

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

**Council Chamber
Tom Davies Square**

**Tuesday, May 8th, 2001
Commencement: 7:33 p.m.**

HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR

Present

Councillors Callaghan; Courtemanche; Craig; Davey; Dupuis; Gainer; Kilgour; Lalonde; McIntaggart; Petryna; Portelance

City Officials

J. Rule, Chief Administrative Officer; D. Belisle, General Manager of Public Works; W. Ropp, Deputy Fire Chief; C. Hallsworth, General Manager of Citizen & Leisure Services; M. Mieto, General Manager of Health & Social Services; D. Nadorozny, General Manager of Economic Development & Planning; S. Jonasson, Director of Finance/City Treasurer; R. Swiddle, Director of Legal Services; A. McCauley, Chief of Police, Greater Sudbury Police Services; B. Lautenbach, Director of Planning Services; C. Ouellette, Director of Children's Services; P. Baskcomb, Manager, Community & Strategic Planning; K. Barber, Policy/Community Developer; C. Gore, Co-ordinator of Leisure Programs & Community Development; P. Aitken, Government Relations/Policy Analyst; N. Charette, Manager of Corporate Communications and French-language Services; J. McKechnie, Executive Assistant to the Mayor; T. Mowry, City Clerk; G. Ward, Council Secretary

C.U.P.E. Officials

W. McKinnon, President

News Media

The Box; Sudbury Star; MCTV; CBC; Northern Life; Le Voyager

Declarations of
Pecuniary Interest

None declared.

DELEGATIONS

Item 3
A.M.O. - Municipal
Act

Letter dated 2001-05-10 from Councillor M. Petryna regarding presentation of Mr. Pat Moyle, Chief Executive Officer, Association of Municipalities of Ontario, regarding the Municipal Act was received for information.

Mr. Moyle addressed Council reviewing the activities taking place at A.M.O. and proposed changes to the Municipal Act.

Item 4
Summer Active
Campaign

Letter from Mr. David Groulx, Sudbury & District Health Unit, regarding Summer Active Campaign was received for information.

Mr. Groulx addressed Council with an overhead presentation of the Summer Active Program.

Item 5
Child Care Plan

Report dated 2001-04-10 from the General Manager of Health & Social Services regarding Child Care Plan was received.

M. Mieto, General Manager of Health & Social Services addressed Council presenting the first ever Municipal Child Care Plan and introduced Ms. Carmen Ouellette, Director, Children's Services.

Ms. Ouellette addressed Council with an overhead presentation of the City of Greater Sudbury Child Care Services Strategic Plan.

The following resolution was presented:

Dupuis/Courtemanche: WHEREAS the Ministry of Community and Social Services has directed municipalities to prepare three year child care service plans, according to the requirements set out in the document "Framework for Child Care Service Planning";

AND WHEREAS the attached draft of the "Sudbury Child Care Services Strategic Plan" has been prepared with community consultation according to the requirements;

AND WHEREAS before submitting the plan to the Ministry of Community and Social Services, it must be endorsed by the local council;

BE IT RESOLVED THAT the "Sudbury Child Care Services Strategic Plan" in the General Manager's Report dated April 10, 2001, be accepted and submitted to the Ministry of Community and Social Services for consideration;

AND THAT the Ministry of Community and Social Services be strongly encouraged to reconsider their position on wage subsidy funding and, if the proposed increase is approved by the Ministry of Community and Social Services, that wage subsidy be given priority in Council's 2002 budget deliberations.

Council agreed with a recommendation by Councillor Dupuis that the foregoing report be made available in all public libraries throughout the City of Greater Sudbury.

Council concurred with a request by Councillor Kilgour that the foregoing resolution be **deferred** pending a public input session.

The General Manager of Health & Social Services advised a public input session would be scheduled for May 16th, 2001 to obtain recommendations from outside agencies and a report would be brought back to Council on May 22nd, 2001

PART I

CONSENT AGENDA

The following resolution was presented to adopt Items C-1 to C-13 inclusive, contained in Part I, Consent Agenda:

2001-229 Dupuis/Courtemanche: That Items C-1 to C-13 inclusive, contained in Part I, Consent Agenda, be adopted.

