Walford Road  
Sudbury for the  
South End Rock  
Tunnel Project

The following recommendation was presented:

#### **Recommendation #2004-152:**

Bradley-Dupuis: THAT the City of Greater Sudbury purchase from Catherine McBride the property located at 37 Walford Road under the terms and conditions outlined in the report dated July 7<sup>th</sup>, 2004, and

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

**CARRIED**

Sale of Land  
Jesuites Lane  
Parts 1 & 2  
Plan 53R-13877  
Sudbury

The following recommendation was presented:

#### **Recommendation #2004-153:**

Dupuis-Bradley: THAT part of Jesuites Lane closed by By-Law 89-68, being Parts 1 and 2, Plan 53R-13877, be sold to the abutting land owner, 1311928 Ontario Inc., for the price of \$7,200.00 pursuant to the procedures governing the disposal of limited marketability property set out in the City's Property By-Law;

That the transfer of the said lands be conditional upon:

- a) the City reserving or granting any necessary easements for public utilities or for municipal purposes;

Cont'd. . . . .

**MATTERS ARISING FROM THE "IN CAMERA" SESSION (cont'd)**

Sale of Land  
Jesuites Lane  
Parts 1 & 2  
Plan 53R-13877  
Sudbury (Cont'd)

Recommendation #2004-153 (Cont'd)

- b) the lands being consolidated with any abutting lands owned by the Transferee and the Transferee delivering on closing, a Lot Consolidation agreement in the City's standard form, if appropriate, and bearing the cost of registration of same on title to the lands, in priority to any mortgage or other similar encumbrance;
- c) the Transferee paying on closing, the transfer price for the land;
- d) 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 the required documents to complete the transaction.

That a By-Law be passed to authorize the Property Negotiator/Appraiser and Clerk to sign the required documents to complete the transaction.

**CARRIED**

Sale of Property  
61 First Avenue  
Coniston  
- Coniston Medical  
Centre

The following recommendation was presented:

**Recommendation #2004-154:**

Bradley-Dupuis: THAT the property known as 61 First Avenue, Coniston (Coniston Medical Centre) legally described as Part of Parcel 40319 S.E.S., Part 2, Plan 53R-8591, Lot 3, Conc. 3, Township of Neelon be sold to Dr. Ardyth Ann Wells Dentistry Professional Corporation subject to the terms and conditions outlined in the report dated July 7<sup>th</sup>, 2004; and

THAT Council dispense from Section 13 of By-law 2003-294 governing procedures for the acquisition and sale of land, which requires that fully marketable land be marketed to the general public, and

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

**CARRIED**

## **MATTERS ARISING FROM THE "IN CAMERA" SESSION (cont'd)**

Land Acquisition  
Radisson Park  
Chelmsford

The following recommendation was presented:

### **Recommendation #2004-155:**

Dupuis-Bradley: THAT the City of Greater Sudbury purchase from Northland Engineering (1987) Limited Lot 3, Plan M-956, Part of Block B on Plan M-956 designated as Part 1 on Plan 53R-10627 and Part of Lot 11, Concession 3, designated as Part 2 on Plan 53R-10627 all in the Township of Rayside under the terms and conditions outlined in the report dated July 6<sup>th</sup>, 2004;

THAT the acquisition be funded from the Transition Board Budget; and

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

**CARRIED**

## **PUBLIC HEARINGS**

### **APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO SUBDIVIDE THE PROPERTY INTO 26 LOTS FOR SINGLE RESIDENTIAL USE ABUTTING MERRYGALE DRIVE, SUDBURY - 823616 ONTARIO LIMITED**

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated June 28<sup>th</sup>, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services for a plan of subdivision to permit the creation of 26 lots for single residential use, Merrygale Drive, Sudbury - 823616 Ontario Limited.

Letter of concern dated July 8<sup>th</sup>, 2004 was received from Anne Long, Sudbury in opposition to the above-noted application

Letter dated July 11<sup>th</sup>, 2004, from Desmond Rainsford, Sudbury, in opposition to the above application was distributed to Committee Members at the meeting.

Mr. Rejean Parise, counsel for the applicant, Mr. Cotesta, the principal of the corporation, Mr. Paquette, Geotechnical Engineer and Mr. Laframboise, Surveyor, were present.

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO SUBDIVIDE THE PROPERTY INTO 26 LOTS FOR SINGLE RESIDENTIAL USE ABUTTING MERRYGALE DRIVE, SUDBURY - 823616 ONTARIO LIMITED (cont'd)**

The Director of Development Services outlined the application to the Committee. He advised that the subject property abuts Harbour Park Subdivision and will require sewer, water and road linkages to the Harbour Park lands. In February 2004, City staff met with the applicant to discuss the implications of this proposal within the context of the known "poor soil conditions". It was the conclusive recommendation of City Staff that the design of the subdivision be modified such that all areas where poor soil conditions occur be avoided. Staff explored a subdivision design alternative for the developer's consideration (Sketch 2) and offered to consider any other alternative which would achieve a similar result (avoiding construction in poor soils). The project will have significant construction activity and short term disruptions and/or nuisance will occur. The volume of truck traffic to remove and replace the soils, (hundreds of truck trips) will exceed those disturbances residents would normally anticipate. Planning Services cannot support the application as submitted, however, would support an alternative provided the applicant stays out of the poor soils. Review of the revised plan of subdivision would be required. Because application fees have been paid and staff will entertain an alternative or option, it is being recommended that the fees be waived for the revised application, save and except public notice fees.

Mr. Parise advised that what has to be looked at when dealing with the proposal is the context of the process. He advised that in 1994 a draft plan of subdivision for the subject property was considered by Council which involved the use of Secondary Plan policies which recognized land constraints and integrated greenspace into the development. There has been dialogue between the developer and staff for over a year and in response to the concerns from Planning and Engineering staff the development has been shifted to the north. A public meeting was held last Wednesday with the area residents. Concerns expressed by residents relate to Harbour Park in terms of access to the greenspace area adjacent to Bethel Lake. Charging the soil is not a solution being looked at by the applicant. They are taking a different method and that is to remove the poor soil and replacing it. The option presented by staff avoids development on the poor soil. He believes they have an engineering solution which will resolve the poor soil entirely and referred to a report prepared by Terraprobe. He circulated a subdivision plan to the Committee for their consideration which reduced the number of lots from 26 to 21 and indicated that the proposal has its advantages and contrasts. He pointed out that this subdivision plan is in keeping with the character of the area, creates more greenspace and the buffer to the lake has now moved from adequate to substantial distance. He advised that they have a process to seal the tandem trucks so there will be no leakage during transportation. They plan to create a pit with rocks which the tandem trucks would drive over to remove the clay from the tires minimizing dirt in the area. They have selected a site for the clay being removed from the property that being Good Neighbour Salvage location on Highway 69S.

Recess      At 11:33 a.m., the Planning Committee recessed.

Reconvene      At 11:41 a.m., the Planning Committee reconvened.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO SUBDIVIDE THE PROPERTY INTO 26 LOTS FOR SINGLE RESIDENTIAL USE ABUTTING MERRYGALE DRIVE, SUDBURY - 823616 ONTARIO LIMITED (cont'd)**

Mr. Parise stated that the cost of the lots will be whatever the market can bear at the time. In the City of Greater Sudbury in 2005, the cost will probably range between \$60,000 - \$80,000.00.

Mr. Paquette explained that the clay will not drip water and retains water for a long time. He said that there is always a disruption to the neighbourhood with any new subdivision. They are presently looking for an agreement with Harbour Park regarding the extra buffer zone. Excavation will take approximately 1 ½ to 2 months. No hazardous material will be brought on site. The shortest distance is 160 feet between where they will be working and the water.

Councillor Caldarelli, Ward Councillor, indicated that she was not aware of the public meeting. She questioned how far down they would need to dig before they got to the bedrock and how much it would cost to remove the clay and put in the fill. She also indicated that the Good Neighbour Salvage property at one time had MOE orders to clean up the property and would not like to see the clay placed in contaminated soil.

With respect to how far down they would need to dig before they got to bedrock, Mr. Parise responded that it would be different for every lot and is a significant engineering challenge. To remove the clay and replace it with fill would be hugely expensive and he is not aware of any environmental issues with the Good Neighbour Salvage yard.

Councillor Craig, Ward Councillor indicated that he attended the public meeting held on Wednesday of last week. It is not uncommon for a lot in the Southend to be worth \$80,000 to \$100,000.00 and there are people who are interested in purchasing. The public meeting was very well attended with approximately 15 people in attendance. There were many good questions asked. He advised there no aggressive opposition at the meeting. Since the meeting, he has had one telephone call in opposition to the application. He advised the applicant has made a valiant effort to address the concerns raised in the staff report. He supports the application for 21 lots based on the public meeting and the meeting today.

Vanda Cooper, 106 Merrygale Drive, indicated that she does support development of the Merrygale area and was aware when she purchased her property that future development was planned. She questioned if the soil is bad, why is there discussion about building a subdivision on it? She has concerns regarding the backfill, increased truck traffic, the hours of operation during the removal and hauling of fill and the safety of children in the area. Traffic in the area is heavy between 8:00 - 9:00 a.m. because of Laurentian University and the new medical school so if Ramsey Lake Road is closed then residents would be shut out. She is also concerned regarding access to the marsh and the leisure and recreational area being inadequate. If Council supports Option "B", then the walkway should be discussed.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO SUBDIVIDE THE PROPERTY INTO 26 LOTS FOR SINGLE RESIDENTIAL USE ABUTTING MERRYGALE DRIVE, SUDBURY - 823616 ONTARIO LIMITED (cont'd)**

Mr. Parise advised that their goal is to minimize disruption to area residents. The process to remove and replace the soil will not be done in July or August when children are out of school. It would likely start in September. With respect to the issues around leisure and recreation he advised that he is not able to respond today and may require further discussion at some point. There will be a Lot Grading Agreement entered into to the satisfaction of the City to ensure proper drainage and levelling of land. They would work to develop a walkway. They do not have a final plan and a walkway would be the kind of issue they would address at that time.

Margaret Sun, 709 Bedford Court, indicated that she is not opposed to development and would like to see residential development. She stated that this is a beautiful area and is something Sudbury has that other places do not. She indicated that looking at the City By-law there is a designated flood plain that runs through the subject area. The flood plain serves a function, to filter the water going into Lake Ramsey. She questioned how much work would need to be done to ensure issues don't arise from that. She can see why the City would be concerned about building sewers, streets, etc. in the area. She was not at the public meeting when the modified plan was presented but she still sees a number of lots in the flood area. She is also concerned about potential damage to Bethel Lake.

Rob Poplin, 118 Merrygale Drive, was present in opposition to the application. The plan does not show any access to greenspace. He questioned if there was anyway the amount of traffic to Merrygale Drive could be reduced as there are numerous children in the area.

Joan Rabsky, 696 Bedford Court, advised that there were 10 people in attendance at the public meeting which was mainly for information only and she does not believe they left the meeting particularly happy or agreeable. She referred to Dr. Desmond Rainsford's letter of July 11<sup>th</sup>, 2004 stating that 13 lots are in a designated flood plain...and that the City By-law should be upheld and no lots considered in the flood plain area. She indicated that the soil to be removed from Lot 9 will take longer than the applicant thinks and she believes it would fill one-half of the Council Chambers. The method of sheet piling has never been done in this area and there is no local expertise and no precedence, so there is no guaranty that this will work. There is no guaranty that there will be no environmental damage to Bethel Lake.

Al Rabsky, 696 Bedford Court, a resident since 1965, advised that he used Bethel Lake since the 1940's, which was then pristine. He indicated that Bethel Lake will continue to be a stressed lake if the Committee accepts the initial proposal or the subsequent one. Bethel Lake does feed into Lake Ramsey, which supplies our drinking water. He would support Sketch 2, the City's proposal, wherein no soils are to be removed. He requested that building be prohibited on the lots with poor soil and pointed out are there for a reason – to protect the environment.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO SUBDIVIDE THE PROPERTY INTO 26 LOTS FOR SINGLE RESIDENTIAL USE ABUTTING MERRYGALE DRIVE, SUDBURY - 823616 ONTARIO LIMITED (cont'd)**

Mr. Parise explained that this development is occurring on lots which are in the flood plain. It is occurring on lots beyond that. In terms of comments about the buffer and ecology, there are two experts in attendance and the process of sheet piling they believe is a workable solution.

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

The following recommendation was presented:

**Recommendation #2004-156:**

Bradley-Dupuis: A. That the Application for Draft Plan of Subdivision Approval by 823616 Ontario Limited to permit the creation of 26 lots for single residential use with respect to those lands described as P.I.N. 73592-0137 and Part of P.I.N. 73592-0165, being formerly Part of Parcel 378 S.E.S. in Lot 2, Concession 2, Township of McKim be denied; however, in the alternative,

B. Council does recommend that the Application for Draft Plan of Subdivision Approval by 823616 Ontario Limited with respect to those lands described as P.I.N. 73592-0137 and Part of P.I.N. 73592-0165, being formerly Part of Parcel 378 S.E.S. in Lot 2, Concession 2, Township of McKim be revised such that proposed residential lots and municipal infrastructure are removed from the "Area of Weak Compressible Soft Clay" as illustrated by the Geotechnical Evaluation Proposed Glenby Manor Subdivision - Trow Consulting Engineers Ltd., January 31, 1995, and that such a revised draft plan of subdivision may be submitted for further consideration; and that the applicant upon doing so shall be exempt from further subdivision and/or rezoning application fees save and except any fee which may be required to provide public notice(s).

