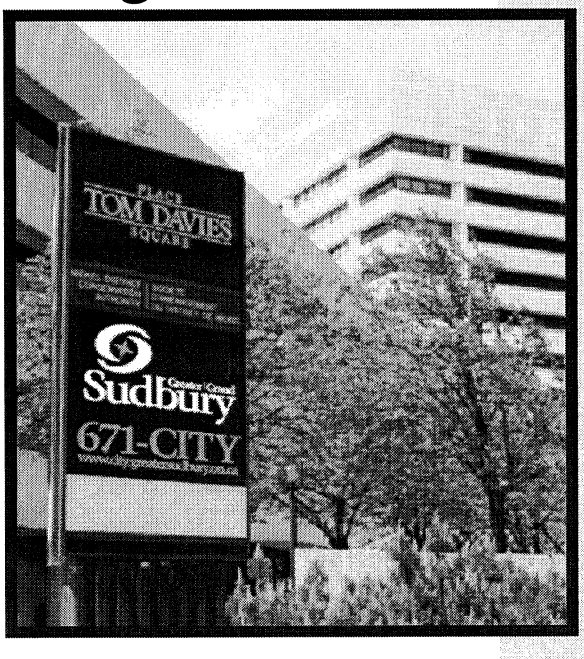
Vision: *The City of Greater Sudbury is a growing, world-class community bringing talent, technology and a great northern lifestyle together.*

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 du Nord.*

Agenda
Ordre du jour



For the City Council Meeting to be held

Pour la réunion du Conseil municipal qui aura lieu

on Tuesday, August 12th, 2003

mardi 12 août 2003

at 7:00 p.m

à 19 h

Council Chamber
Tom Davies Square

dans la Salle du Conseil
Place Tom Davies

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Regular Council

Agenda

For The City Council Meeting
To Be Held On
TUESDAY, AUGUST 12, 2003
COUNCIL CHAMBER
Tom Davies Square

7:00 p.m.

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

(56th)

Greater | Grand Sudbury
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City Council Agenda

For the Regular Meeting of City Council
*to be held on **Tuesday, August 12, 2003 {Summer Schedule}** at 7:00 p.m.*
in the Council Chamber, Tom Davies Square

4:30 P.M. **COMMITTEE OF THE WHOLE - "IN CAMERA"**
COMMITTEE ROOM C-11, TOM DAVIES SQUARE
To deal with: Personnel, Properties and Legal 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.city.greatersudbury.on.ca.

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

PUBLIC HEARINGS

{NONE}

DELEGATIONS

4. Report dated August 1, 2003, with attachments, from the General Manager of Citizen and Leisure Services regarding Municipal Alcohol Policy.
(RESOLUTION PREPARED) {POWER POINT PRESENTATION} **1 - 14**

- Richard Ahola, Manager of Municipal Arenas and Community Centres
- Heather Salter, Deputy City Solicitor
- David Canniff, Risk Management/Insurance Officer
- Ron Roy, Action Sudbury
- Ghislaine Goudreau, Sudbury & District Health Unit
- Reggie Caverson, Centre for Addiction and Mental Health

MATTERS ARISING FROM THE "IN CAMERA" SESSION

At this point in the meeting, Deputy Mayor Portelance 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: 2003-08-12

At this point in the meeting, Council will consider, by way of one resolution, the recommendations adopted by the Planning Committee. Any questions regarding the recommendations should be directed to Councillor Bradley, Chair, Planning Committee.
(RESOLUTION PREPARED)

PART I - CONSENT AGENDA

(RESOLUTION PREPARED adopting resolutions for Items C-1 to C-23 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.)

PART I - CONSENT AGENDA (continued)

MINUTES

C-1 Report No. 55, City Council, Minutes of July 8, 2003.
(RESOLUTION PREPARED - MINUTES ADOPTED) **M.1 - 17**

C-2 Report No. 20, Planning Committee, Minutes of July 8, 2003.
(RESOLUTION PREPARED - MINUTES ADOPTED) **M.18 - 27**

C-3 Report No. 2, Taxi & Limousine Review Minutes of July 7, 2003.
(RESOLUTION PREPARED - MINUTES ADOPTED) **M.28 - 31**

C-4 Report No. 3, Taxi & Limousine Review Minutes of August 11, 2003.
(RESOLUTION PREPARED - MINUTES ADOPTED) **{TO BE TABLED}**

C-5 Report No. 5, Sudbury & District Board of Health, Minutes of May 15, 2003.
(RESOLUTION PREPARED - MINUTES RECEIVED) **M.32 - 38**

C-6 Report of Tender Opening Committee, Minutes of July 29, 2003
(RESOLUTION PREPARED - MINUTES RECEIVED) **M.39 - 40**

C-7 Report of Tender Opening Committee, Minutes of August 5, 2003
(RESOLUTION PREPARED - MINUTES RECEIVED) **M.41 - 42**

C-8 Report of Tender Opening Committee, Minutes of August 6, 2003
(RESOLUTION PREPARED - MINUTES RECEIVED) **M.43 - 44**

TENDERS

C-9 Report dated August 8, 2003 from the General Manager of Economic Development & Planning Services regarding Personnel - Animal Control Service Delivery Options.
(RESOLUTION PREPARED) **15 - 17**

This report reviews the tender for Animal Control and Pound Services for the period 2003 to 2006.

C-10 Report dated August 6, 2003 from the General Manager of Public Works regarding Contract 2003-3: MR 35 Watermain Loop.
(RESOLUTION PREPARED) **18 - 19**

C-11 Report dated August 6, 2003 from the General Manager of Public Works regarding Contract 2003-5: Henri Street Area W atermain.
(RESOLUTION PREPARED) **20 - 21**

C-12 Report dated August 7, 2003 from the General Manager of Public Works regarding Contract 2003-22: LaSalle Boulevard Roadway Upgrading from Lauzon Avenue to Attlee Avenue.
(RESOLUTION PREPARED) **22 - 23**

C-13 Report dated August 6, 2003 from the General Manager of Public Works regarding Contract 2003-25: Lorne Street at Big Nickel Road, Bridge Rehabilitation.
(RESOLUTION PREPARED) **24 - 25**

PART I - CONSENT AGENDA (continued)

TENDERS (continued)

C-14 Report dated August 5, 2003 from the General Manager of Public Works regarding Contract 2003-36: Wahnapitae Sewage Lagoon Perimeter Fencing.
(RESOLUTION PREPARED) **26 - 27**

C-15 Report dated August 5, 2003 from the General Manager of Citizen & Leisure Services regarding Purchase of Used Transit Buses
(RESOLUTION PREPARED) **28 - 31**

ROUTINE MANAGEMENT REPORTS

C-16 Report dated July 24, 2003 from the General Manager of Citizen & Leisure Services regarding Dasher Board System at Coniston Arena.
(RESOLUTION PREPARED) **32 - 33**

This report requested capital funding approval for rink board upgrades.

C-17 Report dated August 1, 2003 from the General Manager of Citizen & Leisure Services regarding Elgin Street Renewal - Phase II.
(RESOLUTION PREPARED) **34 - 40**

This report recommends a funding partnership with the Metro Centre Management Board to carry out the Elgin Street Phase II street scape improvements.

C-18 Report dated August 1, 2003, with attachments, from the General Manager of Public Works regarding Disposal of Surplus Fill, Dalron Construction (South Bay Road & Paris Street) and Maria Zimany (Treeview Road) and William Day Construction (M.R. #35).
(RESOLUTION PREPARED) **41 - 64**

C-19 Report dated August 1, 2003, with attachments, from the General Manager of Public Works regarding Trillium Municipal Drain Branch "D".
(RESOLUTION PREPARED) **65 - 69**

This report recommends that the City of Greater Sudbury accept the petition submitted by landowners within the area of Part of Lot 7, Concession 2, Rayside Township, which was filed May 30, 2003 and appoint K. Smart as drainage engineer for this project.

C-20 Report dated August 1, 2003, with attachments, from the General Manager of Public Works regarding Disposal of Surplus Fill, Idylwylde Golf & Country Club (Ramsey Lake Road).
(RESOLUTION PREPARED) **70 - 78**

C-21 Report dated August 8th, 2003, with attachments, from the General Manager of Economic Development & Planning Services regarding Special Occasion Permit for the Onaping Falls Tri-Sport Association.
(RESOLUTION PREPARED) **79 - 83**

PART I - CONSENT AGENDA (continued)

TELEPHONE POLLS

C-22 Report dated July 17, 2003, with attachments, from the General Manager, Corporate Services and the Director of Legal Services/City Solicitor regarding Telephone Poll, July 16, 2003 - Special Occasion Permit Application for Liquor License Extension, Caruso Club International Soccer Tournament
(RESOLUTION PREPARED) **84 - 85**

C-23 Report dated July 16, 2003, with attachments, from the General Manager of Corporate Services regarding Telephone Poll, July 17, 2003 - Exemption to Chapter 776 (former City of Sudbury Municipal Code) Noise By-law, Canadian Pacific Railway - Operational Requirements - Change of Hours.
(RESOLUTION PREPARED) **86 - 87**

BY-LAWS

2003-3 3 A BY-LAW OF THE CITY OF GREATER SUDBURY FOR THE LICENSING, REGULATING AND GOVERNING OF TAXI, LIMOUSINE, AND SHUTTLE TRANSPORTATION

(See Minutes of Taxi By-law Committee meeting of 2003-08-06)

2003-141T 3rd A BY-LAW OF THE CITY OF GREATER SUDBURY TO CHANGE THE NAME OF SOLIDARITY LANE TO BRIAN MCKEE LANE AND TO GIVE THE NAME OF SOLIDARITY LANE TO AN UNOPENED LANE NORTH OF VAN HORNE STREET

Report dated 2003-08-05 from the General Manager of Public Works. **88 - 93**

2003-177A 3 A BY-LAW OF THE CITY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF AUGUST 12, 2003

2003-178A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE TRAFFIC AND PARKING BY-LAW 2001-1

(This By-law updates the list of enforcement officers to be supplied by this City's Contractor, Hi-Tec Security Investigations Ltd.)

2003-179A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH CBI PHYSIOTHERAPY AND REHABILITATION SERVICES FOR PHYSIOTHERAPY SERVICES

Council Resolution No. 2003-338

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

2003-180A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH SUDBURY AUDIOLOGY CLINIC FOR AUDIOLOGY SERVICES

Council Resolution No. 2003-338

2003-181A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH MDS INC. FOR LABORATORY SERVICES

Council Resolution No. 2003-338

2003-182A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH NORTHERN ONTARIO PODIATRY CLINIC FOR PODIATRY SERVICES

Council Resolution No. 2003-338

(By-law 2003-179A to By-law 2003-182A pertain to agreements for services to Pioneer Manor.)

2003-183A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH FIRST NATION COUNCILS FOR THE DISPOSAL OF WASTE

Council Resolution No. 2003-341

2003-184A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH THE MUNICIPALITY OF MCDOUGALL TO ACCEPT AND TREAT LANDFILL LEACHATE

Council Resolution No. 2003-339

2003-185Z 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 Recommendation 2003-107

(This By-law rezones the subject property to Single Residential to permit the subdivision of the site into 20 lots for single residential use. The subject property is also subject to Subdivision Approval-Broder-Sudbury Developments, Algonquin Road.)

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

2003-186Z 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 2003-80

(This By-law rezones the subject lands "R1.D17-16", Special Single Residential and "P", Public Park, as the case may be, to permit the development of a 32 lot single residential subdivision. The "R1.D17-16", Special Single Residential zone establishes the structure which is erected for the exclusive purpose of providing noise attenuation and may be located in a required exterior yard or any other yard. The "P", Public Park zoned lands identify property which is to be dedicated to the City of Greater Sudbury for public parkland purposes. - Donnelly Drive/Municipal Road #86, Garson)

2003-187Z 3 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 Recommendation 2003-46

(This By-law rezones the subject property to "R1.D18", Single Residential to permit the creation of three lots for single residential use. Clement and Roma Mainville, Leroux Street, Chelmsford.)

2003-188Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND CITY OF VALLEY EAST

Planning Committee meeting of August 12, 2003

(This By-law removes the "H", Holding Symbol from the subject lands the result of which shall be that they are zoned "C2", General Commercial. (Roman Catholic Episcopal Corporation of the Diocese of Sault Ste. Marie/Dalron Construction Limited, 3080 Highway 69 North, Val Caron)

2003-189A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAWS 2003-170A AND 2003-171A FOR A COLLABORATION AGREEMENT WITH TOROMONT ENERGY LTD. FOR THE SUDBURY DISTRICT ENERGY CORPORATION

(This By-law amends the two By-laws passed by Council at its last meeting in order to clarify that the Collaboration Agreement and related documents are with both the SDEC and Toromont Energy Limited.)

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

2003-190 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO REPEAL CERTAIN BY-LAWS

(This By-law repeals a Tax Extension Agreement By-law 2003-163F that was not required and an Official Plan Amendment By-law 2001-282P and corresponding Rezoning By-law 2001-283Z which were overturned by the Ontario Municipal Board. - Gord Hope Custom Crushing.)

2003-191A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2003-145A CONCERNING CONTINUING SICK LEAVE CREDIT GRATUITIES FOR CERTAIN EMPLOYEES OF THE CITY OF GREATER SUDBURY

(This By-law amends the continuing sick leave policy to include a Schedule for the Greater Sudbury Police Service.)

2003-192A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AMENDING AGREEMENT WITH SURE BENEFITS CONSULTING INC.

(This By-law authorizes an amendment to the Agreement to include a sick leave study on behalf of the Greater Sudbury Police Service as part of the services to be delivered.)

2003-193A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE ANNUAL AGREEMENTS WITH THE GREATER SUDBURY HOUSING CORPORATION TO PROVIDE SUMMER RECREATIONAL PROGRAMMING AT 1960C PARIS STREET, SUDBURY

Report dated 2003-08-05 from the Acting General Manager of Citizen and Leisure Services. **94 - 95**

2003-194A 3 A 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 appoints the Fire Chief as District Fire Co-Ordinator, up-dates the list of Deputy Fire Chiefs, up-dates the list of Deputy Clerks in the Citizen Service Centres and appoints an Administrator and Deputy Administrator for the Greater Sudbury Housing Corporation.)

Report dated 2003-07-25 from the General Manager of Economic Development and Planning Services regarding the Appointment of an Administrator and Deputy Administrator for Social Housing. **96 - 98**

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

2003-195T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1 TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY

Report dated 2003-08-01, with attachments, from the General Manager of Public Works **99 - 114**

(This By-law corrects a reference in the original By-law to the South End of Arnold Street, Sudbury. This By-law further provides for permanent parking provisions for Drinkwater Street, Sudbury.)

2003-196T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1 TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY

Report dated 2003-08-01, with attachments, from the General Manager of Public Works **115 - 118**

(This By-Law designates Oak Avenue and East Street in Coniston as through streets and provides for various stop signs.)

2003-197Z 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

(This by-law does not change the zoning classification. Rather, this by-law changes the density factor of the whole of the subject property from D.10 to D.15. The density factor is expressed as the maximum number of dwelling units per hectare, D.15 being 15 dwelling units per hectare. This density factor permits certain lots in a proposed 72 lot subdivision to have a minimum lot size of 666.7 m^2 (7,176 sq. ft.)

This By-law also assigns a Single Residential Special zoning to two areas within the proposed subdivision to allow eight cul-de-sac lots in the proposed subdivision to have minimum lot frontages of 16.3 m (3.5 feet) - Dalron Construction Limited - Twin Lakes Subdivision.)

2003-198 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PART OF PARCEL 26293A SUDBURY WEST SECTION TO THE SUDBURY CATHOLIC DISTRICT SCHOOL BOARD

Planning Committee meeting of August 12, 2003.

2003-199A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT WITH THE SUDBURY TRAIL PLAN

Planning Committee meeting of August 12, 2003.

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

2003-201A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT WITH SUDBURY YACHT CLUB

Planning Committee meeting of August 12, 2003.

2003-202A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN EXTENSION AGREEMENT WITH HUMBLE HOLDINGS CORP.

Planning Committee meeting of August 12, 2003.

2003-203Z 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 meeting of August 12, 2003

(This By-law rezones the subject property to Outdoor Recreation Special to permit an advertising ground sign with a maximum height of 6.1m and a maximum area of 23.4m^2. The sign is to advertise the adjoining golf course and related accessory uses. - Yenway Golf Inc./City of Greater Sudbury, Part 9, Plan 53R-15898, Lot 11, Concession 1, Township of Garson.)

2003-204Z 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 August 12, 2003

(This By-law rezones the subject property to Single Residential to permit 17 lots for single residential use. Nine of the proposed lots result from Consent Applications B59/2003 to B62/2003, B65/2003 and B66/2003. Eight of the proposed lots are to be added to the draft approved plan of subdivision on Parcel 47429 to the east of the subject property. - 1085903 Ontario Limited/City of Greater Sudbury - Lots 113, 114, 115, Part of Block "A" and Part of Louisa Drive, Plan M-403, and Part of Parcel 47429 SES, in Lots 3 and 4, Concession 6, Township of Broder, City of Greater Sudbury (Louisa Drive))

2003-205 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE A PART OF RIDEAU AVENUE, CONISTON, TO DECLARE IT SURPLUS AND TO AUTHORIZE ITS SALE IN ACCORDANCE WITH THE PURCHASING BY-LAW

Planning Committee meeting of August 12, 2003.

2003-206 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE A PART OF BEECH STREET, SUDBURY, TO DECLARE IT SURPLUS AND TO AUTHORIZE ITS SALE IN ACCORDANCE WITH THE PURCHASING BY-LAW

Planning Committee meeting of August 12, 2003.

PART I - CONSENT AGENDA (continued)

CORRESPONDENCE FOR INFORMATION ONLY

C-24 Report dated August 5, 2003 from the Acting General Manager of Citizen & Leisure Services regarding Security at the Downtown Transit Terminal **119 - 122**

The report provides information related to the collaborative efforts of Greater Sudbury Transit and the Police Department in addressing the security issues at the Downtown Transit Centre.

C-25 Report dated August 1, 2003 from the Chief Administrative Officer regarding Charities Task Force Membership **123 - 125**

This report provides information on the Charities Task Force Membership and first meeting.

C-26 Report dated August 1, 2003 from the Chief Administrative Officer regarding Update on City of Greater Sudbury's Accessibility Plan **126 - 129**

C-27 Report dated August 8, 2003, with attachment, from the General Manager of Corporate Services regarding the recent court challenge to the City of Greater Sudbury Smoking By-law 2001-7L **130 - 148**

PART II - REGULAR AGENDA

REFERRED AND DEFERRED MATTERS

{NONE}

MANAGERS' REPORTS

R-1 Report dated July 7, 2003 from the Acting General Manager of Emergency Services regarding Emergency Services Department Purchase of Time and Attendance/Scheduling and Payroll Integration System Software.
(RESOLUTION PREPARED) **149 -151**

This report recommends the purchase of Integrated Time and Attendance Payroll Software from Kronos Computerized Time Systems Inc. Canada, for the Emergency Services Department.

R-2 Report dated August 7, 2003 from the General Manager of Economic Development & Planning Services regarding the Trillium Centre.
(RESOLUTION PREPARED) **152 - 157**

This report offers two proposed options to deal with the ongoing development of the Trillium Centre.

R-3 Report dated July 31, 2003 from the General Manager of Economic Development & Planning Services regarding Options for the Greater Sudbury Housing Corporation.
(RESOLUTION PREPARED) **158 - 165**

This report is regarding amending Resolution 2001-177 to reflect the new options selected by Council.

PART II - REGULAR AGENDA (continued)

MANAGERS' REPORTS (continued)

R-4 Report dated August 7, 2003 from the General Manager of Public Works regarding Contract 2003-53: Panache Lake Road Emergency Culvert Replacement.
(RESOLUTION PREPARED) **166 - 168**

R-5 Report dated August 6, 2003 from the General Manager of Public Works regarding Updating Flat Rate Tipping Fees.
(RESOLUTION PREPARED) **169 - 170**

This report is regarding the expansion of Flat Rate Tipping Fee Schedule.

R-6 Report dated August 6, 2003 from the General Manager of Public Works regarding Water and Gas Monitoring: Landfill Sites.
(RESOLUTION PREPARED) **171 - 172**

This report is regarding the work to be done as per recommendations in annual water and gas reports at various landfill sites.

R-7 Report dated August 5, 2003, with attachments, from the General Manager of Public Works regarding Small Municipal Water Systems.
(RESOLUTION PREPARED) **173 - 199**

This report is recommending that City of Greater Sudbury staff proceed with the necessary upgrading of municipally operated private water systems, with funding to be provided from the 2003 and 2004 Capital allocation for water.

R-8 Report dated August 6, 2003, with attachment, from the General Manager of Public Works regarding Flour Mill Business Improvement Area, Painting of Murals.
(RESOLUTION PREPARED) **200 - 202**

This report is recommending that the City of Greater Sudbury permit the painting of murals on the Leslie Street bridge abutments by the Flour Mill Business Improvement Area.

MOTIONS

R-9 **Presented by Councillor Bradley:**

WHEREAS the City of Greater Sudbury has been working with the Automotive Transportation Service regarding the installation of "no engine brake" signs to reduce engine compression brake noise on truck routes on City roads in the Sudbury area; and

WHEREAS the program with the Automotive Transportation Service has been successful and the number of complaints regarding engine brake noise on City roads has been reduced as a result of the program; and

WHEREAS similar complaints have been received from residents on Highway 144 regarding engine brake noise; and

WHEREAS Highway 144 falls under the jurisdiction of the Provincial Ministry of Transportation;

MOTIONS (continued)

THEREFORE BE IT RESOLVED that City Council petition the Ministry of Transportation to enter into a similar program with the Automotive Transportation Service to have "no engine brake" signs installed along MTO highways in the City of Greater Sudbury where complaints have been received concerning engine brake noise; and

That this resolution be forwarded to the Minister of Transportation, the Sudbury Office of the Ministry of Transportation, the Sudbury Branch of the Automotive Transportation Service and our local MPPs.

R-10 **Motion of Reconsideration - Presented by Councillor Petryna**

THAT By-law 2003-167T "A By-law of the City of Greater Sudbury to amend By-law 2001-1 to regulate traffic and parking on roads in the City of Greater Sudbury" be reconsidered.

(Council's Procedure By-law provides that where a motion of reconsideration is made at a meeting subsequent to that at which the question to be reconsidered was previously dealt with, the matter shall not be dealt with unless **two-thirds of the Members present** pass a motion of reconsideration to do so. Debate on the motion for reconsideration must be confined to reasons for or against reconsideration.

In the event that Councillor Petryna's motion of reconsideration is adopted by Council, the next item of business will be By-law 2003-207T, to repeal By-law 2003-167T. It is expected that Councillor Petryna will then table a motion to hold By-law 2003-207T until comments are received from Minnow Lake Community Action Network as part of its master plan for bicycle paths in the Minnow Lake area of the City of Greater Sudbury.)

2003-207T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1 TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY

(This By-law repeals By-law 2003-167T which designated the centre lane on Bancroft Drive between the Kingsway and Water view Apartments for two way left turns.)

R-11 **Presented by Councillor Portelance:**

WHEREAS many serious accidents and fatalities have occurred over the years at the Canadian National Railway Company`s Mile 263.18 Bala Subdivision crossing on Maley Drive, Sudbury;

AND WHEREAS correspondence has been received regarding concerns about the safety of pedestrians and motorists using this crossing and the need for gates to be installed to prevent such accidents and fatalities;

AND WHEREAS freight trains are apparently allowed to travel at 55 miles per hour, and passenger trains are allowed to travel at 65 miles per hour at this intersection, which speeds are well in excess of allowed travel speeds at other intersection within the boundaries of the City of Greater Sudbury;

PART II - REGULAR AGENDA (continued)

MOTIONS (continued)

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury petition the Canadian National Railway Company to install signalized railway crossings ("Wig-Wags") and reduce the speed of its trains at this crossing;

AND FURTHER THAT copies of this resolution be forwarded to Mr. E. Hunter Harrison, President of the Canadian National Railway Company, the Honourable David Collenette, Minister of Transport, Mr. Camille Thériault, Chairman, Transportation Safety Board of Canada, and to all local Members of Parliament.

Letter dated August 6, 2003, with attachment, from Deputy Mayor Louise B. Portelance regarding a request for support for the installation of signalized railway crossings at Mile 263.18 of CNR's Bala Subdivision at Maley Drive, Sudbury **203 - 206**

ADDENDUM

CIVIC PETITIONS

QUESTION PERIOD

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.}

2003-08-08

THOM M. MOWRY
CITY CLERK

CORRIE-JO CAPORALE
COUNCIL SECRETARY

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Ordre du jour

Pour la réunion du Conseil municipal
qui aura lieu le ***mardi, 12 août 2003 {Calendrier estival}*** **à 19 h**
dans la salle du Conseil, Place Tom Davies

16 h 30 **COMITÉ PLÉNIER - RÉUNION «À HUIS CLOS»**
SALLE DU COMITÉ C-11, PLACE TOM DAVIES
Objet de la réunion : Questions de personnel, de propriétés et de litiges.

19 h **RÉUNION DU CONSEIL MUNICIPAL**
SALLE DU CONSEIL, PLACE TOM DAVIES

(VEUILLEZ FERMER 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'assistance 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 (TTY) (705) 688-3919. On peut consulter l'ordre du jour au site Internet de la Ville à l'adresse suivante www.city.greatersudbury.on.ca.

