

**THE THIRTY-SECOND MEETING OF THE COUNCIL
OF THE CITY OF GREATER SUDBURY**

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

**Thursday, June 13th, 2002
Commencement: 4:30 p.m.**

DEPUTY MAYOR DOUG CRAIG, IN THE CHAIR

Present Councillors Bradley; Callaghan; Courtemanche; Davey; Dupuis; Gainer (A4:37 pm); Kilgour (A4:34 pm); McIntaggart; Portelance; Petryna; Mayor Gordon

City Officials M. Mieto, Acting Chief Administrative Officer; D. Belisle, General Manager of Public Works; C. Hallsworth, General Manager of Citizen & Leisure Services; D. Nadorozny, General Manager of Economic Development & Planning Services; C. Sandblom, Acting General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services and Acting General Manager, Emergency Services; R. Swiddle, Director of Legal Services/City Solicitor; S. Jonasson, Director of Finance/City Treasurer; P. Thomson, Director of Human Resources; P. Archambault, Assistant City Solicitor; T. Mowry, City Clerk; G. Ward, Council Secretary

Others J. Rook, Q.C., Blake, Cassels & Graydon

Declarations of Pecuniary Interest None declared.

"In Camera" 2002-348 Kilgour/Dupuis: That we move "In Camera" to deal with litigation and personnel matters in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2001-03 and the Municipal Act, R.S.O. 1990, c.M.45, s.55(5).

CARRIED

Recess At 6:55 p.m., Council recessed.

Reconvene At 7:02 p.m., Council moved to the **Council Chamber** to continue the regular meeting.

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

Present Councillors Bradley; Callaghan A(7:03 pm); Courtemanche; Craig; Davey; Gainer (A8:30 pm); Kilgour; McIntaggart; Portelance; Petryna

City Officials M. Mieto, Acting Chief Administrative Officer; D. Belisle, General Manager of Public Works; C. Hallsworth, General Manager of Citizen & Leisure Services; D. Nadorozny, General Manager of Economic Development & Planning Services; C. Sandblom, Acting General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services and Acting General Manager,

City Officials
(Continued)

Emergency Services; J. Cunningham, Deputy Chief of Police, Sudbury Police Service; S. Jonasson, Director of Finance/City Treasurer; R. Swiddle, Director of Legal Services/City Solicitor; A. Dagostino, Roads and Drainage Engineer; P. Aitken, Government Relations/Policy Analyst; C. Riutta, Administrative Assistant to the Mayor; N. Charette, Manager of Corporate Communications and French-language Services; C. Gore, Manager of Volunteerism and Community Development; J. Lahti, Legal Secretary; T. Mowry, City Clerk; G. Ward, Council Secretary

News Media

The Box; MCTV; Sudbury Star; CIGM

Declarations of Pecuniary Interest

None declared.

PRESENTATIONS

Item 4
Mayor & Council's 2002 Civic Awards for Volunteerism

Report dated 2002-05-21 from the General Manager of Citizen & Leisure Services regarding Mayor and Council's Civic Awards for Volunteerism was received.

Ms. N. Lacasse and Councillor Courtemanche addressed Council highlighting the background and contributions made to the community by the recipients receiving the first Mayor and Council's Civic Awards.

Mayor Gordon, on behalf of all Members of Council, presented the Mayor and Council's Civic Awards for Volunteerism to the following recipients:

Hazel (Dell) Edwards
Skead Recreation Committee
Deborah Kosher and Don Bakker - "Breakfast World"

DELEGATIONS

Item 5
Greater Sudbury Youth Strategy

Report dated 2002-06-07 from the General Manager of Economic Development & Planning Services regarding Greater Sudbury Youth Strategy was received.

Councillor Courtemanche introduced the presenters of the Greater Sudbury Youth Strategy.

Mr. S. Poland, Business Development Officer, Mr. Paul Denis and Ms. Tracey Corrigan, Designates from the "Youth Cabinet" addressed Council with an overhead presentation of the goals and objectives of the Greater Sudbury Youth Strategy.