CARRIED

MINUTES

Item C-1
Report No. 8,
C.C.
2001-04-24

2001-230 Callaghan/Courtemanche: That Report No. 8, City Council Minutes of 2001-04-24 be adopted.

CARRIED

Item C-2
Reprot No. 5
C.O.W. - Budget
2001-04-05

2001-231 Callaghan/Courtemanche: That Report No. 5, Committee of the Whole (Budget Deliberations) Minutes of 2001-04-05 be adopted.

CARRIED

Item C-3
Report No. 7
C.O.W. - Planning
2001-05-01

Councillor Callaghan requested an explanation of the implications of deferring the Committee of the Whole - Planning Minutes of 2001-05-01 or of dealing with a motion contained therein separate and apart from the minutes.

The City Clerk advised a motion for reconsideration would be required to deal with a particular motion contained in the minutes. If a request for deferral of the minutes was approved, all matters would be held until the minutes were approved by Council.

2001-232 Portelance/Petryna: That Report No. 7, Committee of the Whole - Planning Minutes of 2001-05-01 be adopted.

CARRIED

Item C-4
T.O.C.
2001-05-01

2001-233 Courtemanche/Dupuis: That the Report of the Tender Opening Committee Minutes of 2001-05-01 be adopted.

CARRIED

Item C-5
Spec.Mtg.
S.M.C.
2001-03-29

2001-234 Callaghan/Dupuis: That the Report of the Special Meeting, Sudbury Metro Centre, Minutes of 2001-03-29 be received.

CARRIED

Item C-6
G.S.P.S.B.
2001-04-17

2001-235 Dupuis/Callaghan: That the Report of the Greater Sudbury Police Services Board Minutes of 2001-04-17 be received.

CARRIED

Item C-7
Report No. 1
G.S.P.L.B.
2001-02-15

2001-236 Dupuis/Callaghan: That Report No. 1, Greater Sudbury Public Library Board Minutes of 2001-02-15 be received.

CARRIED

TENDERS

Item C-8
Contract 2001-24
Asphalt/Concrete
Reinstatement

Report dated 2001-05-02 from the General Manager of Public Works regarding Award of Tender, Contract 2001-24, Asphalt/Concrete Reinstatement was received.

The following resolution was presented:

2001-237 Callaghan/Courtemanche: That Contract 2001-24, Asphalt/Concrete Reinstatement Various Locations, be awarded to B.T. Paving and Snowplowing, c/o 1183836 Ontario Ltd., in the revised tendered amount of \$1,044,881.75, this being the lowest tender meeting all contract specifications.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-9
Fireworks Displays

Report dated 2001-05-01, with attachment, from the General Manager of Corporate Services regarding Fireworks Displays:

- 1) Laurentian University/Canadian Cancer Society "Relay for Life", June 1st, 2001;
- 2) Science North/Canada Day Festivities, July 1st, 2001

was received.

The following resolutions were presented:

2001-238 Dupuis/Courtemanche: This Council grants permission to Laurentian University and the Canadian Cancer Society for a fireworks display for the Relay for Life to be launched from a wooded area to the west of the Laurentian University Track on June 1st, 2001 at 12:00 midnight. This approval is subject to the attendance of one or more licensed individuals for the purpose of setting off the fireworks, as required by the Fire Prevention Department.

CARRIED

Item C-10
(Continued)

2001-239 Dupuis/Courtemanche: This Council grants permission to Science North for a fireworks display for the Canada Day Festivities to be launched from the parking lot between the boat launch and the Navy League facilities over Ramsey Lake on July 1st, 2001 at 10:30 p.m. and no later than 12:00 midnight over Ramsey Lake. This approval is subject to the attendance of one or more licensed individuals for the purpose of setting off the fireworks, as required by the Fire Prevention Department.

CARRIED

Item C-10
Noise By-law
Exemption - Canadian
Cancer Society

Report dated 2001-04-27, with attachment, from the General Manager of Corporate Services regarding Exemption, Chapter 776 (former City of Sudbury Municipal Code), Noise By-law, Canadian Cancer Society, "Relay for Life" annual fundraiser was received.

The following resolution was presented:

2001-240 Dupuis/Courtemanche: This Council has no objection to the granting of an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to the Canadian Cancer Society for their Annual Relay for Life Fundraiser event to be held on June 1st and 2nd, 2001 from 7:00 p.m. to 8:00 a.m. at the Laurentian University Track, in the City of Greater Sudbury;

And further that this approval shall 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, June 3rd, 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.