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

AUDIENCES PUBLIQUES

{AUCUNE}

DÉLÉGATIONS

4. Rapport de la directrice générale des Services aux citoyens et des Loisirs daté du 1er août 2003 et accompagné de pièces jointes, au sujet de la politique municipale en matière d'alcool.
(RÉSOLUTION PRÉPARÉE) {PRÉSENTATION POWER POINT} **1 - 14**

- Richard Ahola, gestionnaire des Arénas et des centres communautaires
- Heather Salter, adjointe à l'avocat municipal
- David Canniff, agent de Gestion des risques/assurance
- Ron Roy, Action Sudbury
- Ghislaine Goudreau, Services de santé publique de Sudbury et du district
- Reggie Caverson, Centre for Addiction and Mental Health

QUESTIONS DÉCOULANT DE LA SÉANCE À HUIS CLOS

À cette étape de la réunion, l'Adjointe au maire Portelance se lèvera pour rapporter 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 12 AOÛT 2003

À cette étape de la réunion, le Conseil examinera, au moyen d'une résolution, les recommandations adoptées par le Conseil de planification. Toute question portant sur de telles recommandations devrait être adressée au Conseiller Bradley, président, Comité de planification.
(RÉSOLUTION PRÉPARÉE)

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS

(RÉSOLUTION PRÉPARÉE pour les articles C-1 à C-23 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 resolutions, 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 voie de débat ou par vote séparé. Dans le cas d'un vote séparé, la question d'affaires isolée est retirée de l'ordre du jour des résolutions, 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 reunion.)

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

PROCÈS-VERBAL

C-1 Rapport n° 55, Procès-verbal de la réunion du Conseil municipal daté du 8 juillet 2003.
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ) **M.1 - 17**

C-2 Rapport n° 20, Procès-verbal de la réunion du Comité de planification, daté du 8 juillet 2003.
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ) **M.18 - 27**

C-3 Rapport n° 2, Procès-verbal sur l'étude portant sur les taxis et les limousines, daté du 7 juillet 2003.
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ) **M.28 - 31**

C-4 Rapport n° 3, Procès-verbal sur l'étude portant sur les taxis et les limousines, daté du 11 août 2003.
(RESOLUTION PREPARED - MINUTES ADOPTED) **{À DÉPOSER}**

C-5 Rapport n° 5, Procès-verbal de la réunion du Conseil de santé publique de Sudbury et du district, daté du 15 mai 2003.
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M.32 - 38**

C-6 Rapport sur le procès-verbal de la réunion du Comité de dépouillement des soumissions daté du 29 juillet 2003
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M.39 - 40**

C-7 Rapport sur le procès-verbal de la réunion du Comité de dépouillement des soumissions daté du 5 août 2003
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M.41 - 42**

C-8 Rapport sur le procès-verbal de la réunion du Comité de dépouillement des soumissions daté du 6 août 2003
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M.43 - 44**

SOUMISSIONS

C-9 Rapport du directeur général des Services de développement économique et de planification daté du 8 août 2003, au sujet du personnel - Options de prestation de services de contrôle des animaux.
(RÉSOLUTION PRÉPARÉE) **15 - 17**

Ce rapport examine les soumissions concernant les Services de contrôle des animaux et de fourrière pour la période de 2003 à 2006.

C-10 Rapport du directeur général des Travaux publics daté du 6 août 2003, au sujet du contrat 2003-3 : Lyre de dilatation de la conduite principale MR 35.
(RÉSOLUTION PRÉPARÉE) **18 - 19**

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

SOUMISSIONS (suite)

C-11 Rapport du directeur général des Travaux publics daté du 6 août 2003, au sujet du contrat 2003-5 : Conduite principale du secteur de la rue Henri.
(RÉSOLUTION PRÉPARÉE) **20 - 21**

C-12 Rapport du directeur général des Travaux publics daté du 7 août 2003, au sujet du contrat 2003-22 : Réfection du boulevard LaSalle, de l'avenue Lauzon à l'avenue Attlee.
(RÉSOLUTION PRÉPARÉE) **22 - 23**

C-13 Rapport du directeur général des Travaux publics daté du 6 août 2003, au sujet du contrat 2003-25 : Remise en état du pont de la rue Lorne, au chemin Big Nickel.
(RÉSOLUTION PRÉPARÉE) **24 - 25**

C-14 Rapport du directeur général des Travaux publics daté du 5 août 2003, au sujet du contrat 2003-36 : Clôture de périmètre, bassin de stabilisation des eaux usées de Wahnapitae.
(RÉSOLUTION PRÉPARÉE) **26 - 27**

C-15 Rapport de la directrice générale des Services aux citoyens et des Loisirs daté du 5 août 2003, au sujet de l'achat d'autobus usagés
(RÉSOLUTION PRÉPARÉE) **28 - 31**

RAPPORTS DE GESTION COURANTS

C-16 Rapport de la directrice générale des Services aux citoyens et des Loisirs daté du 24 juillet 2003, au sujet d'une bande de patinoire complète à l'aréna de Coniston.
(RÉSOLUTION PRÉPARÉE) **32 - 33**

Ce rapport permet de demander l'approbation d'un financement d'immobilisations aux fins d'amélioration de la bande de patinoire.

C-17 Rapport de la directrice générale des Services aux citoyens et des Loisirs daté du 1er août 2003, au sujet de la phase II de la réfection de la rue Elgin.
(RÉSOLUTION PRÉPARÉE) **34 - 40**

Dans ce rapport, on recommande un partenariat de financement avec le Conseil de gestion de Metro Centre pour réaliser la phase II des travaux de réfection.

C-18 Rapport du directeur général des Travaux publics daté du 1er août 2003 et accompagné de pièces jointes, au sujet de la disposition de matériaux de remblayage excédentaires, Dalron Construction (chemin South Bay et rue Paris) Maria Zimany (chemin Treeview) et William Day Construction (M.R. #35).
(RÉSOLUTION PRÉPARÉE) **41 - 64**

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RAPPORTS DE GESTION COURANTS (suite)

C-19 Rapport du directeur général des Travaux publics daté du 1er août 2003 et accompagné de pièces jointes, au sujet de la partie « D » du drain municipal (Trillium).
(RÉSOLUTION PRÉPARÉE) **65 - 69**

Dans ce rapport, on recommande que la Ville du Grand Sudbury accepte la pétition soumise par les propriétaires à l'intérieur d'une partie du lot 7, concession 2, canton de Rayside, qui a été enregistrée le 30 mai 2003, et qu'elle nomme K. Smart à titre d'ingénieur en matière de drainage aux fins de ce projet.

C-20 Rapport du directeur général des Travaux publics daté du 1er août 2003 et accompagné de pièces jointes, au sujet de la disposition de matériaux de remblais excédentaires, Idylwylde Golf & Country Club (chemin Ramsey Lake).
(RÉSOLUTION PRÉPARÉE) **70 - 78**

C-21 Rapport du directeur général des Services de développement économique et de planification daté du 8 août 2003 et accompagné de pièces jointes, au sujet d'un permis pour occasion spéciale pour la Tri-Sport Association de Onaping Falls.
(RÉSOLUTION PRÉPARÉE) **79 - 83**

SONDAGE TÉLÉPHONIQUE

C-22 Rapport du directeur général des Services corporatifs et du directeur des Services juridiques /Avocat municipal daté du 17 juillet 2003 et accompagné de pièces jointes, au sujet d'un sondage téléphonique, le 16 juillet 2003 - Demande de permis pour occasion spéciale et de prolongation de permis d'alcool, Tournoi international de soccer du Caruso Club.
(RÉSOLUTION PRÉPARÉE) **84 - 85**

C-23 Rapport du directeur général des Services corporatifs daté du 16 juillet 2003 et accompagné de pièces jointes, au sujet d'un sondage téléphonique, le 17 juillet 2003 - Dispense au chapitre 776 (code municipal de l'ancienne Ville de Sudbury) du règlement sur le bruit - Canadien Pacifique Limitée - Nécessités du service - Changements d'heures -
(RÉSOLUTION PRÉPARÉE) **86 - 87**

RÈGLEMENTS

2003-3 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR L'OCTROI DE PERMIS, LA RÉGLEMENTATION ET LA RÉGIE DES TRANSPORTS PAR TAXIS, LIMOUSINES ET NAVETTES

(Voir le procès-verbal de la réunion du Comité sur les taxis, du 6 août 2003)

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RÈGLEMENTS (suite)

2003-141T 3rd UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR CHANGER LE NOM DE L'ALLÉE SOLIDARITY AFIN DE L'APPELER ALLÉE BRIAN MCKEE ET POUR DONNER LE NOM D'ALLÉE SOLIDARITY À UNE ALLÉE NON OUVERTE AU NORD DE LA RUE VAN HORNE.

Rapport du directeur général des Travaux publics daté du 5 août 2003. **88 - 93**

2003-177A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR CONFIRMER LES PROCÉDURES DU CONSEIL À L'OCCASION DE SON ASSEMBLÉE DU 12 AOÛT 2003

2003-178A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR NOMMER DES AGENTS MUNICIPAUX D'EXÉCUTION DE RÈGLEMENTS AUX FINS D'APPLICATION DU RÈGLEMENT 2001-1 PORTANT SUR LA CIRCULATION ET LE STATIONNEMENT.

(Ce règlement actualise la liste d'agents municipaux d'exécution de règlements destinée à être fournie par cet entrepreneur de la Ville, *Hi-Tec Security Investigations Ltd.*)

2003-179A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UN ACCORD AVEC LA CBI PHYSIOTHERAPY AND REHABILITATION SERVICES POUR DES SERVICES DE PHYSIOTHÉRAPIE.

Résolution 2003-338 du Conseil

2003-180A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UN ACCORD AVEC LA SUDBURY AUDIOLOGY CLINIC POUR DES SERVICES D'AUDIOLOGIE.

Résolution 2003-338 du Conseil

2003-181A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UN ACCORD AVEC MDS INC. POUR DES SERVICES DE LABORATOIRE

Résolution 2003-338 du Conseil

2003-182A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UN ACCORD AVEC LA NORTHERN ONTARIO PODIATRY CLINIC POUR DES SERVICES DE PODOLOGIE

Résolution 2003-338 du Conseil

(Les règlements 2003-179A à 2003-182A concernent des accords en vue de services au Manoir des pionniers.)

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RÈGLEMENTS (suite)

2003-183A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UN ACCORD AVEC LES CONSEILS DES PREMIÈRES NATIONS POUR L'ÉLIMINATION DE DÉCHETS

Résolution 2003-341 du Conseil

2003-184A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UN ACCORD AVEC LA MUNICIPALITÉ DE MCDOUGALL AFIN D'ACCEPTER ET DE TRAITER LE LIXIVIAT DE DÉCHARGE

Résolution 2003-339 du Conseil

2003-185Z 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 95-500Z, LE RÈGLEMENT GÉNÉRAL DE ZONAGE POUR L'ANCIENNE VILLE DE SUDBURY

Recommandation 2003-107 du Comité de planification

(Ce règlement redéfinit le zonage de la propriété en question pour lui attribuer la désignation « Résidentiel individuel » afin de permettre la subdivision du site en 20 lots à des fins résidentielles. La propriété en question est également sujette à l'approbation de la subdivision - Broder-Sudbury Developments, chemin Algonquin.)

2003-186Z 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 83-304, LE RÈGLEMENT GÉNÉRAL DE ZONAGE POUR L'ANCIENNE VILLE DE NICKEL CENTRE.

Recommandation 2003-80 du Comité de planification

(Ce règlement redéfinit le zonage de la propriété en question pour lui attribuer la désignation « R1.D17-16 », « Résidentiel individuel spécial » et « P », « Parc public », selon le cas, pour permettre une subdivision formant 32 lots résidentiels individuels. La désignation « R1.D17-16 », « Résidentiel individuel spécial » permet d'établir une structure prévue exclusivement pour atténuer le bruit. Celle-ci peut être située dans une cours extérieure appropriée ou dans toute autre cours. La désignation « P », « Parc public » correspond à une propriété qui sera affectée à la Ville du Grand Sudbury à des fins d'usage public. - rue Donnelly/route municipale n° 86, Garson)

2003-187Z 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 83-302, LE RÈGLEMENT GÉNÉRAL DE ZONAGE DE L'ANCIENNE VILLE DE RAYSIDE-BALFOUR

Recommandation 2003-46 du Comité de planification

(Ce règlement redéfinit le zonage de la propriété en question pour lui attribuer la désignation « R1.D18 », « Résidentiel individuel » pour permettre la création de trois lots à des fins résidentielles. Clement and Roma Mainville, rue Leroux, Chelmsford.)

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RÈGLEMENTS (suite)

2003-188Z 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 83-300Z, LE RÈGLEMENT GÉNÉRAL DE ZONAGE POUR LES ANCIENNES VILLES DE ONAPING FALLS ET DE VALLEY EAST

Réunion du Comité de planification du 12 août 2003

(Ce règlement retire le symbole « H » « Holding » pour les propriétés en question. Par conséquent, celles-ci porteront la désignation « C2 », « Commercial général». (Roman Catholic Episcopal Corporation of the Diocese of Sault Ste. Marie/Dalron Construction Limited, 3080 autoroute 69 Nord, Val Caron)

2003-189A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LES RÈGLEMENTS 2003-170A ET 2003-171A AUX FINS D'UN ACCORD DE COLLABORATION AVEC LA TOROMONT ENERGY LTD. POUR LA CORPORATION D'ÉNERGIE THERMIQUE DE SUDBURY.

(Ce règlement modifie les deux règlements adoptés par le Conseil lors de sa dernière réunion afin de clarifier le fait que l'accord de collaboration et les documents pertinents concernent à la fois la SDEC et la Toromont Energy Limited.)

2003-190 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR ABROGER CERTAINS RÈGLEMENTS.

(Ce règlement abroge le règlement 2003-163F concernant un accord de prolongation relatif à l'impôt qui n'était pas requis, le règlement 2001-282P sur la modification d'un plan officiel et le règlement 2001-283Z correspondant sur le rezonage, invalidés par la Commission des affaires municipales de l'Ontario - Gord Hope Custom Crushing.)

2003-191A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 2003-145A CONCERNANT DES GRATIFICATIONS POUR CONGÉS DE MALADIE PERMANENTS POUR CERTAINS EMPLOYÉS DE LA VILLE DU GRAND SUDBURY

(Ce règlement modifie la politique sur les congés de maladie permanents pour y inclure une partie relative aux Services de police du Grand Sudbury.)

2003-192A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UN ACCORD MODIFICATEUR AVEC LA SURE BENEFITS CONSULTING INC.

(Ce règlement permet de modifier l'accord pour y inclure une étude sur les congés de maladie au nom des Services de police du Grand Sudbury, dans le cadre des services à offrir.)

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RÈGLEMENTS (suite)

2003-193A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER DES ACCORDS ANNUELS AVEC LA SOCIÉTÉ DU LOGEMENT DU GRAND SUDBURY DANS LE BUT D'OFFRIR DES PROGRAMMES DE LOISIRS POUR L'ÉTÉ, AU 1960C RUE PARIS, SUDBURY

Rapport du directeur général intérimaire des Services aux citoyens et des loisirs daté du 5 août 2003. **94 - 95**

2003-194A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 2002-165A POUR NOMMER DES FONCTIONNAIRES POUR LA VILLE DU GRAND SUDBURY

(Ce règlement nomme le chef du Service de pompiers à titre de coordonnateur du Service de pompiers du district, actualise la liste des chefs adjoints du Service de pompiers, actualise la liste des greffiers adjoints dans les centres de services aux citoyens et permet de nommer un administrateur et un administrateur adjoint pour la Société de logement du Grand Sudbury.)

Rapport du directeur général des Services de développement économique et de planification daté du 25 juillet 2003, au sujet de la nomination d'un administrateur et d'un administrateur adjoint pour le logement social. **96 - 98**

2003-195T 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 2001-1 POUR RÉGLEMENTER LA CIRCULATION ET LE STATIONNEMENT SUR LES ROUTES DE LA VILLE DU GRAND SUDBURY.

Rapport du directeur général des Travaux publics daté du 1er août 2003 et accompagné de pièces jointes. **99 - 114**

(Ce règlement corrige une référence dans le règlement original à l'extrémité sud de la rue Arnold à Sudbury. Il permet également des dispositions permanentes de stationnement sur la rue Drinkwater à Sudbury.)

2003-196T 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 2001-1 AFIN DE RÉGLEMENTER LA CIRCULATION ET LE STATIONNEMENT SUR LES ROUTES DE LA VILLE DU GRAND SUDBURY

Rapport du directeur général des Travaux publics daté du 1er août 2003 et accompagné de pièces jointes. **115 - 118**

(Ce règlement désigne l'avenue Oak et la rue East à Coniston à titre de voies de circulation et prévoit divers panneaux d'arrêt.)

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RÈGLEMENTS (suite)

2003-197Z 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 95-500Z, LE RÈGLEMENT GÉNÉRAL DE ZONAGE DE L'ANCIENNE VILLE DE SUDBURY

(Ce règlement ne change pas la désignation de zonage. Il change plutôt le facteur de densité de l'ensemble de la propriété en question de D.10 à D.15. Le facteur de densité représente le nombre maximum d'unités d'habitation par hectare. Ainsi, D.15 signifie 15 unités d'habitation par hectare. Ce facteur permet que certains lots faisant partie d'une subdivision proposée de 72 lots mesurent au moins 666,7 m² (7 176 pieds carrés)

Ce règlement permet également d'attribuer la désignation « Résidentiel individuel spécial » à deux zones situées à l'intérieur de la subdivision proposée afin de permettre huit lots dans un cul-de-sac et pour obtenir une façade minimum 16,3 m (3,5 pi) pour chaque lot - Dalron Construction Limited - Twin Lakes Subdivision.)

2003-198 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER LA VENTE D'UNE PARTIE DE LA PARCELLE 26293A SUDBURY SECTION OUEST AU CONSEIL DES ÉCOLES CATHOLIQUES DE SUDBURY

Réunion du 12 août 2003 du Comité de planification.

2003-199A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UN ACCORD DE LOCATION AVEC LE PLAN DES SENTIERS DE SUDBURY

Réunion du 12 août 2003 du Comité de planification.

2003-201A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UN ACCORD DE LOCATION AVEC LE SUDBURY YACHT CLUB

Réunion du 12 août 2003 du Comité de planification.

2003-202A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UN ACCORD DE PROLONGATION AVEC LA HUMBLE HOLDINGS CORP.

Réunion du 12 août 2003 du Comité de planification.

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RÈGLEMENTS (suite)

2003-203Z 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 83-304, LE RÈGLEMENT GÉNÉRAL DE ZONAGE POUR L'ANCIENNE VILLE DE NICKEL CENTRE

Réunion du 12 août 2003 du Comité de planification.

(Ce règlement redéfinit le zonage de la propriété en question pour lui attribuer la désignation « Loisirs en plein air spécial » pour permettre l'installation d'un panneau publicitaire au sol d'une hauteur maximale de 6,1 m et d'une superficie maximale de 23,4m^2. Le panneau servira à annoncer le terrain de golf adjacent et l'usage des accessoires appropriés. - Yenway Golf Inc./Ville du Grand Sudbury, partie 9, plan 53R-15898, lot 11, concession 1, canton de Garson.)

2003-204Z 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 95-500Z, LE RÈGLEMENT GÉNÉRAL DE ZONAGE POUR L'ANCIENNE VILLE DE SUDBURY

Réunion du 12 août 2003 du Comité de planification.

(Ce règlement redéfinit le zonage de la propriété en question pour lui attribuer la désignation « Résidentiel individuel » afin de permettre la création de 17 lots à des fins résidentielles. Neuf des lots proposés résultent des demandes de consentement B59/2003 à B62/2003, B65/2003 et B66/2003. Huit des lots proposés doivent être ajoutés à l'ébauche approuvée du plan de subdivision sur la parcelle 47429 à l'est de la propriété en question. - 1085903 Ontario Limited/Ville du Grand Sudbury - Lots 113, 114, 115, une partie de l'îlot « A » et une partie de la rue Louisa, plan M-403, et une partie de la parcelle 47429 SES, dans les lots 3 et 4, concession. 6, canton de Broder, Ville du Grand Sudbury-rue Louisa)

2003-205 2 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR FERMER UNE PARTIE DE L'AVENUE RIDEAU, CONISTON, POUR LA DÉCLARER EXCÉDENTAIRE ET POUR AUTORISER SA VENTE CONFORMÉMENT AU RÈGLEMENT D'ACHAT

Réunion du 12 août 2003 du Comité de planification.

2003-206 2 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR FERMER UNE PARTIE DE LA RUE BEECH, SUDBURY, POUR LA DÉCLARER EXCÉDENTAIRE ET AUTORISER SA VENTE CONFORMÉMENT AU RÉGLEMENT D'ACHAT

Réunion du 12 août 2003 du Comité de planification.

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

CORRESPONDANCE À TITRE D'INFORMATION SEULEMENT

C-24 Rapport du directeur général intérimaire des Services aux citoyens et des Loisirs daté du 5 août 2003 en ce qui concerne la sécurité à la gare d'autobus du centre-ville **119 - 122**

Le rapport fournit des renseignements relatifs aux efforts conjoints des Services de transit et de police du Grand Sudbury en ce qui concerne les questions de sécurité à la gare d'autobus du centre-ville.

C-25 Rapport de l'administrateur en chef daté du 1er août 2003 au sujet de l'adhésion à la Charities Task Force **123 - 125**

Ce rapport fournit des renseignements sur l'adhésion à la Charities Task Force et sur la première réunion.

C-26 Rapport de l'administrateur en chef daté du 1er août 2003 au sujet d'un compte rendu sur le plan d'accessibilité de la Ville du Grand Sudbury **126 - 129**

C-27 Rapport du directeur général des Services corporatifs daté du 8 août 2003 et accompagné de pièce jointe, au sujet d'une récente contestation judiciaire à l'égard du règlement 2001-7L de la Ville du Grand Sudbury, portant sur l'usage du tabac **130 - 148**

PARTIE II - ORDRE DU JOUR RÉGULIER

QUESTIONS RENVOYÉES ET QUESTIONS REPORTÉES

{AUCUNE}

RAPPORTS DES GESTIONNAIRES

R-1 Rapport du directeur général intérimaire des Services d'urgence daté du 7 juillet 2003 en ce qui concerne l'achat par les Services d'urgence d'un logiciel intégré de pointage/d'ordonnancement et d'états de paie.
(RÉSOLUTION PRÉPARÉE) **149 - 151**

Ce rapport recommande l'achat d'un logiciel intégré de pointage/d'ordonnancement et d'états de paie (Integrated Time and Attendance Payroll Software) de Kronos Computerized Time Systems Inc. Canada, pour les Services d'urgence.

R-2 Rapport du directeur général des Services de développement économique et de planification daté du 7 août 2003 au sujet du Centre Trillium.
(RÉSOLUTION PRÉPARÉE) **152 - 157**

Ce rapport propose deux démarches en ce qui concerne le développement en cours du Centre Trillium.

R-3 Rapport du directeur général des Services de développement économique et de planification daté du 31 juillet 2003 au sujet d'options pour la Société de logement du Grand Sudbury.
(RÉSOLUTION PRÉPARÉE) **158 - 165**

Ce rapport concerne la modification de la résolution 2001-177 afin de refléter les nouvelles options choisies par le Conseil.

PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

RAPPORTS DES GESTIONNAIRES (suite)

R-4 Rapport du directeur général des Travaux publics daté du 7 août 2003, au sujet du contrat 2003-53 : Remplacement d'urgence du ponceau du chemin Panache Lake.
(RÉSOLUTION PRÉPARÉE) **166 - 168**

R-5 Rapport du directeur général des Travaux publics daté du 6 août 2003, au sujet de l'actualisation des redevances fixes de déversement.
(RÉSOLUTION PRÉPARÉE) **169 - 170**

Ce rapport concerne l'augmentation des redevances fixes de déversement.

R-6 Rapport du directeur général des Travaux publics daté du 6 août 2003, au sujet de la surveillance des eaux et du gaz : sites d'enfouissement.
(RÉSOLUTION PRÉPARÉE) **171 - 172**

Ce rapport concerne le travail à exécuter conformément aux recommandations figurant dans les rapports annuels portant sur les eaux et sur le gaz, à divers sites d'enfouissement.

R-7 Rapport du directeur général des Travaux publics daté du 5 août 2003 et accompagné de pièces jointes, au sujet de petits réseaux municipaux d'adduction d'eau.
(RÉSOLUTION PRÉPARÉE) **173 - 199**

Ce rapport recommande que le personnel de la Ville du Grand Sudbury effectue les travaux nécessaires aux fins d'amélioration des réseaux privés d'adduction d'eau de la Ville, dont le financement proviendra des sommes imputées à cet effet pour 2003 et 2004.

R-8 Rapport du directeur général des Travaux publics daté du 6 août 2003 et accompagné de pièce jointe, au sujet de la zone d'amélioration des affaires du Moulin à fleur; peintures murales.
(RÉSOLUTION PRÉPARÉE) **200 - 202**

Ce rapport recommande que la Ville du Grand Sudbury permette l'exécution de peintures murales sur les culées du pont de la rue Leslie, près de la zone d'amélioration des affaires du Moulin à fleur.

MOTIONS

R-9 **Présentée par le conseiller Bradley :**

ATTENDU QUE la Ville du Grand Sudbury travaille depuis un certain temps avec le service des transports routiers en ce qui concerne l'installation de panneaux de signalisation interdisant l'utilisation de freins moteurs par compression, afin de réduire le bruit sur les routes fréquentées par les camions dans la région de Sudbury; et

ATTENDU QUE le programme du service des transports routiers est une réussite et que par conséquent, le nombre de plaintes concernant le bruit de freins moteurs par compression sur les routes de la Ville a diminué ; et

ATTENDU QU'on a reçu des plaintes semblables des résidents sur l'autoroute 144 au sujet du bruit des freins moteurs par compression; et

PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

MOTIONS (suite)

ATTENDU QUE l'autoroute 144 relève du ministère des Transports provincial;

PAR CONSÉQUENT, IL EST RÉSOLU QUE le Conseil municipal demande au ministre des Transports de lancer un programme semblable avec le service des transports routiers afin de prévoir que des panneaux de signalisation interdisant l'utilisation de freins moteurs par compression soient installés le long des autoroutes relevant du ministère des Transports de l'Ontario, dans la Ville du Grand Sudbury où l'on a reçu des plaintes; et

QUE cette résolution soit acheminée au ministère des Transports, au bureau de Sudbury du ministère des Transports, au bureau du service des transports routiers à Sudbury et à nos députés provinciaux.

R-10 **Motion de réexamen - Présentée par le conseiller Petryna:**

QUE le règlement 2003-167T « un règlement de la Ville du Grand Sudbury pour modifier le règlement 2001-1 pour réglementer la circulation et le stationnement sur les routes de la Ville du Grand Sudbury » soit réexaminé.