Item 5
(Continued)

The following resolution was presented:

2002-349 Davey/Kilgour: WHEREAS a Youth Cabinet was established in conjunction with the Greater Sudbury Youth Strategy in keeping with Council's Strategic Priorities as stipulated in Rules and Procedure By-law 2002-202, Article 1.6 which speaks to "engaging young people to develop strategies for attracting and retaining youth" in our community;

NOW THEREFORE BE IT RESOLVED THAT COUNCIL APPROVE THE CREATION OF THE Greater Sudbury Youth Cabinet - through its Executive Working Group, the Group of 9 - as the liaison and resource to Council regarding youth issues in Greater Sudbury, in accordance with the mission, goals and membership as outlined in the staff report dated June 7, 2002.

RECORDED VOTE:

YEAS

NAYS

Bradley
Callaghan
Courtemanche
Craig
Davey
Kilgour
McIntaggart
Petryna
Portelance
Gordon

CARRIED

Item C-6
Sudbury & District
Labour Council

Letter from A.E. Bass, President, Sudbury & District Labour Council regarding the Ontario Electricity Coalition requesting support for a resolution calling on the Government of Ontario to cancel its plans to deregulate and privatize electricity was received.

Mr. John Filo, Past President, Sudbury & District Labour Council, and Mr. Pat Tallon, Chair, Electrical Utilities Workers Coordinating Committee, C.U.P.E., addressed Council requesting support for the cancellation of deregulation and privatization of the electricity system.

The following resolution was presented:

2002-350 Davey/Kilgour: WHEREAS our municipality cannot afford to pay any significant increase in electricity rates and any increase would have a devastating effect on the people and the economy of our community;

Item 6
(Continued)

AND WHEREAS the Government of Ontario has not been able to provide any assurances about the stability of electricity rates following privatization and deregulation;

AND WHEREAS critics of the government's plan to deregulate and privatize electricity in May 2002 predict that rates will double;

THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury publicly call on the Government of Ontario to cancel its plans to deregulate and privatize electricity.

CARRIED

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 litigation and personnel matters falling within Article 15.5 of the City of Greater Sudbury Procedural By-law 2001-03 and the Municipal Act, R.S.O. 1990, c.M.45, s.55(5) and no resolutions emanated therefrom.

PART I CONSENT AGENDA

The following resolution was presented to adopt Items C-1 to C-19 inclusive, contained in Part I, Consent Agenda:

2002-351 Davey/Kilgour: That Items C-1 to C-19 inclusive, contained in Part I, Consent Agenda, be adopted, with the exception of Item C-2, otherwise dealt with.

CARRIED

MINUTES

Item C-1
Report No. 31
C.C.
2002-05-30

2002-352 Davey/Kilgour: That Report No. 31, City Council Minutes of 2002-05-30 be adopted.

CARRIED

Item C-3
Report No. 8
Ward Boundary
2002-05-27

2002-353 Davey/Kilgour: That Report No. 8, Ward Boundary Review Committee, Minutes of 2002-05-27 be received.

CARRIED

Item C-4
Report No. 2
Convention Task
Force
2002-03-28

2002-354 Davey/Kilgour: That Report No. 2, City of Greater Sudbury Convention Centre Task Force, Minutes of 2002-03-28 be received.

CARRIED

Item C-5
N.D.C.A.
2002-05-22

2002-355 Davey/Kilgour: That the Report of the Nickel District Conservation Authority, Minutes of 2002-05-22 be received.

CARRIED

Item C-14
Contract 2002-18
Asphalt Resurfacing
Various Locations

Report dated 2002-06-05 from the General Manager of Public Works regarding Contract 2002-18: Asphalt Resurfacing, Various Locations was received.

The following resolution was presented:

2002-364 Davey/Kilgour: That Contract 2002-18, Asphalt Resurfacing (Various Locations) be awarded to Warren Bitulithic Limited, in the tendered amount of \$747,303.03.

Tender submitted by Warren Bitulithic Limited is the lowest tender meeting all contract specifications.

CARRIED

Item C-15
Contract 2002-39
Service Box Repairs,
Various Locations

Report dated 2002-06-05, with attachment, from the General Manager of Public Works regarding Contract 2002-39: Service Box Repairs, Various Locations was received.

