

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

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

**Tuesday, April 24th, 2001
Commencement: 6:30 p.m.**

DEPUTY MAYOR DOUG CRAIG, IN THE CHAIR

Present

Councillors Bradley; Callaghan; Courtemanche; Davey; Dupuis; Gainer; Kilgour; Lalonde; McIntaggart; Petryna; Portelance; Mayor Gordon

City Officials

J. Rule, Chief Administrative Officer; D. Belisle, General Manager of Public Works; R. Browning, General Manager of Emergency Services; R. Johnston, Acting General Manager of Citizen & Leisure Services; H. Duff, Acting General Manager of Health & Social Services; D. Nadorozny, General Manager of Economic Development & Planning; D. Wuksinic, General Manager of Corporate Services; K. Fyfe, Office Manager - Health & Social Services; G. Polano, Executive Advisor to the Mayor; T. Mowry, City Clerk; G. Ward, Council Secretary

Greater Sudbury
Utilities Inc.

D. Reeves, Acting President/C.E.O.; S. Pawlowicz, Vice President, Corporate Services; J. Jeza, Vice President, Telecommunications; R. Levert, Interim Chair, Board of Directors

Declarations of
Pecuniary Interest

None declared.

Opening Remarks

Deputy Mayor Craig extended his appreciation to Mayor Gordon, Members of Council and staff for their get well wishes following his recent surgery.

"In Camera"

2001-207 Dupuis/McIntaggart: That we move "In Camera" to deal with those matters which fall within Article 15.5 of the Procedural Rules.

RECORDED VOTE:

YEAS

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

NAYS

Davey

CARRIED

<u>Recess</u>	At 7:30 p.m., Council recessed.
<u>Reconvene</u>	At 7:40 p.m., Council moved to the Council Chamber to continue the regular meeting.
<u>Chair</u>	<u>HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR</u>
<u>Present</u>	Councillors Bradley; Callaghan; Courtemanche; Craig (D10:15 pm); Davey (A7:45 pm); Dupuis; Gainer; Kilgour; Lalonde; McIntaggart; Petryna; Portelance
<u>City Officials</u>	J. Rule, Chief Administrative Officer; D. Belisle, General Manager of Public Works; R. Browning, General Manager of Emergency Services; R. Johnston, Acting General Manager of Citizen & Leisure Services; H. Duff, Acting General Manager of Health & Social Services; D. Nadorozny, General Manager of Economic Development & Planning; D. Wuksinic, General Manager of Corporate Services; S. Jonasson, Director of Finance/City Treasurer; R. Swiddle, Director of Legal Services; J. Cunningham, Deputy Chief of Police; M. Charbonneau, Executive Assistant to C.A.O. P. Aitken, Government Relations/Policy Analyst; N. Charette, Manager of Corporate Communications and French-language Services; J. McKechnie, Executive Assistant to the Mayor; C. Riutta, Administrative Secretary to Mayor; F. Caldarelli, Co-ordinator of Health Initiatives; J. Lahti, Legal Secretary; T. Mowry, City Clerk; G. Ward, Council Secretary
<u>Greater Sudbury Utilities Inc.</u>	D. Reeves, Acting President/C.E.O.; S. Pawlowicz, Vice President, Corporate Services; J. Jeza, Vice President, Telecommunications; R. Levert, Interim Chair, Board of Directors
<u>News Media</u>	MCTV; CIGM; CBC; Northern Life, Sudbury Star; The Box
<u>Declarations of Pecuniary Interest</u>	None declared.
<u>Rules of Procedure</u>	Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure and deal with an item, not on the Agenda, at this time.
<u>Announcement - Medical School for the North</u>	Mayor Gordon advised Council and the residents of the City of Greater Sudbury that Helen Johns, Associate Minister of Health and Long-term Care had announced there would be a medical school in the North that would train medical professionals to practice in their own communities in the North. Members of the medical profession and volunteers who were instrumental in achieving this goal were:
	J. Watters, President, Laurentian University Dr. Boyle Dr. Koka Dr. Rourke Dr. McMullen

Announcement -
Medical School for
the North
(Continued)

Dr. Malloy
Dr. Pong
Dr. Tessen
A. Pegoraro
F. Caldarelli

Dr. Bonin
Dr. T. Crichton
M. Lacroix
B. Thoms

Mayor Gordon cited the work and contributions of Mark Mieto, the General Manager of Health & Social Services. Members of Council congratulated all volunteers who participated in achieving this goal.