(Le règlement de procédure du Conseil stipule que lorsqu'on présente une motion de réexamen lors d'une réunion faisant suite à celle au cours de laquelle on avait déjà traité de la question, celle-ci ne devrait pas faire l'objet d'une nouvelle discussion, à moins que **les deux-tiers des membres présents** n'adoptent une motion de réexamen à cette fin. On doit limiter le débat sur une telle motion aux raisons justifiant l'approbation ou la désapprobation d'un réexamen.

Si la motion de réexamen du conseiller Petryna est adoptée par le Conseil, la question suivante sera le règlement 2003-207T, pour abroger le règlement 2003-167T. On s'attend à ce que le conseiller Petryna dépose ensuite une motion pour retenir le règlement 2003-207T jusqu'à ce que l'on ait reçu des commentaires du Réseau d'action communautaire de Minnow Lake, dans le cadre de son plan directeur en vue de pistes cyclables dans la région de Minnow Lake de la Ville du Grand Sudbury.)

2003-207T 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 2001-1 POUR RÉGLEMENTER LA CIRCULATION ET LE STATIONNEMENT SUR LES ROUTES DE LA VILLE DU GRAND SUDBURY

(Ce règlement abroge le règlement 2003-167T qui désigne la voie centrale de la rue Bancroft entre le Kingsway et les habitations Waterview à titre de voie tourne-à-gauche dans les deux sens.)

R-11 **Présentée par la Conseillère Portelance :**

ATTENDU QUE de nombreux accidents graves ainsi que de nombreux décès se sont produits au cours des années à la traverse de chemin de fer sur la rue Maley (mile 263.18 de la subdivision de BALA de la Compagnie de chemins de fer nationaux du Canada);

ET QUE l'on a reçu des lettres en ce qui concerne des préoccupations quant à la sécurité des piétons et des automobilistes qui empruntent cette traverse et le besoin d'installer des barrières afin de prévenir accidents et décès;

PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

MOTIONS (suite)

ET QU'il semble que les trains de marchandises soient autorisés à circuler à 55 milles à l'heure, et les trains de voyageurs, à 65 milles à l'heure, à cette intersection, vitesses qui sont nettement supérieures aux limites permises à d'autres intersections, à l'intérieur de la Ville du Grand Sudbury;

PAR CONSÉQUENT, IL EST RÉSOLU QUE la Ville du Grand Sudbury demande à la Compagnie des chemins de fer nationaux du Canada d'installer des phares à clignotement alternatif et de réduire la vitesse de ses trains à cette traverse de chemin de fer;

ET QUE des copies de cette résolution soient acheminées à M. E. Hunter Harrison, président de la Compagnie de chemins de fer nationaux du Canada, à l'honorable David Collenette, ministre des Transports, à M. Camille Thériault, président, Bureau canadien d'enquêtes sur les accidents de transport et de la sécurité des transports, ainsi qu'à tous les députés locaux.

Lettre de l'adjointe au maire Louise B. Portelance, datée du 6 août 2003, et accompagnée de pièce jointe, au sujet d'une demande de soutien pour l'installation de signalisation (phares à clignotement alternatif) à la traverse de chemin de fer (mille 263.18) de la subdivision de Bala du CN, à la rue Maley **203 - 206**

ADDENDA

PÉTITIONS CIVIQUES

PÉRIODE DE QUESTIONS

AVIS DE MOTIONS

SÉANCE À HUIS CLOS (Articles incomplets)

LEVÉE DE LA SÉANCE À 22 H (RÉSOLUTION PRÉPARÉE)

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

2003-08-08

THOM M. MOWRY
GREFFIER MUNICIPAL

CORRIE-JO CAPORALE
SECRÉTAIRE DU CONSEIL

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision										
Meeting Date	August 12, 2003					Report Date	August 1, 2003			
Decision Requested	X	Yes		No		Priority	X	High		Low
		Direction Only				Type of	X	Open		Closed

Report Title

Alcohol Risk Management Policy

Policy Implication + Budget Impact

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

$1000 from the Leisure Services Administration current budget.

	Background Attached

Recommendation

WHEREAS it is a goal of the Council of the City of Greater Sudbury to promote the well-being of our citizens in a healthy, safe and stimulating community; and

WHEREAS one of the strategies for ensuring the health and safety of the community is to ensure that the City has an Alcohol Risk Management Policy that promotes the health and safety of people who attend a wide variety of events held on municipally owned properties including parks, community centres and recreation facilities.

NOW THEREFORE BE IT RESOLVED that the City of Greater Sudbury adopt the Alcohol Risk Management Policy as presented in the report from the General Manager of Citizen and Leisure Services to come into effect December 1, 2003;

X	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	Division Review
Ted Durbacz Manager of Events, Aquatics and Ski Hills	Réal Carré Director of Leisure Services

Recommendation Continued:

That a grant to Action Sudbury in the amount of $1,000 be authorized for the purpose of assisting in the delivery of Smart Serve training to community volunteers and funded from the Leisure Services Administration cost centre.

Executive Summary:

One of the goals established by the Council of the City of Greater Sudbury and included in "Mapping the Vision" is "to promote the well-being of our citizens in a healthy, safe and stimulating community." One of the strategies for ensuring the health and safety of the community is to ensure that the City has an Alcohol Risk Management Policy.

A Municipal Alcohol Policy (MAP) promotes the health and safety of people who attend a wide variety of events held on municipally owned properties including parks, community centres and recreation facilities by providing guidance to organizations and volunteers who are hosting events as to how to minimize risk, prevent dangerous situations and promote safe, low-risk drinking.

The Municipal Alcohol Policy has been developed in partnership with Sudbury FOCUS Community Project and has been reviewed with the community through a series of public meetings.

Background:

Sudbury FOCUS Community Project made a presentation to Council on 2002-06-26 at which time Council passed a resolution directing staff to work with FOCUS in the development of a new Municipal Alcohol Policy for the City of Greater Sudbury.

A joint committee, chaired by Heather Salter and consisting of representatives from FOCUS and staff has been working on this policy for a period of 12 months. The mission of the Sudbury FOCUS Community Project is "To raise awareness in our community about the harmful effects of alcohol and drug use, and injuries related to substance abuse." Funded by the Ministry of Health and Long Term Care and led by the Sudbury and District Health Unit, there are 30 community organizations who are part of the Sudbury FOCUS Community Project. Representatives from FOCUS on the committee are: Tammy Sauve, Health Unit; Ghislaine Goudreau, Health Unit; Maria Laamanen, Health Unit; Reggie Caverson, Centre for Addiction and Mental Health (formerly called the Addiction Research Foundation); and Ron Roy, Action Sudbury.

The City staff on the committee include: Heather Salter, Chair; Richard Ahola; David Canniff; Ted Durbacz; and Caroline Hallsworth.

The committee reviewed a number of sample policies from other municipalities including those from Toronto and North Bay and used the MAP Guidebook developed by the Centre for Addiction and Mental Health as a basis for the first draft of the policy.

The policy consists of a range of measures which are designed to ensure that there are responsible management practices at social events held in municipally owned facilities where alcohol use is permitted. The policy ensures that organizations and volunteers understand and manage their responsibility for the safety and actions of participants at events so as to minimize risk, prevent dangerous situations and promote safe, low-risk drinking.

Following review of the draft policy with staff from affected departments, a series of public meetings were scheduled to review the draft policy. Letters of invitation were sent to over 80 community groups and organizations who make use of municipal facilities for functions which would fall under the new policy to invite them to attend the April Public Meetings.

Meetings were held as follows:

April 28	Dr. Edgar Leclair Community Centre, Azilda
April 29	Tom Davies Square, Sudbury
April 29	Garson Community Centre, Garson
April 30	T.M. Davies Community Centre, Walden
April 30	Valley East Library, Valley East

All feedback received through the public meeting process was reviewed by the committee and where appropriate were incorporated into the policy. For example, a request from the Greater Sudbury Public Library Board that all library branches be designated as not eligible for Special Occasion Permits is reflected in the policy.

The draft policy was sent to the Centre for Addiction and Mental Health for review against their quality measurement standard. The proposed policy rates at 92% out of 100%.

A final public meeting was held on June 5, 2003 at Tom Davies Square to review the last draft of the policy.

The biggest concern expressed by community groups is the requirement that their volunteers receive Smart Serve training in order to comply with the policy. In consideration of the community concerns, the policy was amended to phase in Smart Serve training requirements, with those events held in the first six months of 2004, required to have 50% of the event workers with Smart Serve training with the requirement that 100% of event workers be Smart Serve trained by June 2004.

Action Sudbury and the local MAP Committee have each committed to provide $1,000 in funding to offer "subsidized" Smart Serve training for community volunteers in the first year of the policy. It is recommended that the City match this funding with a contribution of $1,000, thereby providing sufficient funds to ensure that training is available to 300 volunteers.

It is also recommended that the implementation date of the policy be December 1, 2003. The reason for the delayed implementation is to permit full training of the public and staff in the requirements of the policy, to make changes to the facility permit application forms, prepare information packages and signs, and to permit summer events which are already in the advance stages of planning to proceed without the introduction of new requirements.

The City of Greater Sudbury Alcohol Risk Management Policy which is presented for Council's consideration was developed in consultation with the community and promotes the safe and sensible use of alcohol at events held in municipally owned facilities.

ALCOHOL RISK MANAGEMENT POLICY
of the City of Greater Sudbury

1. Purpose

The City of Greater Sudbury owns and manages facilities where alcohol consumption is permitted under the authority of either a Liquor Licence or a Special Occasion Permit. The City is committed to providing a safe and enjoyable environment for the users of its facilities and has developed this policy to prevent problems related to the consumption of alcohol.

2. Policy objectives

The Alcohol Risk Management Policy consists of a range of measures designed to:

- ensure there are responsible management practices at social events held in municipally owned facilities where alcohol use is permitted.

- prevent alcohol related problems at these events.

- minimize the legal responsibility of facility users and volunteers as well as the Municipality's legal liability.

- to promote awareness of the responsibilities of Special Occasion Permit Holders as the organizers of social events.

3. Facility Classifications

All City of Greater Sudbury facilities have been evaluated for their suitability for Special Occasion Permit events. Specific areas within each property have been identified as suitable for alcohol consumption.

3.1 Facilities Designated as Not Eligible for Special Occasion Permits or the Consumption of Alcohol

3.1.1 Municipal facilities, such as:

- playing surfaces, including but not restricted to soccer fields, football fields, baseball diamonds, basketball, volleyball and tennis courts
- playground equipment areas
- trails
- indoor pools
- picnic areas, rest shelters and gazebos, except those permitted in Schedule "A"

- waterfront areas, beaches, green spaces and gardens, except those permitted in Schedule "A"

3.1.2 Citizen Service Centres and Libraries

3.1.3 Cemeteries and Mausoleums

3.1.4 Museums

3.1.5 All other municipally owned facilities, buildings and property not specifically designated in clause 3.2 as eligible for Special Occasion Permit events or Alcohol use.

3.2 Facilities Designated for the Conditional Use of Alcohol

The following facilities and areas are currently designated for alcohol use under the authority of a Special Occasion Permit and compliance with the facility permit process. The City reserves the right to change the designation of any site at its discretion and to refuse any application to permit a licensed event on its property.

3.2.1 Community Centres

3.2.2 Arenas, excluding:

- bleachers;
- dressing rooms; and
- ice surfaces, unless covered or removed.

3.2.3 Playground field houses

3.2.4 Those facilities listed in Schedule "A".

4. Events Designated as Not Eligible for Special Occasion Permits or Consumption of Alcohol

- All youth events and all minor sport events, including banquets, are designated as events not suitable for Special Occasion Permits. Associated, adult evening social events commencing after 9:00 p.m. will be permitted, however, no one under the age of 19 will be allowed entry to the licensed event.

- Outdoor events, with the exception of community festivals.

5. Conditions required for Special Occasion Permits

5.1 Youth Admittance to Adult Events

Persons under the legal drinking age will not be admitted to licensed social events held after 9:00 p.m., being held in or at municipally owned facilities, except in the case of a family occasion such as a wedding or anniversary celebration.

In the case of daytime licensed events such as adult tournaments and special community festivals, underage youth have permission to enter licensed areas as long as they are accompanied by a responsible adult. Underage youth must **not** be provided or served alcohol directly or indirectly by an adult.

5.2 Provision of Low Alcohol Beverages and Food Items

Low alcohol and non alcohol beverages must be available throughout the duration of the event, at no charge or at a price substantially lower than that charged for alcohol drinks. An assortment of food items, sufficient to serve the number of persons to attend the event must also be available. Snacks (for example, potato chips, peanuts or pretzels) are not considered food.

5.3 Standard Alcohol Content Beverages

Extra alcohol content drinks are not permitted. The standard alcohol content for beer is 5%, wine is 12% and liquor is 40%.

5.4 Alcohol Marketing Practices

Marketing practices which encourage increased consumption such as oversized drinks, double shots of spirits, drinking contests, volume discounts and unattended free alcohol are not permitted.

5.5 Signage

The following signs shall be prominently displayed in Special Occasion Permit designated Facilities during all licensed functions in sizes appropriate to the facility and the space to be used.

5.5.1 Statement of Intoxication

The following statement will appear on a wall sign in the bar area:

"*The City of Greater Sudbury is pleased to provide recreation facilities for the enjoyment of the community. Servers are required by law not to serve an intoxicated person or to serve anyone to the point of intoxication. Low and non alcohol*

beverages, and food items are required to be provided by event organizers."

* * *

"La Ville du Grand Sudbury a le plaisir de fournir des installations de loisir à la collectivité. La loi interdit aux serveurs de servir une personne en état d'ivresse ou de servir quelqu'un au point de l'enivrer. Les organisateurs de l'événement doivent offrir des boissons peu ou pas alcoolisées et de la nourriture."

5.5.2 "Ride" Awareness

The following statement will appear on a wall sign at each of the main exits:

"The Greater Sudbury Police Service thanks you for helping to reduce impaired driving everywhere in Greater Sudbury and area. We look forward to personally thanking you at one of our spot checks for leaving this event a sober driver."

* * *

"Les Services policiers du Grand Sudbury vous remercient d'aider à réduire la conduite en état d'ébriété partout dans le Grand Sudbury et dans la région. Nous avons hâte de vous remercier personnellement lors de l'un de nos contrôles ponctuels pour avoir quitté cet événement en tant que conducteur à jeun."

5.5.3 Accountability

Event sponsors shall post signs at all main exits and in bar areas stating the name of the sponsor, the event licence holder, and will provide the address and telephone number of the Citizen and Leisure Services Department and the Greater Sudbury Police Service.

5.6 Server Training

To be eligible for a facility permit for a Special Occasion Permit event, facility permit holders must demonstrate to the satisfaction of the City that all event supervisors, servers, floor and door monitors, and ticket sellers working in the Special Occasion Permit area, are 18 years of age or older, have attended a C.A.M.H. Smart Serve / S.I.P Course and have been trained in responsible server techniques. The permit holder will provide the City with the names of the above persons together with appropriate proof of training, ten (10) days prior to the event. The permit holder must ensure that only those persons on the list serve alcohol beverages at the event.

5.6.1. Notwithstanding section 5.6 up to May 31st, 2004, Smart Serve certification of event workers in Special Occasion Permit areas shall be required for only fifty (50) per cent of such workers. This exception to the requirements of section 5.6 expires on June 1st, 2004.

5.7 Staffing Ratios

The facility permit holder shall have staffing levels sufficient to effectively monitor the entrances, exits and patron alcohol consumption at all times.

The following minimum numbers of event workers are required, based on the attendance indicated on the Special Occasion Permit:

Number of Participants	Bartenders / Servers	Floor Supervisors	Door Supervisors per entrance	Ticket Sellers
0-50	1	1	1	1
51-100	2	1	1	1
101-300	2	2	2	2
301-500	3	3	2	2
501 +	6	4	4	4

The required number of event workers may be increased at the discretion of City staff.

5.8 Event Controls

To be eligible for a facility permit for a Special Occasion Permit event, facility permit holders must demonstrate to the satisfaction of the City that the Alcohol Risk Management Policy is understood, that the requirements will be strictly observed, and that sufficient controls are in place which will assist in ensuring compliance with the policy. These controls include:

5.8.1 The event organizer shall obtain a Special Occasion Permit from the Liquor Licence Board of Ontario. Evidence of such permit shall be provided to City staff at least ten (10) days prior to the event.

5.8.2 The Special Occasion Permit Holder shall display the Special Occasion Permit in the immediate area where the alcohol is sold or distributed.

5.8.3 The City reserves the right to require a security plan to be submitted and/or the presence of police officers or qualified security personnel be provided for the duration of the event, the cost of which shall be borne by the Special Occasion Permit Holder.

5.8.4 The event shall be monitored by certified Smart Serve trained event workers 18 years of age or older to control the level of intoxication of the patrons and to prevent overcrowding and possible underage, troublesome or intoxicated persons from entering the event. The Special Occasion Permit Holder shall ensure that the minimum numbers of required event workers are on the site at the appropriate times.

5.8.5 The Special Occasion Permit Holder or authorized designate shall attend the event for the entire duration, including the removal of all liquor, and is responsible for making decisions regarding the operation of the event.

5.8.6 The Special Occasion Permit Holder and all event workers must refrain from consuming alcohol prior to and during the event. The Special Occasion Permit Holder is responsible for ensuring guests at the event are properly supervised and that no one consumes alcohol in an unauthorized location or to intoxication.

5.8.7 Underage youth shall not be served alcohol. The only acceptable forms of age identification will be an Ontario Photo Card, a Driver's Licence or Health Card with photo, passport or military card. Such identification shall be inspected before admitting/serving a person who may be under the age of 19.

5.8.8 All event workers must wear highly visible identification, Event workers who require Smart Serve training must wear certification cards, visible on their person.

5.8.9. An event worker who is impaired or intoxicated will not be allowed to be on duty at the event.

5.8.10 The Special Occasion Permit Holder and facility staff must ensure that the physical setting is safe for both drinkers and non drinkers. All exits shall be monitored by the Special Occasion Permit Holder and kept free of obstructions.

5.8.11 Should the Special Occasion Permit Holder become aware of a situation that could lead to injury or property damage, they shall take immediate or decisive action to prevent patrons from engaging in activities or conduct that is disruptive(drunkenness or riotous, quarrelsome, violent or disorderly behaviour),which could harm themselves or others, or cause property damage.

5.8.12 The Special Occasion Permit Holder will be available upon request to event workers who require assistance in managing a person who is refused a sale or becomes unmanageable.

5.8.13 Entry must be denied to intoxicated or unruly persons, individuals carrying alcohol beverages, and individuals previously turned away from the event.

5.8.14 Whenever possible, Police will be notified by the Special Occasion Permit Holder of a potentially risky situation before the situation is out of control.

5.8.15 All bottles and cans must be retained within the bar area, all drinks must be served in plastic or paper cups.

5.8.16 If tickets are purchased for alcohol beverages: a maximum of four (4) tickets per person may be purchased or redeemed at one time; the event organizer must refund money on demand for unused tickets at any time during the event; and ticket sales must cease one half hour prior to bar closing time.

5.8.17 If there is no ticket system, each person will be limited to a serving of four (4) alcohol drinks at a time.

5.8.18 Last call announcements or other signals advising that the bar will be closing shortly are prohibited.

5.8.19 The serving of alcohol must cease no later than the time specified on the Special Occasion Permit.

5.8.20 Facilities must be vacated by the patrons and the Special Occasion Permit Holder shall remove all evidence of liquor within 45 minutes after the end of the period stated in the Special Occasion Permit.

5.8.21 All alcohol permitted on the site shall be purchased or approved under the Special Occasion Permit.

5.8.22 The Special Occasion Permit Holder shall ensure that alcohol sold or served on the premises is not removed from the premises by a person attending the event.

5.8.23 An authorized City representative has the right to enter any special occasion permit event and take control if they feel it necessary at the time.

5.8.24 The Special Occasion Permit Holder is required to report in writing to the City within 24 hours or the next regular business day all incidents in which patrons are injured or ejected from an event or when Police, Fire or Ambulance have been dispatched to an event.

5.8.25 The special occasion permit holder is required to report in writing to the City within 24 hours of the event, any inspection

of the event by a representative of the Alcohol and Gaming Commission.

5.8.26 The City reserves the right to introduce other conditions from time to time at its discretion.

5.9 Safe Transportation

The Special Occasion Permit Holder shall be responsible for promoting safe transportation options for all the drinking participants. Examples of safe transportation options are:

a. a designated driver selected from non-drinking participants;
b. a designated driver provided by the event organizer; or
c. a taxi paid either by the event organizer or the participant.

In the case of patrons who are intoxicated, the Special Occasion Permit Holder must make every effort to ensure that the patron does not drive and that he or she will arrive home safely. If an intoxicated person insists on driving, the Special Occasion Permit Holder and/or event staff may have to attempt to detain the person and must call the police.

5.10 Liability Insurance Requirements and Indemnification

Facility permit holders sponsoring a Special Occasion Permit event in a municipally owned facility shall be required to have in place or purchase from the municipality, primary comprehensive general liability insurance coverage of at least 2 million dollars, including the City of Greater Sudbury as additional insured and including a liquor licence endorsement, non-owned auto insurance coverage and a cross liability and severability of interest clause. Proof of such insurance shall be provided to City staff at least ten (10) days prior to the event. Higher limits may be required at the discretion of the City.

The facility permit holder shall indemnify and save harmless the City of Greater Sudbury, its employees, officers and elected officials from any and all claims, demands, causes of action, costs or damages that the City may suffer, incur or be liable for, resulting from the facility permit holders performance of his/her obligations under the Special Occasion Permit and this policy.

6. Enforcement

A violation of the Alcohol Risk Management Policy occurs when the facility permit holder or the Special Occasion Permit holder fails to comply with this policy or to comply with the conditions of the Liquor Licence Act.

City staff will intervene if they observe a violation of the policy. Depending on the severity of the policy infraction, staff may ask the facility permit holder to stop the violation or they may close down the event. Should the facility permit holder fail to comply, staff members may call the police for enforcement. The City will report any infraction of this policy to legal authorities, including the Liquor Licence Board, whenever they believe such action is warranted.

Failure to adhere to the policy may also result in the denial of future facility permits to the user. The following progressive response shall be the guideline for repeat offenders. However, certain offences, because of their serious nature may require second or third level responses on the first occasion. Individual consideration will be given to each case and the response may vary depending upon the facts and circumstances.

First Level Response: The facility permit holder will be sent a registered letter outlining the consequences of further infractions and advising that violations of the policy will not be tolerated.

Second Level Response: The facility permit holder will be sent a registered letter stating that they will lose all scheduled facility bookings for a three (3) month period, including fees related to their permit and are suspended from eligibility for permits at any municipal property for the same period of time. After the suspension period is over no new facility permits will be issued until the user meets with City staff to review the policy and to discuss how they will ensure that all rules will be complied with in the future.

Third Level Response: The facility permit holder will be sent a registered letter stating that they are suspended from organized use of all municipal facilities for a period of one (1) year and any scheduled bookings are cancelled without refund. After the suspension period is over no new facility permits will be issued until the user meets with City staff to review the policy and to discuss how they will ensure that all rules will be complied with in the future.

7. Policy Monitoring and Revision

This policy will be reviewed routinely in conjunction with the Special Events Policy Manual to consider changing community needs, changes to municipal facilities and programs, and legal advice. Based on input from City staff, facility users, the City's insurer and other interested organizations, suggested policy changes will be reported to Municipal Council as required.

SCHEDULE "A"

Facilities Designated for the Conditional Use of Alcohol

- Bell Park Amphitheatre Area (Grace Hartman)
- Capreol Cross Country Ski Club
- Capreol Lion's Pavilion
- Carrefour Senator Rheal Belisle cultural centre
- Centennial Field Picnic Gazebo
- Centennial Park (main building) & Pavilion
- Delki Dozzi Memorial Park field house
- Dowling Civic Leisure Centre
- Falconbridge Curling Club
- Fielding Memorial Park Pavilion
- Howard Armstrong Recreation Centre
- Kinsman Hall, Lively
- Kinsmen Sports Complex (Hillcrest)
- Lily Creek Sports Complex
- Memorial Park
- Naughton Trail Centre building
- Norman Recreation Hall, Capreol
- Oja Sports Complex
- Old Town Hall (Chelmsford)
- Older Adult Centre Sudbury
- Onaping Curling Club
- Simon Lake Park multi-use building
- Sunnyside Playground Centre
- Terry Fox Sports Complex
- Tom Davies Square
- Whitewater Park Pavilion

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003				Report Date	August 8/2003			
Decision Requested	X	Yes		No	Priority	X	High		Low
		Direction Only			Type of Meeting	X	Open		Closed

Report Title

Tender for Pound Service and Animal Control

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 tender for Pound Services and Animal Control be awarded to Wenrick Kennels in the amount of $356,310.00, this being the lowest tender meeting all specifications.

	Recommendation Continued

Recommended by the General Manager

Doug Nadorozny
General Manager
Economic Development
and Planning Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
Bryan Gutjahr Manager of By-Law Enforcement Services	W.E. Lautenbach Director of Planning Services

BACKGROUND:

The tender for Animal Control Services and Pound Services was divided into 3 Options in order that the City of Greater Sudbury could compare costs for the delivery of Animal Control Services.

An audit was done by an independent consultant on current Animal Control Service delivery within the former City of Sudbury. This audit included a budget for the City to deliver Animal Control Service for 2004, 2005, 2006 while contracting the Pound Service. (see attached)

The attached are tenders for Pound Service and Animal control that were opened at the Tender Opening Committee meeting at 2:30 p.m., local time, Tuesday, July 29, 2003. As well as costs prepared by the consultant for Animal Control Service delivery done by municipal staff.

As can be seen there are substantial savings for the 2004 budget if the service is outsourced.