The following resolution was presented:

2002-365 Davey/Kilgour: That Contract 2002-39 for Service Box Repairs (Various Locations) be awarded to Northern Pipe Photography Co. Ltd. in the amount of \$105,288.00, as determined by the unit prices and quantities involved, this being the lowest tender meeting all the requirements of the plans and specifications.

CARRIED

Item C-16
Contract 2002-38
Closed Circuit TV
Camera Inspection

Report dated 2002-06-05, with attachment, from the General Manager of Public Works regarding Contract 2002-38: Closed Circuit Television Camera Inspection of Sewers and Associated Services was received.

The following resolution was presented:

2002-366 Davey/Kilgour: That Contract 2002-38 for the supply of Closed Circuit Television Camera Inspection of Sewers and Associated Services, be awarded to Northern Pipe Photography Co. Ltd., in the amount of \$1,825,848.00, as determined by the unit prices and quantities involved, this being the lowest tender meeting all the requirements of the plans and specifications.

CARRIED

Item C-17
Janitorial Supplies

Report dated 2002-06-04 from the General Manager, Corporate Services and Acting General Manager, Emergency Services regarding Janitorial Supplies was received.

Item C-17
(Continued)

The following resolution was presented:

2002-367 Davey/Kilgour: That the tender for Janitorial Supplies for the City of Greater Sudbury be awarded to Reliable Maintenance Products Ltd. in the total tendered amount of \$85,238.31 per year to a maximum of five (5) years, subject upon negotiations favourable to both parties, ending June 1st, 2007, this being the lowest tender meeting all specifications.

CARRIED

Item C-18
Council Chamber
Renovations

Report dated 2002-06-07 from the General Manager, Corporate Services and Acting General Manager, Emergency Services regarding Council Chamber Renovations was received.

The following resolution was presented:

2002-368 Davey/Kilgour: That the Tender for the Council Chamber Renovations and Electrical be awarded to Build North Construction, in the amount of \$242,151.00, this being the lowest tender meeting all the requirements of the plans and specifications;

And that the audio visual component be reduced to upgrading the existing microphone system, installation of dedicated data outlets for laptop connections to the City's Local Area Network, and the installation of two ceiling mounted projectors and two fix mounted projection screens, at a cost not to exceed \$100,000.00;

And further that the Manager of Supplies and Services be authorized to obtain quotations for the reduced audio visual components and to purchase same at a cost not to exceed \$100,000.00.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-19
Homemakers &
Nurses Services Act

Report dated 2002-06-03, with attachment, from the Acting General Manager of Health & Social Services regarding Homemakers and Nurses Services Act - Ukrainian Seniors Centre was received.

The following resolution was presented:

2002-369 Davey/Kilgour: WHEREAS the Minister of Health and Long Term Care will fund the Ukrainian Seniors Centre for the provision of homemaking services under the Homemakers and Nurses Services Act;

AND WHEREAS Ukrainian Seniors Centre has agreed to pay the 20% municipal program cost;

AND WHEREAS the Ministry of Health and Long Term Care has agreed to pay the remaining 80% program cost;

Item C-19
(Continued)

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury enter into an agreement with the Ukrainian Seniors Centre to provide homemaking and nursing services under the Act until such time as the Ministry of Health and Long Term Care can secure full funding.

CARRIED

Item C-2
Report No. 1
Planning Committee
2002-06-11

Council concurred with a request by Councillor Bradley that Recommendation 2002-13 (conditional approval to permit a private campground) contained in Report No. 1, Planning Committee, be **deferred** pending a meeting with the Nickel District Conservation Authority.

2002-370 Davey/Kilgour: That Report No. 1, Planning Committee Minutes of 2002-06-11 be adopted, with the exception of Recommendation 2002-13, otherwise dealt with.

CARRIED

BY-LAWS

2002-155A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF JUNE 13, 2002

2002-156Z 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

Planning Committee Meeting of June 11, 2002.

(This By-law rezones the subject property to Rural Special to permit the establishment of a 19 acre pit in the central portion of the subject property - Falconbridge Limited, Lockerby Mine Access Road, Township of Fairbank.)

