

Norman Joseph Lister  
(cont'd)

The following recommendation was presented:

2002-37 Portelance-McIntaggart: That the Taxi Hearing Committee recommends that Norman Joseph Lister be issued a Taxi Driver's Licence; and

Further that, pending adoption of these minutes by Council, the Clerk conduct a telephone and/or electronic mail poll to obtain the approval of Council in order that the Taxi Driver's Licence can be issued as soon as possible.

**CARRIED**

Hawker/Pedlar Assistant  
Licence -  
Kenneth Albert Lee

**UNDER BY-LAW 74-100 RESPECTING THE ISSUE OF  
LICENCES**

Appeal of Decision not to issue a Hawker/Pedlar Assistant's Licence - Kenneth Albert Lee

(CORRESPONDENCE WAS CIRCULATED UNDER SEPARATE COVER TO COMMITTEE MEMBERS ONLY)

The Chair advised the Applicant that the hearing could be conducted "In Camera" or in open session. The Applicant agreed the hearing be conducted in open public session.

A. Haché, Deputy City Clerk, advised Members of the Planning Committee that under the terms of provisions of sections 5 and 6 of the former City of Sudbury Licensing By-law 74-100, Mr. Lee has been refused a Hawker/Pedlar Assistant Licence (Hot Dog Cart) due to criminal convictions. The applicant appealed the decision not to issue a Hawker/Pedlar Licence and the application is before the Planning Committee for their consideration.

Mr. Lee addressed the Committee requesting reconsideration be given in granting his application and outlined reasons why he should be granted a Hawker/Pedlar's Assistant Licence.

The Committee agreed to consider his request for a Hawker/Pedlar's Assistant Licence in the open portion of the meeting.

Hawker/Pedlar Assistant  
Licence - Kenneth Albert  
Lee - (cont'd)

The following recommendation was presented:

2002-38 Portelance-McIntaggart: That the Planning Committee recommends that Kenneth Albert Lee be issued a Hawker/Pedlar Assistant's Licence; and

Further that pending adoption of these minutes by Council, the Clerk conduct a telephone and/or electronic mail poll to obtain the approval of Council in order that a Hawker/Pedlar Licence can be issued as soon as possible.

**CARRIED**

Adjournment

2002-39 Portelance-McIntaggart: That we do now adjourn.  
Time: 12:10 p.m.

**CARRIED**

---

Chair

---

Secretary

**THE SECOND MEETING OF THE PROPERTY  
STANDARDS APPEAL COMMITTEE**

Committee Room C-12  
Tom Davies Square

Monday, July 29, 2002  
Commencement: 10:00 a.m.  
Adjournment: 10:55 a.m.

CHAIR DAVE KILGOUR PRESIDING

Present Councillors Bradley, Dupuis, McIntaggart, Portelance

Staff D. Nadorozny, General Manager of Economic Development and Planning Services; V. Serafini, By-law Enforcement Officer; A. Haché, Deputy Clerk; K. Bowschar-Lische, Planning Committee Secretary

Declarations of Pecuniary Interest None declared.

**MANAGERS' REPORT**

Appeal of an Order to Remedy - Marc Menard \_\_\_\_\_ Report dated July 18<sup>th</sup>, 2002 was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding an Appeal of an Order to Remedy that was issued by a Property Standards Officer under the City of Greater Sudbury Maintenance and Occupancy Standards By-law 2001-200.

The By-law Enforcement Officer advised that a complaint was received in February, 2001, regarding a large number of vehicles, vehicle parts, tires and other articles located at 1035 Radar Road in Hanmer. The vacant building located on the property is unsecured and an accessory structure is beginning to collapse. Following investigation, charges were laid for a non-permitted use under the Valley East Zoning By-law for the operation of a vehicle salvage yard. A trial was held in January, 2002, which Mr. Menard did not attend. A fine of \$3,000 plus costs was imposed as well as an Order to Comply requesting that all vehicles and vehicle parts be removed from the property by May 31, 2002. The property was inspected again on June 3, 2002 by the By-law Enforcement Section and it was determined that the Court Order had not been complied with.