Title: Tender for Pound Service and Animal Control
Date: August 12, 2003

TENDER FOR POUND SERVICE AND ANIMAL CONTROL SERVICE

BIDDER	OPTION 1 Pound Service Only			OPTION 2 Animal Control Service Only			OPTION 3 Pound Service & Animal Control		
	2004	2005	2006	2004	2005	2006	2004	2005	2006
Wenrick Kennels	$133,750	$133,750	$133,750	$310,300	$310,300	$310,300	$356,310	$356,310	$356,310
Walden Animal Clinic	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	$609,900	$609,900	$622,098
City of Greater Sudbury Animal Control - Cost of Pound Service				$375,217	$378,522	$387,268	$375,217 133,750 $508,967	$378,522 133,750 $512,272	$387,268 133,750 $521,018

Note: The City will retain licence fees and fines. These revenues are the same regardless of who delivers the service

Request for Decision
City Council

Greater | Grand Sudbury
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Type of Decision

Meeting Date	August 12, 2003				Report Date	August 6, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Contract 2003-3, MR 35 Watermain Loop

Policy Implication + Budget Impact

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

X	Background Attached

Recommendation

That Contract 2003-3, MR 35 Watermain Loop, be awarded to 763535 Ontario Inc. in the tendered amount of $236,416.50, this being the lowest tender meeting all contract specifications

	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

Revised: January 8, 2003

Date: August 6, 2003

Report Prepared By	Division Review
Al Sweetman, P.Eng. Sewer & Water Engineer	

Tenders for Contract 2003-3, MR 35 Watermain Loop, were opened at the Tender Opening Committee meeting at 2:30 p.m., local time, Tuesday, August 5, 2003, as follows:

BIDDER	TOTAL $ TENDERED AMOUNT
763535 Ontario Inc.	$236,416.50
Hollaway Equipment Rental Ltd.	$276,734.10
Garson Pipe Contractors Limited	$296,896.65
Pioneer Construction Inc.	$297,876.12
R. M. Belanger Limited	$299,973.43
Teranorth Construction & Engineering Limited	$361,388.97

The tenders were reviewed and found to be in order.

The lowest tender meeting all contract specifications was submitted by 763535 Ontario Inc., in the tendered amount of $236,416.50, this being the lowest tender meeting all contract specifications and is recommended for approval.

The Engineer's estimate for this tender is $380,000, and this work is funded from the approved 2003 Capital Water Program in the amount of $250,000.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003				Report Date	August 6, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Contract 2003-5, Henri Street Area Watermain

Policy Implication + Budget Impact

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

X	Background Attached

Recommendation

That Contract 2003-5, Henri Street Area Watermain, be awarded to Garson Pipe Contractors Limited in the tendered amount of $707,597.42, this being the lowest tender meeting all contract specifications

	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 6, 2003

Report Prepared By	Division Review
Al Sweetman, P.Eng. Sewer & Water Engineer	

Tenders for Contract 2003-5, Henri Street Area Watermain, were opened at the Tender Opening Committee meeting at 2:30 p.m., local time, Tuesday, August 5, 2003, as follows:

BIDDER	TOTAL $ TENDERED AMOUNT
Garson Pipe Contractors Limited	$707,597.42
R. M. Belanger Limited	$735,143.50
Pioneer Construction Inc.	$806,963.86
Teranorth Construction & Engineering Limited	$931,896.17

The tenders were reviewed and found to be in order.

The lowest tender meeting all contract specifications was submitted by Garson Pipe Contractors Limited, in the tendered amount of $707,597.42, this being the lowest tender meeting all contract specifications and is recommended for approval.

The Engineer's estimate for this tender is $1,250,000, and this work is funded from Ontario Realty Corporation in the amount of $567,000, Henri Street residents in the amount of $70,000 and the Capital Financing Reserve Fund, Water in the amount of $70,000.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision										
Meeting Date	August 12, 2003				Report Date	August 7, 2003				
Decision Requested	x	Yes		No	Priority	x	High		Low	
		Direction Only			Type of Meeting	x	Open		Closed	

Report Title

Contract 2003-22, LaSalle Boulevard Roadway Upgrading from Lauzon Avenue to Attlee Avenue

Policy Implication + Budget Impact

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

X	Background Attached

Recommendation

That Contract 2003-22, LaSalle Boulevard Roadway Upgrading from Lauzon Avenue to Attlee Avenue and Martindale Road from Copper Street to Gregg Lane, be awarded to Lafarge Materials and Construction Inc. in the tendered amount of $1,466,707.63, this being the lowest tender meeting all contract specifications.

	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

Report Prepared By	Division Review
Angelo Dagostino, P. Eng. Roads and Drainage Engineer	

Tenders for Contract 2003-22, LaSalle Boulevard Roadway Upgrading from Lauzon Avenue to Attlee Avenue and Martindale Road, Copper Street to Gregg Lane, were opened at the Tender Opening Committee meeting at 2:30 p.m. local time, Wednesday, August 6, 2003 as follows:

BIDDER	TOTAL TENDERED AMOUNT
Lafarge Materials and Construction Inc.	$1,466,707.63
Interpaving Limited	$1,513,595.30
R. M. Belanger Limited	$1,519,116.45
Pioneer Construction Inc.	$1,521,775.80

The tenders were reviewed and found to be in order.

The lowest tender for the subject contract meeting all contract specifications was submitted by Lafarge Materials and Construction Inc., in the amount of $1,466,707.63, and is recommended for approval.

The approved Budget for this work comes from the additional $1.8 million allocation approved for road works in July of this year. The allocations for these projects were as follows:

	Approved Budget	Low Bid
LaSalle Boulevard, Lauzon to Attlee	$ 950,000	$ 900,237.21
Martindale Road, Copper to Charlotte	400,000	566,470.42
	$1,350,000	$1,466,707.63

Council will note that the Martindale project is substantially over budget. This comes as a result of extending the contract limits from Charlotte Street to Gregg Lane. Accordingly, the project construction will be scaled back to the original limits at Charlotte Street to remain within approved budgets.

Request for Decision
City Council

Greater | Grand Sudbury
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Type of Decision

Meeting Date	August 12, 2003				Report Date	August 6, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Contract 2003-25, Lorne Street at Big Nickel Road, Bridge Rehabilitation

Policy Implication + Budget Impact

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

X	Background Attached

Recommendation

That Contract 2003-25, Lorne Street at Big Nickel Road, Bridge Rehabilitation, be awarded to Nor Eng Construction & Engineering Inc., in the tendered amount of $718,933, this being the lowest tender meeting all contract specifications.

	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 6, 2003

Report Prepared By	Division Review
Angelo Dagostino, P.Eng. Roads and Drainage Engineer	

Tenders for Contract 2003-25, Lorne Street at Big Nickel Road, Bridge Rehabilitation, were opened at the Tender Opening Committee meeting at 2:30 p.m., local time, Tuesday, August 5, 2003, as follows:

BIDDER	TOTAL TENDERED AMOUNT
Nor Eng Construction & Engineering Inc.	$ 718,933
Pioneer Construction Inc.	$765,054.82
Belanger Construction (1981) Inc.	$793,672.77
Teranorth Construction & Engineering Limited	$795,394.87

The tenders were reviewed and found to be in order.

The lowest tender for the subject contract meeting all contract specifications was submitted by Nor Eng Construction & Engineering Inc., in the amount of $718,933, and is recommended for approval.

The Engineer's estimate for this tender is $600,000 and this work is funded from the approved 2003 Capital Road Budget in the amount of $700,000.

Request for Decision
City Council

Greater | Grand Sudbury
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Type of Decision

Meeting Date	Aug 12, 2003				Report Date	August 5, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Tender Award Contract 2003-36
Wahnapitae Sewage Lagoon Perimeter Fencing

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.

x	Background Attached

Recommendation

-THAT Contract 2003-36, Wahnapitae Sewage Lagoon Perimeter Fencing be awarded to Peninsula Construction Inc. in the amount of $ 123,472.65 as determined by the unit prices and quantities involved, this being the lowest tender meeting all the requirements of the plans and specifications.

	Recommendation Continued

Recommended by the General Manager

Don Bélisle
General Manager of Public Works

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Title: Tender Award Contract 2003-36 Wahnapitae Sewage Lagoon Perimeter Fencing

Date: August 5, 2003

Report Prepared By	Division Review
R. G. (Greg) Clausen, P. Eng. Director of Engineering Services	R. G. (Greg) Clausen, P. Eng. Director of Engineering Services

Tenders for Contract 2003-36, Wahnapitae Sewage Lagoon Perimeter Fencing were opened at the Tender Opening Committee at 2:30 p.m., local time, on Tuesday, August 5, 2003.

Three contractors pre-qualified and submitted tenders:

BIDDER	TOTAL $ TENDERED AMOUNT
M&G Fencing Inc.	$ 122,204.70
Peninsula Construction Inc.	$ 123,472.65
407043 Ontario Limited O/A Hollandia Nursery Sod	$ 141,266.85

Schedule of Unit Prices from M&G Fencing Inc. used correction tape. The changes were not initialled by the Tenderer as required under Item 15 c - Validity of Tenders. After consultation with the Legal Department, it was determined that the tender from M&G Fencing Inc. must be considered invalid and therefore unacceptable.

The tenders from the other two (2) Tenderers were found to be in order.

Therefore, it is recommended that the contract be awarded to Peninsula Construction Inc. in the amount of $ 123, 472.65 this being the lowest tender meeting all specifications.

The Engineer's estimate for this project is $ 125,000 and is approved as part of the Public Works, Waste Water 2003 Capital Budget.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003					Report Date	August 5, 2003			
Decision Requested		X	Yes		No	Priority	X	High		Low
			Direction Only			Type of Meeting	X	Open		Closed

Report Title

Purchase of Used Transit Buses

Policy Implication + Budget Impact

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

Under Council Resolution No. 2003-255 (a copy of which is attached), an expenditure of $800,000 was approved. The expenditure outlined in this report is a portion of that $800,000 total.

X	Background Attached

Recommendation

THAT Council award the purchase of two used transit buses and two replacement transit buses to Capital Bus Parts in the total amount of $319,700, and a net cost of $308,580 after GST rebate. The City of Greater Sudbury is eligible to receive an OTRP grant of $55,870, which reduces the City of Greater Sudbury's total cost to $252,710.

	Recommendation Continued

Recommended by the General Manager

Réal Carré
Acting General Manager, Citizen & Leisure Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
Robert Johnston Director of Transportation Services	

At its meeting of May 29, 2003, Council approved an additional $800,000 from the Equipment Replacement Reserve to complete the 2003 component of the transit renewal program which included the following: $150,000 allocation of additional funds towards the purchase of new low floor buses, $250,000 towards bus rebuilds, $200,000 towards expanding the fleet by purchasing two used buses, and $200,000 towards two replacement buses.

A Request For Proposal (RFP) was let July 29th, 2003 for the component of the transit renewal program related to the purchase of two buses which will replace older buses in the existing fleet, and the additional purchase of two used buses to increase the overall fleet complement. A Request For Proposal process was used in lieu of the standard tender procedure because when purchasing used vehicles, the condition of the proponent's bus has to be evaluated to determine which proposal provides the best value.

Greater Sudbury Transit is eligible for Ontario Transit Renewal Program (OTRP) funding for the replacement buses only, based on a cost sharing formula of 2/3 municipal and 1/3 provincial funding. Purchases of used or new vehicles which increase the fleet complement are not eligible for OTRP. Based on this funding formula, in total Greater Sudbury Transit has $500,000 allocated to the purchase of the two used and two replacement buses. As noted above, $200,000 relates to the two used buses, $200,000 for the two replacement buses plus the 1/3 OTRP grant of $100,000.

Spare vehicles are critically important to every public transit system because vehicles have to be taken out of service for scheduled maintenance and body work. Greater Sudbury Transit has one bus in the body shop and one scheduled for preventative maintenance at all times. A sufficient number of spares have to be ready for service at all times to respond to unforeseen circumstances such as on-route breakdowns, accidents, etc.

The "spare ratio" is a unit of measure which identifies the percentage of spare vehicles in the fleet at peak operating time. Typically, most transit properties will target a minimum 20% spare ratio depending on the age and condition of the fleet. Greater Sudbury Transit currently has 48 buses and requires 39 buses on the road during peak hours which represents an approximate 18% spare ratio. The spare ratio will likely be further reduced this September in light of the double cohort university/college enrollment which may result in having to add doubles during peak hours on the busiest university and college routes.

The addition of two used buses to the fleet will bring Greater Sudbury Transit's spare ratio back in line with other Transit properties across the province and provide assurances that services can be maintained at peak hours during the most challenging circumstances.

Proposal submissions were received from the following companies:

Capital Bus Parts, Dupont Industries Inc., 3090-2860 Quebec Inc. and Transcar Manufacturer Inc.

Based on review of the individual submissions, Capital Bus Parts' proposal far exceeded the other proposals with respect to cost, quality and age of vehicles.

Greater Sudbury Transit is under a very tight time line to purchase the buses and place them into full service. Based on the foregoing, it is recommended that Council award the RFP bus purchase to Capital Bus Parts at a total cost of $319,700 and a net cost of $308,580 (after GST rebate). The actual bid price is significantly less than the estimated cost of $500,000. Based on the bid received, the cost of the two used buses which will increase the fleet complement and will be financed 100% by the City is $140,970 (net of GST). The cost of the two replacement buses will be shared between the City and the Province in the amounts of $111,740 and $55,870 (1/3 OTRP funding), respectively.

Memorandum

TO: C. Hallsworth, General Manager of Citizen & Leisure Services
D. Wuksinic, General Manager, Corporate Services
D. Belisle, General Manager of Public Works
S. Jonasson, Director of Finance/City Treasurer
E. Stankiewicz, Co-Ordinator of Current Budget
R. Swiddle, Director of Legal Services/City Solicitor
B. Johnston, Director of Transportation Services

FROM: Gloria Ward, Council Secretary

DATE: June 6th, 2003

SUBJECT: Transit Capital Program & Transit Renewal Funding Program

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On 2003-05-29, the Council of the City of Greater Sudbury passed the following resolution:

> 2003-255 That Council approve $800,000 in expenditures from the Equipment Replacement Reserve Fund for Greater Sudbury Transit fleet expansion, renewal and replacement and that this$800,000 come from the $1.7 million that was reallocated to the Equipment Replacement Reserve Fund by Council on April 23, 2003;
>
> And further that the Council of the City of Greater Sudbury request an allocation of $225,000 from the Ontario Transit Renewal Program for the replacement and rebuilding of conventional transit vehicles during 2003.

For your information.

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JUN - 2 2003
DIRECTOR'S OFFICE
TRANSPORTATION SERVICES

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003				Report Date	July 24, 2003			
Decision Requested	X	Yes		No	Priority	X	High		Low
		Direction Only			Type of Meeting	X	Open		Closed

Report Title

Dasher Board System at Coniston Arena

Policy Implication + Budget Impact

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

	Background Attached

Recommendation

That Council approve the expenditure of $65,000 from the 2003 Public Works Building Envelope for Municipal Arenas and $10,000 from the 2002 Citizen and Leisure Services capital envelope for the construction of a new dasher board system at the Coniston Community Centre / Arena.

	Recommendation Continued

Recommended by the General Manager

for Caroline Hallsworth
General Manager, Citizen and Leisure Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Title: Dasher Board System at Coniston Arena
Date: July 24, 2003

Report Prepared By	Division Review
Richard Ahola Manager Municipal Arenas and Community Centres	Réal Carré Director of Leisure, Community and Volunteer Services

Executive Summary:

As was reported to Council on May 22, 2002, the Coniston Arena did not have its glass system replaced through the Superbuild Municipal Arenas Health and Safety Project as the rink board system at the Coniston Arena could not safely support a new glass system. Council was advised that a new rink board system for the Coniston Arena would be addressed through the Capital Program. Council is being requested to reallocate $65,000 from 2003 Public Works Building Envelope, originally budgeted for roof upgrades to the Falconbridge Arena, for Municipal Arenas and $10,000 from the 2002 Citizen and Leisure Services Capital Envelope which is available as some projects came in slightly under budget, for the construction of a new dasher board system at the Coniston Community Centre / Arena for a total project cost of $75,000.

Background:

The dasher or rink board system at the Coniston Community Centre / Arena was constructed of wood a number of years ago and is not designed to accommodate the new higher glass systems that meets the 1998 Canadian Hockey Association, the Ontario Hockey Association and the Hockey Development Centre of Ontario "Ice Hockey Facilities Safety Recommendations". Furthermore, the rink boards have deteriorated to the point at which the supports are splitting and the glass enclosure system has shifted due to ongoing humidity and off season drying effects. The Coniston Arena dasher boards need to be replaced so that we can ensure the safety of all participants at this venue.

The proposed dasher board system would be constructed of galvanized steel and specifically engineered for the building. Unfortunately, dasher board systems can not be transferred between buildings unless the building design is identical as the location of benches, penalty boxes and ice resurfacer gates impacts on the design of the board system. However, glass systems can be moved and so the new tempered glass system from the Barrydowne Arena that was funded through the Superbuild Municipal Arena Health and Safety Project, can, with the permission of the Ministry, be moved to the Coniston Arena. Furthermore, the support posts and resurfacer gate from Barrydowne can also be used in this project. By moving equipment between facilities, we will reduce the overall project cost by $25,000 from $100,000 to $75,000.

The anticipated completion of the project would be mid-September in preparation for the facility opening on October 1, 2003.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision										
Meeting Date	August 12, 2003				Report Date	August 1, 2003				
Decision Requested	X	Yes		No	Priority	X	High		Low	
		Direction Only			Type of Meeting	X	Open		Closed	

Report Title

Elgin Street Renewal - Phase II

Policy Implication + Budget Impact

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

$45,000 draw from the City Engineering Capital budget

$105,000 from the Parking Reserve fund

X Background Attached

Recommendation

THAT this Council authorizes the Elgin Street Phase II streetscape beautification project in the total amount of $200,000 based on a funding partnership between the Sudbury Metro Centre and the City of Greater Sudbury. Sudbury Metro Centre will contribute 25% for a total of $50,000, and the City will contribute 75% or $150,000 to the project. The City's contribution will be provided from the following sources:

a) $45,000 from the City Engineering Capital budget which consists of monies remaining from the Elgin Street Phase I project and set aside to complete the Elgin Street Phase II improvements;

b) $105,000 from the Parking Reserve Fund.

Recommendation Continued

Recommended by the General Manager

Robert Johnston
Acting General Manager

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
Robert Johnston Director of Transportation Services	

During the late 1980's and the early 1990's, the Downtown Central Business District received an injection of capital to undertake road infrastructure and streetscape improvements as part of a provincial initiative referred to as the PRIDE program. During this period, four funding partners which included the Region, City, Sudbury Metro Centre and the Province contributed approximately $7,693,900 towards the construction. The attached table provides a summary of the monies provided by each of the contributing partners.

In 2000, as part of the Region's capital plan, total road reconstruction was undertaken on Elgin St. from Minto to Durham. The City and Sudbury Metro Centre again partnered with the Region by contributing funds to address the streetscape component of the project which included lockstone sidewalks, planters and lighting.

In the spring of this year, Sudbury Metro Centre staff met with the City staff to discuss completing Phase II of the streetscape beautification along the west side of Elgin Street from Durham Street to Elm Street. Sudbury Metro Centre issued a "Request For Proposal" to local landscape architectural firms in Sudbury to determine the landscape design details and a preliminary cost estimate to undertake the work. The firm of William Fryer, Landscape Architect, working in partnership with Northland Engineering, was chosen as the successful proponent to prepare the landscape plan. Attached is a rendering of the proposed landscape improvements, which will cost an estimated $200,000 to complete.

The intent of the Elgin Street Phase II concept is to delineate the west edge of downtown Sudbury with tree planting and increased lighting. This will provide a buffer and separation between the railway lands and Elgin Street. The secondary purpose of the plan is to improve the visual approach to the Farmer's Market entrance off Elgin Street. It is proposed to place graphic panels at the fence line in view of the entrance. Decorative lighting at pedestrian scale will follow the row of planting along the edge of the parking lot. The large planting area closest to Brady Street will be a mixed planting (Boréal forest) with the concept of little or no maintenance. The detail of the Grande Wall (large concrete wall units) will provide a variable grade separation at Elgin Street, and the parking lot and this section repeats the detail used in Phase I. Of special note is the use of conifers as street tree planting.

Given that the Market Square parking lot is adjacent Elgin Street roadway at the location of the proposed improvements, the parking lot was also a very important focus of the architectural review, both from a functional and visual design aspect. As Council will recall, the 2003 capital budget included monies to carry out a Downtown Strategic Plan for the Parking Section. Staff are currently working on the plan's terms of reference and are hoping to complete the study and present it to Council during the early part of 2004. Aesthetic and functional parking lot improvements will be the major focus of the plan, derived on the principles of parking excellence set by the national standards established under the PERC program, Parking Excellence Recognized in Canada. This program has been structured to help parking owners and operators reach acceptable and consistent standards in specific major categories: signage, lighting security, safety, staff and maintenance. The scope of the Elgin Street Phase II project integrates several of these major elements into the plan which will bring us closer to the acceptable standards defined under the PERC program.

The collaborative effort between the previous municipalities (Region and the City) and various business partners in downtown to clean up unsightly areas of the central business district has been extremely successful and has produced some very positive results. Streetscape improvement is one of many initiatives which have contributed to the downtown's revitalization. A noticeable change in the community's attitudes and the perception of the downtown is evident as a result of these initiatives. The downtown is viewed as a safer place to be and a good place to invest which has stimulated new economic activity.

With the end of summer fast approaching, there is still time to undertake the full scope of the downtown improvements this year and have them completed before the end of October. It is recommended that the project be completed this year to take advantage of work efficiencies gained by including the work as part of this construction season and not spreading it over two years.

We are recommending the costs of the Elgin Street Phase II work be shared between contributing partners using a 25% Sudbury Metro Centre/75% City funding partnership. The City's contribution will consist of $45,000 from the City Engineering Section and $105,000 from the Parking Reserve Fund. The $45,000 contribution from Engineering is funding remaining from the Elgin Street Phase I project and earmarked for the completion of the Elgin Street Phase II improvements. A resolution of the Sudbury Metro Centre Board approved a contribution of $50,000 from their special reserve fund to fulfill their commitment to the project.

CONTRIBUTORS

PROGRAM	TOTAL COST	CITY	METRO	PROVINCIAL	REGION
i PRIDE PROGRAM					
a) street scape	2,495,900	626,200	623,200	1,246,500	—
b) road work	3,201,100	—	—	—	3,201,100
c) sewer/water	1,288,700	—	—	—	1,288,700
ii ADDITIONAL IMPROVEMENT					
- signal - resurfacing - sidewalk/lockstone - intersection improvements - TV monitor camera	708,200	605,300			102,900
GRAND TOTAL	$7,693,900	$1,231,500	$623,200	$1,246,500	$4,592,700

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JUL 29 2003
TRANSPORTATION SERVICES

REGULAR BUSINESS

R-1 Downtown Beautification

- ***Elgin Street Phase 2***

Further to Board direction at the April Board meeting, M. Luoma provided an overview of the design concept, and costing, as prepared by Wm. Fryer (Landscape Architect) and Northland Engineering, for Phase 2 (Durham - Elm).

Staff was requested to investigate the possibility of planting in the area of the bridge (between the end of Phase 1 and the beginning of Phase 2).

Further to discussion, the following resolution was presented:

03-182 Fiorino - Davey
WHEREAS Elgin Street Phase 1 (Minto to Durham) was completed two years ago;

AND WHEREAS it was the intent that this project would continue as Elgin Street is one of the main traffic arteries of downtown;

AND FURTHER THAT it was the intent to beautify that area leading to/from 'Market Square';

BE IT THEREFORE RESOLVED THAT the Board supports the design concept as prepared by Wm. Fryer Landscape Architect and Northland Engineering for Elgin St. Phase 2 (Durham-Elm);

AND FURTHER THAT the Board commits $50,000 from the Special Projects Reserve Fund for this purpose;

AND FURTHER THAT this is a partnership with the City of Greater Sudbury, to be undertaken this season.
CARRIED

...3

William Fryer Landscape Architect
369 John Street
Sudbury, Ontario P3E 1R2
Tel: [705] 675-8088 Fax: [705] 675-8883
e-mail: wfryer@attglobal.net

RECEIVED
JUL 30 2003
DIRECTOR'S OFFICE
TRANSPORTATION SERVICES

July, 2003

ELGIN STREET PHASE 2

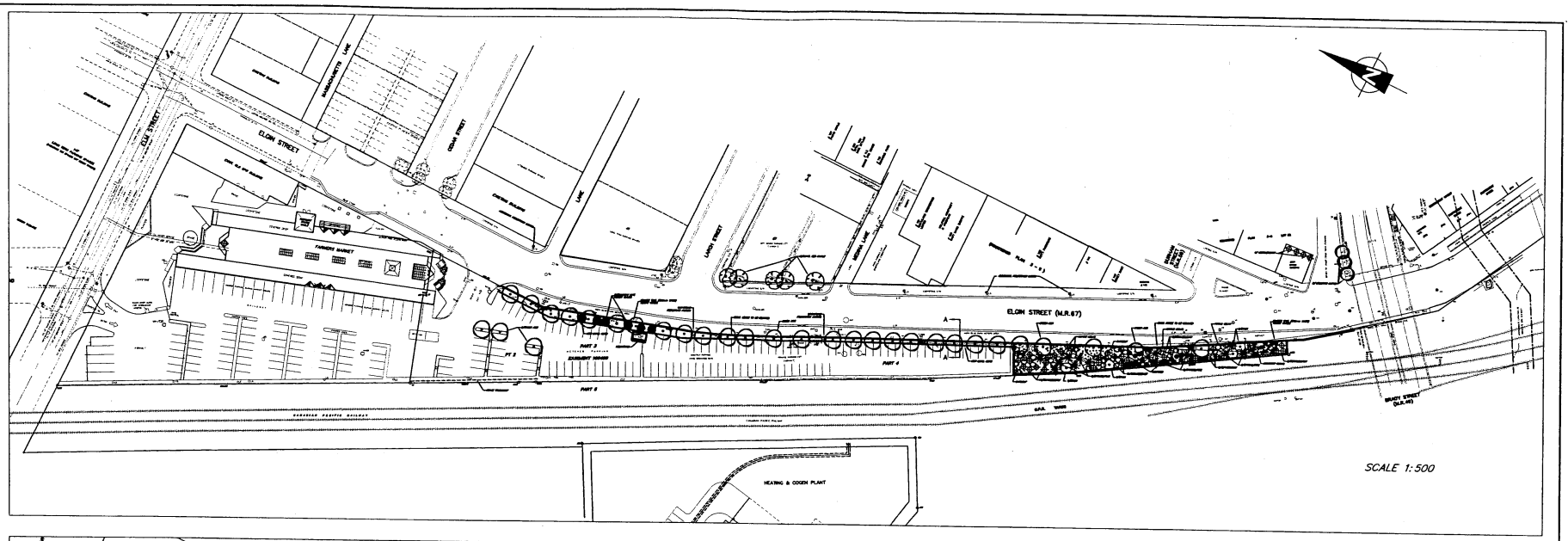
The intent of the Elgin Street Phase 2 Concept is to delineate the west edge of downtown Sudbury with tree planting and increased lighting. This will provide a buffer and separation between the railway lands and Elgin Street. The secondary purpose of the plan is to improve the visual approach to the Farmer's Market entrance off Elgin Street. It is proposed to place graphic panels at the fence line in view of the entrance. Decorative lighting at pedestrian scale will follow the row of planting along the edge of the parking lot. The large planting area closest to Brady Street will be a mixed planting [Boreal forest] with the concept of little or no maintenance. The detail of the Grande Wall [large concrete wall units] will provide a variable grade separation at Elgin Street and the parking lot and this section repeats the detail used in Phase 1. Of special note is the proposed use of conifers as street tree planting.