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Dupuis, Reynolds, Thompson

**CARRIED**

Recess At 1:25 p.m., the Planning Committee recessed.

Reconvene At 1:45 p.m., the Planning Committee reconvened.

**PUBLIC HEARINGS (cont'd)**

**2004 DEVELOPMENT CHARGES BY-LAW - JOHN HUGHES, HEMSON CONSULTING LTD.**

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated July 9<sup>th</sup>, 2004, was received from the General Manager of Corporate Services regarding 2004 Development Charges By-Law.

The Development Charges Background Study was circulated under separate cover.

John Hughes, Hemson Consulting Ltd., gave an electronic presentation on the 2004 Development Charges Study. He indicated that calculation of development charges involves four key steps - growth forecast over the period of the By-law; calculation of growth-related costs; calculation of unrecovered amounts and calculation of per unit charges. It is recommended that when new projects are approved, Council amend the development charges by-law. Other current policies and administrative practices would continue such as annual indexing, exemption of designated Town Centres i.e. downtown developments and credits for demolitions. He advised that projected development charge rates are 14% lower than the current development charge rates.

No objectors were present.

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

The following recommendation was presented:

**Recommendation #2004-157:**

Bradley-Dupuis: WHEREAS the City of Greater Sudbury will continue to experience growth through development and redevelopment; and

WHEREAS development and redevelopment requires the provision of physical services by the City of Greater Sudbury; and

WHEREAS Council desires to ensure that the capital costs of the growth-related demands for, or the burden on municipal services does not place an unfair financial burden on the City or its existing taxpayers while, at the same time, ensuring new taxpayers contribute no more than the net capital costs attributable to providing the current level of municipal services; and

WHEREAS the City of Greater Sudbury has undertaken a Study of, among other matters, services, expected growth, growth related facilities and the costs thereof; and



**PUBLIC HEARINGS (cont'd)**

**2004 DEVELOPMENT CHARGES BY-LAW - JOHN HUGHES, HEMSON CONSULTING LTD.**

**Recommendation #2004-157 (Cont'd):**

WHEREAS the Study was disseminated to the public and a public meeting was held and Council heard comments and representations from the public;

NOW THEREFORE BE IT RESOLVED that the Council of the City of Greater Sudbury hereby determines that no further Public Hearing is required on this matter and that the proposed By-law 2004-200F as circulated be passed to come into effect on July 14, 2004.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Reynolds, Thompson

**CARRIED**

**APPLICATION FOR SUBDIVISION APPROVAL AND REZONING TO SUBDIVIDE 84 LOTS FOR SINGLE RESIDENTIAL USE, SECOND AVENUE SOUTH AND GREENWOOD DRIVE - WESMAK LUMBER CO. INC.**

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated July 6<sup>th</sup>, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding applications for a Plan of Subdivision and rezoning to subdivide the property into 84 lots for single residential use, Second Avenue South and Greenwood Drive - Wesmak Lumber Co. Inc.

Letter of concern dated July 5<sup>th</sup>, 2004 was received from Nicole and Jacques Guy, Sudbury in opposition to the above-noted application.

Letter of concern dated July 5<sup>th</sup>, 2004 was received from Moe and Michelle Parisotto, Sudbury, in opposition to the above-noted application.

Letter of concern dated July 5<sup>th</sup>, 2004, was received from Danielle and Michael Harrington, Sudbury, in opposition to the above-noted application.

Letter of concern dated July 5<sup>th</sup>, 2004, was received from Clermont P. Cyr, Sudbury, in opposition to the above-noted application.

Letter of concern dated July 5<sup>th</sup>, 2004, was received from Wayne Ablitt, Sudbury, in opposition to the above-noted application.

Letter dated July 9<sup>th</sup>, 2004, was received from Nicole Guy, Sudbury, in opposition to the above application was distributed to Committee Members at the meeting.

Petition dated July 9<sup>th</sup>, 2004, was received, for completion of ponds along Second Avenue South in opposition to the above application was distributed to Committee Members at the meeting.

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATION FOR SUBDIVISION APPROVAL AND REZONING TO SUBDIVIDE 84 LOTS FOR SINGLE RESIDENTIAL USE, SECOND AVENUE SOUTH AND GREENWOOD DRIVE - WESMAK LUMBER CO. INC. (cont'd)**

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The Director of Planning Services outlined the applications to the Committee.

Councillor Reynolds, Ward Councillor, asked a question with respect to the sidewalks to be installed. She also indicated that her constituents have expressed concern regarding the sedimentation ponds not being finished, being a bit of an eyesore at this time and asked what the plans were to finish the project.

The Director of Engineering Services explained that the developer could build sidewalks along the frontage of their property. The City would prefer to receive the money, put it in the capital reserve and later use it to link up to sidewalks on Bancroft. Funds required to link up to Bancroft Drive would need to be included in roads capital budget. The sedimentation ponds are now under construction and the area will be landscaped. The ponds are designed to catch sediment before it goes into Lake Ramsey.

Mr. Sig Kirchhefer, Consulting Engineering, was present on behalf of the applicant. He advised that in 1987 an overall plan was submitted for the development of the applicants holdings. A wetland development proposal was submitted to the City and approved by City staff and various agencies. The applicant is now applying for the next phase to be developed. The wetland development fulfills three functions, - it is a recreation area, a fish habitat and treats surface run-off before it discharges to Ramsey Lake. It is the first facility of its kind in Sudbury. The wetland development is almost complete and they have done more than what they were required to do. There are minor type touch-ups and then the wetland will be considered finished. Work is planned to continue later this year and fall and finished next June/July.

Wayne Ablitt, 522 2<sup>nd</sup> Avenue South addressed the Committee indicating that the road he uses to drive home is not safe. There are 30 homes in the neighbourhood and with this development there will be more traffic moving up and down this unsafe road. He would like this development to be approved but also wants Council to do its part. He advised that there is a rock cut where the co-op housing is located. If this road was approved 30 years ago and it met the standards then it should meet today's standards. In conjunction with what the developer is doing, Mr. Ablitt requested the City come forward with some funding for the roadway.

The Director of Engineering Services advised that he could not provide a definite answer at this time regarding whether the road met today's standards. He advised the area has been studied and ranked and there is a report on the matter. He will need to do some research and a report would be presented to the Committee.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR SUBDIVISION APPROVAL AND REZONING TO SUBDIVIDE 84 LOTS FOR SINGLE RESIDENTIAL USE, SECOND AVENUE SOUTH AND GREENWOOD DRIVE - WESMAK LUMBER CO. INC. (cont'd)**

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Steve Gossling, 492 Second Avenue South, has resided in the area for 20 years. He said that the upper portion of the road between Bancroft Drive and the CP rail is not safe and can't wait for another 5 - 10 years to be upgraded. He requested that consideration be given to a three way stop sign at Second Avenue and Greenwood. He suggested blasting the rock where the two co-ops are located in order to improve sight lines north of the railway tracks. He has no problem with the pond system in terms of aesthetics

Bob Sargeant, 1879 Torbay Road, questioned whether the corner of Torbay Road and Second Avenue was not a part of the proposal.

The Director of Planning Services advised that it was not part of the application.

Councillor Gasparini, Ward Councillor, also expressed concern with the construction of sidewalks (200 feet) along the frontage of the developers property only.

Councillor Bradley expressed his concern with safety based on the comments received from the residents of the area. The Committee approved a request by Councillor Bradley that a report be prepared concerning this matter.

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

**Recommendation #2004-158:**

Caldarelli-Bradley: a) That the application to amend By-law 95-500Z by changing the zoning classification of Parcel 6013 S.E.S., Lots 11 & 12, Concession 3, Township of Neelon, from "R1", Single Residential Zone and "FD", Future Development Zone to "R1", Single Residential Zone be approved subject to the following condition:

1. That prior to the passing of an amending by-law, the applicant shall provide the Planning Services Division with a plan of survey, describing the property to be rezoned, with the exception of Blocks 'A' & 'B' which shall remain zoned "FD".

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Reynolds, Thompson

**CARRIED**

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATION FOR SUBDIVISION APPROVAL AND REZONING TO SUBDIVIDE 84 LOTS FOR SINGLE RESIDENTIAL USE, SECOND AVENUE SOUTH AND GREENWOOD DRIVE - WESMAK LUMBER CO. INC. (cont'd)**

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#### **Recommendation #2004-159:**

Reynolds-Caldarelli: b) That the City of Greater Sudbury's delegated official be directed to issue draft approval for the subject subdivision not sooner than 14 days following the date of the public hearing in accordance with Section 51(20) of The Planning Act and subject to the following conditions:

1. That this approval applies to the draft plan of subdivision of Part of Parcel 6013 S.E.S., in Lots 11 and 12, Concession 3, Township of Neelon, as shown on a plan prepared by D.S. Dorland, OLS and dated March 19<sup>th</sup>, 2004.
2. That the standard conditions of draft approval be imposed.
3. Prior to the submission of servicing plans, the applicant/owner shall, to the satisfaction of the General Manager of Public Works, provide a soils report prepared by a geotechnical engineer licensed in the Province of Ontario. Said report shall, at 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, watermains, 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.
4. That the proposed internal subdivision roadways be built to an urban standard, including curbs, gutters, storm sewers and related appurtenances.
5. That Second Avenue north of Greenwood Drive and Greenwood Drive be constructed to urban collector road standards.
6. That the corner radius for all intersecting streets is to be a minimum of 9.0 metres.
7. That the owner provide a detailed lot grading plan for all the proposed lots as part of the submission of servicing plans. Said plan shall be designed by a civil engineer with a valid certificate of authorization in the Province of Ontario. The Plan must show finished grades around homes, side yards, swales and lot corners. The plan must show sufficient grades on boundary properties to mesh the lot grading of the new site to existing properties. Suitable provisions shall be incorporated into the subdivision agreement to ensure that the lot grading is undertaken, all to the satisfaction of the General Manger of Public Works.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR SUBDIVISION APPROVAL AND REZONING TO SUBDIVIDE 84 LOTS  
FOR SINGLE RESIDENTIAL USE, SECOND AVENUE SOUTH AND GREENWOOD DRIVE  
- WESMAK LUMBER CO. INC. (cont'd)**

**Recommendation #2004-159 (cont'd):**

8. That the owner provide underground Cable, Hydro, Telephone and Gas utility services for this subdivision.
9. That access to Torbay Road be prohibited through the placement of a 0.3 metre reserve along the entire Torbay Road frontage.
10. That the owner be required to improve sight lines at the southwest corner of Second Avenue and Torbay Road in order to provide minimum safe stopping sight distance.
11. As a condition of development, the applicant must submit an application to the Nickel District Conservation Authority for the placement of fill material in the floodplain. This must be done prior to the reconstruction of Greenwood Drive. The application must include details of lot grading plans, volumes of fill to be used, a sedimentation control plan, and stabilization methods.
12. That the final plan of subdivision be integrated with the City of Greater Sudbury Control Network. Final plan coordinate listings and an AutoCad simple line file of the resultant parcel fabric (with coordinated points labelled) are to be provided as part of this requirement. Also, the final plan must be provided in AutoCad.dwg format.

CONCURRING MEMBER: Councillor Bradley, Caldarelli, Reynolds, Thompson

**CARRIED**

**APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO PERMIT THE  
DEVELOPMENT OF A 20 LOT SINGLE RESIDENTIAL SUBDIVISION, BANCROFT DRIVE,  
SUDBURY - TIMESTONE CORPORATION**

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated July 6<sup>th</sup>, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding a plan of subdivision to permit the creation of 20 lots for single residential use, Bancroft Drive, Sudbury - Timestone Corporation.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO PERMIT THE DEVELOPMENT OF A 20 LOT SINGLE RESIDENTIAL SUBDIVISION, BANCROFT DRIVE, SUDBURY - TIMESTONE CORPORATION (cont'd)**

Letter of concern dated July 13<sup>th</sup>, 2004 was received from Sheri Gascon, Sudbury in opposition to the above-noted application was distributed to Committee Members at the meeting.

The Director of Planning Services outlined the application to the Committee.

Councillor Reynolds, Ward Councillor, questioned if it was possible to construct a permanent cul-de-sac extending from Birmingham to hook up to Nottingham.

The Director of Planning Services indicated that no through street was possible in the area and that staff's submission was the best route. He advised that there is a family who lives where the street aligns who is opposed to a true cul-de-sac whereas another scenario would be that if there is no alignment than there would be no connection to the north.

The applicant, John Zulich, 922 Roderick Avenue, was present. He advised that the in the original design of the area, a through street was intended but this application lapsed and was re-submitted with a new preferred layout. The best value for the area would be a true cul-de-sac. He requested an amendment to the application to allow a true cul-de-sac to make the area more saleable. The north part of the development will be developed in the future. The subdivision will eventually be linked up to the Kingsway.

The Director of Engineering Services advised that from a traffic engineering perspective, it is recommended that the application be approved as presented. There is a dangerous curb in the area so a true cul-de-sac is not recommended. He said that a street coming out onto the west limit would provide a better entrance from a traffic point of view.

No objectors were present.