An Order to Remedy was issued on June 13, 2002, requesting Mr. Menard to secure the vacant building on the property, demolish the partially collapsed structure, remove all inoperative, partially dismantled vehicles and vehicle parts and remove various other articles (discarded lumber, freezer, pipes, furniture, garbage, etc.) Mr. Menard appealed the order and that is the reason the Committee is meeting today.

Mr. Marc Menard, owner of 1035 Radar Road in Hanmer was present. He indicated that he was previously asked to clean up the property but the court date was remanded. He was not notified of the new date and therefore did not attend. He received a registered letter following the trial that he was to pay a \$3,000 fine.

Appeal of an Order  
to Remedy  
- Marc Menard  
(cont'd)

He pointed out that all vehicles on the property are his own and one is owned by his daughter which he is repairing. As far as the rubbish on the property, he had no problem with cleaning that up but needs more time. He indicated that he is presently on compensation and only receives \$340.00 per month. He stated that he could not physically do the work within the two week period. Since the photos were taken he has removed 3 vehicles, 2 front clips, inquired about the removal of the tires and made a few trips to the landfill. He advised that if the Committee gave him 30 days to clean up, a good portion of the work would be done. If he is not given the 30 days, the property would be the City's. He also advised that he received a letter from the MOE regarding fuel tanks on the property which should be removed, but he was not given a timeframe. Ground samples were taken and there is contamination throughout the whole area. It was also noted that Mr. Menard is in tax arrears.

Committee Members expressed concern regarding liability should something happen on the property.

The By-law Enforcement Officer indicated that she had contacted the MOE and they advised they had no record of any Order issued for this address. She informed the Committee that Mr. Menard can appeal to the courts within 14 days of being notified of the decision. He must advise the City he has appealed the decision. If he does not appeal the Committee's decision, the City will proceed to clean up the property.

The following recommendation was presented:

2002-03 Dupuis-Bradley: That the Order to Remedy issued to Mr. Marc Menard of 1035 Radar Road in Hanmer be upheld.

**CARRIED**

Adjournment

2002-04 McIntaggart-Dupuis: That we do now adjourn.  
TIME: 10:55 a.m.

**CARRIED**

DEPUTY CLERK

CHAIR DAVE KILGOUR PRESIDING

**MINUTES OF THE TENDER OPENING COMMITTEE**

Committee Room C-41  
Tom Davies Square  
2002-07-09

Commencement: 2:30 p.m.  
Adjournment: 2:35 p.m.

**G. CLAUSEN, DIRECTOR OF ENGINEERING SERVICES, IN THE CHAIR**

Present

M. Hauta, Accountant; R. Norton, Coordinator of Technical Services; L. Lesar, Secretary to the Manager of Supplies & Services; B. Marrocco, Clerk/Receptionist; M. Jakubo, Co-Ordinator of Supplies & Services; A. Roy, Law Clerk

Contract 2002-MD2  
New Cobden Road  
Municipal Drain

Tenders for Contract 2002-MD2, New Cobden Road Municipal Drain {estimated at a total cost of \$111,850.00} were received from the following bidders:

<b>BIDDER</b>	<b>TOTAL AMOUNT</b>
Pioneer Construction Inc.	\$257,676.23
Lacroix Construction	\$253,539.44

A bid deposit in the form of a certified cheque, letter of credit, bid bond and/or agreement to bond accompanied each tender.

The foregoing tenders were turned over to the Coordinator of Technical Services for review and recommendation to the General Manager of Public Works who would report to City Council.

Adjournment

The meeting adjourned at 2:35 p.m.

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Secretary

T.O.C. 2002-07-09 (1)

Nickel District Conservation Authority  
Minutes of Special General Board Meeting

Wednesday, August 7, 2002

Room C-11  
Tom Davies Square

Commenced: 7:01 p.m.  
Adjourned: 7:57 p.m.