DELEGATIONS

Item 4
Sudbury Mining Week

Letter dated 2001-02-27 from Elaine Hull, Chairperson, Sudbury Mining Week Committee was received.

Ms. Brenda Koziol, Science North Representative, addressed Council advising the Sudbury Mining Week would be held from May 4th to 11th, 2001 and extended an invitation for all Members of Council to attend the numerous events.

Rules of Procedure

Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure and deal with a matter, not on the Agenda, at this time.

Spring Foodshare

Letter dated 2001-04-24 from Mayor Gordon regarding Spring Foodshare was received.

Mrs. Paddy Bondy, Chair, Spring Foodshare, addressed Council advising over 90,000 residents of the City of Greater Sudbury had used the services of the food bank. Mrs. Bondy requested continued support from the community through their donations to fill the shelves of the food bank with non-perishable items.

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report

Deputy Mayor Craig, as Chairman of the Committee of the Whole, reported Council met to deal with matters falling within Article 15.5 of the Procedural Rules no resolutions emanated therefrom.

Rules of Procedure

Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure and deal with Item R-1 (referred resolution regarding the Greater Sudbury Utilities Inc., from the Special Meeting of City Council on 2001-04-07) at this time.

Council further agreed to have members of the Greater Sudbury Utilities Inc. present their Strategic Plan at this time.

Recess

At 8:35 p.m., Council recessed.

Reconvene

At 8:45 p.m., Council reconvened.

Change of Chair

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

DEPUTY MAYOR DOUG CRAIG, IN THE CHAIR

At 8:50 p.m., Deputy Mayor Craig vacated the Chair

HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR

Greater Sudbury
Utilities Inc.

D. Reeves, S. Pawlowicz and J. Jeza addressed Council with an overhead presentation of the Greater Sudbury Utilities Inc. Strategic Business Plan.

Following the presentation of the Strategic Business Plan, discussion took place regarding:

- goals and objectives
- annual payment of \$2.8 million to City of Greater Sudbury
- comparison of monthly residential bills (Hydro 1 vs. GSU)
- telecommunications

Change of Chair

At 9:55 p.m., Mayor Gordon vacated the Chair

DEPUTY MAYOR DOUG CRAIG, IN THE CHAIR

Proceed Past
10:00 p.m.)

2001-208 Bradley/Davey: That we proceed past the hour of 10:00 p.m.

CARRIED

Change of Chair

At 10:05 p.m., Deputy Mayor Craig vacated the Chair.

HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR

Change of Chair

At 10:30 p.m., Mayor Gordon vacated the Chair.

ACTING DEPUTY MAYOR TED CALLAGHAN, IN THE CHAIR

At 10:45 p.m., Acting Deputy Mayor Callaghan vacated the Chair.

HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR

Greater Sudbury
Utilities Inc.
(Continued)

The following resolution was presented:

2001-209 McIntaggart/Dupuis: WHEREAS Council has provided business direction and vision in partnership with the commissioners of the former Utility Board;

AND WHEREAS Greater Sudbury Utilities Inc., with the support of Council over five years, has developed a new industry in Sudbury resulting in the creation of over 3000 jobs;

AND WHEREAS Greater Sudbury Utilities Inc., in partnership with Council, invested in the Sudbury District Energy Corporation, providing telecommunication companies with the requisite cooling and guaranteed source of electricity for their businesses, and enabling downtown businesses to reduce costs when they retrofit;

AND WHEREAS our fibre-optic network provides the basis for future industrial and commercial development opportunities including support for community-based tele-health networks throughout Northeastern Ontario, support for the film and music industry in Sudbury; and has been the catalyst for the development of partnerships with major telecommunications to establish Sudbury as a telecommunications hub;

AND WHEREAS the Northern medical school depends on an e-business model and the requisite telecommunications;

AND WHEREAS Greater Sudbury Utilities Inc. has taken pro-active measures to reduce costs, and is now debt-free;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury directs the Greater Sudbury Utilities Inc., through their elected councillors and the appointed Board, to operationalise the approved business plan for the Utility, with priority given to the development of the software and information-technology telecommunications opportunities;

AND FURTHER THAT Greater Sudbury Utilities Inc. continue to deliver their core services to the residents and businesses of the community with the same efficiency and customer service.