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO PERMIT THE DEVELOPMENT OF A 20 LOT SINGLE RESIDENTIAL SUBDIVISION, BANCROFT DRIVE, SUDBURY - TIMESTONE CORPORATION (cont'd)**

The following recommendation was presented:

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

1. That this draft approval applies to the draft plan of subdivision of Part of P.I.N. 73576-0009 being Part 2, Plan SR-1386 save and except Parts 1, 3, 5 & 7, Plan 53R-15744 in Lot 10, Concession 3, Township of Neelon as shown on a plan of subdivision prepared by Terry Del Bosco, O.L.S., dated April 7th, 2004.
2. That the standard conditions of draft approval be imposed.
3. That cash in lieu of the 5% of the lands included in the plan of subdivision be dedicated to the City of Greater Sudbury for municipal parks purposes in accordance with Section 51.1 of the Planning Act.
4. That the registered Plan be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Geographic Information, Surveys and Mapping Section; provision of the final plan coordinate listings and an AutoCAD file of the resultant parcel fabric shall formulate part of this requirement.
5. Prior to the submission of servicing plans, the owner shall, to the satisfaction of the General Manager of Public Works and the Chief Building Official, provide a soils report prepared by a geotechnical engineer licensed in the Province of Ontario, as described in the staff report of July 6th, 2004.
6. The owner shall provide a detailed lot grading plan for all the proposed lots as part of the submission of servicing plans, as described in the staff report of July 6th, 2004, to the satisfaction of the General Manager of Public Works. As part of the lot grading plan and the submission of servicing plans, the owner shall have rear yard slope treatments designed by a geotechnical engineer licensed in the Province of Ontario incorporated into the plans at locations required by the General Manager of Public Works.
7. Prior to the submission of servicing plans, the owner shall have a storm water management report and plan prepared by a consulting engineer with a valid certificate of authorization to the satisfaction of the General Manager of Public Works as described in the staff report of July 6th, 2004.
8. The owner will be required to dedicate rear lot easements to the City of Greater Sudbury for municipal purposes to the satisfaction of the General Manager of Public Works.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO PERMIT THE DEVELOPMENT OF A 20 LOT SINGLE RESIDENTIAL SUBDIVISION, BANCROFT DRIVE, SUDBURY - TIMESTONE CORPORATION (cont'd)**

9. The applicant will be required to enter into a written agreement to satisfy all requirements of the City of Greater Sudbury concerning the provision of roads, walkways, street lighting, sanitary sewers, watermains, storm sewers and surface drainage facilities.
10. A corner radius for all intersecting streets of 9.0 m shall be provided to the satisfaction of the General Manager of Public Works.
11. The temporary cul-de-sac shall be developed with a 17.5 metre radius, with the paved portion having a radius of 13.5 metres, to the satisfaction of the General Manager of Public Works. Further, the owner shall identify portions of Lots 11 and 12 as Blocks of land to be dedicated to the City, and held in trust, to facilitate the establishment of the temporary cul-de-sac to the satisfaction of the General Manager of Public Works and the Director of Legal Services/City Solicitor. Upon the completion of a through street, such lands shall be dedicated back to the adjoining property owner(s).
12. Prior to the signing of the final plan, Condition # 25 applying to the approval of the final plan of subdivision for the Lion's Gate Subdivision (File # 780-6/91001) shall be amended as described in the staff report of June 6th, 2004, to the satisfaction of the General Manager of Public Works and the Director of Planning Services. Prior to said undertaking, the owner shall provide to the Director of Planning Services a written authorization and acknowledgment from the owner(s) of the "Lions Gate Subdivision" which states the required modification to Condition # 25 within the "Lions Gate Subdivision" is considered to be appropriate.
13. The owner shall provide a 0.3 metre reserve along Lots 4 and 6 for the purpose of prohibiting access to Bancroft Drive, and to restrict access onto the minor roadway, to the satisfaction of the General Manager of Public Works.
14. The proposed street shall be constructed as a collector road to the satisfaction of the General Manager of Public Works.
15. Prior to the registration of the final plan the Director of Planning Services and the Director of Legal Services/City Solicitor shall be satisfied that Consent Applications B0098/2003, B0099/2003, B0044/2004 & B0045/2004 have been completed.
16. If final approval is not granted within three years of the date of draft approval, the draft approval shall lapse in accordance with Section 51 (32) of the Planning Act, unless an extension is granted by Council pursuant to Section 51 (33) of the Planning Act.



**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO PERMIT THE  
DEVELOPMENT OF A 20 LOT SINGLE RESIDENTIAL SUBDIVISION, BANCROFT DRIVE,  
SUDBURY - TIMESTONE CORPORATION (cont'd)**

17. Draft approval does not guarantee an allocation of water or sanitary sewer capacity. Prior to the signing of the final plan, the Planning Services Division is to be advised by the General Manager of Public Works that sufficient water and sanitary sewer capacity exists to service the development.

The following amendment to the recommendation was presented:

**Recommendation #2004-160:**

Reynolds-Caldarelli: That the following conditions be added:

18. That the plan described in tem 1 of this conditional draft plan of subdivision approval be revised to provide a full cul-de-sac design with abutting residential lots to the satisfaction of the General Manager of Public Works and the Director of Planning Services.
19. That Conditions #11 and #14 be deleted.

CONCURRING MEMBERS: Councillors Caldarelli, Reynolds, Thompson

NON-CONCURRING MEMBERS: Councillors Bradley

**CARRIED**

The main motion as amended was presented:

**Recommendation #2004-161:**

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

1. That this draft approval applies to the draft plan of subdivision of Part of P.I.N. 73576-0009 being Part 2, Plan SR-1386 save and except Parts 1, 3, 5 & 7, Plan 53R-15744 in Lot 10, Concession 3, Township of Neelon as shown on a plan of subdivision prepared by Terry Del Bosco, O.L.S., dated April 7th, 2004.
2. That the standard conditions of draft approval be imposed.
3. That cash in lieu of the 5% of the lands included in the plan of subdivision be dedicated to the City of Greater Sudbury for municipal parks purposes in accordance with Section 51.1 of the Planning Act.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO PERMIT THE  
DEVELOPMENT OF A 20 LOT SINGLE RESIDENTIAL SUBDIVISION, BANCROFT DRIVE,  
SUDBURY - TIMESTONE CORPORATION (cont'd)**

**Recommendation #2004-161 (cont'd):**

4. That the registered Plan be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Geographic Information, Surveys and Mapping Section; provision of the final plan coordinate listings and an AutoCAD file of the resultant parcel fabric shall formulate part of this requirement.
5. Prior to the submission of servicing plans, the owner shall, to the satisfaction of the General Manager of Public Works and the Chief Building Official, provide a soils report prepared by a geotechnical engineer licensed in the Province of Ontario, as described in the staff report of July 6th, 2004.
6. The owner shall provide a detailed lot grading plan for all the proposed lots as part of the submission of servicing plans, as described in the staff report of July 6th, 2004, to the satisfaction of the General Manager of Public Works. As part of the lot grading plan and the submission of servicing plans, the owner shall have rear yard slope treatments designed by a geotechnical engineer licensed in the Province of Ontario incorporated into the plans at locations required by the General Manager of Public Works.
7. Prior to the submission of servicing plans, the owner shall have a storm water management report and plan prepared by a consulting engineer with a valid certificate of authorization to the satisfaction of the General Manager of Public Works as described in the staff report of July 6th, 2004.
8. The owner will be required to dedicate rear lot easements to the City of Greater Sudbury for municipal purposes to the satisfaction of the General Manager of Public Works.
9. The applicant will be required to enter into a written agreement to satisfy all requirements of the City of Greater Sudbury concerning the provision of roads, walkways, street lighting, sanitary sewers, watermains, storm sewers and surface drainage facilities.
10. A corner radius for all intersecting streets of 9.0 m shall be provided to the satisfaction of the General Manager of Public Works.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR DRAFT PLAN OF SUBDIVISION APPROVAL TO PERMIT THE  
DEVELOPMENT OF A 20 LOT SINGLE RESIDENTIAL SUBDIVISION, BANCROFT DRIVE,  
SUDBURY - TIMESTONE CORPORATION (cont'd)**

**Recommendation #2004-161 (cont'd):**

12. Prior to the signing of the final plan, Condition # 25 applying to the approval of the final plan of subdivision for the Lion's Gate Subdivision (File # 780-6/91001) shall be amended as described in the staff report of June 6th, 2004, to the satisfaction of the General Manager of Public Works and the Director of Planning Services. Prior to said undertaking, the owner shall provide to the Director of Planning Services a written authorization and acknowledgment from the owner(s) of the "Lions Gate Subdivision" which states the required modification to Condition # 25 within the "Lions Gate Subdivision" is considered to be appropriate.
13. The owner shall provide a 0.3 metre reserve along Lots 4 and 6 for the purpose of prohibiting access to Bancroft Drive, and to restrict access onto the minor roadway, to the satisfaction of the General Manager of Public Works.
15. Prior to the registration of the final plan the Director of Planning Services and the Director of Legal Services/City Solicitor shall be satisfied that Consent Applications B0098/2003, B0099/2003, B0044/2004 & B0045/2004 have been completed.
16. If final approval is not granted within three years of the date of draft approval, the draft approval shall lapse in accordance with Section 51 (32) of the Planning Act, unless an extension is granted by Council pursuant to Section 51 (33) of the Planning Act.
17. Draft approval does not guarantee an allocation of water or sanitary sewer capacity. Prior to the signing of the final plan, the Planning Services Division is to be advised by the General Manager of Public Works that sufficient water and sanitary sewer capacity exists to service the development.
18. That the plan described in Item 1 of this conditional draft plan of subdivision approval be revised to provide a full cul-de-sac design with abutting residential lots to the satisfaction of the General Manager of Public Works and the Direction of Planning Services.

CONCURRING MEMBERS: Councillors Caldarelli, Reynolds, Thompson

NON-CONCURRING MEMBERS: Councillors Bradley

**CARRIED**

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR REZONING TO PERMIT MODIFIED "C2", GENERAL COMMERCIAL  
ZONE SIGN PROVISIONS, 1329 REGENT STREET, SUDBURY - SHELL CANADA  
PRODUCTS**

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**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated June 30<sup>th</sup>, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding a rezoning application to permit modified "C2", General Commercial zone sign provisions, 1329 Regent Street, Sudbury - Shell Canada Products.

The Director of Planning Services outlined the application to the Committee.

Gordon Goodwin, Engineer with Shell Canada Products, was present as agent for the applicant. He advised that he was satisfied with staff's recommendation.

No objectors were present.

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

The following recommendation was presented:

**Recommendation #2004-162:**

Reynolds-Caldarelli: That the application by Shell Canada Products to amend By-law 95-500Z with respect to Parcel 24919 S.E.S., Lot 7, Concession 1, Township of McKim, by changing the zoning classification from "C1-1", Local Commercial Zone-Special to a revised "C1-Special" be approved subject to the following:

- a) The only permitted use shall be a convenience store and an automobile service station, and this use shall not be interpreted to permit the sale of vehicles or the parking and/or storage of trucks.
- b) That the sign requirements of the "C2" zone shall apply;
- c) That the business identification ground sign on the subject property not exceed 20.96 square metres in total sign area.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Reynolds, Thompson

**CARRIED**

Recess At 3:53 p.m., the Planning Committee recessed.

Reconvene At 4:00 p.m., the Planning Committee reconvened.

**PUBLIC HEARINGS (cont'd)**

**APPLICATIONS FOR OFFICIAL PLAN AMENDMENT AND REZONING TO PERMIT THE  
CREATION OF THREE (3) 0.9 HA. SINGLE RESIDENTIAL LOTS ON O'NEIL DRIVE WEST,  
GARSON - CEDAR GREEN ENTERPRISES LTD.**

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated July 5<sup>th</sup>, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding applications for Official Plan Amendment and rezoning to permit the creation of three 0.9 ha single residential lots, O'Neil Drive West, Garson - Cedar Green Enterprises Ltd.

Letter dated July 13<sup>th</sup>, 2004, from Councillor Ted Callaghan, Ward 4, in favour of the above application was distributed to Committee Members at the meeting.

The Director of Planning Services outlined the application to the Committee. He advised the Committee that since the date of the report, staff discovered that there is sufficient fire flow.

Councillor Thompson questioned why the staff report stated that there was only 57.33 litres per second of fire flow and hopes that the new calculation is sufficient.

The Director of Engineering Services advised that notes will be made to the file to indicate that there is 75 litres per second of fire flow for the 3 lots contrary to staff's report and if the water line was extended, it would be sufficient.

Dave Dorland, agent for the applicant, was present. He indicated that he is satisfied with staff's recommendations. There will only be 3 lots over a large frontage and people are anxious to have this development proceed.

No objectors were present.