2002-157Z 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-303, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF WALDEN

Committee of the Whole Planning Resolution 2002-86.

(This By-law rezones the subject property to Rural Special to permit a lawn care, landscaping and irrigation business and related accessory uses on the subject property together with the residence of the business owners. R. & M. Hargan - 115 Finnwoods Road, Lively.)

- 2002-158Z 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
- Planning and Development Committee of the former Regional Municipality of Sudbury Resolution # 2000-41.
- (This By-law rezones the subject property to "A-16", Special Agricultural Reserve to permit the processing, storage and retail sale of firewood in addition to all other "A" zone uses. Further, 'Special' by-law requirements establish the "lot frontage" for by-law administration purposes, permit the existing building locations, and establish that a building may be erected on a lot which does not have frontage on a public road subject to right-of-way requirements. R. Trepanier, 5210 Highway 69 North, Val Therese)
- 2002-159F 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2002-18F RESPECTING CONSTRUCTION, DEMOLITION, CHANGE OF USE PERMITS, INSPECTIONS AND FEES
- Committee of the Whole - Planning Resolution 2002-64
- (This By-law provides for joint development fees for the Nickel District Conservation Authority and also implements the changes directed by Council in the Budget sessions.)
- 2002-160F 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO ESTABLISH FEES FOR CERTAIN SERVICES PROVIDED BY THE CITIZEN AND LEISURE SERVICES DEPARTMENT
- (This By-law amalgamates the bus fees, and arena ice fees into one By-law and updates the fees in accordance with Council's budget decisions.)
- 2002-161T 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO TEMPORARILY CLOSE EDWARD AVENUE IN THE FORMER TOWN OF NICKEL CENTRE, NORTH OF CONCESSION STREET TO VEHICULAR TRAFFIC TO FACILITATE THE ST. PAUL THE APOSTLE STREET DANCE
- Report dated 2002-06-04 from General Manager of Public Works
- 2002-163 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE TO CORNERSTONE COMMUNITY CHURCH OF PARCEL 28825 S.W.S., NIEMI ROAD, IN THE FORMER TOWN OF WALDEN
- Planning Committee Meeting of June 11, 2002.

- 2002-164 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE TO DAVE NORMAN OF 84B BALSAM STREET, COPPER CLIFF
- Planning Committee Meeting of June 11, 2002.
- 2002-166A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT BETWEEN HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF ONTARIO AS REPRESENTED BY THE MINISTER OF TRANSPORTATION
- (This By-law authorizes an agreement with the MTO for processing of license plate information for parking tickets. It replaces the previous agreements with the former municipalities.)
- 2002-167A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT BETWEEN THE CITY OF GREATER SUDBURY AND ERNEST MILLER AND TAMMY MILLER
- Report dated 2002-05-28 from the General Manager of Corporate Services, and Acting General Manager of Emergency Services
- 2002-168A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN EXTENSION AGREEMENT BETWEEN THE CITY OF GREATER SUDBURY AND HUMBLE HOLDINGS CORP.
- Planning Committee meeting of June 11, 2002
- 2002-169Z 3 BEING 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
- Committee of the Whole - Planning Resolution 2002-18
- (This By-law rezones the subject property to "R6-12", Special Established Residential to permit a 'personal fitness training studio'. The "R6-12", Special Established Residential zone would permit all "R6", Established Residential zone uses as well as all "C2", General Commercial zone uses and signs. Riverside Cardiac Clinic Inc., 336 Riverside Drive, Sudbury.)
- 2002-170Z 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-302, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF RAYSIDE-BALFOUR
- Planning Committee meeting of June 11, 2002
- (This By-law repeals By-law 96-127Z which removes the "H" designation and returns the property to its original "C2" zoning. Caisse Populaire Azilda Inc., 43 Notre Dame Street, Azilda.)

2002-171A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT BETWEEN THE CITY OF GREATER SUDBURY AND ONTARIO REALTY CORPORATION FOR 199 LARCH STREET

(This By-law authorizes a Lease Agreement for space on the 6th floor of 199 Larch Street as approved in the budget.)