CARRIED

Item C-11
Noise By-law
Exemption - Grace
Outreach Ministries

Report dated 2001-04-27, with attachment, from the General Manager of Corporate Services regarding Exemption, Chapter 776 (former city of Sudbury municipal Code), Noise by-law, Harvesters of the Grace Outreach Ministries annual fundraiser was received.

The following resolution was presented:

2001-241 Dupuis/Courtemanche: This Council has no objection to the granting of an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to Harvesters (Grace Outreach Ministries) for their annual fundraiser event to be held on May 21st, 2001 from 10:00 a.m. to 4:00 p.m. at the Commerce Centre at 43 Elm Street, in the City of Greater Sudbury;

And further that this approval shall 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 Tuesday, May 22nd, 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 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.

CARRIED

Item C-12
Resignation/
Appointment -
Sudbury Metro Centre

Report dated 2001-04-30, with attachment, from the General Manager of Corporate Services regarding Resignation/Appointment - Sudbury Metro Centre, Board of Directors was received.

The following resolution was presented:

2001-242 Callaghan/Dupuis: That the resignation of Mr. John Cimino from the Board of Directors, Sudbury Metro Centre, be accepted, with regret, effective immediately;

Item C-12
(Continued)

And that Dr. Ron Baigrie be appointed to fill the vacancy on the Board of Directors, Sudbury Metro Centre, for the term ending November 30th, 2003.

CARRIED

Item C-13
Appointments -
Parking Advisory
Panel

Report dated 2001-05-01, with attachment, from the General Manager of Citizen & Leisure Services regarding Appointments to the Parking Advisory Panel was received.

The following resolution was presented:

2001-243 Callaghan/Dupuis: That Ricardo de la Riva, Gary Robicheau and John Rutherford be appointed to the Parking Advisory Panel as recommended by the Sudbury Metro Centre.

CARRIED

BY-LAWS

2001-109A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF MAY 8, 2001

2001-110 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AN INSIGNIA FOR THE CITY OF GREATER SUDBURY EMERGENCY SERVICES DEPARTMENT

Council Resolution 2001-225

2001-111Z 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 2001-31

(This By-law rezones the subject property "R1.D5.4-4", Special Single Residential, in order to permit the creation of three single residential lots. The "Special" designation establishes that the minimum lot frontage shall be 30.4 metres - Ann and Dennis Mount, Yorkshire Drive, Val Caron)

2001-112T 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-17T, BEING A BY-LAW TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE PRIVATE PROPERTY PARKING BY-LAW 2001-16T AND OFF-STREET PARKING FOR DISABLED PERSONS BY-LAW 2001-15T

(This By-law updates the list of parking control officers.)

1st & 2nd Reading

2001-244 Courtemanche/Dupuis: That By-law 2001-109A to and including By-law 2001-112T be read a first and second time.

CARRIED

3rd Reading

2001-245 Courtemanche/Dupuis: That By-law 2001-109A to and including By-law 2001-112T be read a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-14
Revised Schedule of Meeting Dates

Report dated 2001-05-01 from the General Manager of Corporate Services regarding Revised Schedule of Meeting Dates, Committee of the Whole - Planning and City Council was received for information.

Item C-15
Municipal Performance Measurement

Report dated 2001-05-04 from the Manager of Internal Audit and Performance Measurement regarding Municipal Performance Measurement Program was received for information.

Item C-16
The Station - Urbana

Report dated 2001-05-01, with attachment, from the Chief Administrative Officer regarding The Station (Urbana) was received for information.

Councillor Davey questioned whether a feasibility study on the Station would be available to Council prior to discussion taking place on the matter.

The Chief Administrative Officer advised a report would be available by the end of May.

Item C-17
Public Sale Under Municipal Tax Sales Act

Report dated 2001-04-26 from the General Manager of Corporate Services regarding Public Sale Under the Municipal Tax Sales Act was received for information.

Council concurred with a request by Councillor Callaghan that the City Solicitor prepare a report regarding the City's use of brokers in tax sales and other matters.