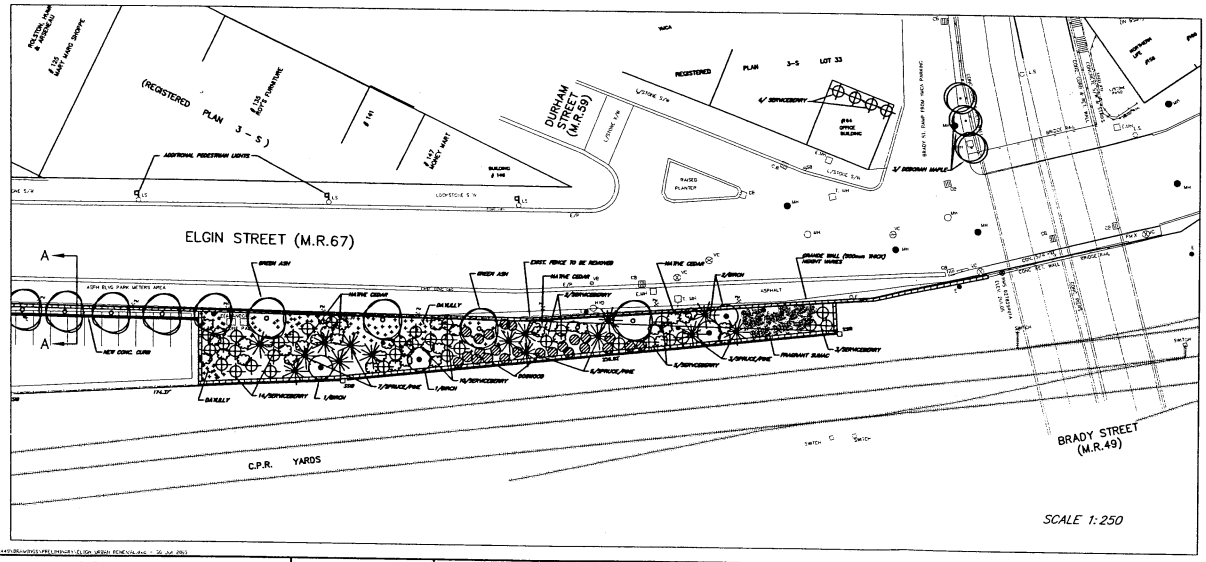
SCOPE OF WORK [preliminary]

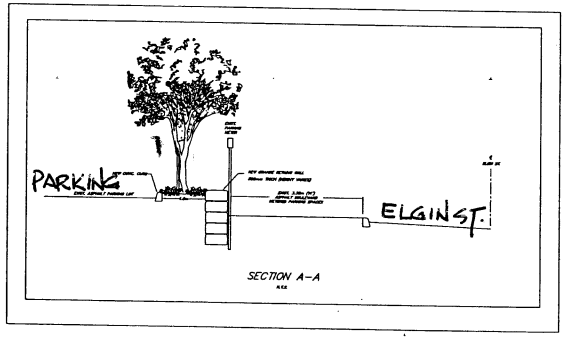
• Fence removal and repairs [allowance]	$2,500.
• Soil removals for planting area	$3,000.
• Grande wall + curb	$80,000.
• Decorative lighting [allowance][10 post-top fixtures at $2,000.]	$20,000.
• Topsoil	$12,000.
• Irrigation [allowance]	$7,500.
• Graphic boards for fence at market parking area [allowance]	$7,500.
• Plant materials	$32,000.
• Planters [10 x $800.]	$8,000.
• Unit pavers/parking area repairs [allowance]	$5,000.
• Contingency/fees	$12,500.
• TOTAL	**$190,000.**

NOTE: Development option could include sitting area with shade structure in location of large planting area. This would add approximately $10,-$15,000. to cost estimate.

William Fryer,
Landscape Architect







REVISIONS		
DATE	DETAILS	BY

CAUTION

- ALL UTILITIES ARE NOT NECESSARILY SHOWN ON THIS DRAWING.
- WHERE UTILITIES ARE SHOWN, LOCATIONS ARE NOT GUARANTEED
- LOCATION & SIZE OF ALL UTILITIES MUST BE VERIFIED IN THE FIELD.

northland engineering (1987) limited
Consulting Engineers and Planners
NORTH BAY SUDBURY

William Fryer, landscape architect & site planner

Project: SUDBURY METRO CENTRE
BEAUTIFICATION

Drawing: ELGIN STREET - PHASE 2 CONCEPT
SUDBURY, ONTARIO, CA

Drawn by: D.K.R. (N.E.L.) | Date: MAY 14/03
Checked by: W.F. | Scale: AS SHOWN
Project No.: SU-3449 | Drawing No.: L-1

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003					Report Date	August 1, 2003			
Decision Requested	x	Yes		No		Priority	x	High		Low
		Direction Only				Type of Meeting	x	Open		Closed

Report Title

Disposal of Surplus Fill, Dalron Construction (South Bay Rd. & Paris St.) & Maria Zimany (Treeview Rd.) & William Day Construction (M.R. #35)

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.

x	Background Attached

Recommendation

-THAT due to a lack of suitable land available for disposal of excavated material for Contract 2003-01, Paris Street Trunk Watermain - Walford Road to Fire Hall, City of Greater Sudbury, that disposal be permitted on the following properties:

i) Part of Lot 6, Con. 1, Parcel 45795, S.E.S., Twp. of McKim, City of Greater Sudbury, owned by Dalron Construction off Paris St.

ii) Part of Lot 3, Con. 2, now designated as Pt. 1 53R-16920, PT of Parcel 30769, S.E.S.,Twp. of McKim, City of Greater Sudbury, owned by Dalron Construction off South Bay Rd.

	Recommendation Continued

Recommended by the General Manager

Don Bélisle
General Manager of Public Works

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Date: August 1, 2003

Report Prepared By	Division Review
AUG 05/03 Kevin Shaw, P.Eng. Manager of Construction Services	R.G. (Greg) Clausen, P.Eng. Director of Engineering Services

Recommendation Continued:

iii) Part of Lot 8, Con. 5, designated as Parts 1 and 2 on Plan 53R-16974, Twp. of Broder, City of Greater Sudbury, owned by Maria Zimany off Treeview Rd.

-THAT due to a lack of suitable land available for disposal of excavated material for Contract 2003-16, M.R. # 35 Reconstruction - Clarabelle to Big Nickel Road and Contract 2002-17, M.R. #35, Reconstruction - Notre Dame (Azilda to Clarabelle Rd.), City of Greater Sudbury, that disposal be permitted on Parcel 51604, S.E.S., being Part of Lot 11, Con. 6, (Portion to be dumped on is described as PT 1, 53R-16088 of the above parcel), Twp. of McKim, City of Greater Sudbury, owned by William Day Construction Ltd.

Background:

Regional policy previously established by the Public Works Committee used successfully in the past and now adopted by the City of Greater Sudbury, requires that surplus material from construction projects be disposed of on public property with the exception that property owners providing easements may retain the material from the easement. Resolution 83-113 of the Engineering Committee and the report dated August 30, 1983 outline the policy (see attached).

The City of Greater Sudbury has provided a location at the Frobisher Depot for rock, asphalt and concrete, however, we feel that an alternate location may be required to receive excess fill.

Requests have been received from Dalron Construction who has land suitable for such disposal on Paris St. and South Bay Rd. The Paris St. property is described as Part of Lot 6, Con. 1, Parcel 45795, S.E.S., Twp. of McKim, City of Greater Sudbury. The South Bay Rd. property is described as Part of Lot 3, Con. 2, now designated as PT 1, 53R-16920, PT of Parcel 30769, S.E.S., Twp. of McKim, City of Greater Sudbury, as shown on the attached plans.

A request has been received from Ms. Maria Zimany who has land suitable for such disposal on Treeview Rd. The property is described as Part of Lot 8, Con. 5, designated as Parts 1 and 2 on Plan 53R-16974, Twp. of Broder, City of Greater Sudbury, as shown on the attached plans.

A request has been received from William Day Construction Ltd. who has land suitable for such disposal on M.R. # 35 (Old Hwy. 144). The property is described as Parcel 51604, S.E.S., being Part of Lot 11, Con. 6, (portion to be dumped on is described as PT 1, 53R-16088 of the above parcel), Twp. of McKim, City of Greater Sudbury, as shown on the attached plans.

Policy - Disposal of Surplus Excavated Material Regional Construction Projects

Report dated August 30, 1983 was received from the Regional Engineer regarding policy for the disposal of surplus excavated material from Regional construction projects.

83-113 Peck-Hayduk: That the present policy respecting the disposal of surplus excavated material from Regional construction projects be reconfirmed:

1. That the material be placed on public properties only, except for work carried out on easements.

2. For work carried out on easements the surplus material generated from the easement can be left on the abutting property.

Policy - Disposal of Surplus Excavated Material Regional Construction Projects (Cont'd)

3. If suitable public property is not available for disposal of surplus material, alternate arrangements be approved by the Engineering Committee for dispsosal of material.

CARRIED

Regional Municipality of Sudbury

From P.J. Morrow, P.Eng., Regional Engineer Date August 10, 1983

☒ For Action ☐ For Information File No. _____

☐ Planning Committee ☐ Sudbury Regional Development Corp

☒ Engineering Committee ☐ Finance Committee

☐ Health and Social Services Committee ☐ PAC

☐ Committee of the Whole ☐ Council ☐ Other

Subject

Disposal of surplus excavated material from Regional construction projects.

Recommendation

That the present policy respecting the disposal of surplus excavated material from Regional construction projects be re-confirmed:

1. That the material be placed on public properties only, except for work carried out on easements.

2. For work carried out on easements the surplus material generated from the easement can be left on the abutting property.

3. If suitable public property is not available for disposal of surplus material, alternate arrangements be approved by the Engineering Committee for disposal of the material.

RECOMMENDED FOR APPROVAL

SIGNATURE

P.J. Morrow, P.Eng.
Regional Engineer

Background

The matter of disposal of surplus excavated material from Regional construction projects was requested to be brought back to the Committee for examination. This matter has been to the Committee on several occasions in the past.

Background - continued

Resolutions 82-15 and 74-28 of the Committee and reports dated January 28, 1982 and February 6, 1974 outline the policy. The policy requires that surplus material be disposed of on public property with the exception that property owners providing easements may obtain material from the easement. If, however, we do not have a public property suitable for disposal within a reasonable haul distance from the construction site, the matter is to be referred to the Engineering Committee.

Such has been the case for the 1983 Algonquin Road project and the Vermilion Lake Road project.

We are still of the opinion that surplus material should go to public properties, or lands abutting an easement and that disposal should not become the responsibility of the contractors. If left in the hands of the contractors disposal could be carried out on individual properties in the construction area and unsightly areas could develop where the material is dumped. When the public property is unavailable, other arrangements would only be carried out with the concurrence of your Committee. The preferred alternate arrangement is disposal on large parcels of private property such as has been agreed to for the Algonquin Road and Vermilion Lake Road Projects.

Attachments

Greater Grand Sudbury
www.city.greatersudbury.on.ca

Southwind

LETTER OF CONSENT

July 21, 2003

This is to confirm that the City of Greater Sudbury and its contractors have my authority to enter and dump excess excavated material from Contract 2003-01 Paris St. Trunk Watermain (Walford to Fielding), onto my property known as Part of Lot 6 Con 1, Parcel 45795 SEI, Township of McKim.

It is understood that levelling of the fill will be my responsibility. I will direct the City and/or its contractors where to place the material and will ensure that any flood plain land is not filled and that any drainage courses are not obstructed.

I understand and acknowledge the City of Greater Sudbury and/or its contractor assumes no responsibility whatsoever for the material, not its' transport and dumping onto my property. Furthermore I understand and acknowledge the City assumes no responsibility for the choosing of location to place the material on my property.

(Witness)

(Signature of Owner)

Ron Arnold
Name of Owner (please print)

J:\volkoos\WPDATA\MISC. LETTERS\letter of consent.wpd

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Interoffice Correspondence

Date: JULY 07/03

TO: **Al Bonis**

FROM: **K. Shaw**

RE: **Inquiry on Flood Plain**

We have received a request to provide fill material on PART OF LOT 6 CON 1 TOWNSHIP OF McKIM PARCEL 45795 SES

K.J. Shaw
Manager, Construction Services

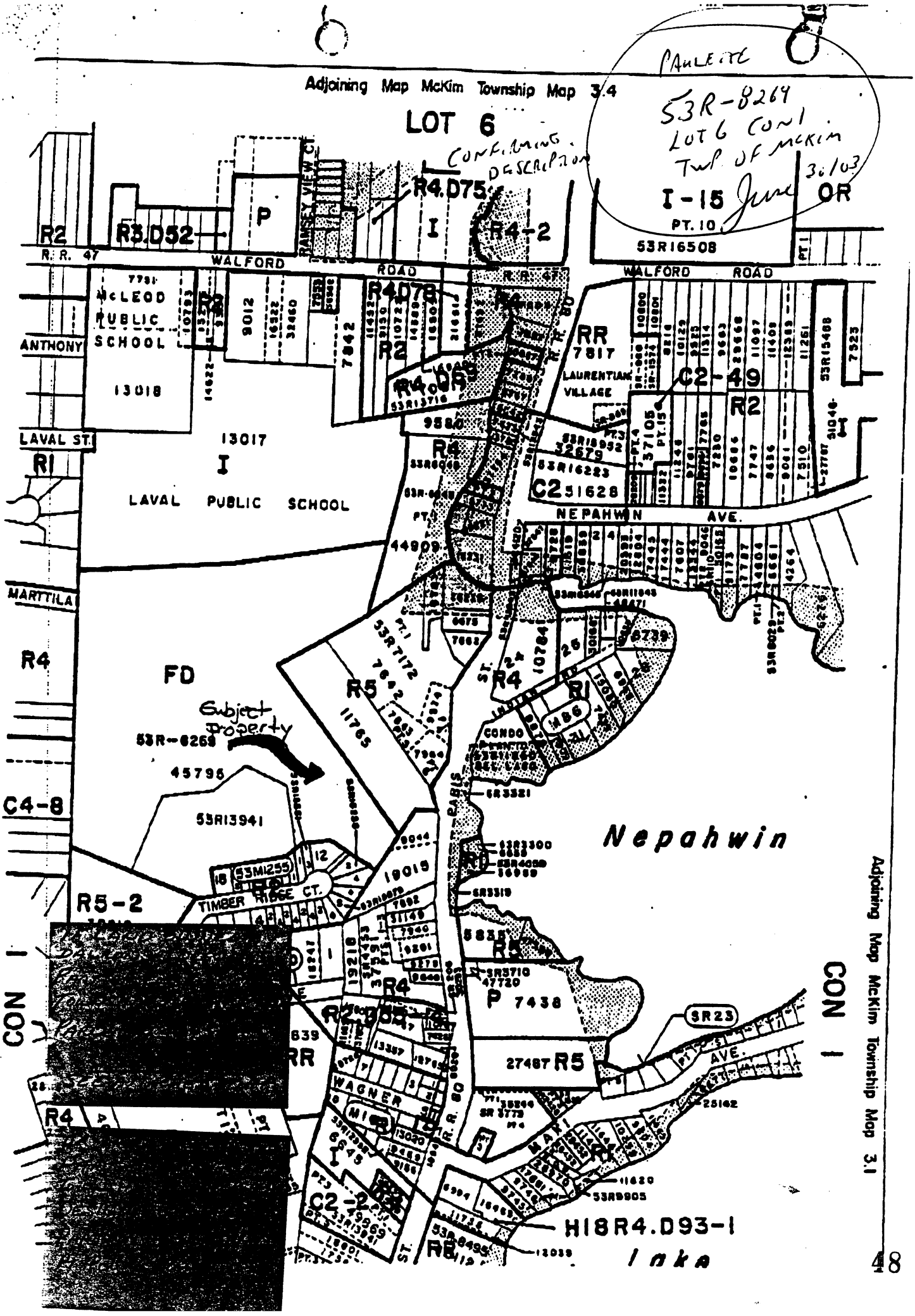
Please indicate if this property is situated in flood plain:

YES _____ **NO** X

Additional Remarks: _____

Dated: July 14 2003 Signature: _____

G:\engr\KEVIN\inquiry on flood plain.wpd


Adjoining Map McKim Township Map 3.4
LOT 6
CONFIRMING DESCRIPTION
CAULETTE
53R-8269
LOT 6 CON 1
TWP OF McKIM
I-15 June 30/03
PT. 10
53R16508
OR
R2
R3.D52
P
R4.D75
I
R4-2
R.R. 47
WALFORD ROAD
RANSEY VIEW CT.
McLEOD PUBLIC SCHOOL
ANTHONY
13018
LAVAL ST.
R1
13017
I
LAVAL PUBLIC SCHOOL
MARTTILA
R4
FD
Subject Property
53R-8269
45795
53R13941
C4-8
R5-2
TIMBER RIDGE CT.
R4.D78
R4.D78
RR
7817
LAURENTIAN VILLAGE
C2-49
C2 51628
NEPAHWIN AVE.
Nepahwin
R5
11765
R4
R1
CONDO
PARIS
P 7438
SR23
27487 R5
WAGNER
MAPLE
C2-2
H18R4.D93-1
Inka
CON 1
CON 1
Adjoining Map McKim Township Map 3.1

Dalron

City of Greater Sudbury
PO Box 5000, Station A
Sudbury, ON
P3A 5P3

June 17, 2003

Attention: Kevin Shaw

RE: Request for Fill

Dear Sir:

It is our understanding that the City may need sites for fill placement. We would request consideration for the following sites as per attached drawings.

- Southwind off of Paris Street
- Pagnutti site off Countryside Drive
- South Bay Road Twin Lakes site
- South Bay Road adjacent to the long term care facility as per sketch

Thank you for your consideration, and please give me a call if you require additional information.

Yours truly

Celia Teale

130 Elm Street, Sudbury, Ontario P3C 1T6 Phone (705) 560-9770 Fax (705) 560-9800

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

St Joes file

LETTER OF CONSENT

July 21, 2003

This is to confirm that the City of Greater Sudbury and its contractors have my authority to enter and dump excess excavated material from Contract 2003-01 Paris St Trunk Watermain (Walford to Firehall), onto my property known as Part of Lot 3 Conc 2 Now designated as Pt 1 53R-16920 Pt. of Parcel 30769 SES Township of McKim.

It is understood that levelling of the fill will be my responsibility. I will direct the City and/or its contractors where to place the material and will ensure that any flood plain land is not filled and that any drainage courses are not obstructed.

I understand and acknowledge the City of Greater Sudbury and/or its contractor assumes no responsibility whatsoever for the material, not its' transport and dumping onto my property. Furthermore I understand and acknowledge the City assumes no responsibility for the choosing of location to place the material on my property.

Lisa Leal
(Witness)

Ron Arnold
(Signature of Owner)

Ron Arnold
Name of Owner (please print)

J:\rcikcos\WPDATA\MISC. LETTERS\letter of consent.wpd

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Interoffice Correspondence

Date: JULY 03/03

TO: **Al Bonis**

FROM: **K. Shaw**

RE: **Inquiry on Flood Plain**

We have received a request to provide fill material on PART OF LOT 3 CON 2 MCKIM TOWNSHIP NOW DESIGNATED AS PT 1 53R-16920 PART OF PARCEL 30769 SES

KJS

K.J. Shaw
Manager, Construction Services

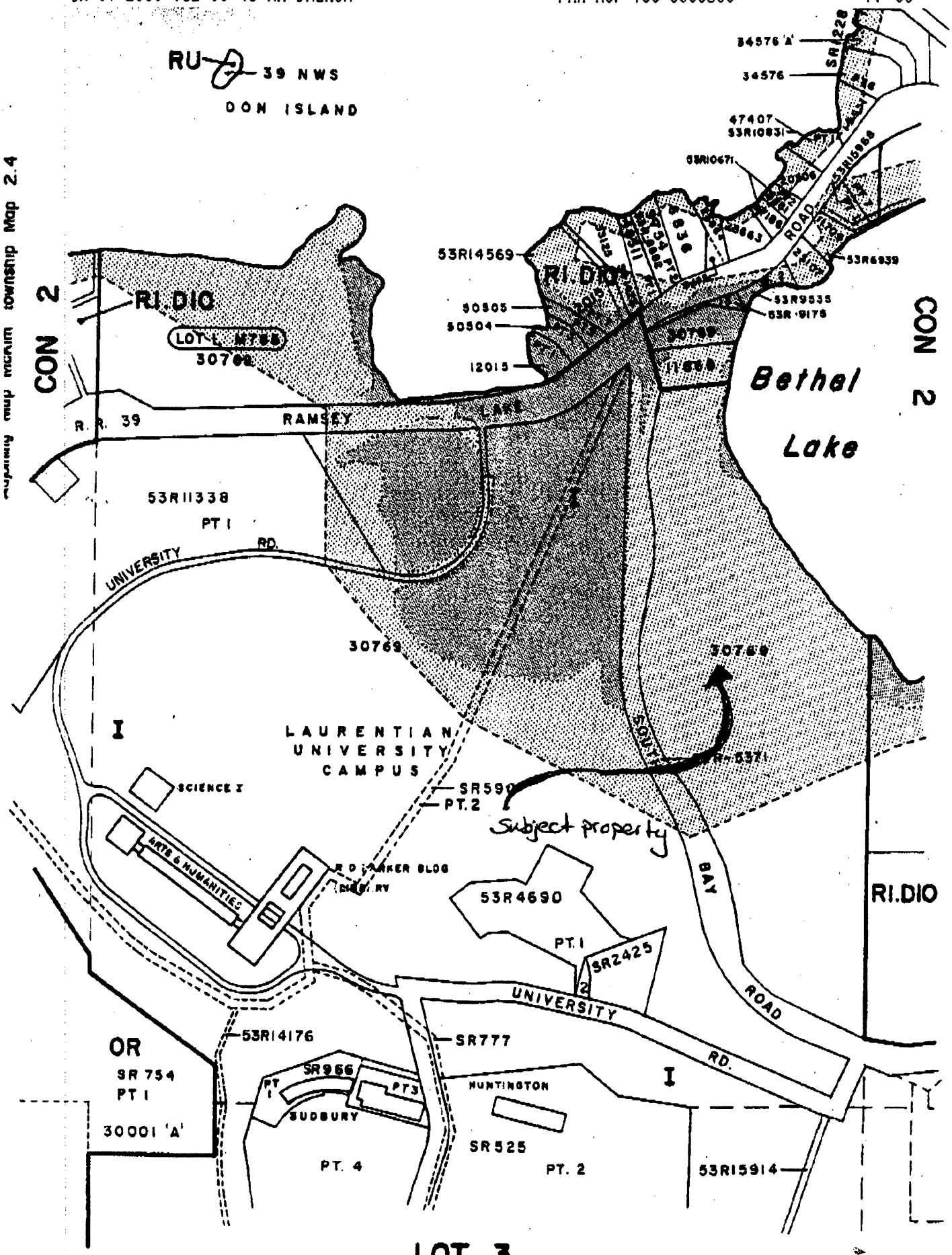
Please indicate if this property is situated in flood plain:

YES _____ **NO** X

Additional Remarks: _____

Dated: July 4/03 Signature: _____

G:\engr\KEVIN\inquiry on flood plain.wpd


RU
39 NWS
DON ISLAND
34576 'A'
34576
SR1228
47407
53R10831
53R10671
53R15958
53R15959
ROAD
53R14569
RI.DIO
53R6939
53R9535
53R9178
30505
30504
12015
CON 2
LOT-L M755
30769
R. R. 39
RAMSEY
LAKE
Bethel
Lake
53R11338
PT 1
UNIVERSITY
RD.
30769
LAURENTIAN
UNIVERSITY
CAMPUS
SCIENCE I
SR590
PT. 2
Subject property
ARTS & HUMANITIES
53R4690
PT. 1
SR2425
BAY
ROAD
UNIVERSITY
RD.
53R14176
SR777
OR
SR 754
PT 1
30001 'A'
SR966
PT 1
PT 3
SUDBURY
HUNTINGTON
SR525
PT. 4
PT. 2
53R15914
I
LOT 3
Adjoining Map McKim Township Map 2.1
Adjoining Map McKim Township Map 2.4
Adjoining Map McKim Township Map 1.4

Dalron

City of Greater Sudbury
PO Box 5000, Station A
Sudbury, ON
P3A 5P3

June 17, 2003

Attention: Kevin Shaw

RE: Request for Fill

Dear Sir:

It is our understanding that the City may need sites for fill placement. We would request consideration for the following sites as per attached drawings.

- Southwind off of Paris Street
- Pagnutti site off Countryside Drive
- South Bay Road Twin Lakes site
- South Bay Road adjacent to the long term care facility as per sketch

Thank you for your consideration, and please give me a call if you require additional information.