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

The following recommendations were presented:

**Recommendation #2004-163:**

Dupuis-Caldarelli: A. That the application by Cedar Green Enterprises Ltd. to amend the Secondary Plan for the Nickel Centre Settlements on site specific basis, by changing the land use designation from "Greenbelt to "Residential - Estate" to the permit the creation of three (3) rural estate residential lots adjacent to an existing public road with respect to those lands described as being Part of Parcel 39056 S.E.S. in Lot 9, Concession 1, Township of Garson be recommended for approval subject to the following conditions:

**PUBLIC HEARINGS (cont'd)**

**APPLICATIONS FOR OFFICIAL PLAN AMENDMENT AND REZONING TO PERMIT THE  
CREATION OF THREE (3) 0.9 HA. SINGLE RESIDENTIAL LOTS ON O'NEIL DRIVE WEST,  
GARSON - CEDAR GREEN ENTERPRISES LTD. (cont'd)**

1. To enable preparation of an amending by-law to adopt the proposed official plan amendment, the owner shall provide the Development Services Section with a registered plan of survey which describes the lands which are to be the subject of the proposed amendment.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Reynolds, Thompson

**CARRIED**

**Recommendation #2004-164:**

Caldarelli-Dupuis: B. That the application by Cedar Green Enterprises Ltd. to amend By-law 83-304 being the Comprehensive Zoning By-law for the (former) Town of Nickel Centre from "OR", Outdoor Recreation to "R1.D0.9", Single Residential in order to permit the creation of three (3) residential lots with respect to those lands described as being Part of Parcel 39056 S.E.S. in Lot 9, Concession 1, Township of Garson be recommended for approval.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Reynolds, Thompson

**CARRIED**

**Recommendation #2004-165:**

Caldarelli-Dupuis: C. That the creation of three residential lots with respect to those lands generally described as being Part of Parcel 39056 S.E.S. in Lot 9, Concession 1, Township of Garson, and as shown on the "Sketch of Proposed Estate Lot Development" dated January 26th, 2004 be permitted to proceed by way of the consent process; and further,

That Lot 3 of the proposed development be exempt from the municipal water servicing policy which would require that a lot within 152.5 m of an existing service point be connected to the municipal water system.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Dupuis, Reynolds, Thompson

**CARRIED**

**PART I - CONSENT AGENDA**

The following recommendation was presented to adopt Items C-1 to C-10 contained in Part 1 of the Consent Agenda:

**Recommendation #2004-166:**

Dupuis-Bradley: That Items C-1 to C-10 contained in Part 1, Consent Agenda, be adopted.

**CARRIED**

## **MINUTES**

Item C-1  
Development  
Liaison Advisory  
Committee Minutes  
June 24<sup>th</sup>, 2004

### **Recommendation #2004-167:**

Dupuis-Bradley: That the Development Liaison Advisory Committee Minutes of June 24<sup>th</sup>, 2004, be adopted.

**CARRIED**

## **ROUTINE MANAGEMENT REPORTS**

Item C-2  
Request to Remove  
"H" Holding Symbol  
M.R.#80  
Val Therese  
Cerilli Group Inc.

Report dated June 28<sup>th</sup>, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding Notice of Council's Intention to Pass an Amending By-law to remove the "H" Holding Symbol, such that the development may proceed pursuant to the requirements of the "C2" General Commercial zone, Cerilli Group Inc., Municipal Road #80, Val Therese.

### **Recommendation #2004-168:**

Bradley-Dupuis: That the request by Cerilli Group Inc. to remove the "H", Holding Symbol pertaining to By-law 83-300 being the Comprehensive Zoning By-law for the (former) City of Valley East with respect to the "HC2", Holding General Commercial zone in order to permit development of the subject lands described as Parts 6 & 7, Plan 53R-6669 in Lot 4, Concession 3, Township of Hanmer be approved.

**CARRIED**

Item C-3  
Request to Remove  
an "H" Holding  
Symbol, South Bay  
Road, Sudbury  
Tim & Laurie A. Smith

Report dated July 6<sup>th</sup>, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding Notice of Council's Intention to Pass an Amending By-law to remove the "H" Holding Symbol, such that the development may proceed pursuant to the requirements of the "PS-4", Private Open Space Zone - Special, which would permit the construction of a single detached dwelling, Tim and Laurie A. Smith, west side of South Bay Road.

### **Recommendation #2004-169:**

Bradley-Dupuis: That the request by Tim and Laurie Smith to amend By-law 95-500Z being the Zoning By-law for the former City of Sudbury by removing the "H", Holding Symbol with respect to the "H19PS-4", Holding Private Open Space Special zoning that applies to Parts 1 and 2, Plan 53R-9528, Lot 1, Concession 1, McKim Township in order to permit the development of the subject property for a single dwelling be approved.

**CARRIED**

## **ROUTINE MANAGEMENT REPORTS (cont'd)**

Item C-4  
1969 Old Burwash  
Road, Granting  
Approval to  
Expropriate

Report dated June 29<sup>th</sup>, 2004, was received from the General Manager, Corporate Services regarding 1969 Old Burwash Road, Granting Approval to Expropriate.

### **Recommendation #2004-170:**

Bradley-Thompson: Whereas it is necessary for the municipality to expropriate the lands municipally known as 1969 Old Burwash Road, for municipal purposes; and

Whereas the approving authority has not received written notification, for a hearing, in accordance with the Expropriations Act; therefore be it resolved

That the Council of the City of Greater Sudbury, as the "Approving Authority" under the Expropriation Act, R.S.O. 1990, c. E.26, grant approval for the expropriation, by the City of Greater Sudbury of certain lands municipally known as 1969 Old Burwash Road, for the South End Rock Tunnel Project; and

That staff be authorized to proceed with the expropriations and also continue to negotiate property owner; and

That the Property Negotiator/Appraiser be authorized to execute all the required documents.

**CARRIED**

Item C-5  
Declaration of  
Surplus Land  
Lot 17, Plan M-1249  
Attlee Avenue  
Sudbury

Report dated July 7<sup>th</sup>, 2004, was received from the General Manager, Corporate Services regarding Declaration of Surplus Land, Lot 17, Plan M-1249, Attlee Avenue, Sudbury.

### **Recommendation #2004-171:**

Bradley-Thompson: That the property legally described as Lot 17, Plan M-1249 be declared surplus to the City's needs and be offered for sale to the general public pursuant to the procedures governing the disposal of full marketability property as set out in By-Law 2003-294;

That any agreement of purchase and sale for the said lands be conditional upon:

- (a) the City reserving an easement for municipal purposes at the expense of the Vendor;
- (b) 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;
- (c) the property being sold "as is";
- (d) approval of the sale by Council;



## **ROUTINE MANAGEMENT REPORTS (cont'd)**

Item C-5

Declaration of  
Surplus Land  
Lot 17, Plan M-1249  
Attlee Avenue  
Sudbury

### **Recommendation #2004-171 (cont'd):**

- (e) the Vendor, at its cost, providing a reference plan of survey to establish a legal description for the easement;
- (f) the Purchaser employing an architect or civil engineer to design a house for the lot and to complete a detailed lot grading plan. The Purchaser shall also retain a geotechnical engineer to approve the stability of slopes and any retaining walls that will be part of an engineered lot grading plan. Said plans shall be to the satisfaction of the General Manager of Public Works.

**CARRIED**

Item C-6

Declaration of  
Surplus Land  
Roseland Drive,  
Wahnapitae

Report dated July 7<sup>th</sup>, 2004, was received from the General Manager, Corporate Services regarding declaration of surplus land, Roseland Drive, Wahnapitae.

### **Recommendation #2004-172:**

Thompson-Bradley: That the property owned by the City of Greater Sudbury, and legally described as Part of Lot 8, Plan SR-2968, measuring 2820 square feet in size be declared surplus to the City's needs and offered for sale to Gerald Gaudette and Lina Genier, the owners of Lot 9, Plan SR-2968, for the price of \$1,500.00 pursuant to the procedure, governing the disposal of limited marketability property set out in City's Property By-law;

That the transfer of the said lands be conditional upon:

- (a) the lands being consolidated with any abutting lands owned by the Transferee and the Transferee delivering on closing, a Lot Consolidation agreement in the City's standard form, if appropriate, and bearing the cost of registration of same on title to the lands, in priority to any mortgage or other similar encumbrance;
- (b) the Transferee paying on closing, the transfer price for the land;
- (c) 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;
- (d) the Transferee at its cost, providing a reference plan of survey to establish a legal description for the property, and securing the approval of the City to such plan prior to depositing same at its expense;

That the Property Negotiator / Appraiser and Clerk be authorized to execute the required documents to complete the transaction.

## **ROUTINE MANAGEMENT REPORTS (cont'd)**

Item C-6  
Declaration of  
Surplus Land  
Roseland Drive  
Wahnapiatae (cont'd)

### **Recommendation #2004-172 (cont'd):**

That a By-Law be passed to authorize the Property Negotiator / Appraiser and Clerk to sign the required documents to complete the transaction.

**CARRIED**

Item C-7  
Declaration of  
Surplus Land, Lease  
of Part of Lot 104,  
Plan M-95, Cross  
Street, Sudbury

Report dated July 7, 2004, was received from the General Manager, Corporate Services regarding declaration of surplus land, lease of Part of Lot 104, Plan M-95, Cross Street, Sudbury.

### **Recommendation #2004-173:**

Thompson-Bradley: THAT the property owned by the City of Greater Sudbury, legally described as Part of Lot 104, Plan M-95, be declared surplus to the City's needs and leased to 3336263 Canada Ltd., at a rental rate of \$2,000 per year and the rental rate shall be adjusted annually to reflect the annual increase in the Consumer Price Index and that the lease be subject to the following terms:

- (a) that the lands be leased for a period of 30 years and provide for 2 ten-year extensions to the term;
- (b) that the lands be leased for parking purposes and that the parking lot be constructed to the satisfaction of the General Manager of Public Works and the Director of Planning Services;
- (c) that a By-Law be passed to authorize the Property Negotiator / Appraiser to sign a Lease Agreement with 3336263 Canada Ltd., permitting the construction and maintenance of a parking lot on part of Lot 104, Plan M-95.

**CARRIED**

Item C-8  
Extension to Draft  
Approval - Dalron  
Construction Ltd.  
Part of Registered  
Plans M-1044 &  
M-1045, Lots 2 & 3,  
Conc. 6, Twp. McKim  
Royal Oaks  
Subdivision

Report dated July 5<sup>th</sup>, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding extension to draft approval - Dalron Construction Ltd. - Part of Registered Plans M-1044 & M-1045, Lots 2 & 3, Concession 6, Township of McKim - Royal Oaks Subdivision

### **Recommendation #2004-174:**

Bradley-Thompson: That upon payment of Council's extension fee of \$1,666.66 prior to the August 20, 2004 lapsing date, the conditions of draft approval for the plan of subdivision of Part of Registered Plans M-1044 & M-1045 in Lots 2 & 3, Concession 6, Township of McKim, File #RP780-6/89023 be amended as follows:

- a) By deleting conditions #9, 10, 11, 14, 15 & 16.

## **ROUTINE MANAGEMENT REPORTS (cont'd)**

Item C-8

Extension to Draft  
Approval - Dalron  
Construction Ltd.  
Part of Registered  
Plans M-1044 &  
M-1045, Lots 2 & 3  
Conc. 6,  
Twp. of McKim  
Royal Oaks  
Subdivision (Cont'd)

### **Recommendation #2004-174 (cont'd):**

- b) By deleting condition #22 and replacing it with the following:
- "22. That this draft approval shall lapse on February 24, 2006."
- c) By adding the following conditions:
- "24. The owner shall provide a 150 mm diameter watermain connected to the Montrose Booster Pump to provide adequate water pressure to Lots 167 to 170 inclusive and Lots 250 to 255 inclusive."
- "25. The owner agrees to provide Lot 255 to the City for the construction of a future upgraded Water Booster Station by the City. The owner shall install supply and outlet piping for said station to the satisfaction of the General Manager of Public Works."
- "26. The owner agrees to direct all future sanitary sewage for the subdivision to the existing Nickeldale Trunk Sanitary Sewer."
- "27. Prior to the submission of servicing plans, the applicant/owner shall, to the satisfaction of the General Manager of Public Works, provide a soils 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."
- "28. Prior to the submission of servicing plans, the applicant/owner shall have a stormwater management report and plan prepared by a consulting engineer with a valid certificate of authorization. Said report shall establish the drainage area upstream of this proposed subdivision and how stormwater will be managed both upstream and within the subdivision development in order to limit the impact of stormwater both within the subdivision and on downstream receiving storm sewers, drainage channels and creeks. The report shall deal with sediment control and the control of both the 1:5 and regional storm events. The Regional storm flow path is to be set out on the plan. The report and plan shall be to the satisfaction of the General Manager of Public Works. The owner shall be responsible for the design and construction of any required stormwater management facility as part of the servicing plans for the subdivision and the owner shall dedicate the lands for the stormwater management facility as a condition of this development."

## **ROUTINE MANAGEMENT REPORTS (cont'd)**

Item C-9  
Extension to Draft  
Approval - Draft Plan  
of Subdivision  
Perfect Choice  
Developments Inc.  
Twp. of Blezard  
Confederation  
Subdivision

Report dated July 5<sup>th</sup>, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding extension to draft approval - draft plan of subdivision - Perfect Choice Developments Inc. - Parcels 33648, 31091, 31092 & 49635, Part of Lot 8, Concession 6, Township of Blezard - Confederation Subdivision.

### **Recommendation #2004-175:**

Bradley-Thompson: That upon payment of Council's processing fee of \$833.33 prior to the lapsing date of August 26, 2004, the conditions of draft approval for the draft plan of subdivision of Parcels 33648, 31901, 31902 and 49635, Part of Lot 8, Concession 6, Township of Blezard, File #780-7/95001 shall be amended as follows:

- a) By deleting condition #10 and replacing it with the following:  
  
"10. That this draft approval shall lapse on April 26, 2005."
- b) By deleting conditions #13 & 14.
- c) That the following conditions be added:  
  
"26. Prior to the submission of servicing plans, the applicant/owner shall, to the satisfaction of the General Manager of Public Works, provide a soils 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."  
  