MANAGERS' REPORTS

Item R-1
Appointments - Greater Sudbury Public Library Board

Report dated 2001-05-01, with attachments, from the General Manager of Corporate Services regarding Appointments to the Greater Sudbury Public Library Board by District School Boards was received.

The following resolutions were presented:

Item R-1
(Continued)

2001-246 Dupuis/Callaghan: THAT the following representatives of **Rainbow District School Board** be appointed to the Greater Sudbury Public Library Board for a three (3) year term ending November 30th, 2003:

Verna Gutsch
Carolyn (Connie) White

CARRIED

Nominations for a representative of the **Sudbury Catholic District School Board** to be appointed to the Greater Sudbury Public Library Board were received as follows:

Jody Cameron
Roberte Cunningham

Following an election process, the following resolution was presented:

2001-247 Dupuis/Callaghan: That the following representative of the **Sudbury Catholic District School Board** be appointed to the Greater Sudbury Public Library Board for a three (3) year term ending November 30th, 2003:

Jody Cameron

CARRIED

BY-LAW

2001-114A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-23A, BEING A BY-LAW RESPECTING THE SIZE AND COMPOSITION OF THE GREATER SUDBURY PUBLIC LIBRARY BOARD BY INCREASING THE SIZE OF THE BOARD FROM NINE MEMBERS TO TEN MEMBERS

1st & 2nd Reading 2001-248 Callaghan/Courtemanche: That By-law 2001-114A be read a first and second time.

CARRIED

3rd Reading 2001-249 Callaghan/Portelance: That By-law 2001-114A be read a third time and passed.

CARRIED

Item R-1
(Continued)

2001-250 Dupuis/Callaghan: THAT the following representative of the **Le Conseil scolaire catholique du Nouvel-Ontario** be appointed to the Greater Sudbury Public Library Board for a three (3) year term ending November 30th, 2003:

Suzanne Roy

CARRIED

QUESTION PERIOD

Municom.com

Councillor Petryna advised he had spoken with the Chief Administrative Officer regarding the City of Greater Sudbury providing Members of Council with individual subscriptions to "municom.com", A.M.O.'s Information Local Government Website.

The Chief Administrative Officer advised he would follow up on the enquiry by Councillor Petryna.

Proceed Past
10:00 p.m.

2001-251 Dupuis/Callaghan: That we proceed past the hour of 10:00 p.m.

CARRIED

David Street Water
Treatment Plant

Councillor McIntaggart expressed concern regarding the quality of water filtered through the David Street Water Treatment Plant and requested Council set aside the Procedure By-law and deal with the matter at this time.

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.

David Street Water
Treatment Plant

2001-252 McIntaggart/Portelance: WHEREAS the City of Greater Sudbury recognizes the potential hazards associated with unfiltered public water supplies;

AND WHEREAS the City of Greater Sudbury is committed to upgrade its David Street Water Treatment Plant on Ramsey Lake with a state-of-the-art filtration facility, in full compliance with the Province's year 2000 Drinking Water Standards;

AND WHEREAS this initiative will cost approximately \$16.1 million, well beyond this municipality's ability to pay from either property taxes or user fees, particularly as these additional costs will impact simultaneously with partially unfunded Transition costs;

AND WHEREAS there is considerable urgency to upgrade the David Street Water Treatment Plant to meet the Provincial deadline of December 31, 2002 to upgrade unfiltered surface water sources;

David Street Water
Treatment Plant
(Continued)

NOW THEREFORE BE IT RESOLVED that the Mayor, Councillors Craig, Davey and McIntAGGART and appropriate staff attend with, and petition the Honourable Elizabeth Witmer, Minister of the Environment, the Honourable Dan Newman, Minister of Northern Development & Mines, the Honourable James Flaherty, Minister of Finance, Deputy Premier and Chair of SuperBuild, and the Honourable David Anderson, Federal Minister of the Environment, to secure Provincial and Federal funding assistance to upgrade the David Street Water Treatment Plant to ensure full compliance with Ontario Drinking Water Standards.

CARRIED

Appointments to
Greater Sudbury
Utility Inc.

Councillor Portelance questioned the process to be followed in appointing four (4) citizens to the Greater Sudbury Utility Inc. at the Council meeting of 2001-05-22.

Council agreed all applications be provided to Members of Council for consideration.