Yours truly

Celia Teale

130 Elm Street, Sudbury, Ontario P3C 1T6 Phone (705) 560-9770 Fax (705) 560-9800

Greater/Grand Sudbury
www.city.greatersudbury.on.ca

LETTER OF CONSENT

July 31, 2003

This is to confirm that the City of Greater Sudbury and its contractors have my authority to enter and dump excess excavated material from Contract 2003-01 PARIS ST. TRUNK WATERMAIN (WALFORD TO FIRE HALL), onto my property known as PART OF LOT 8 CON 5 DESIGNATED AS PARTS 1 & 2 ON PLAN 53R-16974, Township of BRUDER.

It is understood that levelling of the fill will be my responsibility. I will direct the City and/or its contractors where to place the material and will ensure that any flood plain land is not filled and that any drainage courses are not obstructed.

I understand and acknowledge the City of Greater Sudbury and/or its contractor assumes no responsibility whatsoever for the material, not its' transport and dumping onto my property. Furthermore I understand and acknowledge the City assumes no responsibility for the choosing of location to place the material on my property.

John Zimany
(Witness)

Maria Zimany
(Signature of Owner)

MARIA ZIMANY
Name of Owner (please print)

J:\vclkcos\WPDATA\MISC. LETTERS\letter of consent.wpd

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Interoffice Correspondence

Date: JULY 03/03

TO: **Al Bonis**

FROM: **K. Shaw**

RE: **Inquiry on Flood Plain**

We have received a request to provide fill material on PART OF LOT 8 CONS TOWNSHIP OF BRODER DESIGNATED AS PARTS 1 & 2 ON PLAN 53R-16974, PARCEL 53645 S.E.S.

KJS

K.J. Shaw
Manager, Construction Services

Please indicate if this property is situated in flood plain:

YES _____ **NO** ✓

Additional Remarks: _____

Dated: July 4/03 Signature: _____

G:\engr\KEVIN\inquiry on flood plain.wpd

May 27, 2003

To: Mr. Kevin Shaw
Greater City of Sudbury

From: Maria Zimany
(705) 983-5389

FAX SAME NUMBER #

Re: Fill for vacant property on Treeview Road, Sudbury, Ontario

Please find the Legal Description and Sketches of property as requested. Please contact me further if you require any additional information. Thank you for your consideration.

Legal Description

SCHEDULE				
PART	LOT	CONCESSION	PARCEL	AREA
1	8	5	PART OF PARCEL 2967 S.E.S.	1.07 AC.±
2				0.07 AC.±
TOWNSHIP OF BRODER				

PLAN 53R-16974

RECEIVED AND DEPOSITED
DATE 2001-06-21
A. DeP. LAND REGISTRAR FOR THE LAND TITLES DIVISION OF SUDBURY

I REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT.
June 20, 2001
DATE
TERRY DEL BOSCO, O.L.S

74-123

Municipal Address

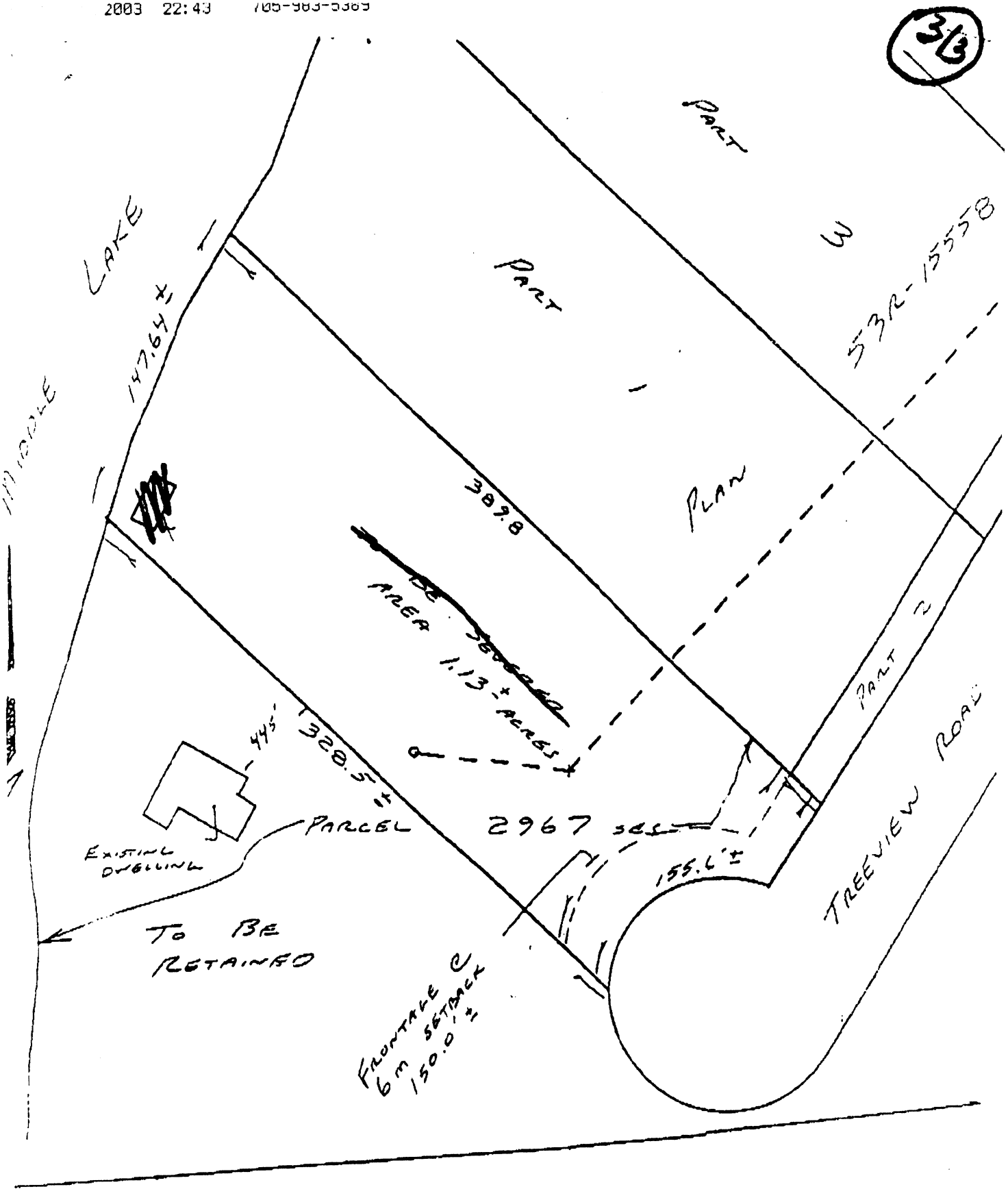
Treeview Rd
Sudbury, ON

PLAN OF SURVEY OF
PART OF
LOT 8
CONCESSION 5
GEOGRAPHIC TOWNSHIP OF BRODER
CITY OF GREATER SUDBURY
DISTRICT OF SUDBURY
TERRY DEL BOSCO, ONTARIO LAND SURVEYOR
2001
SCALE 1"= 50'

(43)

57

MIDDLE
LAKE
WATER'S EDGE
147.00'
N24°22'20"E
N 46° 37' 30" W
N46°57'20"W(S)
±1.0'±
N 46° 37' 20" W
304.41'
304.04' (Plan)
328.55'
328.19' (Plan)
CONCESSION
PLAN
PART 1
PARCEL 61512 S.E.S.
S.E.S.
FILL REQUIRED HERE
R=78.47'
A=111.50'
C=101.83'
N55°43'25"E
20.11' (Plan)
N31°24'30"E
38.48'
R=55.78' (Plan)
A=104.88'
C=91.27'
N55°58'15"E
PART 2
(50.24' (Plan)
19.81'
N 31° 24' 30" E
(REFERENCE BEARING)
PUBLIC ROAD



SOUTH WEST BY-PASS

Greater Grand Sudbury
www.city.greatersudbury.on.ca

RECEIVED
JUL 23 2003

LETTER OF CONSENT

JULY 21, 2003

This is to confirm that the City of Greater Sudbury and its contractors have my authority to enter and dump excess excavated material from Contract 2003-17, MR 35 RECONSTRUCTION NOTRE DAME (RIVER) TO CLARABELLE RD. onto my property known as PARCEL 5760 SES BEING PT. OF LOT 11, CON 6 Township of MCKIM.

NOTE: PORTION TO BE DUMPED ON IS DESCRIBED AS PT 1 53R-16088 OF THE ABOVE MENTIONED PARCEL

It is understood that levelling of the fill will be my responsibility. I will direct the City and/or its contractors where to place the material and will ensure that any flood plain land is not filled and that any drainage courses are not obstructed.

I understand and acknowledge the City of Greater Sudbury and/or its contractor assumes no responsibility whatsoever for the material, not its' transport and dumping onto my property. Furthermore I understand and acknowledge the City assumes no responsibility for the choosing of location to place the material on my property.

(Witness)

(Signature of Owner)

DARREN DAY
Name of Owner (please print)

J:\rclkoos\WPDATA\MISC. LETTERS\letter of consent.wpd

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Interoffice Correspondence

Date: JULY 04/03

TO: **Al Bonis**

FROM: **K. Shaw**

RE: **Inquiry on Flood Plain**

We have received a request to provide fill material on PARCEL 51604 SES BEING PT. OF LOT 11 CON 6 TOWNSHIP OF McKIM. (PORTION FILL TO BE DUMPED ON IS DESCRIBED AS PT 1. 53R-16088 OF THE ABOVE PARCEL)

KJSC

K.J. Shaw
Manager, Construction Services

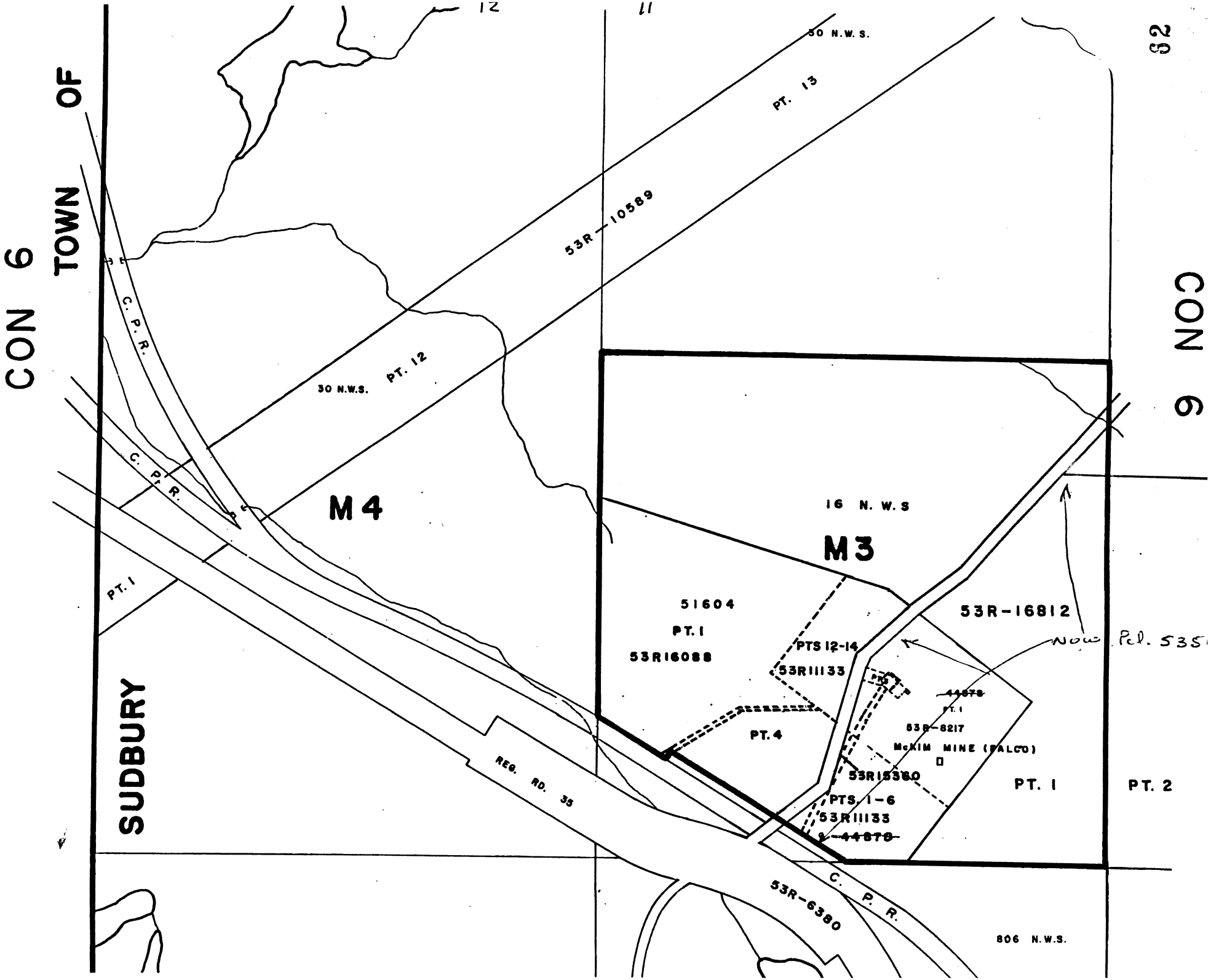
Please indicate if this property is situated in flood plain:

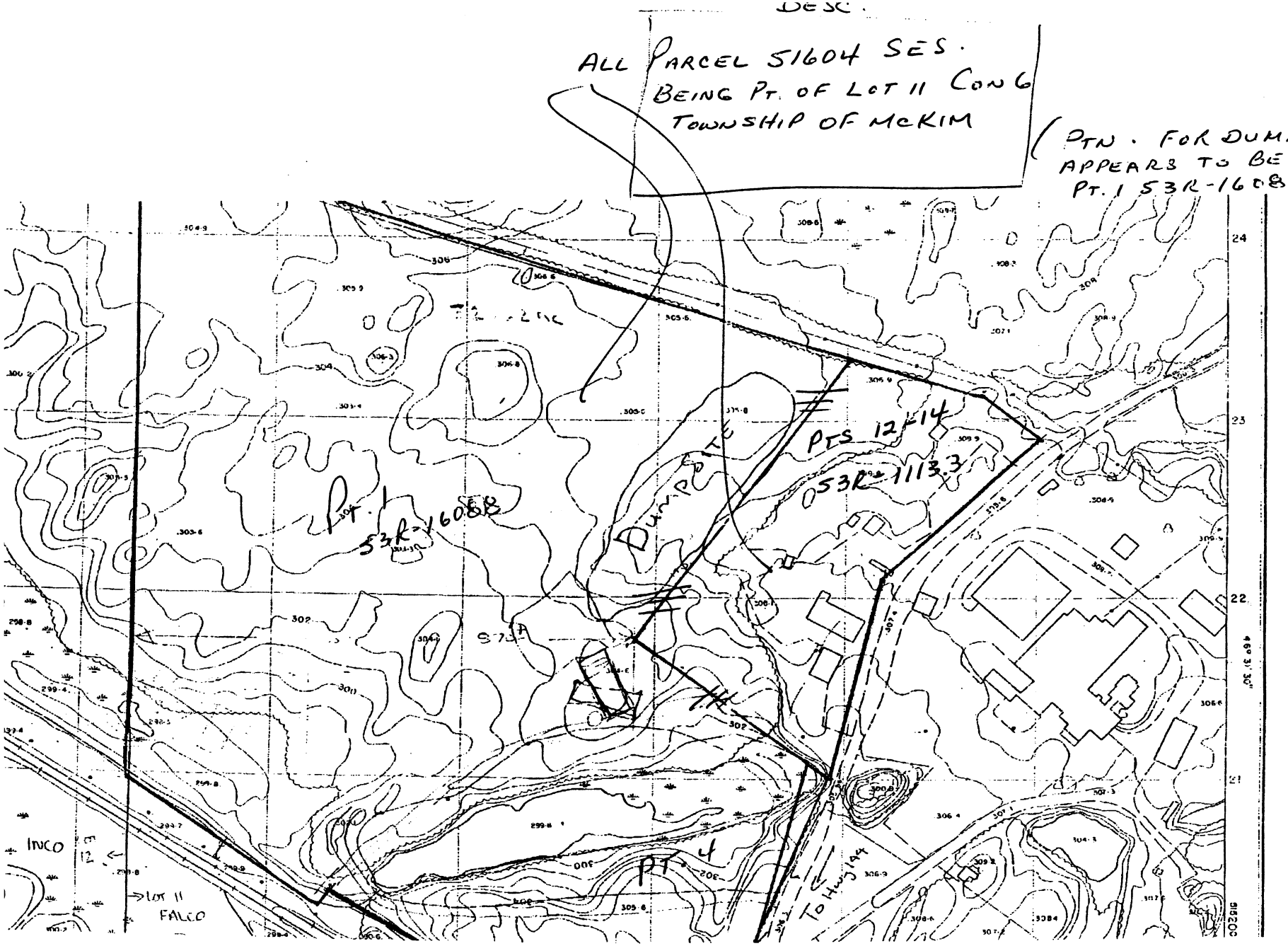
YES _____ **NO** X

Additional Remarks: _____

Dated: July 14, 2003 Signature: _____

G:\engr\KEVIN\inquiry on flood plain.wpd


12
11
30 N.W.S.
PT. 13
82
CON 6
TOWN OF
53R-10589
C. P. R.
30 N.W.S.
PT. 12
C. P. R.
M4
16 N. W. S
M3
9 CON
51604
PT. 1
53R16088
53R-16812
Now Pcl. 535
PTS 12-14
53R11133
PT. 4
44878
PT. 1
53R-8217
McKIM MINE (FALCO)
53R15380
PTS. 1-6
53R11133
44878
PT. 1
PT. 2
PT. 1
SUDBURY
REG. RD. 35
53R-6380
C. P. R.
806 N.W.S.


DESC.
ALL PARCEL 51604 SES.
BEING PT. OF LOT 11 CON 6
TOWNSHIP OF McKIM
(PTN. FOR DUMPING
APPEARS TO BE OVER
PT. 1 53R-16088)
PT. 1
53R-16088
PTS 12-14
53R-11133
DUMP
PT 4
INCO
LOT 11
FALCO
TO HWY 144

Gerry Duhamel
2500 Elm Street
Copper Cliff, Ontario
P0M 1N0
Phone-705-682-1555
705-682-2739
E-Mail-gerry.duhamel@daygroup.ca

William Day Construction Limited

Fax

RECEIVED
JUL 2 - 2003
CITY OF GREATER SUDBURY ENGINEERING

To:	Kevin Shaw	**From:**	Gerry Duhamel
Fax:	673-5171	**Pages:**	2
Phone:		**Date:**	7/2/2003
Re:	Dump Site	**CC:**	

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

• **Comments:**

As discussed we would like to be added to your list as an approved dump site for the road improvement projects on Highway 144.

I have attached a map indicated the desired location. Access to the site is excellent.

Thank you,

JULY 03/02

PAULETTE/

THIS LOCATION IS ADJACENT TO MANSOUR MINING ON MR # 55.

THE PROPERTY DESCRIPTION FOR MANSOUR MINING IS PART OF LOTS 10 & 11, CON 6, PCL 53569 SES (IF THAT HELPS YOU)

RJL

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003					Report Date	August 1, 2003			
Decision Requested		x	Yes		No	Priority	x	High		Low
			Direction Only			Type of Meeting		Open		Closed

Report Title

Trillium Municipal Drain Branch "D"

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.

x	Background Attached

Recommendation

-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 Lot 7, Concession 2, Rayside Township, which was filed with the Clerk on the 30th day of May, 2003, and that the City of Greater Sudbury appoint the engineering firm of K. Smart Associates Limited as the drainage engineer for this project.

	Recommendation Continued

Recommended by the General Manager

Don Bélisle
General Manager of Public Works

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
Ronald W. Norton, P. Eng. Co-ordinator of Technical Services	R.G. (Greg) Clausen, P. Eng. Director of Engineering Services

The City of Greater Sudbury is in receipt of a drainage petition (Exhibit 1 attached) from landowners within Part of Lot 7, Concession 2, Rayside Township. The location of these lands is shown on the map attached to this report as Exhibit 2. Some of the petitioners have agricultural lands with large acreage. These lands would benefit from an improved drainage outlet and tributary field drains (ditches).

The Drainage Act of Ontario provides a process whereby landowners can improve land drainage through the creation of a Municipal/Agricultural Drain. The City of Greater Sudbury is required by the Drainage Act to administrate the process. The Provincial Ministry of Agriculture provides substantial grants to facilitate these projects when agricultural lands are involved.

The petition submitted by landowners near to Placide Street has been reviewed by the Engineering Division. A preliminary review of topographic maps and input from the Nickel District Conservation Authority suggests that this location could receive improvement in drainage if a Municipal/Agricultural Drain is constructed.

The Engineering Division recommends the approval of the petition to Council.

One of the initial steps in the process is the appointment of a drainage engineer to study the problem and to recommend a solution in an engineer's report.

The engineering consulting firm of K. Smart Associates Limited have studied and implemented numerous Municipal/Agricultural Drains in Rayside Balfour, Dowling Township, Valley East, West Nipissing and southern Ontario. We are satisfied that they have the expertise and experience to successfully implement this project under the Drainage Act. The Engineering Division recommends the appointment of K. Smart Associates Limited as the drainage engineer for this project.

Municipal World* – Form 103
*Reg. T.M. in Canada, Municipal World Inc.

FORM 3

Drainage Act, R.S.O. 1990, c. D.17, s. 4
R.R.O. 1990, Reg. 274, Form 3

PETITION FOR DRAINAGE WORKS BY OWNERS

We, being owners, as shown by the last revised assessment roll, of lands in the

Edmond Belanger Yvette Belanger PARCEL 6858
THE GREATER CITY OF SUDBURY (FORMERLY)
RAYSIDE BALFOUR (HZ1dA 366 PLACIDE STREET AZ1dA

(Insert name of municipality or names of municipalities)

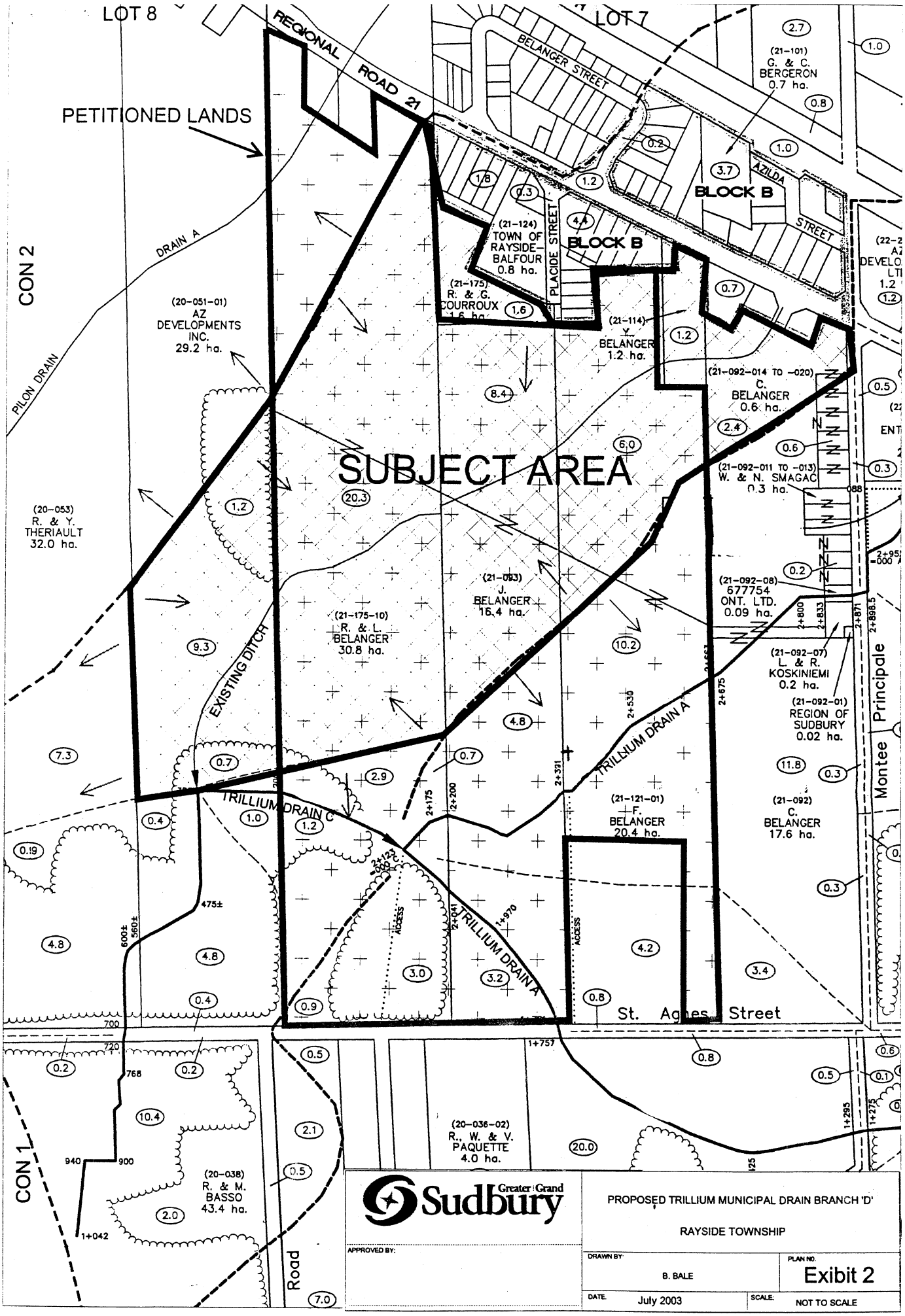
requiring drainage, hereby petition that the area more particularly described as follows:

(Describe the area by metes and bounds, giving each lot and part of lot, number of concession or street, and hectares in each lot or part of lot. Attach extra sheet if required.)

a) Edmond Belanger Yvette Belanger
CONCESSION 2 LOT 7
Jean Belanger CONCESSION 2 LOT 7
Aline Belanger CONCESSION 2 LOT 7
Laurier Belanger CONCESSION 2 – LOT 7

may be drained by means of a drainage works.