"27. Prior to the submission of servicing plans, the applicant/owner shall have a stormwater management report and plan prepared by a consulting engineer with a valid certificate of authorization. Said report shall establish the drainage areas draining to and within this proposed subdivision and how stormwater will be managed within the subdivision development in order to limit the impact of stormwater both within the subdivision and on the Whitson River. The report shall deal with sediment control and the control of both the 1:5 and regional storm events. The Regional storm flow path is to be set out on the plan. The report and plan shall be to the satisfaction of the General Manager of Public Works. The owner shall be responsible for the design and construction of any required stormwater management facility as part of the servicing plans for the subdivision and the owner shall dedicate the lands for the stormwater management facility as a condition of this development."

## **CORRESPONDENCE FOR INFORMATION ONLY**

Item C-10                      Report dated July 6<sup>th</sup>, 2004, was received for information from the  
Temporary Extension      Director of Planning Services and the General Manager, Economic  
Council's Conditions      Development and Planning Services regarding Temporary Extension,  
for Approval              Council's Conditions for Approval Recommendations #2003-200 and  
OP Amendment            2003-201, Official Plan Amendment and Rezoning, Richard D. Toulouse,  
& Rezoning                Falconbridge Road, Garson.  
Falconbridge Road,  
Garson

## **REFERRED AND DEFERRED MATTERS**

Item R-1                      Report dated June 9<sup>th</sup>, 2004, was received for direction only from the  
Issues Follow-up          Director of Planning Services and the General Manager, Economic  
Raised at the Special      Development and Planning Services regarding issues follow-up raised at  
Planning Meeting of      the Special Planning Meeting of May 11<sup>th</sup>, 2004.  
May 11, 2004

The Committee agreed by a show of hands that Planning Committee Meetings starting in September would start at 5:30 p.m.

The Committee agreed to defer the remaining items regarding this matter to their next regular meeting in August.

### **Other Matters**

The Committee discussed the next meeting of the Planning Committee to be held on August 10<sup>th</sup>. They noted that Committee Members would be in meetings for the entire day with Planning Committee meeting being held during the day followed by the City Council meeting.

The Committee agreed to leave the meeting schedule at it was and hold both meetings on one day.

### **Adjournment**

#### **Recommendation #2004-176:**

Bradley-Thompson: That we do now adjourn.  
Time: 4:25 p.m.

**CARRIED**

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DEPUTY CITY CLERK

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COUNCILLOR RUSS THOMPSON PRESIDING

**THE FOURTEENTH MEETING OF THE FINANCE COMMITTEE  
OF THE CITY OF GREATER SUDBURY**

**Council Chamber  
Tom Davies Square**

**Tuesday, July 13, 2004  
Commencement: 4:40 p.m.**

Chair

**COUNCILLOR ELDON GAINER, IN THE CHAIR**

Present

Councillors Berthiaume; Bradley; Caldarelli; Callaghan; Craig; Dupuis; Gasparini; Kett; Reynolds; Rivest; Thompson; Mayor Courtemanche

City Officials

M. Mieto, Chief Administrative Officer; D. Belisle, General Manager of Public Works; C. Matheson, General Manager of Health & Social Services; B. Lautenbach, Acting General Manager of Economic Development & Planning Services; A. Stephen, General Manager of Emergency Services; D. Wuksinic, General Manager of Corporate Services; C. Mahaffy, Manager of Financial Planning & Policy; P. Demers, Community Relations and Policy Advisor; A. Haché, Deputy Clerk; J. Godfrey, Document Imaging Student; CJ Caporale, Council Secretary

News Media

MCTV

Declarations of  
Pecuniary Interest

None declared.

**PRESENTATIONS/DELEGATIONS**

**Item 2  
Adoption of Multi-Year  
Budgeting**

Report dated 2004-07-02 from the General Manager of Corporate Services regarding Adoption of Multi-Year Budgeting was received.

Mr. Doug Wuksinic, General Manager of Corporate Services gave an electronic presentation entitled *Finance Forecasts - 2005-2007, and Draft 2005 Budget Process*. The presentation outlined the following:

- ▶ financial forecasts for 2005 to 2007
- ▶ 2005 multi-year budget process
- ▶ update on the City's performance measure initiative

The following recommendation was presented:

2004-59 Dupuis-Craig: WHEREAS the Mission of the Council of the City of Greater Sudbury is to provide excellent access to quality municipal services and leadership in the social, environmental and economic development in the City of Greater Sudbury;

Item 2  
Adoption of Multi-Year  
Budgeting  
(continued)

AND WHEREAS focusing on providing excellent value to Citizens and exceptional customer service, while striving for cost-effective, efficient, open, accountable and accessible local government, are the priorities of this Council;

AND WHEREAS it is necessary to put in place sound financial planning in order to maintain the public's trust and confidence in its ongoing financial stewardship of the public purse through long-term financial forecasting and budgeting;

AND WHEREAS Council as part of its financial stewardship recognizes the need to balance municipal services and the ability to pay taking into account inflationary pressures and the fact that 60-70% of a municipal budget is outside of its direct control;

AND WHEREAS the current traditional budget model does little to facilitate long-term financial planning and impedes effective expenditure management in that financial resources are made on a piecemeal basis while the implications of past and present decisions beyond the next year are neglected;

AND WHEREAS Council is committed to developing more effective ways of preparing and presenting the City's Budget;

AND WHEREAS multi-year budgeting offers the following potential benefits over the traditional practice of annual budgeting:

- decreased staff time;
- enhanced long-range planning;
- improved program evaluation; and,
- facilitates the integration of financial and strategic planning with a more strategic approach to resource allocation;

THEREFORE BE IT RESOLVED THAT Council adopts for the 2005-2006 budget years the multi-year budgeting approach outlined in the Report from the General Manager of Corporate Services dated June 18th, 2004;

AND THAT Council directs staff to prepare a 2005 - 2006 Multi-Year Budget, using all of the tools at their disposal; e.g. efficiencies, new or enhanced revenues, service reviews, new ways of doing business, assessment growth, etc. to present an Operating Budget not to exceed the rate of inflation;

AND THAT Council directs staff to prepare a Capital Budget inclusive of inflation and the new Capital Levy.

**CARRIED**

**CORRESPONDENCE - INFORMATION ONLY**

Item 3  
May 2004 Current  
Budget Variance  
Report

Report dated 2004-07-09, with attachments, from the General Manager of Corporate Services regarding May 2004 Current Budget Variance Report was received for information only.

Adjournment

2004-60 Craig-Dupuis: That this meeting does now adjourn. Time: 5:25 p.m.

**CARRIED**

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Councillor Eldon Gainer, Chair

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Deputy Clerk



**THE SECOND MEETING OF THE AD HOC COMMITTEE  
- COUNCIL AUDITOR OF THE CITY OF GREATER SUDBURY**

Tom Davies Square  
Committee Room C-11

Wednesday, July 14, 2004  
Commencement: 3:10 p.m.  
Adjournment: 5:25 p.m.

**COUNCILLOR CLAUDE BERTHIAUME, PRESIDING**

|                                           |                                                                                                                                                                                                                                                  |
|-------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <u>Present</u>                            | Councillors Caldarelli; Callaghan; Kett; Reynolds; Rivest                                                                                                                                                                                        |
| <u>Staff</u>                              | M. Mieto, Chief Administrative Office; D. Wuksinic, General Manager of Corporate Services; D. Bergeron, Co-ordinator of Internal Audit and Performance Management; A. Haché, Deputy City Clerk, K. Bowschar-Lische, Planning Committee Secretary |
| <u>Others</u>                             | B. Clement; T. Newburn; J. Blanco                                                                                                                                                                                                                |
| <u>Declarations of Pecuniary Interest</u> | None declared.                                                                                                                                                                                                                                   |

**DELEGATIONS**

|                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|-------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <u>Input from Invited Guests Regarding Terms of Reference Council Auditor</u> | Councillor Berthiaume indicated that the Committee at their last meeting had agreed to invite guests to provide input with respect to the Terms of Reference for the Council Auditor.                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <u>Introduction of Invited Guests</u>                                         | <p>The following guests were introduced:</p> <p>Mr. Bill Clement, Inco Retiree of 12 years<br/>Mr. Tom Newburn, CA, Inco Retiree since 1997, prior to working for Inco he was a Senior Internal Auditor<br/>Mr. Jose Blanco, Inco Retiree for 10 years</p>                                                                                                                                                                                                                                                                                                                                                                    |
| <u>Members of the Committee</u>                                               | Each Member of the Committee outlined issues/problems including:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| <u>Issues and Concerns</u>                                                    | <ul style="list-style-type: none"><li>- budget is growing and compounding -- it will be up by 18% in 3 years</li><li>- make City run better and more efficiently -- currently the number of City staff is greater than before amalgamation</li><li>- 12 part-time Councillors is an inherent weakness when there were 47 Councillors prior to amalgamation</li><li>- Mayor has 4 full-time employees and Councillors only have one administrative assistant.</li><li>- employees can't question how things are done (this is the way things have been done, continue to be done -- sometimes there are better ways)</li></ul> |

Cont'd. . . .

Members of the  
Committee  
Issues/Concerns  
(Cont'd)

- in many areas, scope of individual jobs can be broaden to reduce number of employees
- City is not like Inco Ltd., we need to provide services
- need to show public we are delivering services in a cost effective manner.
- seems to be a lack of skills as City hires a considerable amount of consultants, which Council would like to minimize
- departments should be interconnected - seem to be very protective and do not work well together
- budget process very frustrating, can't go through what went through last year, options were horrible and Council was required to go through large volumes of paper - very busy work to keep them distracted from the real issues – hoped Council would be like a Board of Directors but it is not
- need objective thinking to flatten the organization - do more with what we have
- look at operations and efficiencies and how to streamline the organization - must be a better way
- the subject is to save dollars in order that they can be spent on worthwhile items - roads, infrastructure

## DELEGATIONS

### Bill Clement

Bill Clement circulated the following correspondence to Members of the Committee at the meeting: (COPY ATTACHED)

- Presentation by Greater Sudbury Municipal Water to the Ad Hoc Audit Committee (Proposal for Organizational Improvement)
- Recommended Procedure
- Example of Organizational Restructuring

He indicated that this Committee has a great opportunity to overcome most of the problems outlined by Committee Members and made suggestions that might be helpful. He thinks there are ways of finding considerable amounts of dollars in the organization. He also believes this same process will lead to improved services and great reductions in costs.

Benefits of reorganization include:

- savings of \$10 to \$20 millions per year
- Mayor, Council and taxpayers will be better served by a more efficient and responsive civil service
- more prompt service/less red tape/fewer impediments for those being served
- enhanced economic growth

## DELEGATIONS (Cont'd)

Bill Clement  
Cont'd

He indicated that initiation for the process for change must come from the Mayor and Council. He provided examples of other cities which have simplified their organizations. He outlined items to consider in order to improve the structure such as consolidation of like or similar functions; separating operation functions from support groups such as technical/clerical/accounting/personnel; reducing the number of departments; removing assistant levels; recognizing geographic and organization needs for better communication and flow of material/manpower/machine; keeping the number of levels to a minimum and avoiding small specialist groups. Other cost saving initiatives include planned and scheduled maintenance, Continuous Improvement Program, elimination of buddy or team system, elimination of all but two or three assigned automobiles (pay mileage for legitimate job-related use of personal autos) and purge departments of low utilization equipment.

He outlined the proposed organizational structure for the City of Greater Sudbury and the Greater Sudbury Utilities.

He indicated to begin the process the Committee must prepare a Request for Expressions of Interest to review the existing overall structure of both organizations to develop a new, more efficient structure designed to reduce costs and improve service delivery. He outlined the process for the Request for Expressions of Interest.

Jose Blanco

Mr. Blanco indicated that what Mr. Clement is proposing is achievable. He pointed out that what Mr. Clement did not mention was that he was the person in charge of a reorganization at Inco and had to make it happen and was successful.

Referring to the comment made regarding Councillors having no support staff, he questioned what is it that Councillors require to persuade the system that you be given the resources needed. He referred to the comment that Council should operate like a Board of Directors and pointed out that Council does have that authority but does not use it. Council can fire all of management or demand that they do certain things and not do others. Managers are doing what you ask them to do.

With respect to Mr. Clement's comments on consolidating departments (functions) that are similar, he suggested Council getting professional help. He indicated that Council should obtain help to define what they want and why they want it and then talk to someone from the outside. Someone should be brought in to help employees get to next level of performance. Employees have to be involved in the process as assistance with this matter can only come from people who work within the organization and know the work. You need to have one person, someone who is highly qualified, who is interested in getting the whole thing to work (implementation) – this should be someone internal. If you restructure, combine various groups, so you have employees from various departments working under one department.

Tom Newburn

Mr. Newburn concurred with comments made by Mr. Blanco and Mr. Clement. He indicated that Mr. Clement has put together things that Council needs to do. You need an organizational structure – that is definitely the starting. Things are not going well and need to be changed. He noted that Members of Council are terribly stressed - particularly with the budget process and the amount of hours they are required to work.

Councillor Berthiaume thanked the guests for attending today's meeting and for their input.

Councillor Kett suggested that the guests be asked to come back through the process and provide their knowledge and expertise.

### **CORRESPONDENCE FOR INFORMATION ONLY**

Item 1                      Report dated June 17<sup>th</sup>, 2004, was received for information from the  
Info. Publication        General Manager, Corporate Services attaching a photocopy of  
National Association    *"So... You think You Might Be Interested In Hiring a Performance*  
of Local Government   *Auditor, A Few Government Auditors Things to Consider",* National  
Auditors (USA)        Association of Local Government Auditors (U.S.A.)