Council concurred with a recommendation by Councillor Lalonde that the City Clerk provide some criteria to be used in selecting the appointees.

In addition, the City Clerk was requested to prepare a report, with recommendations, dealing with citizen appointments for future use.

Capreol Call Centre

Councillor Davey advised the privatization of the Capreol Call Centre was imminent and requested a report as to what is happening in regard to leasing of the premises and how it would affect this municipality.

Financial Statements

Councillor Davey requested the following financial statements:

Greater Sudbury Utilities Inc. and its subsidiaries: Sudbury Hydro Inc., Greater Sudbury Telecommunications Inc. and Greater Sudbury Hydro Plus Inc. for the period November 1st, 2000 to and including April 30th, 2001; and

The former Sudbury Hydro-Electric Commission for the period January 1st, 2000 to and including October 31st, 2000.

NOTICES OF MOTIONS

Item R-2
Amendment to
Procedural By-law
2001-03

Presented by Councillor Dupuis:

That Article 22.6 (Adjournment- Continuation - automatic adjournment - exception) of Procedural By-law 2001-03, as amended, be further amended by deleting the words "*with the unanimous consent of all members present*" and substituting therefore the following words: "***unless otherwise determined by resolution passed by two-thirds of the members present***".

<u>Chair</u>	<u>DEPUTY MAYOR DOUG CRAIG, IN THE CHAIR</u>
<u>Present</u>	Councillors Callaghan; Courtemanche; Davey; Dupuis; Gainer; Kilgour; Lalonde; McIntaggart; Petryna; Portelance; Mayor Gordon
<u>City Officials</u>	J. Rule, Chief Administrative Officer; D. Belisle, General Manager of Public Works; W. Ropp, Deputy Fire Chief; C. Hallsworth, General Manager of Citizen & Leisure Services; M. Mieto, General Manager of Health & Social Services; D. Nadorozny, General Manager of Economic Development & Planning; S. Jonasson, Director of Finance/City Treasurer; R. Swiddle, Director of Legal Services; A. McCauley, Chief of Police, Greater Sudbury Police Services; T. Mowry, City Clerk; G. Ward, Council Secretary
<u>Others</u>	P. Baskcomb, Manager, Community & Strategic Planning; E. Starr, Principal, SHS Incorporated; O. Poloni, KPMG
<u>Declarations of Pecuniary Interest</u>	None declared.
<u>"In Camera"</u>	2001-253 Courtemanche/Dupuis: That we move "In Camera" to deal with those matters which fall within Article 15.5 of the Procedural Rules.

CARRIED

MATTERS ARISING FROM THE "IN CAMERA" SESSION

<u>Chair</u>	<u>HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR</u>
<u>Rise and Report</u>	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 and certain recommendations were made to the Council.
<u>Proceed Past 11:00 p.m.</u>	2001-254 Dupuis/Callaghan: That we proceed past the hour of 11:00 p.m.
<u>Social Housing Reform Act</u>	20011-255 Dupuis/Courtemanche: Whereas the <i>Social Housing Reform Act, 2000</i> transferred responsibility for public housing to municipal control effective January 1, 2001 and sets out requirements for the transfer of administration of non-profit and co-operative housing to municipal control by mid-2002; And Whereas it is necessary in accordance with the <i>Social Housing Reform Act, 2000</i> to adopt a Social Housing Transfer Plan for the administration of social housing within the City of Greater Sudbury;

CARRIED

Social Housing
Reform Act
(Continued)

Now therefore be it resolved that the Council of the City of Greater Sudbury hereby adopts the Social Housing Transfer Plan prepared by SHS Inc. dated May 1st, 2001 including the implementation budget contained therein and directs that the Social Housing Transfer Plan be submitted to the Minister of Municipal Affairs and Housing for approval, as required by the *Social Housing Reform Act, 2000*;

And Further That the federal funding of \$798,100 distributed by the province be placed in reserve for future social housing purposes;

And Further That the \$701,054 distributed by the province to discharge the province's statutory entitlements obligations also be placed in reserve for future social housing purposes;

And Further That any social housing surplus from year to year be placed in reserve for future social housing purposes.

CARRIED

Adjournment

2001-256 Callaghan/Courtemanche: That this meeting does now adjourn. Time: 11:25 p.m.

CARRIED

Mayor

Clerk