RECORDED VOTE:

YEAS

NAYS

Bradley
Callaghan
Courtemanche
Dupuis
Gainer
Kilgour
Lalonde
McIntaggart
Petryna
Portelance
Gordon

Davey

CARRIED

PART I
CONSENT AGENDA

The following resolution was presented to adopt Items C-1 to C-11 inclusive, contained in Part I, Consent Agenda:

2001-210 Dupuis/McIntaggart: That Items C-1 to C-11 inclusive, contained in Part I, Consent Agenda, be adopted, with the exception of Item C-10, otherwise dealt with.

CARRIED

MINUTES

Item C-1
Report No. 7
C.C.
2001-04-10

Councillor Davey advised an error was noted in the City Council Minutes of 2001-04-10, Resolution 2001-171 regarding "The Station" Project. Points 1 to 4 inclusive were omitted from the resolution. Council concurred the minutes be amended to reflect the omission. The resolution should read as follows:

"2001-171 Kilgour/Bradley: WHEREAS the City of Greater Sudbury has determined that Technology would be at the forefront of its vision for the future of the City of Greater Sudbury;

AND WHEREAS the installation of a significant optical fibre network has given the City of Greater Sudbury an already sizable investment and a proactive move towards a truly wired and smart community status;

AND WHEREAS it is the intention of the City of Greater Sudbury to become a world class city offering world class services including a world class network infrastructure and related applications to its citizens;

AND WHEREAS there exists a significant opportunity to leverage an additional \$11.5 million in funding from private and public partners;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury commits to the concept of "The Station" and would entertain a request for funding of up to \$1 million subject to the following conditions:

1. That provincial and federal funding be secured in the amount of \$5.5 Million;
2. That private sector partners enter into specific agreements to commit \$6 Million to the project;
3. That an independent consultant be retained by the General Manager of Economic Development and Planning to assess the viability of the project, and to review the business model; and

Item C-1
(Continued)

4. That a report be prepared for City Council by the end of May finalizing the financial structure of the project, confirming the viability, and outlining the economic impact on the community.”

2001-211 McIntaggart/Dupuis: That Report No. 7, City Council Minutes of 2001-04-10 be adopted, as amended.

CARRIED

Item C-2
Report No. 3,
C.O.W. - Budget
2001-04-02

2001-212 McIntaggart/Dupuis: That Report No. 3, Committee of the Whole - Budget Deliberations, Minutes of 2001-04-02 be adopted.

CARRIED

Item C-3
Report No. 4
C.O.W. - Budget
2001-04-04

2001-213 Dupuis/McIntaggart: That Report No. 4, Committee of the Whole - Budget Deliberations, Minutes of 2001-04-14 be adopted.

CARRIED

Item C-4
Report No. 3
Special C.C.
2001-04-07

2001-214 Davey/McIntaggart: That Report No. 3, Special City Council Minutes of 2001-04-07 be adopted.

CARRIED

Item C-5
Report No. 6
C.O.W. - Planning
2001-04-17

2001-215 Davey/McIntaggart: That Report No. 6, Committee of the Whole - Planning, Minutes of 2001-04-17 be adopted.

CARRIED

Item C-6
T.O.C.
2001-04-07

2001-216 Bradley/McIntaggart: That the Report of the Tender Opening Committee Minutes of 2001-04-07 be adopted.

CARRIED

Item C-7
Report No. 3
S.D.B.H.
2001-04-22

2001-217 McIntaggart/Dupuis: That Report No. 3, Sudbury & District Board of Health, Minutes of 2001-04-22 be received.