"In Camera"

#### **Recommendation #2004-04:**

Reynolds-Caldarelli: 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**

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

Rise and Report

The Committee moved In-Camera at 4:35 p.m.

At 5:25 p.m., Councillor Berthiaume, reported the Committee met in closed session to deal with personnel matters and no resolutions emanated therefrom.

Adjournment

2004-05 Callaghan-Kett: THAT we do now adjourn.  
TIME: 5:25 p.m.

**CARRIED**

---

PLANNING COMMITTEE SECRETARY

---

COUNCILLOR CLAUDE BERTHIAUME, CHAIR

A presentation by the Greater Sudbury Municipal Watch  
to the Ad Hoc Audit Committee of the City of Greater Sudbury  
June 23, 2004

Notes re Meeting Between Mark Mieto and Bill Clement

At Mark Mieto's invitation, Bill Clement met with him on April 27, 2004, to elaborate on comments Mr. Clement made after an earlier meeting concerning potential efficiency gain opportunities to be found in the City Organization Charts.

For the meeting with Mr. Mieto, Mr. Clement prepared the attached four-page document entitled PROPOSAL FOR ORGANIZATIONAL IMPROVEMENTS.

Mark was also provided with a two-page EXAMPLE OF ORGANIZATIONAL RESTRUCTURING, a copy of which is appended and which was also discussed briefly. Left with him, as well, were copies of the organizational structures of the cities of Windsor, Barrie and North Bay.

**RESULTS**

Our group of Greater Sudbury citizens believes that Mr. Mieto gained some valuable insights from Mr. Clement's meeting which we hope he will use advantageously. We very much appreciate Mr. Mieto's advice that we continue to work with our City Councillors, our very intention in arranging this meeting with you today.

Our hopes for major change, shared by many other citizens, will be heavily dependent on a suitable internal audit of organizational efficiency and responsible follow-up.

## PROPOSAL FOR ORGANIZATIONAL IMPROVEMENT CITY OF GREATER SUDBURY

### SOME BENEFITS OF REORGANIZATION

- 1) Savings of \$10 to \$20 millions per year can be applied to services and infrastructural renewal etc.
- 2) Mayor, Council, Taxpayers will be better served by a more efficient and responsive civil service. Higher satisfaction level.
- 3) More prompt service/less red tape/fewer impediments for those being served.
- 4) Enhanced economic growth.

### INITIATION OF MAJOR CHANGE

Initiation for the extent of change proposed must come from the Mayor and Council.

It is with reasonable conviction that the Mayor and Council will be able to effectively achieve major organizational change relatively quickly, successfully and with large savings, provided proper guidance and care can be employed.

### RATE OF CHANGE IN ORGANIZATION

Not enough time is available to properly discuss this at this meeting. Professional help is vital. The following briefly summarizes options.

#### Opportunities and Dangers in Reorganizing Options

- |                                                        |                                                                           |
|--------------------------------------------------------|---------------------------------------------------------------------------|
| 1/ Quickly and without professional, external guidance | -> Chaos and much dissatisfaction.                                        |
| 2/ Quickly <u>with</u> proper external guidance        | -> Optimum results, highest payback in short and long term (See Note (1)) |
| 3/ Slowly without proper external guidance             | -> Slowest and gross underachievement in both short and long term.        |

4/ Slowly with proper external guidance

→ slow return, expensive guidance, very significant danger of underachieving in long term  
(See Note 2)

Note (1) Easiest to make change when there is a crisis and something must be done (i.e. Now) Also most effectively reduces employee anxiety and improves morale.

Note (2) By taking years to accomplish major change, early changes will ease the crisis and will make completing the change almost impossible. (Loss of motivation)

## OTHER CITIES

Some other cities have simplified their organizations. e.g.

City of Barrie – three reporting to CAO

City of North Bay – four reporting to CAO

City of Windsor (pop. 203,000) – four reporting to City Manager vs. eleven under previous organization

## BROADENING JOBS

Just as it is widely understood that simplifying the trades (fewer trades - but broader scope for each remaining trade and fewer trade levels)

- enriches the job classification and rate of pay for incumbent
- provides for greater flexibility for employer
- fewer people to do same work
- work accomplished more quickly with less down time
- clients are happier
- more job satisfaction

----- it should also be understood that the same principles apply up through the organization – not just the trades or just the blue collar unionized work force nor just the white collar unionized work force, but also for non-union and for management people.

Note the reduced number of jobs at the level below CAO in the above cities.  
Lower costs.

Broadening jobs also assists in reducing the number of job levels – top to bottom in the organization.

## THINGS TO LOOK FOR TO IMPROVE STRUCTURE

- 1) Consolidation of like or similar functions into larger groupings
  - More efficiency for normal and fluctuating load
  - Lower manpower
  - Less equipment, space requirement
- 2) Separate operational functions from support groups such as technical/ clerical/ accounting/personnel
  - flatter organization
  - better efficiency
  - better control
  - lower manpower
- 3) Reduce number of departments
  - Reduces number of high-paying jobs and associated assistants, secretaries and office space
  - reduces number of conflicts/promotes smoother and more efficient operation
  - reduces capital requirements for equipment, machinery, computers, etc. reduces areas of duplication
- 4) Remove assistant levels and greatly reduce one person over one person situations
  - many of benefits for (3) above
- 5) Recognize geographic and organization needs for better communication and flow of material/manpower/machinery etc.
- 6) Keep the number of levels to a minimum.
  - closer coupling top to bottom
  - fewer chances for things to go wrong
  - better understanding of goals/instructions/successes and failures etc.
  - pushes responsibility and authority down
- 7) Avoid small specialist groups (too many bosses, too little work, lack of flexibility and often promotability)
  - Small specialist groups waste time, money and manpower

NOTE: Improved communications and morale result from all of the foregoing.



## SOME OTHER COST SAVING INITIATIVES

- 1/ Planned and Scheduled Maintenance – also involves some restructuring. Professional help required to properly implement. Work measurement is an important factor.
- 2/ Continuous improvement Program. This is an ongoing requirement, but it does not normally ever achieve major overall restructuring. The latter normally occurs as a result of crisis such as our current and projected financial situation and the widespread knowledge that there is, indeed, a crisis.
- 3/ Elimination of the Buddy or Team system, except for specifically planned situations.
- 4/ Eliminate all but two or three assigned automobiles. Pay mileage for legitimate job-related use of personal autos.
- 5/ Purge departments of low utilization equipment (semi-retired). Rent as required.

## CONCEPTUAL ORGANIZATION – See Charts

Six senior positions vs nine in current organization. (At level reporting to CAOs)  
(33% reduction)

As the organization is developed below this level many other positions will disappear  
(20%?)

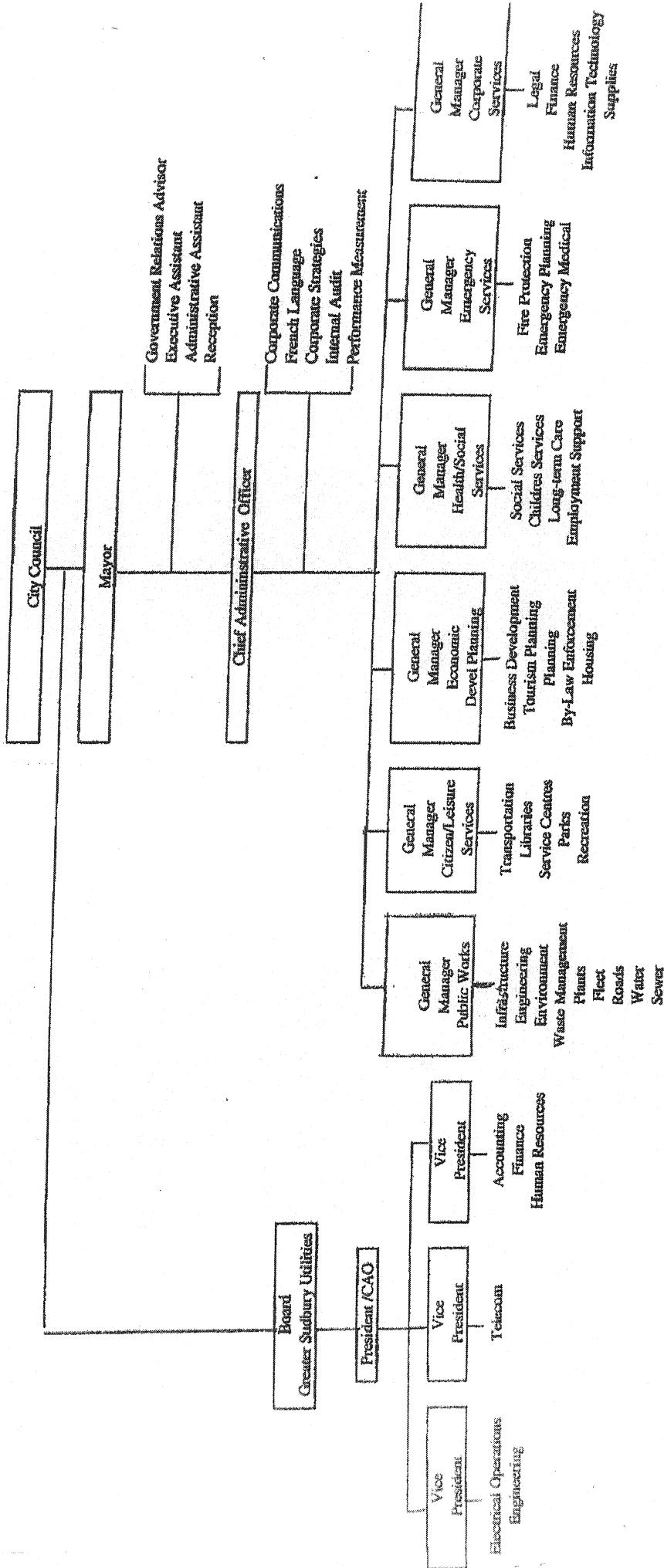
Utility Physical Services are grouped together in the GSU for best utilization of employees, equipment and machinery (less of each). The "arm's length" relationship to Mayor and Council provides a useful buffer, allowing the GSU and Council to each get on with their business more efficiently.

Accounting, Finance, Engineering and Human Resources are consolidated into the appropriate areas in the City thereby using expertise most efficiently, resulting in reduced number of employees and broader employee experience

This organization sets the stage for many of the opportunities listed under "Things to look for" .... etc. on Page 3.