1st & 2nd Reading

2002-371 Davey/Kilgour: That By-law 2002-155A to and including By-law 2002-161T, By-law 2002-163, By-law 2002-164, By-law 2002-166A to and including By-law 2002-171A be read a first and second time.

CARRIED

3rd Reading

2002-372 Davey/Kilgour: That By-law 2002-155A to and including By-law 2002-161T, By-law 2002-163 By-law 2002-164, By-law 2002-166A to and including By-law 2002-171A be read a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-20
Designated Night
Landing Sites

Report dated 2002-05-28 from the General Manager, Corporate Services and Acting General Manager, Emergency Services regarding Designated Night Landing (Helicopter) Sites was received for information.

Item C-21
Pilot Project -
Emergency Medical
Services Training
Innovation

Report dated 2002-06-03 from the General Manager, Corporate Services and Acting General Manager, Emergency Services regarding Pilot Project - Emergency Medical Services Training Innovation was received for information.

Item C-22
2002 Garlic Festival
Barricading

Report dated 2002-06-05, with attachment, from the General Manager of Public Works regarding 2002 Garlic Festival Barricading was received for information.

Item C-23
Ella Lake & Centennial
Park Operating
Agreements

Report dated 2002-06-03 from the General Manager of Citizen & Leisure Services regarding Ella Lake and Centennial Park Operating Agreements was received for information.

PART II
REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
Provincial Offences
Court Operation

Report dated 2002-06-03 from the General Manager, Corporate Services and Acting General Manager, Emergency Services regarding Provincial Offences Court Operations was received.

The following resolution was presented:

2002-373 Davey/Kilgour: That the City of Greater Sudbury authorize the hiring of two additional POA staff on a six-month temporary basis to undertake fine collection activity that the City of Greater Sudbury has acquired from the Ministry of the Attorney General at an estimated cost of \$50,000, to be funded from the recovery of unpaid fines.

CARRIED

QUESTION PERIOD

Road Salt

Councillor Portelance noted that during budget deliberations, the decision to reduce/eliminate road salt was approved and she emphasized the need to inform the public of this matter.

Mayor Gordon advised a report would be brought to Council by the General Manager of Public Works in late August or early September at which time there would be a further opportunity to review this matter.

Tax Bills

Councillor Portelance expressed concern regarding one instalment for the final payment of tax bill for the year 2003.

The General Manager, Corporate Services and Acting General Manager, Emergency Services advised a campaign would be initiated in the fall that would prepare and notify the residents about the tax payments for 2003. Recommendations to participate in the Pre-Authorized Payment Plan (PAP) would be included. A report would be brought back to Council of the participation rate in the PAP which should alleviate many of the concerns for the single payment date.

Council concurred with Mayor Gordon's recommendation that this matter be addressed at the Priorities Committee meeting scheduled for June 26th, 2002.

Oil Spill - Penage
Lake Road

Councillor McIntaggart advised an oil spill had been reported to him on Penage Lake Road and requested that samples of the spill be taken and forwarded to the forensics lab for analysis. He further recommended that the offender, if identified, be prosecuted.

Oil Spill
(Continued)

The General Manager of Public Works advised the spilled material had been identified, material was applied to absorb the spill and that the name of the driver of the vehicle had not as yet been identified.

Road Maintenance

Councillor Gainer expressed concern regarding the lack of road maintenance and development in the outlying areas. The level of maintenance on the roads was reduced in the year 2001 and due to budget decisions, no road grading, patching or maintenance of any kind would be provided in the year 2002.

Mayor Gordon suggested this matter be included on the Priorities Committee Agenda (Community Viability) for discussion.

Cemeteries

Councillor Bradley expressed concern regarding the level of maintenance at the various cemeteries and suggested this matter also be included on the Priorities Committee Agenda.

Senior Staff Positions

Councillor Davey requested a report for the next Council meeting to set out the process to appoint a hiring committee to recruit a candidate to fill the position of the Chief Administrative Officer.

Councillor Craig suggested a Hiring Committee composed of the Mayor and one Councillor from each of the six Wards be appointed.

Adjournment

2002-374 Davey/Kilgour: That this meeting does now adjourn.
Time: 9:30 p.m.

CARRIED

Mayor

Clerk