DATE SIGNED	SIGNATURE OF PETITIONER(S)	PART	LOT	CONCESSION PLAN	MUNICIPALITY



Sudbury Greater Grand

PROPOSED TRILLIUM MUNICIPAL DRAIN BRANCH 'D'

RAYSIDE TOWNSHIP

APPROVED BY:

DRAWN BY: B. BALE

PLAN NO. Exibit 2

DATE: July 2003

SCALE: NOT TO SCALE

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003				Report Date	August 1, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
	Direction Only				Type of Meeting	x	Open		Closed

Report Title

Disposal of Surplus Fill, Idylwylde Golf & Country Club (Ramsey Lake Rd.)

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.

x	Background Attached

Recommendation

-THAT due to a lack of suitable land available for disposal of excavated material for Contract 2003-01, Paris Street Trunk Watermain - Walford Road to Fire Hall, City of Greater Sudbury, that disposal be permitted on Part of Lot 4, Con. 2, being Part of Parcel 30001 "A", S.E.S., Twp. of McKim, City of Greater Sudbury, owned by the Idylwylde Golf & Country Club.

	Recommendation Continued

Recommended by the General Manager

Don Bélisle
General Manager of Public Works

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Date: August 1, 2003

Report Prepared By	Division Review
AUG 05/03 Kevin Shaw, P.Eng. Manager of Construction Services	R.G. (Greg) Clausen, P.Eng. Director of Engineering Services

Regional policy previously established by the Public Works Committee used successfully in the past and now adopted by the City of Greater Sudbury, requires that surplus material from construction projects be disposed of on public property with the exception that property owners providing easements may retain the material from the easement. Resolution 83-113 of the Engineering Committee and the report dated August 30, 1983 outline the policy (see attached).

The City of Greater Sudbury has provided a location at the Frobisher Depot for rock, asphalt and concrete, however, we feel that an alternate location may be required to receive excess fill.

Requests have been received from the Idylwylde Golf & Country Club which has land suitable for such disposal on Ramsey Lake Road. The property is described as Part of Lot 4, Con. 2, being part of Parcel 30001 "A", S.E.S., Twp. of McKim, City of Greater Sudbury, as shown on the attached plan.

Policy - Disposal of Surplus Excavated Material Regional Construction Projects

Report dated August 30, 1983 was received from the Regional Engineer regarding policy for the disposal of surplus excavated material from Regional construction projects.

83-113 Peck-Hayduk: That the present policy respecting the disposal of surplus excavated material from Regional construction projects be reconfirmed:

1. That the material be placed on public properties only, except for work carried out on easements.

2. For work carried out on easements the surplus material generated from the easement can be left on the abutting property.

Policy - Disposal of Surplus Excavated Material Regional Construction Projects (Cont'd)

3. If suitable public property is not available for disposal of surplus material, alternate arrangements be approved by the Engineering Committee for dispsosal of material.

CARRIED

Regional Municipality of Sudbury

From P.J. Morrow, P.Eng., Regional Engineer Date August 30, 1983

☒ For Action ☐ For Information File No. _____

☐ Planning Committee ☐ Sudbury Regional Development Corp

☒ Engineering Committee ☐ Finance Committee

☐ Health and Social Services Committee ☐ PAC

☐ Committee of the Whole ☐ Council ☐ Other

Subject

Disposal of surplus excavated material from Regional construction projects.

Recommendation

That the present policy respecting the disposal of surplus excavated material from Regional construction projects be re-confirmed:

1. That the material be placed on public properties only, except for work carried out on easements.

2. For work carried out on easements the surplus material generated from the easement can be left on the abutting property.

3. If suitable public property is not available for disposal of surplus material, alternate arrangements be approved by the Engineering Committee for disposal of the material.

RECOMMENDED FOR APPROVAL

SIGNATURE

P.J. Morrow, P.Eng.
Regional Engineer

Background

The matter of disposal of surplus excavated material from Regional construction projects was requested to be brought back to the Committee for examination. This matter has been to the Committee on several occasions in the past.

Background - continued

Resolutions 82-15 and 74-28 of the Committee and reports dated January 28, 1982 and February 6, 1974 outline the policy. The policy requires that surplus material be disposed of on public property with the exception that property owners providing easements may obtain material from the easement. If, however, we do not have a public property suitable for disposal within a reasonable haul distance from the construction site, the matter is to be referred to the Engineering Committee.

Such has been the case for the 1983 Algonquin Road project and the Vermilion Lake Road project.

We are still of the opinion that surplus material should go to public properties, or lands abutting an easement and that disposal should not become the responsibility of the contractors. If left in the hands of the contractors disposal could be carried out on individual properties in the construction area and unsightly areas could develop where the material is dumped. When the public property is unavailable, other arrangements would only be carried out with the concurrence of your Committee. The preferred alternate arrangement is disposal on large parcels of private property such as has been agreed to for the Algonquin Road and Vermilion Lake Road Projects.

Attachments

Greater Grand Sudbury

LETTER OF CONSENT

July 31, 2003

This is to confirm that the City of Greater Sudbury and its contractors have my authority to enter and dump excess excavated material from Contract 2003-01 - Paris St Trunk watermain - Walford to Fireball onto my property known as Part of Lot 14 Con 2 Being Part of Parcel 30001 'A' S.E.S., Township of McKim.

It is understood that levelling of the fill will be my responsibility. I will direct the City and/or its contractors where to place the material and will ensure that any flood plain land is not filled and that any drainage courses are not obstructed.

I understand and acknowledge the City of Greater Sudbury and/or its contractor assumes no responsibility whatsoever for the material, not its' transport and dumping onto my property. Furthermore I understand and acknowledge the City assumes no responsibility for the choosing of location to place the material on my property.

(Witness)

(Signature of Owner)

Mather, Wayne

Name of Owner (please print)

(Burls Dentbee)

J:\volkcos\WPDATA\MISC. LETTERS\letter of consent.wpd

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Interoffice Correspondence

Date: July 03/03

RECEIVED
JUL 7 - 2003
CITY OF GREATER SUDBURY ENGINEERING

TO: **Al Bonis**

FROM: **K. Shaw**

RE: **Inquiry on Flood Plain**

We have received a request to provide fill material on PART OF LOT 4 CON 2 TOWNSHIP OF McKIM BEING PART OF PARCEL 30001 'A' S.E.S

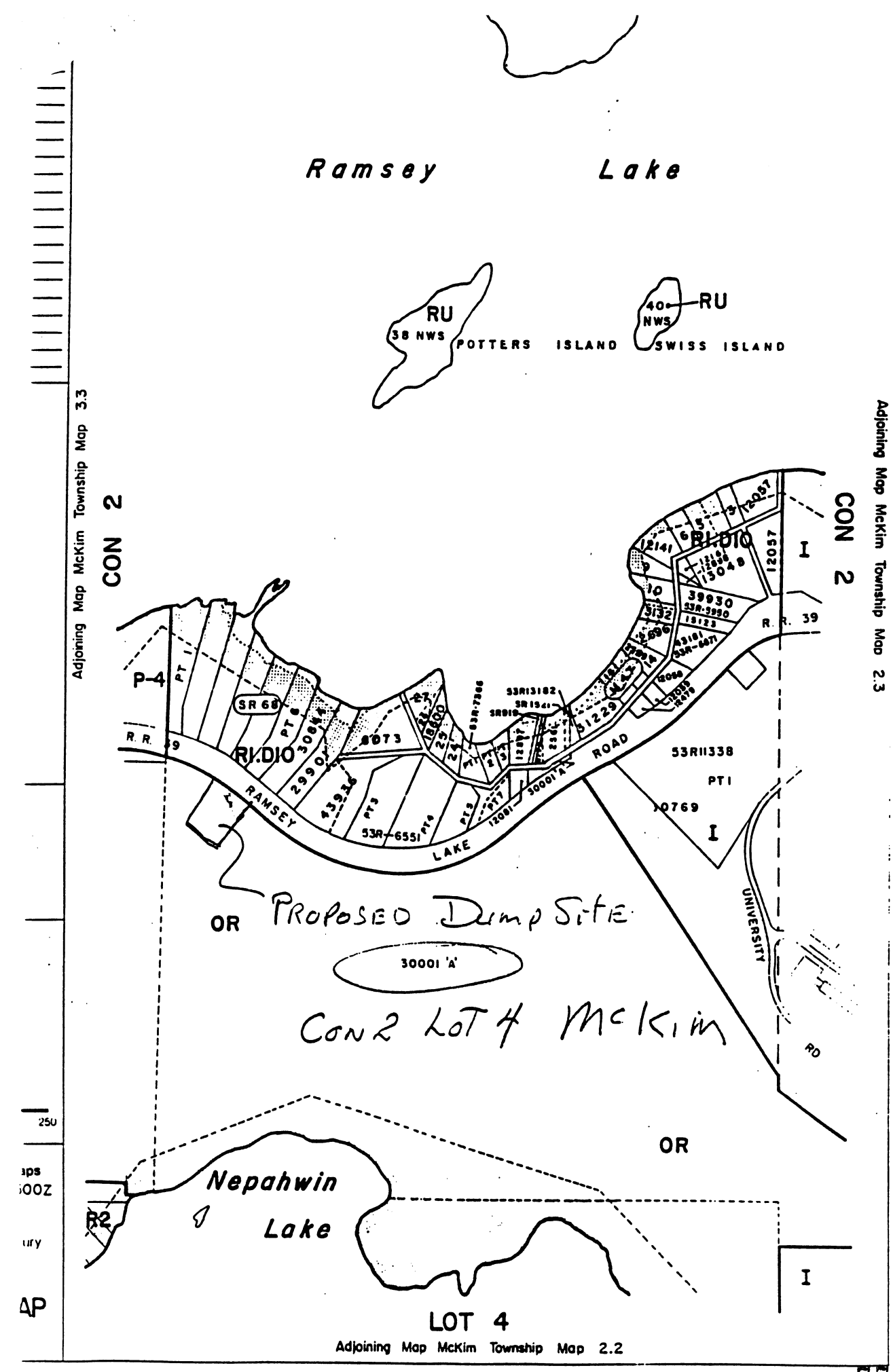
K.J. Shaw
Manager, Construction Services

Please indicate if this property is situated in flood plain:

YES _____ **NO** ✓

Additional Remarks: _____

Dated: July 7/03 Signature: _____


Ramsey Lake
RU
38 NWS
POTTERS ISLAND
40 NWS
RU
SWISS ISLAND
CON 2
CON 2
Adjoining Map McKim Township Map 3.3
Adjoining Map McKim Township Map 2.3
P-4
PT 1
SR 68
PT 6
RI.DIO
30844
29901
43936
PT3
53R-6551
PT4
PT3
PT7
12081
30001 'A'
RAMSEY LAKE
ROAD
R.R. 39
53R13182
SR1941
SR810
53R-7886
18000
23
24
PT1
PT2
PT3
12082
23
31229
53R11338
PT1
10769
I
RI.DIO
12141
12057
39930
53R-3990
18123
53R-6471
13048
12058
R.R. 39
UNIVERSITY
RD
OR
PROPOSED Dump Site
30001 'A'
CON 2 LOT 4 McKim
OR
Nepahwin Lake
R2
I
LOT 4
Adjoining Map McKim Township Map 2.2

IDYLWYLDE GOLF AND COUNTRY CLUB LIMITED
400 WALFORD ROAD EAST, SUDBURY, ONTARIO P3E 2G9
(705) 522-8580 Fax (705) 522-0173

RECEIVED
JUN 18 2003
CITY OF GREATER SUDBURY ENGINEERING

June 18, 2003

City of Greater Sudbury
Public Works Department
P.O. Box 5000
Sudbury, Ontario
P3A 5P3

Attention: Mr. Kevin Shaw P.Eng.

Re: Paris Street Contract/ Idylwylde Golf and Country Club

Dear Sir,

Should the City require a dumpsite nearer to the work in order to save haul costs, Idylwylde can accommodate about 5ooo tonnes of granular material off Ramsey Lake Road in the location shown on the attached plan.

The site is the location of the old Club House that burned down during the 50's.

The location would be temporary as the material could be used on the course over the next few years.

We would appreciate your consideration.

Thank you

Yours truly

Wayne Maher
(DIRECTOR)

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision										
Meeting Date	August 12, 2003					Report Date	August 8, 2003			
Decision Requested	x	Yes		No		Priority	x	High		Low
		Direction Only				Type of Meeting	x	Open		Closed

Report Title

SPECIAL OCCASION PERMIT
ONAPING FALLS TRI-SPORT ASSOCIATION

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

None

	Background Attached

Recommendation

This Council has no objection to the issuance of a Special Occasion Permit to the Onaping Falls Tri-Sport Association. The request is made to facilitate the sporting events for adults including two hockey games, two baseball games and social events with proceeds to minor sports in the community of Onaping Falls on Friday, September 19th (between the hours of 11:00 a.m. and 1:00 a.m.), Saturday, September 20th, 2003 (between the hours of 11:00 a.m. and 1:00 a.m.), and Sunday, September 21st, 2003 (between the hours of 12:00 noon and 8:00 p.m.) with an anticipated attendance of 150-200 people during the course of the weekend to be held at the Onaping Curling Club;

And further that this Council confirms the nature of this event as a Community Festival and that it is of municipal significance to our Community;

x	Recommendation Continued

Recommended by the General Manager

Doug Nadorozny, General Manager,
Economic Development & Planning Services

Recommended by the C.A.O.

Mark Mieto,
Chief Administrative Officer

Report Prepared By	Division Review
Bryan Gutjahr, Manager of By-Law Enforcement Services	

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;

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 a fire extinguisher be provided for outdoor cooking or barbecues;

4. That the special event organizer, or his designate, must be present on the site during the entire duration of the event;

5. That the event representative ensure emergency vehicles have access to the event area.

Background:

Attached is an application submitted by Mr. Kevin Moore on behalf of the Onaping Falls Tri-Sport Association requesting Council's approval for a special occasion permit in respect of a weekend sporting and social event to be held at the Onaping Curling Club.

In accordance with Council's policy, this application was forwarded to the Fire Chief, Police Chief, Director of Citizen and Leisure Services, the City Solicitor and the Co-ordinator of Traffic and Parking. Their concerns have been added to the conditions for approval.

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

Application for a Special Occasion Permit

Alcohol and Gaming Commission of Ontario

For office use only	Zone/store no.	$ Fee received
Police		AGCO Inspector
☐ Levy ☐ No Levy		☐ Sale ☐ No Sale

This application must be submitted to and be issued by an LCBO permit issuing store in the municipality where the event is to be held or if there is no LCBO issuing store in the municipality, at the LCBO issuing store that is closest to the premises where the event is to take place.
The application fee must accompany the application - cash, certified cheque or money order made payable to the LCBO or Minister of Finance at least: ***10 days prior to a reception event held indoors or 30 days prior to all other events.***
The application fee is non-refundable.

Name of applicant (may be an individual or an organization)
Print family name, first name
ONAPING FALLS TRI SPORT
Address

City, town, village — Postal Code
ONAPING — Box 235
Telephone number and area code
Home (705) 966 1979 Business ( )

Name of person who will attend and be responsible for event
Print family name, first name
MOORE KEVIN
Address
7 Campbell st.
City, town, village — Postal Code
ONAPING — P0M 2R0

Registered charity — Registered Income Tax Number
☐ Yes ☐ No

Name of premise/property where event is to be held
ONAPING CURLING CLUB
Address

City, town, village — Postal Code
ONAPING
Township or Regional Municipality

Are persons under 19 years of age to be admitted? ☐ Yes ☑ No

Will alcohol be served or consumed?
Outdoors: ☐ Yes ☑ No
Under a Tent/Marquee/Pavilion: ☐ Yes ☑ No

☐ Non-profit corporation ☑ Non-profit association

List date(s), start and finish times, room(s)/location and estimated attendance of event

Dates	Start time (a.m./p.m.)	Finish time (a.m./p.m.)	Room/area/Exact location	Estimated attendanc
SEPT 19/03	11AM	1 A.M.	ONAPING CURLING CLUB	150-200
SEPT 20/03	11AM	1 A.M.	ONAPING CURLING CLUB	150-200
SEPT 21/03	12NOON	8P.M.		

NATURE OF EVENT AND FEE PER DAY

☐ RECEPTION ☐ $25 No Sale ☐ $75 Sale
Receptions are events that are limited to invited guests only. The general public *cannot* be admitted and no profit may be made directly or indirectly from the **sale of alcohol.**

☐ FUNDRAISING ☐ $75 Sale

☑ COMMUNITY FESTIVAL ☑ $75 Sale per 3 day period (consecutive)

☐ SIGNIFICANT EVENT ☐ $75 Sale

☐ TRADE SHOW ☐ $25 No Sale ☐ $75 Sale

☐ CONSUMER SHOW ☐ $75 Sale

☐ MARKET RESEARCH ☐ $25 No Sale

☐ AUCTION ☐ $75 Sale

☐ DIPLOMATIC EVENT ☐ $25 No Sale

Have you taken Server Training? ☐ Yes ☑ No

Are tickets to be sold for the event? ☐ Yes ☑ No

Is there an admission charge or fee for the event? ☐ Yes ☑ No

Will alcohol be sold? ☑ Yes ☐ No

Are you serving homemade wine/beer? (religious events or beer/wine clubs only) ☐ Yes ☑ No

Does the premise where the event is to be held hold a permanent liquor licence issued by the Alcohol and Gaming Commission of Ontario? ☐ Yes ☑ No
If Yes, provide the licence number:

Will the event be advertised? ☑ Yes ☐ No
If yes, explain:
RADIO - community channel - posters -

Is event for invited guests only? ☐ Yes ☑ No

Details of event sporting event for adults that include 2 Hockey games 2 Ball games & round of golf. Proceeds go to minor sports in Onaping FALLS (ie. Junior Golf - minor hockey etc.)

1575 (98/01) *Cette formule est aussi disponible en français.* *See over. Application must be signed*

city of | ville de
SUDBURY

Application for Approval of Outdoor Fund Raisers and Community Festivals

Box 235

Name of Applicant KEVIN MOORE POM 2RO

Name of Group ONAPING FALLS TRI-SPORT ASSOC.

Address 7 CAMPBELL ST. ONAPING Telephone 966-1979

Propsed Event (Describe all activities to be held) TWO DANCES AT THE ONAPING CURLING CLUB

Anticipated Attendance 150-200 Location ONAPING CURLING CLUB

Date SEPT 19-20 2003 Hours of Operation 11AM - 1AM.

Owner/Occupant of Location ONAPING CURLING CLUB

Address 10 FRAZER EXT. Telephone No. 966-2323

Security Proposed (State whether police, private security or other and numbers) TWENTY VOLUNTEER SECURITY GUARDS, (CITIZENS)

Proposed Access To Location and Proposed Parking Area (Attach Sketch if necessary) EXISTING LARGE PARKING LOT AND ICE SURFACE ENTRANCES

Has This Event Been Held Before? (Provide Details) NO

Has this Group sponsored ant previous outdoor fund raisers or community festivals? NO

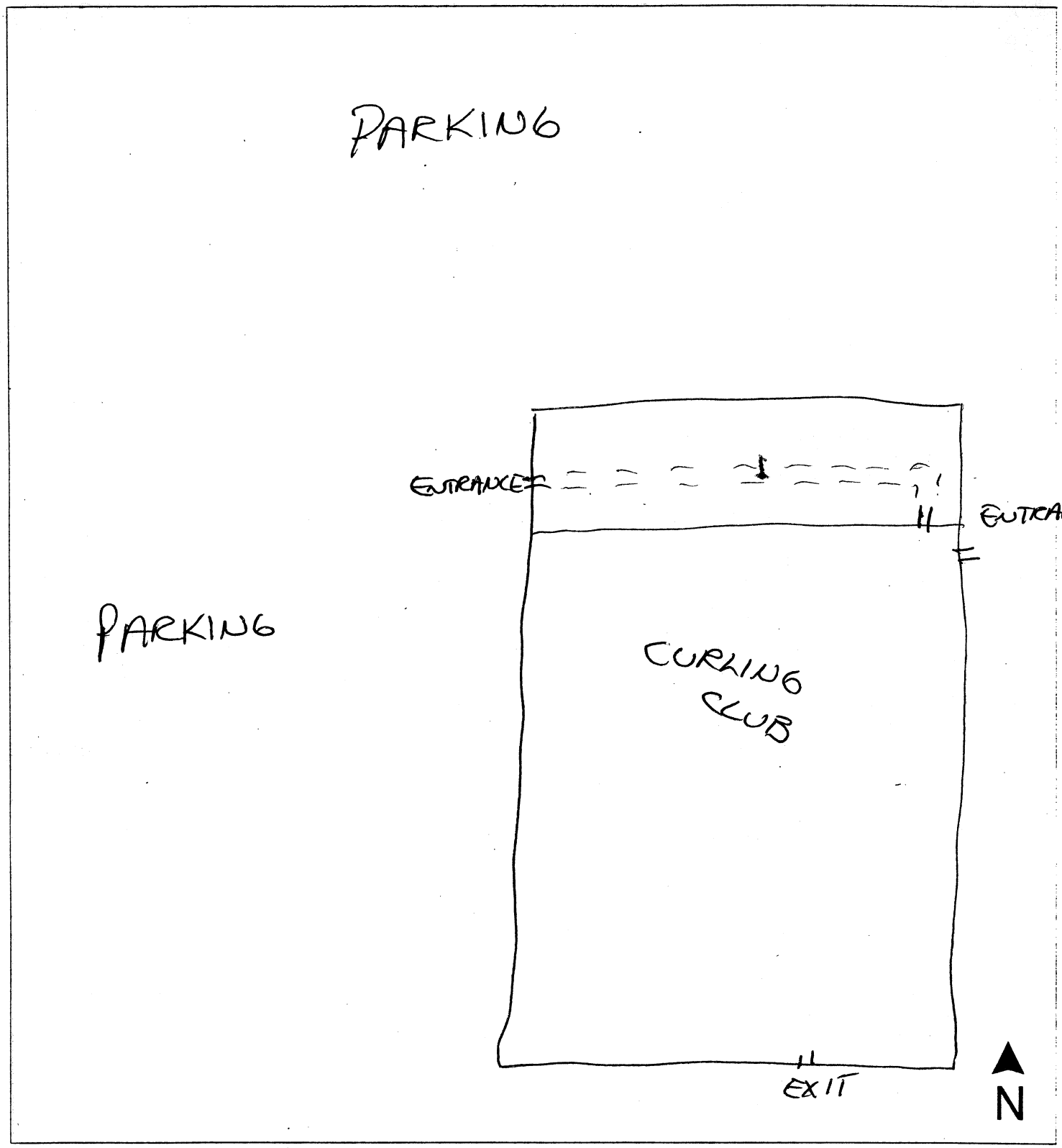
Signature of Applicant

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.

FREEDOM OF INFORMATION

Personal information on this form is collected under the authority of the Municipal Act, Liquor Licence Act and is used to process Application For Approval Of Outdoor Fund Raisers And Community Festivals. For further information please contact the City Clerk, c/o The Corporation of the City of Sudbury, 200 Brady Street, PO Box 5000, Station "A", Sudbury, Ontario. P3A 5P3.

Site Plan *(including location of parking facilities)*



city of | ville de
SUDBURY
bylaw

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision										
Meeting Date	August 12, 2003					Report Date	July 17, 2003			
Decision Requested		X	Yes		No	Priority	X	High		Low
			Direction Only			Type of Meeting	X	Open		Closed

Report Title

SPECIAL OCCASION PERMIT APPLICATION FOR LIQUOR LICENSE EXTENSION CARUSO CLUB INTERNATIONAL SOCCER TOURNAMENT - TELEPHONE 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 Implications:

None

X Background Attached

Recommendation

This Council has no objection to the issuance of a liquor licence extension to the Caruso Club, to include a hospitality tent being operated at the Lily Creek complex. The request is made to facilitate the Caruso Club International Soccer Tournament and the days and hours of operation will be: August 2nd, 3rd, and 4th, 2003 between the hours of 11:00 a.m. to 5:00 p.m. with an anticipated attendance of approximately 300 people during the course of the weekend;

And further that this Council confirms the nature of this event as a Community Festival and that it is of municipal significance to our Community;

X Recommendation Continued

Recommended by the General Manager

Doug Wuksinic,
General Manager, Corporate Services

Recommended by the C.A.O.

Don Belisle,
Acting Chief Administrative Officer

Report Prepared By	Division Review
Marie Prevost, Law Enforcement Officer Assistant	Ron Swiddle, Director of Legal/Clerk's Services & City Solicitor

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;

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 a fire extinguisher be provided for outdoor cooking or barbecues;

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 tent be erected in accordance with the provisions of the Ontario Building Code;

7. That the event representative ensure emergency vehicles have access to the event area.

Background:

Attached is a letter submitted by Mr. John Cimino on behalf of the Caruso Club of Sudbury requesting Council's approval for a liquor licence extension to operate a hospitality tent at the Lily Creek complex as a fund raiser for the said Caruso Club International Soccer Tournament.

This poll was authorized by the Acting Chief Administrative Officer. The poll was conducted of Members of Council on July 17, 2003. The results of that poll were as follows:

A total of 8 Members of Council responded and all were in favour.

The attached letter was also sent by email to the Fire Chief, Police Chief, Director of Citizen and Leisure Services, the City Solicitor, Manager of Transit Services, Acting General Manager of Emergency Services, Director of Leisure, Community & Volunteer Services and the Co-ordinator of Traffic and Parking for their approval.

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.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003					Report Date	July 16, 2003			
Decision Requested		x	Yes		No	Priority	x	High		Low
			Direction Only			Type of Meeting	x	Open		Closed

Report Title

TELEPHONE POLL: NOISE BY-LAW EXEMPTION
CANADIAN PACIFIC RAILWAY - OPERATIONAL REQUIREMENTS - CHANGE OF HOURS

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:

Chapter 776 (Noise) of the former City of Sudbury Municipal Code provides that: *No person shall create, cause or permit any unusual noise or noises.*

Budget Impact:

None.