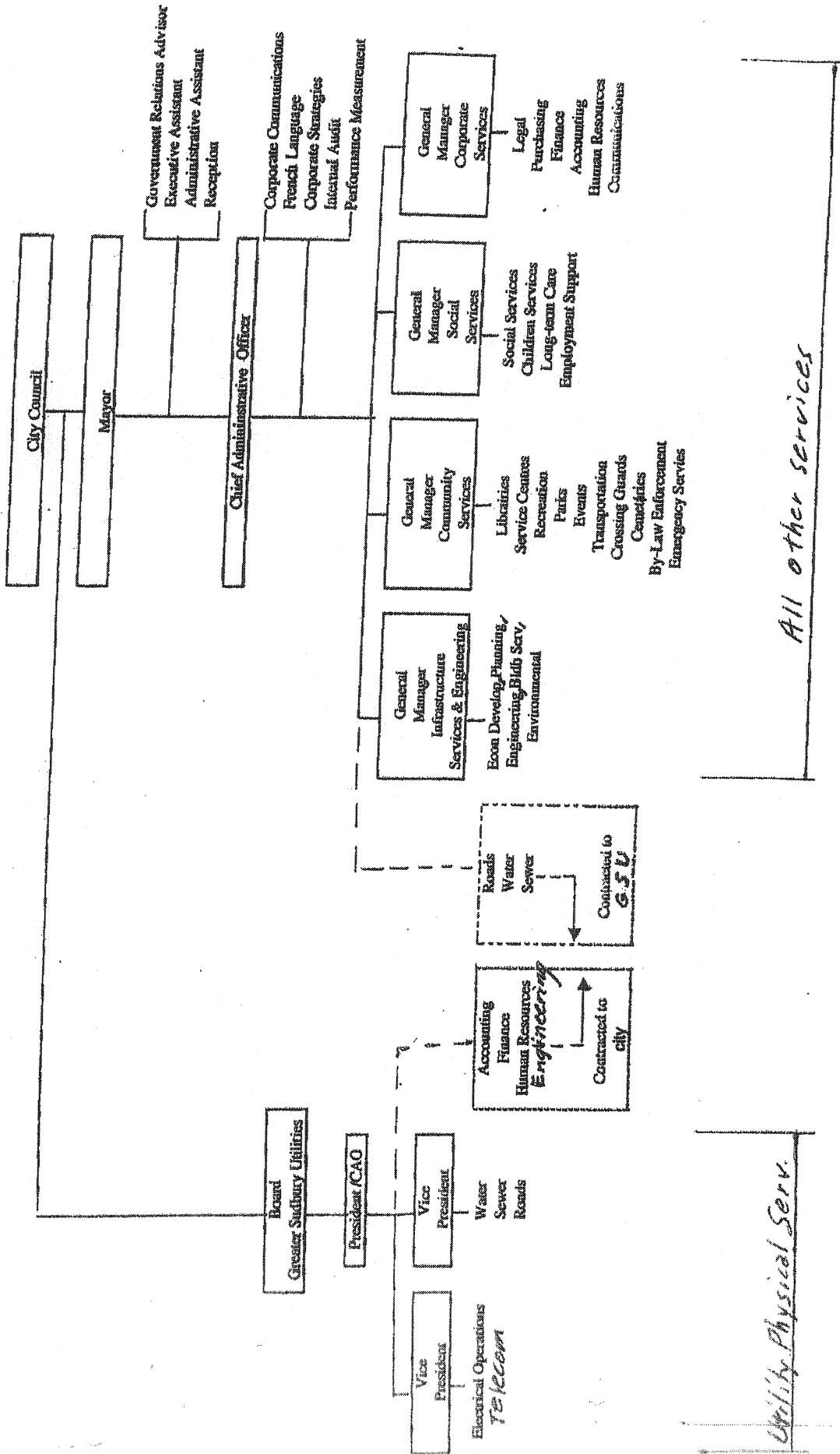
# City of Greater Sudbury

Now



# City of Greater Sudbury

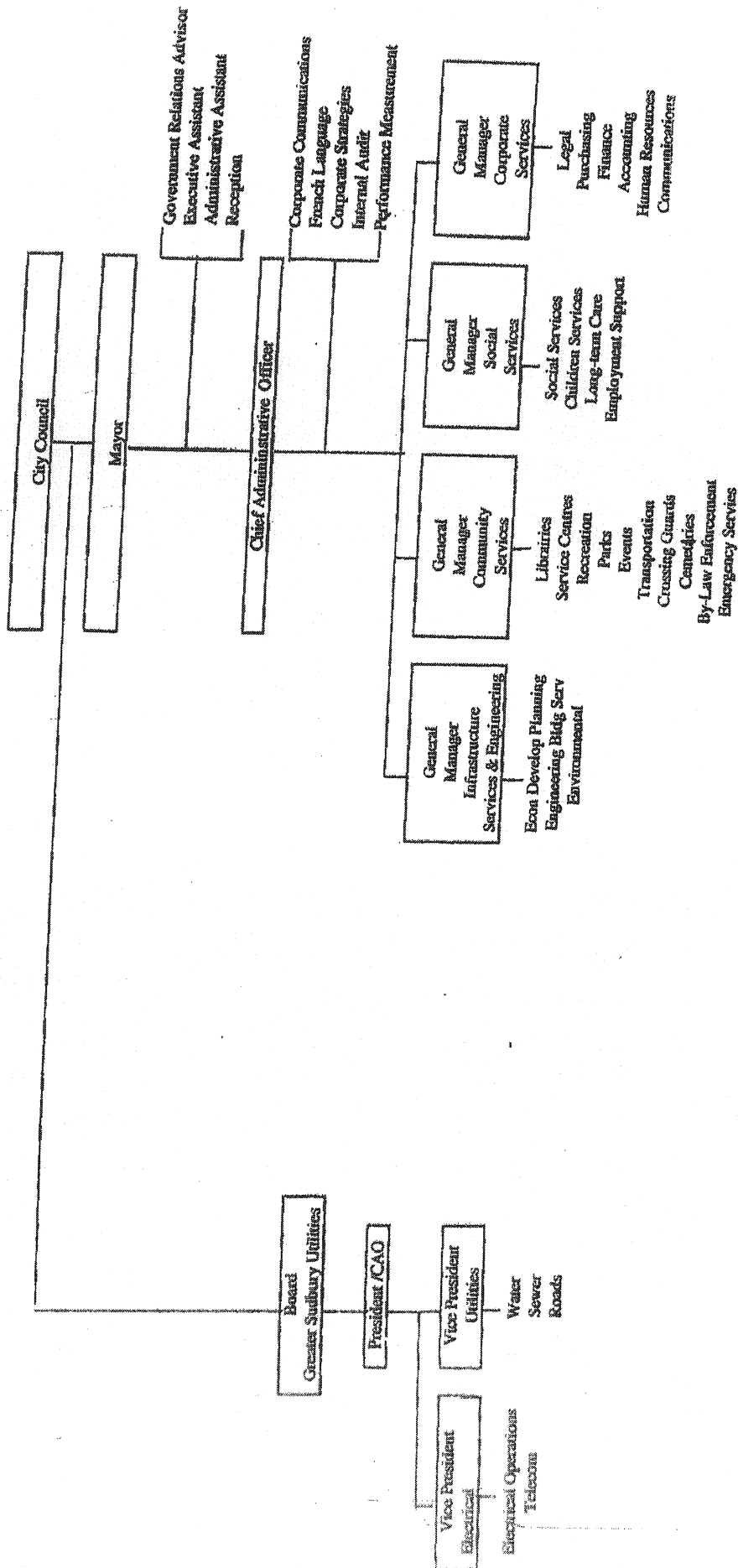
## Conceptual Organization



Proposed

# City of Greater Sudbury

## Conceptual Organization



Result

MEETING WITH AD HOC COMMITTEE  
re "COUNCIL AUDITOR"

July 14/0

Quote "And whereas economy & efficiency audits and performance audits of local government can enhance municipal government accountability by independently reviewing and reporting on programs, functions, activities and organizations - - - - -"

Best Results By far, the best results will be obtained by retaining a very specific type of auditor, one who is specifically trained and experienced in designing the structures of efficient organizations.

The auditor should be a cross between a conventional auditor and an industrial engineer.

The greatest savings and performance gains (better delivery of services) will flow from a major reorganization starting at the top.

Recommended procedure for Ad Hoc Committee

1/ Prepare Request for Expressions of Interest (RFEI)

Subject - Review of Existing Overall Structure of City of Greater Sudbury and Greater Sudbury Utilities

Purpose - Development of a new, more efficient structure designed to reduce costs and to improve service delivery

Responders to this RFEI will be reviewed to develop a shortlist. Those shortlisted will receive a Request for Proposals (RFP) for a new organization and methodology of achieving the goal with the co-operation of the City & Utility employees and unions.

The successful auditor/consultant will report to City Council and be responsible to Council for successful implementation of the proposal. The auditor/consultant will work through a Council appointed "implementation officer".

Based on savings obtained, the auditor/consultant may propose a bonus schedule for exceeding proposal objectives and an accompanying penalty schedule for underachievement.

[Not to be included in the RFEI, but highly recommended would be a bonus incentive program for the "implementation officer" and the CAO & the President of GSV.]

Organization charts (including no. of employees) of the GSV & City will be supplied to those interested in submitting an RFEI. To demonstrate the potential scope of the study example organization charts could be made available.

The expressions of interest should include examples of similar work accomplished etc.

2/ Overall schedule would include date for advertising and deadline for submission of RFEI.

Also included would be dates for advertising RFP and closing.

Note - those sent an RFP will be provided additional information including site visits and interviews with selected employees. The RFP will also itemize more specific guidelines for the Proposals.

3/ All through this process and especially after award of the contract, intense care must be exercised to develop "employee ownership" of the new organization.

## Example of Organizational Restructuring

- merging two departments (Electrical and Mechanical)
- implementing planned and scheduled maintenance
- introduction of certain cultural changes

### Achievements

#### A – Primarily related to merging into one Maintenance Department

- One department head instead of two and reduction of 1 secretary and 1 clerk.
- Elimination of Assistant Department Head level (3 positions).
- Significant reduction in number of General Foremen and Foremen (e.g. each foreman now supervised both Electrical and Mechanical trades).
- Separated support staff (e.g. Planners, Schedulers, Clerks, etc.) from workforce line organization.
  - permitted 1. a flatter organization; fewer levels; more direct communication and control; better defined responsibility and authority. 2. a reduction in the workforce due to broader responsibilities and more efficient utilization of personnel.
- Transferred four engineers and draftsmen to Engineering Department – broader experience and better utilization.
- Transferred another group (not strictly maintenance) to a more appropriate department allowing Maintenance Department to better focus its attention.

#### B – Primarily related to implementing a more formal Planned and Scheduled maintenance system and the associated cultural changes.

- Operator/"Owner" responsible for initiating maintenance (identification of need, initiating work order, establishing priority and equipment availability for maintenance) and for controlling maintenance costs.
- Permitted a large reduction in trades workforce by
  - better employee utilization
  - elimination of "buddy system"
  - better preventive maintenance
  - reduced time required to complete jobs
  - deletion of work requests that could not be economically justified
  - virtually eliminating shift overage (evenings, overnights and weekends) by mechanics and electricians.
- Reduced warehouse inventory (both official and unofficial)  
Improved inventory control including reduced stock-outs.

### Results

- More reliable production
- Maintenance costs reduced approximately 20%
- Labour savings and material savings approximately equal
- Better employee satisfaction at all levels

# Note

- Foregoing examples reduced one level from organization
- Other levels were eliminated from the Maintenance Department a few years later when trades were combined, Leader and 2<sup>nd</sup> Class levels were virtually eliminated and Helper designation was totally eliminated. This had to be negotiated with the union. Almost all tradesmen were upgraded in job evaluation and pay rate. The return for the Company was in flexibility, capability and reduced workforce.



**THE THIRD MEETING OF THE AD-HOC COMMITTEE  
COUNCIL AUDITOR OF THE CITY OF GREATER SUDBURY**

**Committee Room C-13A  
Tom Davies Square**

**Wednesday, August 4, 2004  
Commencement: 2:30 p.m.  
Adjournment: 2:55 p.m.**

Chair

**COUNCILLOR CLAUDE BERTHIAUME, PRESIDING**

Present

Councillors Caldarelli; Reynolds; Rivest

Councillor Craig

Staff

M. Mieto, Chief Administrative Officer; CJ Caporale, Council Secretary

Declarations of  
Pecuniary Interest

None declared.

**DISCUSSION ITEMS**

Item 1  
Ad-Hoc Committee  
Council Auditor  
Minutes 2004-07-14

The minutes of the 2004-07-14 meeting of the Ad-Hoc Committee Council Auditor were tabled.

Item 2 & Item 3  
Committee's Mandate  
& Independent Auditor

A discussion regarding the Committee's mandate ensued. It was agreed that the Committee hire an Independent Auditor, who would look at efficiencies and deficiencies within the City of Greater Sudbury, and report his/her findings to Council.

Item 4  
Terms of Reference

The Committee agreed that the Terms of Reference would be as follows:

1. Follow sound procurement practices;
2. Acquire the appropriate type, quality and amount of resources at an appropriate cost;
3. Properly protect and maintain its resources;
4. Avoid duplication of effort by employees and work that serves little or no purpose;
5. Avoid idleness and overstaffing;
6. Use efficient operating procedures;
7. Use the optimum amount of resources (staff, equipment and facilities) in producing or delivering the appropriate quantity of goods or services in a timely manner;
8. Comply with requirements of laws and regulations that could significantly affect the acquisition, protection and use of the entity's resources;
9. Use an adequate management control system for measuring, reporting and monitoring a specific program's economy and efficiency;

Item 4  
Terms of Reference  
(continued)

10. Report measures of economy and efficiency that are valid and feasible.
11. Assess whether the objectives of a new, or ongoing program are proper, suitable, or relevant;
12. Determine the extent to which a program achieves a desired level of program results;
13. Assess the effectiveness of the program and/or individual program components;
14. Identify factors inhibiting satisfactory performance;
15. Determine whether management had considered alternatives for carrying out the program that might yield desired results more effectively or at a lower cost;
16. Determine whether the program complements, duplicates, overlaps or conflicts with other related programs;
17. Identify ways of making programs work better;
18. Assess compliance with laws and regulations applicable to the program;
19. Assess the adequacy of the management control system for measuring, reporting and monitoring a program's effectiveness; and
20. Determine whether management has reported measures of program effectiveness that are valid and reliable.

Request for  
Expressions of  
Interest

The Committee directed that the City Clerk and Supplies & Services prepare a Request for Expressions of Interest, in order to hire an Independent Auditor, which would go to Council for approval.

Adjournment

2004-06 Reynolds-Caldarelli: That this meeting does now adjourn.  
Time: 2:55 p.m.

**CARRIED**

---

Councillor Claude Berthiaume, Chair

---

Council Secretary

**THE SECOND MEETING OF THE BUSINESS LICENSING COMMITTEE  
OF THE CITY OF GREATER SUDBURY**

Committee Room C-11  
Tom Davies Square

Wednesday, July 14<sup>th</sup>, 2004  
Commencement: 5:45 p.m.  
Adjournment: 6:45 p.m.