PRESENT: Ron Bradley, Chairman  
David Courtemanche  
Gerard Dalcourt  
Patricia Douglas  
Dave Kilgour  
Michael Petryna  
Bob Rogers

ALSO PRESENT: A. Bonnis  
P. Sajatovic  
L. Lachance  
A. Potvin, City of Greater Sudbury  
D. Dorland, D. S. Dorland Ltd.  
General Public (26)

1. Chair Bradley opened the meeting.
2. No declarations of conflict were declared.
3. Adoption of Minutes

June 19, 2002

Resolution 2002-40

Courtemanche - Rogers

That the minutes of the General Board meeting of June 19, 2002, as duplicated and circulated, be approved.

Carried.

4. Hearing - Section 28 of the Conservation Authorities Act (Gilbert & Louise Quenneville)

N.D.C.A. members and the general public present were advised of the procedure to be followed in conducting this Hearing under the NDCA's Fill, Construction and Alteration to Waterways Regulations. A. Bonnis commenced the Hearing with comments pertaining to the new application and the options available to members to make a decision at this Hearing. Mr. D. Dorland, Agent, for the applicants then made some remarks and

expressed satisfaction with the recommendations contained in the staff report from A. Bonnis. N.D.C.A. members had many questions for Nickel District Conservation Authority staff, and the applicant's agent. As well, members made specific comments about the complexity of this application and the sensitive nature of the area adjacent to the Vermilion River. It was pointed out that the N.D.C.A. was not dealing with any outstanding issues pertaining to public health or planning/land use in considering this specific application.

After a very thorough discussion, N.D.C.A. members agreed that the initial Section 28 Permit would be issued for a maximum period of three (3) years, expiring in 2005 at a date to be determined. The conditions of the permit will be subject to annual review by N.D.C.A. staff and full compliance by the applicant. The implications of non-compliance at any time were outlined by A. Bonnis. The length of permit renewal after 2005 will be determined at that time, based on the options available to the N.D.C.A. and in consultation with the applicant.

The following resolution was then presented.

Resolution 2002-41

Rogers - Courtemanche

That the application by Gilbert & Louise Quenneville to construct a seasonal dwelling, permit seasonal temporary structures, and place fill under Section 28 of the Conservation Authorities Act, on Parcels 7545 and 30291 S.W.S., Lots 8 & 9, Concession 1, Dowling Township, be approved, and

- 1) that a permit not be issued until a legal agreement between the applicant and the Nickel District Conservation Authority, and a development plan meeting all technical requirements of the N.D.C.A. is registered on title, with all costs to be borne by the applicant to prepare and register the agreement,
- 2) that the legal agreement entered into between the applicant and N.D.C.A. will include but not be limited to:
  - 3) one permanent seasonal dwelling
  - 4) number and location of campsites
  - 5) number of camper units per site
  - 6) limitations on period of use and operation
  - 7) access for inspection
  - 8) permit renewal conditions.

Carried.

5. In-Camera (Personnel Matter)

Resolution 2002-42

Douglas - Petryna

That we go in-camera at 7:50 p.m.

Carried.

At 7:55 p.m., the Chair reported that a personnel matter had been discussed in-camera and that a resolution would be forthcoming at this time.

Resolution 2002-43

Douglas - Dalcourt

That the four eligible full-time Nickel District Conservation Authority staff be granted the following annual salary adjustments:

- a) a 3% increase retroactive to April 1, 2002,
- b) a 3% increase effective April 1, 2003
- c) a 3% increase effective April 1, 2004, and
- d) that associated employment benefits be adjusted as required, based on the approved salary adjustments in 2002, 2003 and 2004.

Carried.

6. New Business

A. Bonnis informed members that in order to upgrade the flood forecast system software, he would have to travel to the supplier located in the United States in the near future. He explained that this is necessary in order to ensure the system continues functioning, and is more economical than having technicians from the supplier travel to Sudbury.

No other business was transacted.

7. Adjournment

Resolution 2002-44

Rogers - Courtemanche

That we do now adjourn.

Carried.

## MINUTES OF THE TENDER OPENING COMMITTEE

Committee Room C-41  
Tom Davies Square  
2002-08-13

Commencement: 2:30 p.m.  
Adjournment: 2:40 p.m.