CARRIED

Item C-8
Report No. 6
C.O.W. - Budget
2001-04-11

Deputy Mayor Gainer advised the budget process was not entirely finished. A meeting would be scheduled during the week of May 14th, 2001 to review the capital plans for each department and other outstanding issues.

2001-218 Bradley/McIntaggart: That Report No. 6, Committee of the Whole - Budget Deliberations, Minutes of 2001-04-11 be adopted.

CARRIED

TENDERS

Item C-9
Tender Award:
Chemical
Requirements

Report dated 2001-04-18, with attachment, from the General Manager of Public Works regarding Award of Tender - Chemical Requirements for the City of Greater Sudbury was received.

The following resolution was presented:

2001-219 Bradley/Gainer: That the three (3) year Contract with an option for a fourth and fifty year for Chemical Requirements for the City of Greater Sudbury be awarded to the bidders as set out below, as determined by the unit prices and qualities identified in their quotation opened on March 20, 2001.

Further, that the Mayor and Clerk are authorized to execute the contract documents for the works.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-11
New Cobden Road
Municipal/Agricultural
Drainage Petition

Report dated 2001-04-18, with attachment, from the General Manager of Public Works regarding New Cobden Road Municipal/Agricultural Drainage Petition was received.

The following resolution was presented:

2001-220 Gainer/Dupuis: That the City of Greater Sudbury accept the petition for a Municipal/Agricultural Drainage works submitted by landowners within the area described as Part of lots 9 and 10, Concessions 1 and 2, Township of Dowling, which was filed with the Clerk on the eleventh day of April 2001 and that the City of Greater Sudbury appoint the engineering firm of K. Smart and Associated as the drainage engineer for this project.

CARRIED

Item C-10
Temporary Liquor
Licence Extension -
Mingles Bar & Grill

Report dated 2001-04-17 from the General Manager of Corporate Services regarding Temporary Liquor Licence Extension and Noise By-law Exemption - Mingles Bar & Grill - First Annual Beach Party was received.

The following resolution was presented:

Bradley/Gainer: This Council has no objection to the issuance of a temporary extension to their liquor licence and no objection to the granting of an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to Mingles Bar & Grill, 762 Notre Dame Avenue, for their first Annual Outdoor Beach Party. The hospitality tent is to be operated on April 28th, 2001 between the hours of 2:00 p.m. and 2:00 a.m.

Item C-10
(Continued)

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

1. That the special event organizer shall ensure the provision of adequate clean-up of the site and those properties adjacent to the event area no later than 12:00 o'clock noon on Sunday, April 29th, 2001;
2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicated a Fire Safety Plan is required for this event;
3. That no bonfires of any kind, barbecues or similar types of cooking devices shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;
4. That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the 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.

The following amendment to the foregoing resolution was then presented:

2001-221 Dupuis/Portelance: That the foregoing resolution be amended by adding the following condition:

6. That Mingles be responsible for providing **visible** security during the course of the event.

CARRIED

The original motion, as amended, was then presented:

2001-222 Bradley/Gainer: This Council has no objection to the issuance of a temporary extension to their liquor licence and no objection to the granting of an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to Mingles Bar & Grill, 762 Notre Dame Avenue, for their first Annual Outdoor Beach Party. The hospitality tent is to be operated on April 28th, 2001 between the hours of 2:00 p.m. and 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 event area no later than 12:00 o'clock noon on Sunday, April 29th, 2001;

Item C-10
(Continued)

2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicated a Fire Safety Plan is required for this event;
3. That no bonfires of any kind, barbecues or similar types of cooking devises shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;
4. That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the 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 Mingles be responsible for providing **visible** security during the course of the event.