**COUNCILLOR LYNNE REYNOLDS, IN THE CHAIR**

|                                             |                                                                                                                                                                                                              |
|---------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <u>Staff</u>                                | V. Serafini, By-law Technician; R. Clouthier, Manager/North Citizen Service Centre; D. Nicholson, Sudbury Chamber of Commerce; A. Haché, Deputy City Clerk; K. Bowschar-Lische, Planning Committee Secretary |
| <u>Others</u>                               | Constable Marc Brunette; Constable Dan Despatie, Greater Sudbury Police Service                                                                                                                              |
| <u>Declarations of Conflict of Interest</u> | None declared.                                                                                                                                                                                               |

**DELEGATION**

|                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|----------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <u>Demonstration of Internet Based Computer Registration &amp; Reporting System for Pawnbrokers Business Watch International</u> | <p>Constable Brunette indicated that the Business Licensing Committee at their March 9, 2004 meeting requested a demonstration of the internet based computer registration and reporting system for pawnbrokers offered by Business Watch International (BWI). He introduced Bud Jensen, Vice-President Sales and Marketing, Eastern Region, Business Watch International.</p> <p>Mr. Jensen, a retired Sergeant, Toronto Police Force indicated that the BWI automated reporting system was developed at the request of the police and has been enhanced through every step of development with direct input from police officers from Canada and the United States. The data contained on BWI Police database is the sole property of the police and the police control how it is used. The program is accessible by accredited police departments and only police data is stored on the system. Currently there are 2,300 officers from 140 jurisdictions accessing the BWI real-time online database. The two main advantages of their system are its cross-jurisdictional abilities and receiving weekly property record downloads from CPIC (Canadian Police Information Centre). BWI system is available to the police at no cost. The store collects a modest fee from the customer to pay for the costs of the system and is billed on a monthly basis by BWI. High speed internet was required to operate the system, however, software was released in July which eliminates that need. He provided an electronic demonstration of their system which includes the ability to capture customer photos and fingerprints as well as photos of the property being sold.</p> |
|----------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

Demonstration of  
Internet Based  
Computer  
Registration &  
Reporting System  
for Pawnbrokers  
Business Watch  
International (cont'd)

Constable Brunette and Constable Despatie pointed out that the current system is very archaic and reporting of pawned property is done by paper which is often not illegible or incomplete. The current by-law expires at the end of this year and they hope that the new by-law will require the mandatory use of the electronic reporting system. The electronic reporting system provides live time reporting by pawnshops and secondhand stores and live time monitoring for compliance by the Police Service. They stated that Greater Sudbury would be the first municipality in Northern Ontario to obtain the Business Watch system and their goal is to have neighbouring municipalities use the system as well.

Councillor Reynolds thanked Mr. Jensen for his presentation and indicated that she would report the information to Council.

Correspondence for  
Information Only

Report dated July 9<sup>th</sup>, 2004, from the General Manager, Corporate Services and the Director of Legal Services/City Solicitor was received for information only regarding Business Watch International - Background Information.

Adjournment

2004-04 Reynolds: That we do now adjourn.  
Time: 6:45 p.m.

**CARRIED**

---

Councillor Lynn Reynolds, Acting Chair

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Secretary

## MINUTES OF THE TENDER OPENING COMMITTEE

Committee Room C-14  
Tom Davies Square  
2004-07-13

Commencement: 2:30 p.m.  
Adjournment: 2:35 p.m.

### D. MATHÉ, MANAGER OF SUPPLIES & SERVICES, IN THE CHAIR

#### Present

D. Dumontelle, Budget Technician; K. Lessard, Law Clerk; B. Walicki, Co-ordinator of Community Initiatives; S. Cundari, Clerk-Receptionist

Contract HSS04-06,  
RFP for Furniture and  
Furnishings

Proposals for Contract HSS04-06, Fabrication, Supply, Delivery and Installation of Furniture and Furnishings for Pioneer Manor {estimated at a total cost \$225,000.00 to \$275,000.00} were received from the following bidders:

#### **BIDDERS**

Futuremed  
Grand & Toy  
Keaney Interiors Ltd.

A bid deposit in the amount of \$25,000.00, in the form of a certified cheque, money order or irrevocable letter of credit accompanied each proposal.

The foregoing proposals would be turned over to the Director of Pioneer Manor for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Health & Social Services for approval. A copy of this report would be provided to the Manager of Supplies & Services.

#### Adjournment

The meeting adjourned at 2:35 p.m.

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Chairman

---

Secretary

T.O.C. 2004-07-13 (1)

## MINUTES OF THE TENDER OPENING COMMITTEE MEETING

Committee Room C-14  
Tom Davies Square  
2004-07-20

Commencement: 2:30 p.m.  
Adjournment: 2:40 p.m.

### **DARRYL MATHÉ, MANAGER OF SUPPLIES & SERVICES, IN THE CHAIR**

#### **Present**

M. Hauta, Accountant; K. Lessard, Law Clerk; B. Johnston, Director of Airport Services; E. Vildis, Co-Ordinator of Buildings & Facilities; L. Poulin, Building & Facilities Technician; W. LeFave, Special Projects Co-Ordinator; L. Valle, Engineering Technician; M. MacDougall, Engineering Technician; L. Lesar, Secretary to the Manager of Supplies & Services

#### **Contract 2004-10 Lift Station Improvements**

Tenders for Contract 2004-10, Ramsey Lake Road (MR 39) Lift Station Improvements {estimated at a total cost of \$68,000.00} was received from the following bidder:

#### **BIDDER**

#### **TOTAL AMOUNT**

R.M. Belanger Limited

\$92,662.00

A bid deposit in the form of a certified cheque, letter of credit or bid bond with an agreement to bond accompanied each tender.

The foregoing tenders were turned over to the Engineering Technician for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Public Works for approval. A copy of this report would be provided to the Manager of Supplies & Services.

#### **Contract EDP04-08 Tender for Airport Runway Rehabilitation**

Tenders for Contract EDP04-08, Sudbury Airport Runway 12-30 Rehabilitation were received from the following bidders:

#### **BIDDER**

#### **TOTAL AMOUNT**

Pioneer Construction Inc.

\$3,761,758.37

Interpaving Limited

\$4,022,903.80

A bid deposit in the form of a certified cheque, letter of credit or bid bond with an agreement to bond accompanied each tender.

The foregoing tenders were turned over to the Director of Airport Services for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Public Works for approval. A copy of this report would be provided to the Manager of Supplies & Services.

Contract PWD04-43  
Tender for Re-Roofing

Tenders for Contract PWD04-43, Re-Roofing at the Rayside Falfour Municipal Complex (Fire & EMS Station) and at the Onaping Community Centre {estimated at a total cost of \$100,000.00} were received from the following bidders:

| <b>BIDDER</b>                                   | <b>TOTAL AMOUNT</b> |
|-------------------------------------------------|---------------------|
| Douro Roofing & Sheet Metal<br>Contractors Ltd. | \$111,483.30        |
| Semple Gooder Northern Limited                  | \$121,778.84        |

A bid deposit in the form of a certified cheque, letter of credit or bid bond with an agreement to bond accompanied each tender.

The foregoing tenders were turned over to the Co-Ordinator of Buildings & Facilities for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Public Works for approval. A copy of this report would be provided to the Manager of Supplies & Services.

Adjournment

The meeting adjourned at 2:40 p.m.

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Chairman

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Secretary

## MINUTES OF THE TENDER OPENING COMMITTEE MEETING

Committee Room C-14  
Tom Davies Square  
2004-07-27

Commencement: 2:30 p.m.  
Adjournment: 2:40 p.m.

### **DARRYL MATHÉ, MANAGER OF SUPPLIES & SERVICES, IN THE CHAIR**

#### **Present**

M. Hauta, Accountant; K. Lessard, Law Clerk; L. Lesar, Secretary to the Manager of Supplies & Services; W. Lefave, Special Projects Inspector; N. Buchy, Assistant Fire Chief

#### **Contract PWD04-48 Cold Storage Building**

Contract PWD04-48, Tenders for a Cold Storage Building at the North West Depot {estimated at a total cost of \$280,000.00} were received from the following bidders:

| <b>BIDDER</b>                 | <b>TOTAL AMOUNT</b> |
|-------------------------------|---------------------|
| TESC Contracting Company Ltd. | \$326,350.00        |
| J.N. Construction             | \$299,021.00        |
| Mine Tech Inc.                | \$274,990.00        |
| SRS Contracting               | \$296,461.69        |
| R.M. Belanger Limited         | \$290,398.00        |
| LaRo Construction             | \$240,696.50        |
| Nu-Style Construction Co.     | \$277,023.00        |
| Quality Contracting           | \$250,390.20        |

A bid deposit in the form of a certified cheque, letter of credit or bid bond in the amount of \$25,000.00, with an agreement to bond accompanied each tender, with the exception of SRS Contracting who failed to submit an Agreement to Bond.

The foregoing tenders were turned over to the Special Projects Inspector for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Public Works for approval. A copy of this report would be provided to the Manager of Supplies & Services.



Contract ESD04-06  
RFP for Bush Trucks

Contract ESD04-06, Proposals for the Purchase of Three (3) Bush Trucks {estimated at a total cost of \$110,000.00 per truck} were received from the following bidders:

**BIDDER**

Fort Garry Fire Trucks  
Seagrave Fire Apparatus  
C.E. Thibault Ladders Inc.

The foregoing tenders were turned over to the Assistant Fire Chief for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Emergency Services for approval. A copy of this report would be provided to the Manager of Supplies & Services.

Adjournment

The meeting adjourned at 2:40 p.m.

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Chairman

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Secretary

**T.O.C. 2004-07-27 (2)**

**5<sup>th</sup> MEETING OF THE BOARD OF DIRECTORS OF SUDBURY METRO CENTRE**  
**Thursday, June 3, 2004**

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**A REGULAR MEETING OF THE BOARD HELD AT 8:00 A.M.**  
**T. ANSELMO IN THE CHAIR.**

**PRESENT**

J. Fiorino, A. Davey, C. Schut, R. Hirani, G. Robicheau, B. Conlin, L. Reynolds, M. Palumbo, J. Arnold

**REGRETS**

J. Gasparini

**ALSO PRESENT**

Inspector E. Toffoli -Greater Sudbury Police Services

**DECLARATIONS**

None declared

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**PART 1 - CONSENT AGENDA**

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**APPROVAL OF MINUTES**

28-04 Hirani - Conlin

THAT items C-1 to C-2 contained in the Consent Agenda, as duplicated and circulated, be hereby accepted.  
**CARRIED**

C-1 4<sup>th</sup> Regular Meeting

29-04 Arnold - Hirani

THAT the minutes of the 4<sup>th</sup> Regular Meeting of the Board of Directors, dated May 10<sup>th</sup>, as duplicated and circulated, be hereby accepted.

**CARRIED**

C-2 Executive Committee

30-04 Palumbo - Arnold

THAT the minutes of the Executive Committee meeting, dated May 18<sup>th</sup>, as duplicated and circulated, be hereby accepted.

**CARRIED**

Members were reminded that, due to the rescheduling of this meeting, there were **3 main issues** to be discussed:

1. Safety & Security
2. Parking & Transportation
3. Store Hours

**SAFETY & SECURITY**

M. Luoma advised that this item will contain three (3) components ... ①Downtown issues/concerns and programs, ②Downtown Watch Program, and ③the recent Barrie By-Law

Inspector Toffoli was introduced and advised on the following:

- 24/7 there is, at minimum, one car assigned to the Downtown area
- the Bike Patrol will begin June 10<sup>th</sup>
- Community Response Unit (Problem Solving Unit) continues to be based Downtown (ie Graffiti Workshop)
- various special programs ... undercover Drug Unit, CPTED, etc.

Members discussed various concerns, including panhandling, littering, loitering, intoxicated persons, etc.

Discussion also included the 'Lions Eye in the Sky' program, noting that Police presence is still key ... there continues to be a **major concern & need for consistent Police presence.**

Members then discussed the **Downtown Watch Program** initiative. Detailed report, based on the Winnipeg experience, was previously circulated. M. Luoma provided a further overview. Insp. Toffoli advised that the Police Services support this initiative but recommended that the Risk Management Officer with the City be contacted and this program reviewed with him.

Further to a lengthy discussion, the following resolution was presented:

**31-04 Hirani - Davey**

**THAT** the Board of Directors of Sudbury Metro Centre supports the initiative of the '**Downtown Ambassador Program ... Downtown Watch**', information as distributed and as presented by the Executive Director, and in partnership with the Greater Sudbury Police Services and the CDI Police Foundations Program;

**AND FURTHER THAT** Staff be directed to proceed with the start-up of this program as a 'Pilot Project', with a budget not to exceed \$5,000.

**CARRIED UNANIMOUSLY**

\*pending review by Risk Management

M. Luoma then advised Directors of recent 'nuisance by-law' passed by the City of Barrie (May 10/04), specific to their Downtown area and addressing issues such as littering, loitering, panhandling, etc. Copies were circulated.

It was noted that this may be an example and should be investigated further. The Executive Director noted that she will be scheduling a meeting with various City Staff and the Police over the next week to pursue this and then report back to the Board.

**PARKING & TRANSPORTATION**

The Chair provided an update from the recent discussion of the Executive Committee and City Staff, including: heavy truck traffic on Elm Street, need for special student Transit fees, Elm St. parking, need for 'Pedestrian Friendly' area, etc.

Following discussion it was agreed to hold a special **Member Information/Brainstorming Session ... Tuesday, June 22<sup>nd</sup> - 6 p.m. ... Market Square**. At this time, City Staff and the Executive will provide an overview of existing programs, parking, requirements, etc.

Ideas, etc. generated from this session may then be of assistance to City Staff as they develop the 'Strategy' over the summer months, with options and recommendations expected in the fall.

**STORE HOURS**

As this issue will be discussed at City Council in the near future, a lengthy discussion ensued ... with both pros and cons.

It was noted that a recent Member survey, undertaken by Oraclepoll, indicates that the 59.7% of those polled 'support extended retail shopping hours'. It was also noted that 221 Members were polled.

However, it was also noted that this is not a strong mandate and that the general membership is not united on the issue. It was also agreed that the majority of the Retail Members would be in opposition.

**OTHER**

**32-04 Arnold - Hirani**

**THAT** the Executive Director's Report for the month of May 2004, as duplicated and circulated by hereby accepted.  
**CARRIED**

**NEXT MEETING**

**TUESDAY, JUNE 22, 2004 ... 6 P.M. ... MARKET SQUARE**

**ADJOURNMENT**

**33-04 Palumbo - Arnold**

**THAT** we do now adjourn. Time: 10:00 a.m.

**CARRIED**

  
Chair

  
Executive Director

M 97

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