### **D. BELISLE, GENERAL MANAGER OF PUBLIC WORKS IN THE CHAIR**

#### Present

P. Chiesa, Co-ordinator of Project Engineering; A. Roy, Law Clerk; K. O'Brien, Law Student; R. Wood, Investment Officer; A. Dagostino, Roads & Drainage Engineer; T. Mowry, City Clerk; A. Sweetman, Sewer & Water Engineer; L. Lange, Designer (Engineering); R. Delaire, Supplies & Services Co-ordinator; B. Marrocco, Clerk-Receptionist.

#### Others

S. McCool, Garson Pipe Contractors Ltd.; R. Martin, Pioneer Construction; J. Bot, Teranorth Construction & Engineering Ltd.

#### Contract 2002-7 Tender for Coronation St. Area Watermain Improvements - 2002

Tenders for Contract 2002-7, Coronation St. Area Watermain Improvements {estimated at a total cost of \$480,000.00} were received from the following bidders:

<b>BIDDER</b>	<b>TOTAL AMOUNT</b>
Garson Pipe Contractors Ltd.	\$522,976.41
Labelle Bros. Excavating	\$524,187.65
R.M. Belanger Limited	\$539,296.05
Pioneer Construction	\$531,592.16

A bid deposit in the form of a certified cheque, letter of credit, bid bond with an agreement to bond accompanied each tender.

The foregoing tenders were turned over to the Sewer & Water Engineer for review and recommendation to the General Manager of Public Works who would report to City Council.

#### Contract 2002-20 Tender for Bancroft Dr Reconstruction - 2002

Tenders for Contract 2002-20, Bancroft Dr. Reconstruction {estimated at a total cost of \$2,100,000.00} were received from the following bidders:

<b>BIDDER</b>	<b>TOTAL AMOUNT</b>
Interpaving Limited	\$2,213,644.20
Teranorth Construction	\$2,030,704.63
Leo Alarie & Sons Limited	\$2,461,262.15
Belanger Construction (1981) Ltd.	\$2,168,708.10
Pioneer Construction	\$2,157,366.88

T.O.C. 2002-08-13 (1)

A bid deposit in the form of a certified cheque, letter of credit, bid bond with an agreement to bond accompanied each tender.

The foregoing tenders were turned over to the Roads & Drainage Engineer for review and recommendation to the General Manager of Public Works who would report to City Council.

Contract 2002-23  
Tender for Highway 69  
North (M.R.80)  
Reconstruction - 2002

Tenders for Contract 2002-23, Highway 69 North (M.R.80) Reconstruction {estimated at a total cost of \$1,311,000.00} were received from the following bidders:

<b>BIDDER</b>	<b>TOTAL AMOUNT</b>
Interpaving Limited	\$1,753,109.40
Teranorth Construction	\$1,814,237.97
Pioneer Construction Inc.	\$1,542,380.06
Lafarge Materials & Construction Inc.	\$1,840,894.59
Belanger Construction (1981) Inc.	\$1,856,289.50

A bid deposit in the form of a certified cheque, letter of credit, bid bond with an agreement to bond accompanied each tender.

The foregoing tenders were turned over to the Roads & Drainage Engineer for review and recommendation to the General Manager of Public Works who would report to City Council.

Contract 2002-28  
Tender for Ester/  
Dunbar Drainage  
Improvements - 2002

Tenders for Contract 2002-28, Ester/Dunbar Drainage Improvements {estimated at a total cost of \$450,000.00} were received from the following bidders:

<b>BIDDER</b>	<b>TOTAL AMOUNT</b>
Garson Pipe Contractors	\$352,606.73
Hollaway Equipment Rental Ltd.	\$567,917.48
Pioneer Construction	\$555,744.99
Lacroix Construction	\$347,778.89
R.M. Belanger Ltd.	\$415,617.96

A bid deposit in the form of a certified cheque, letter of credit, bid bond with an agreement to bond accompanied each tender.

The foregoing tenders were turned over to the Roads & Drainage Engineer for review and recommendation to the General Manager of Public Works who would report to City Council.

Adjournment

The meeting adjourned at 2:40 p.m.

**T.O.C. 2002-08-13 (2)**

---

Chairman

---

Secretary