CARRIED

BY-LAWS

- | | | |
|-----------|---|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2001-104A | 3 | BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS SPECIAL MEETING OF APRIL 24, 2001 |
| 2001-105A | 3 | BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF LAND TO RICHARD VILLENEUVE OF PART OF PARCEL 9953 SUDBURY EAST SECTION

Committee of the Whole - Planning Resolution 2001-46 |
| 2001-106A | 3 | TO AUTHORIZE THE MAYOR AND CLERK TO EXECUTE AN EXTENSION AGREEMENT BETWEEN THE CITY OF GREATER SUDBURY AND UNION GAS LIMITED FOR THE EXISTING FRANCHISE AGREEMENTS BETWEEN THE FORMER REGIONAL MUNICIPALITY OF SUDBURY, THE FORMER CITY OF SUDBURY, AND THE FORMER TOWN OF RAYSIDE-BALFOUR

Report from the General Manager of Corporate Services dated April 11, 2001 |

2001-107Z 3 BEING 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 THE FORMER CITY OF VALLEY EAST

Committee of the Whole - Planning Resolution 2001-40

(This By-law permits a second dwelling unit as a "garden suite" at 812 Gravel Drive, for a temporary period of ten years. Jules Jobidon and Lisa Langdon)

2001-108A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE TREASURER AND CLERK TO EXECUTE A BANKING AGREEMENT BETWEEN THE CITY OF GREATER SUDBURY AND ROYAL BANK OF CANADA

Council Resolution 2001-190

(This By-law authorizes the execution of a Banking Agreement to provide services for the City, Ontario Works, and Greater Sudbury Housing Corporation.)

1st & 2nd Reading

2001-223 Bradley/Gainer: That By-law 2001-104A to and including By-law 2001-108A be read a first and second time.

CARRIED

3rd Reading

2001-224 Gainer/Bradley: That By-law 2001-104A to and including By-law 2001-108A be read a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-12
Update - Composting
Program

Report dated 2001-04-18 from the General Manager of Public Works regarding Update on the Composting Program was received for information.

Item C-13
Security Bond of
Municipal Officers

Report dated 2001-03-20 from the General Manager of Corporate Services regarding Security Bond of Municipal Officers - January 1, 2001 to January 1, 2002 was received for information.

Item C-14
Police/Fire Voice
Radio
Communications
Project

Report dated 2001-04-11 from the General Manager of Emergency Services and the Chief of Police, Greater Sudbury Police Services regarding Police/Fire Voice Radio Communications Project was received for information.

PART II
REGULAR AGENDA

MANAGERS' REPORTS

Item R-2
Emergency Services
Dept. Insignia

Report dated 2001-04-17 from the General Manager of Emergency Services regarding Emergency Services Department Insignia was received.

The following resolution was presented:

2001-225 Bradley/Dupuis: That the Emergency Services Department insignia be approved as presented.

CARRIED

ADDENDUM

Addendum to Agenda

2001-226 Bradley/Callaghan: That the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of
Pecuniary Interest

None declared.

Item AD.1
F.O.N.O.M.'s 41st
Annual Conference

Report dated 2001-04-24, with attachment, from the General Manager of Corporate Services, regarding F.O.N.O.M.'s 41st Annual Conference - Wawa, Ontario, was received.

The following resolution was presented:

2001-227 Bradley/Callaghan: That the following Members of Council be authorized to attend the 41st Annual Conference of the Federation of Northern Ontario Municipalities (F.O.N.O.M.) to be held in Wawa, Ontario from May 9th to 11th, 2001:

Councillor Bradley
Councillor Davey
Councillor Petryna

CARRIED

QUESTION PERIOD

Condolences

Councillor Portelance extended condolences on behalf of Members of Council to the McLean family in the loss of their two children and great grandmother as a result of a house fire in the community of Hanmer.

Budget Deliberations

Mayor Gordon, on behalf of all Members of Council, commended Deputy Mayor Gainer for his chairing of the first budget deliberations for the City of Greater Sudbury.

Hiring of Summer Students

Councillor Dupuis requested information regarding the policy for hiring summer students .

The General Manager of Corporate Services advised Council accepted the policy followed by the former Regional Municipality of Sudbury using a computerized draw. All other students that were employed by former municipalities and have additional terms remaining have been listed and their names will be brought forward as opportunities arise.

Proceed Past 11:00 p.m.

2001-228 Davey/Bradley: That we proceed past the hour of 11:00 p.m.

MOTION LOST

Adjournment

In accordance with the Procedural By-law, the meeting automatically adjourned at 11:00 p.m. because unanimous consent of all members present was not received to proceed past 11:00 p.m.

Mayor

Clerk