X	Background Attached

Recommendation

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 Pacific Railway for operational requirements to carry out construction activity on the Cartier Subdivision (Cartier to Rumford) during the hours of 1700 to 0200 (5:00 p.m. to 2:00 a.m.).

The schedule for activity within the City limits is as follows:

July 16 - Second Ave and Mildred St
July 22 - Second Ave and Mildred St
July 23 - Second Ave and Mildred St
July 24 - Second Ave and Mildred St
July 25 - Second Ave and Mildred St
July 26 - Second Ave and Mildred St
July 27 - John and Sunday Sts

x	Recommendation Continued

Recommended by the General Manager

Doug Wuksinic,
General Manager, Corporate Services

Recommended by the C.A.O.

Don Belisle,
Acting Chief Administrative Officer

Report Prepared By	Division Review
Thom M. Mowry, City Clerk	Ron Swiddle, Director of Legal/Clerk's Services & City Solicitor

RECOMMENDATION (CONTINUED)

July 28 - John and Sunday Sts
July 29 - John and Sunday Sts
July 30 - John and Sunday Sts
August 6 - John and Sunday Sts
August 7 - John and Sunday Sts
August 8 - Elgin and Paris Sts area
August 9 - Elgin and Paris Sts area
August 10 - Elgin and Paris Sts area
August 11 - Elgin and Paris Sts area
August 12 - Frood and Elm Sts area
August 13 - Elgin and Paris Sts area
August 19 - Beatty and McNeill Sts area
August 20 - Beatty and McNeill Sts area
August 21 - Beatty and McNeill Sts area
August 22 - Beatty and McNeill Sts area

AND THAT approval of this exemption be subject to the Canadian Pacific Railway providing public notice of this construction activity.

AND FURTHER THAT Council Resolution 2003-316 be, and is hereby, rescinded.

BACKGROUND:

This poll was authorized by the Acting Chief Administrative Officer. The poll was conducted of Members of Council on July 16, 2003. The results of that poll were as follows:

A total of 10 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

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	Aug 12, 2003				Report Date	August 5, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Street Name Change For
Solidarity Lane to Brian McKee Lane and Naming Unopened Lane to Solidarity Lane

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.

x	Background Attached

Recommendation

-THAT Council give first and second reading to a By-law to approve that Solidarity Lane, between Larch St. and Brady St., be renamed to Brian McKee Lane and that the unopened lane allowance leading north off Van Horne St. to St. Casimir's Church be named Solidarity Lane.

	Recommendation Continued

Recommended by the General Manager

Don Bélisle
General Manager of Public Works

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
R. G. (Greg) Clausen, P. Eng. Director of Engineering Services	R. G. (Greg) Clausen, P. Eng. Director of Engineering Services

The Knights of Columbus, Council 1387, have requested that the name of Solidarity Lane between Larch St. and Brady St. be changed to Brian McKee Lane in recognition of the community work of the late Father Brian McKee.

Copies of letters from the Knights of Columbus dated June 17, 2002 (shown as "Exhibit 1") and May 14, 2003 (shown as "Exhibit 2") are attached.

The Knights of Columbus have requested this section of lane because their Council Hall is the only facility fronting and addressed on this lane and they feel that it would be a suitable tribute.

In 1983, the Polish community was instrumental in having the section of laneway between Larch and Brady streets named Solidarity Lane in recognition of the contribution of the Polish community to both our community and Canada.

The Canadian Polish Congress Sudbury District is supportive of changing the name of this section of lane from Solidarity Lane to Brian McKee Lane. A letter of support from the Polish Congress is attached as "Exhibit 3".

Staff are suggesting that the unopened lane allowance that runs north off Van Horne Street to St. Casimir's Church parking lot could be named "Solidarity Lane" to recognize the Polish Community. The lane is shown on the attached drawing (shown as "Exhibit 4"). The City of Greater Sudbury will continue to provide routine year round maintenance of the laneway.

Canada Post and Emergency Services agencies have no concerns or objections to the requested name change.

Correspondingly, a By-law is included on this agenda for first and second reading. After approval by Council , the By-law will be advertised publicly and taken to the Planning Committee for public input and to Council for third and final reading.

Attachments

KNIGHTS OF COLUMBUS
COUNCIL 1387

P.O. BOX 722
SUDBURY, ONTARIO
P3E 4R6
TEL: (705) 673-3637

Exhibit 1

CITY OF SUDBURY
JUN 17 2002
ENGINEERING DIV.

June 17th 2002

Mr. Greg Clausen
Director of Engineering Services
City of Greater Sudbury
200 Brady Street
Sudbury, Ontario
P3A 5P3

Dear Mr. Clausen:

Eighteen months ago, the Knights of Columbus Council 1387 unanimously passed a motion to have Solidarity Lane, where their property is situated, changed to Brian McKee Lane.

Through your assistance, it was discovered that the name 'Solidarity Lane' was selected by the Polish Combatant Association. We have contacted and attempted to meet with them, as well as yourself, on several occasions to resolve this matter, and having another street chosen for Solidarity Lane. However, the Polish Combatant Association have been reluctant to meet with us regarding this situation.

We are anxious to honour Father Brian McKee who has contributed so much to this community.

At this time, I am asking for the opportunity to make a presentation at a future City Hall meeting to resolve this matter. Please contact me at your earliest convenience.

Yours sincerely,

Tony Sottile
Deputy Grand Knight
Knights of Columbus
Council 1387

Exhibit 2

Mr. Greg Clausen,
Head of Engineering,
City of Greater Sudbury

May 14, 2003

Re: *Solidarity Lane* (name change to)
Brian McKee Lane

Dear Mr. Clausen:

In December 2000, the Sudbury Knights of Columbus, Council 1387, passed a motion at a regular members' meeting to change the name of Solidarity Lane to Brian McKee Lane. This motion was forwarded to the City of Sudbury for consideration.

Father Brian McKee was an active priest in this City and devoted time, talent and energies to promote and to develop a soup kitchen, fostered the Flying Fathers, the Boys Home, inclusive of the annual publicity for the walk to raise funds for the boys home and other charitable works.

The Board of Directors of 15585 Ontario Limited, a holding company for the Knights of Columbus, deems it appropriate to endorse and support the above mentioned name change.

We anticipate that the City of Greater Sudbury Council will address this matter in the near future.

Thanking you for your assistance in this matter.

Sincerely,

Richard Rivard
President,
15585 Ontario Limited.

RECEIVED
MAY 14 2003
CITY OF GREATER SUDBURY ENGINEERING

c.c. Corey Moore, Grand Knight, Council 1387
c.c. Board of Directors

RGC AUG 0 1 2003

Exhibit 3

July 28, 2003

Mr. Greg Clausen
Director of Engineering Services
City of Greater Sudbury
200 Brady Street
Sudbury, On P3A 5P3

Dear Mr. Clausen:

This letter is in response to the motion of Knights of Columbus Council 1387 to change the name of Solidarity Lane to Brian McKee Lane.

We further note the City of Sudbury staff suggestion that the unopened and as yet unnamed lane allowance running north of Van Horne be named solidarity Lane.

After due and careful consideration of the above proposal the Canadian Polish Congress Sudbury District has decided to support the Knights of Columbus Council 1387 proposal.

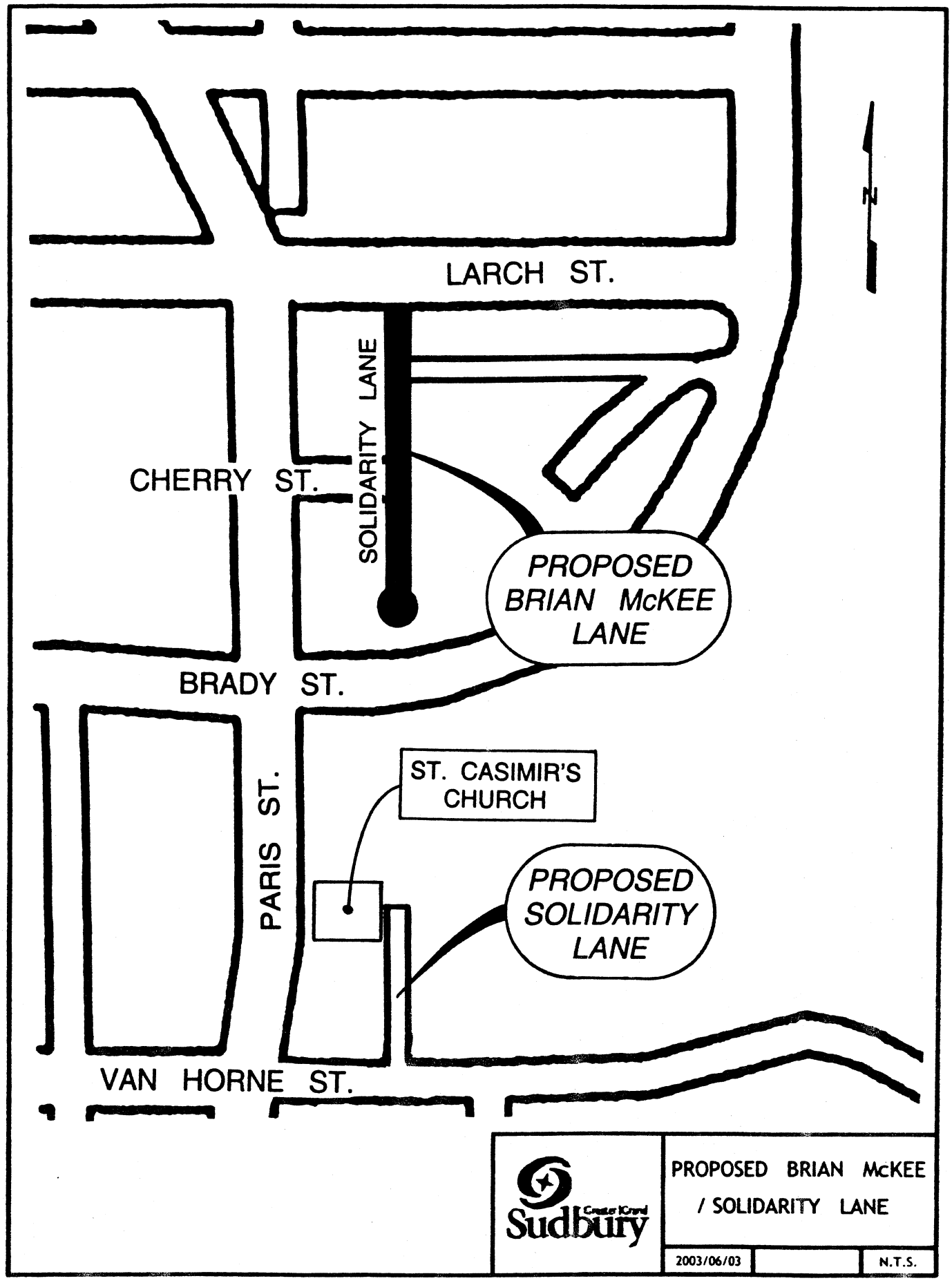
We also are fully aware of the unstinting personal contribution of Father Brian McKee to our community. Father McKee will always remain a role model of service to his fellow human beings in all walks of life.

We acknowledge the initiative regarding the unopened lane allowance leading north of Van Horne Street to St. Casimir's Church to be named Solidarity Lane in a continued tribute to the Polish Community of Sudbury. We presume that full city services will be provided to this Laneway.

Thus we are glad that these two aspects of Sudbury' Community life will receive our recognition.

Yours truly,

Michael A. Slawny
President
Canadian Polish Congress
Sudbury District


N
LARCH ST.
SOLIDARITY LANE
CHERRY ST.
PROPOSED BRIAN McKEE LANE
BRADY ST.
PARIS ST.
ST. CASIMIR'S CHURCH
PROPOSED SOLIDARITY LANE
VAN HORNE ST.
Sudbury
PROPOSED BRIAN McKEE / SOLIDARITY LANE
2003/06/03
N.T.S.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003					Report Date	August 5, 2003			
Decision Requested	X	Yes		No		Priority	X	High		Low
		Direction Only				Type of Meeting	X	Open		Closed

Report Title

Annual Agreement for Use of Building at 1960C Paris Street, Sudbury

Policy Implication + Budget Impact

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

X	Background Attached

Recommendation

That an Agreement between the City of Greater Sudbury and the Greater Sudbury Housing Corporation, to provide recreational programming at 1960C Paris Street, Sudbury be entered into. It is also recommended that this agreement be entered into on an annual basis for the purposes of operating a youth summer program.

	Recommendation Continued

Recommended by the General Manager

Réal Carré
Acting General Manager, Citizen and Leisure Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
Cindy Dent Community Development Officer	Réal Carré Director, Leisure, Community and Volunteer Services

The City has a number of joint use agreements which allow us to use non-municipal space to provide municipal programming to the community. Each year, Leisure staff implement a playground program at 1960C Paris Street in the multi-purpose Centre, which is part of the Greater Sudbury Housing Corporation Complex. This program provides summer activities for children in this neighbourhood and is jointly funded by the City of Greater Sudbury and the Greater Sudbury Housing Corporation.

Staff is recommending that a by-law be ratified by Council that will allow the City of Greater Sudbury to enter into a joint use agreement with the Greater Sudbury Housing Corporation on an annual basis to operate a youth summer program.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003				Report Date	July 25, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
	Direction Only				Type of Meeting	x	Open		Closed

Report Title

Appointment of an Administrator and Deputy Administrator for Social Housing

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.

x	Background Attached

Recommendation

It is recommended that Council adopt a by-law appointing an Administrator and Deputy Administrator to perform the City's Service Manager functions as defined in the Social Housing Reform Act and regulations.

	Recommendation Continued

Recommended by the General Manager

D. Nadorozny, General Manager
Economic Development and Planning Services

Recommended by the C.A.O.

M. Mieto
Chief Administrative Officer

Report Prepared By	Division Review
D. R. Desmeules Manager, Housing Services	W. E. Lautenbach Director of Planning Services

BACKGROUND

In 2000 the Province, through the Social Housing Reform Act (SHRA), completed the transfer of its social housing funding and program administration responsibilities to the municipal sector. The Province still retains considerable power over the municipalities and the housing providers in the social housing field.

The SHRA designated the City of Greater Sudbury (CGS) as the social housing Service Manager responsible for social housing policy, program administration and funding.

For social housing providers, the Act cancelled their operating agreements and replaced them with a general operating framework contained in the legislation and subsequent regulations.

The Act also transformed the local housing authority from being a property management crown corporation to a local housing corporation. The Greater Sudbury Housing Corporation (GSHC) became owner and manager of the former public housing portfolio. The CGS is the sole shareholder of the GSHC.

Both non-profit housing providers and the GSHC interact with the CGS as Service Manager. Although the legislation/regulations provide a general description of the relationship between the CGS and the housing providers, the Act envisioned that the Service Manager would further refine and define the relationship to suit local circumstances.

Details

The Service Manager is accountable to the Province for social housing. It is as Service Manager that the CGS performs the duties assigned to it under the SHRA and subsequent regulations. These functions include: housing provider and program funding; program policy and administration; housing registry; social housing development; and program compliance.

The appointment of the Administrator and Deputy Administrator for the service area with authority to the perform the duties of the Service Manager will clarify roles and accountability. It will give housing providers and stakeholders a central point of contact for social housing initiatives and issues. It will also facilitate the streamlining of administrative processes and procedures.

The by-law recommends the appointment of the Manager, Housing Services as the Administrator and the appointment of the General Manager, Economic Development and Planning Services as the Deputy Administrator. These positions were chosen recognizing the profile of housing services and the complexity of the Service Manager role.

The Manager, Housing Services will continue to perform the day to day social housing program administration. The position will be the CGS's lead contact for communications with local providers and stakeholders with respect to service manager and social housing matters.

Housing Services will implement the Service Manager functions. Social housing funding requests, issues and policy questions will continue to be brought to Council through the General Manager, Economic Development and Planning Services.

The appointment of the General Manager, Economic Development and Planning Services as the Deputy Administrator ensures that the duties of Service Manager will continue to be performed in the absence of the Administrator.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003				Report Date	August 1, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Permanent On-Street Parking Program for Drinkwater Street

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.

X	Background Attached

Recommendation

-THAT the City of Greater Sudbury adopt a permanent on-street parking program for Drinkwater Street.

-THAT By-Law 2002-142T become a permanent By-Law and that clause (2) be deleted.

	Recommendation Continued

Recommended by the General Manager

Don Bélisle
General Manager of Public Works

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Title: Permanent On-Street Parking Program for Drinkwater Street

Date: August 1, 2003

Report Prepared By	Division Review
Nathalie Mihelchic, P.Eng. Co-ordinator of Traffic & Transportation	R.G. (Greg) Clausen, P.Eng. Director of Engineering Services

Last year, the City of Greater Sudbury implemented an on-street permit parking program on Drinkwater Street for a trial period of one (1) year (see attached report marked "Exhibit 1"). The trial period has now ended. The various departments involved have reported that they have had no problems associated with the program and parking complaints have ceased.

We recommend that the program become permanent with the same guidelines applying. It is therefore recommended that By-Law 2002-142 (see attached By-Law marked "Exhibit 2") become a permanent By-Law and that clause (2) be deleted.

Exhibit '1'

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

City Agenda Report

Report To: CITY COUNCIL

Report Date: May 21, 2002 **Meeting Date:** May 30, 2002

Subject: On-Street Parking Permit Program
Drinkwater Street

Division Review:	Department Review:	C.A.O. Review:
R. G. (Greg) Clausen, P. Eng. Director of Engineering Services	D. Bélisle General Manager of Public Works	Mark Mieto Acting Chief Administrative Officer

Report Prepared by: Dave Kivi, Acting Co-ordinator of Traffic & Transportation Services

Recommendation:

THAT the City implement an on-street permit parking program on Drinkwater Street for a one year trial period, and

THAT parking be prohibited along the east side of Drinkwater Street from Elgin Street to 15 metres south of the north limit, except for vehicles with a valid permit, and

THAT to facilitate winter maintenance, permit parking shall alternate sides of the street each day from December 1st to March 31st, and

THAT By-law 2002-142 be passed to amend the City of Greater Sudbury's Traffic and Parking By-law 2001-1 to implement the recommended change.

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Executive Summary

Parking problems on Drinkwater Street have been a concern of abutting property owners for many years. Very little off-street parking is available for residents and their guests. During the day, many of the vehicles parked along Drinkwater Street belong to people who work in the Central Business District (CBD).

To provide residents of Drinkwater Street convenient on-street parking, it is recommended that the City implement a permit parking program on a one-year trial basis. Parking would be prohibited to all vehicles except those who have purchased a monthly permit.

Residents who meet qualification criteria would be given first priority for purchasing either monthly permits at a cost of $25.^{00}$ or annual permits at a cost of $150.^{00}$.

Background:

On-street parking problems on Drinkwater Street have been a concern of residents for many years. Drinkwater Street is a local road located in close proximity of the CBD (See Exhibit 'A'). Many of the houses in this older area of the City were constructed without driveways when vehicle transportation was limited and parking needs minimal. Therefore, there are very few off-street parking spaces available, and residents and their guests must park on the street.

In 1994, staff of the City of Sudbury prepared a report dealing with night-time parking on Drinkwater Street during the winter months. As a result, former City Council passed the following resolution.

> **THAT the City Solicitor be directed to prepare a By-Law amending the Traffic and Parking By-Law No. 91-1 in the following manner:**
>
> **(1) Night-time on-street parking shall be permitted on Drinkwater Street during the winter months (December 1, 1994 to March 31, 1995) for a trial period, at which time a report will be forwarded to Council;**
>
> **(2) Night-time parking shall be permitted on one side of the street at a time only;**
>
> **(3) The permitted night-time parking shall alternate sides of the street each day in order to allow proper snow clearing;**
>
> **(4) Appropriate signage be posted.**

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While the above resolution resolved the residents night-time parking concerns, problems with day-time parking still exist. Councillor Craig and staff recently met with residents of Drinkwater Street.

Currently, parking is permitted along the east side of Drinkwater Street. On the west side of the street, parking is prohibited between 7:00a.m. and 6:00p.m., Monday to Friday inclusive. In the CBD, during normal business hours, motorists are required to pay for parking. Due to it's proximity to the CBD, workers often park on Drinkwater Street for the day to avoid paying for parking. This leaves residents of the street and their guests without convenient parking. Attempts to limit parking and to enforce parking violations has been difficult.

One way to assist residents of Drinkwater Street with their parking difficulties is to implement an on-street permit parking program. This type of program is used by a number of Ontario municipalities including; Toronto, Ottawa and Hamilton. In older areas that are adjacent to high parking generators, the permit program has been very effective.

On-Street Permit Parking Program Guidelines

The following are recommended guidelines for the City's On-Street Parking Program:

- Only residents immediately abutting the street may purchase on-street parking permits.
- Permits will be issued only to vehicles registered to residents of the street.
- Applicants must provide proof of residence by showing their vehicle registration and valid driver's license.
- Permits will be issued to non-commercial vehicles only.
- On-street parking shall comply with all parking regulations and by-laws.
- Loading and unloading by all vehicles is permitted.
- To facilitate snow removal, night-time parking shall alternate sides of the street each day from December 1st to March 31st each year.
- Permit holders may park their vehicle in the designated zone for up to forty-eight (48) hours without moving it, except during the period from December 1st to March 31st, when night-time parking is permitted on alternate sides of the street each day.
- To cover the cost of administering the program including; printing, processing and approval of applications, enforcement of regulations, a monthly charge of $25.^{00}$, including tax, is recommended. Alternatively, residents may purchase an annual pass for $150.^{00}$
- Subject to availability, visitors of area residents may obtain temporary permits at a cost of $10.^{00}$ per week, tax included. A maximum of two (2) weekly permits per year per vehicle will be issued.

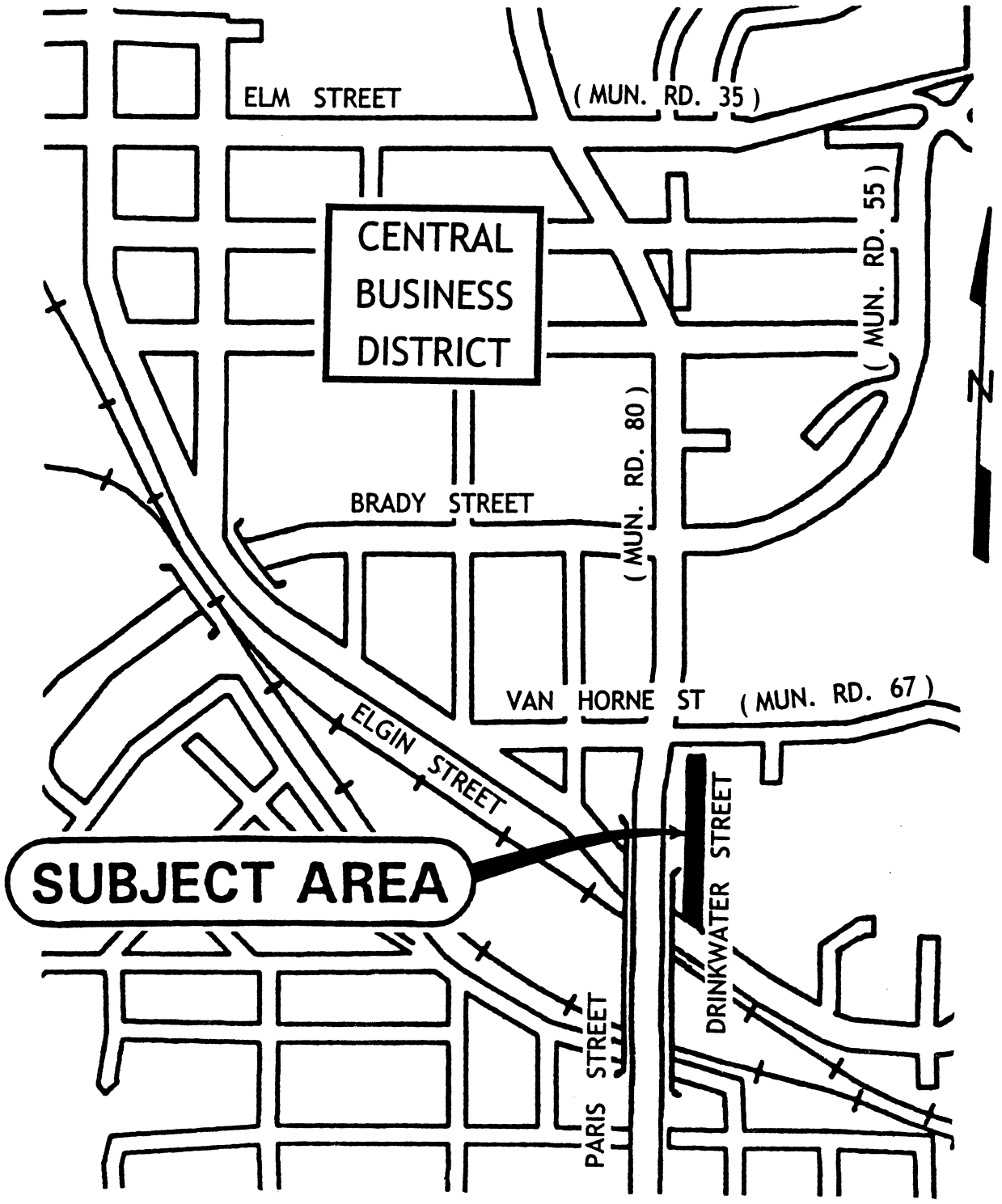
34

If approved by Council, it is recommended that this program commence on July 1, 2002. Informational newsletters will be circulated to the owners / residents on Drinkwater. Also, flyers will be placed on the vehicles currently parking on Drinkwater to advise them of the changes.

The Parking Section at Tom Davies Square will administer the program and retain any net revenues.

The By-law Services Division will monitor and enforce the program.

Ward Councillors D. Craig and A. Davey support this parking program.



Sudbury Greater/Grand

ON-STREET PARKING
PERMIT PROGRAM
DRINKWATER ST.

DATE	SCALE	
2002/05/15	N.T.S.	

RECEIVED
JUN 10 2002
CITY OF GREATER SUDBURY ENGINEERING

Exhibit '2'

BY-LAW 2002-142T

BEING 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

WHEREAS the Council of The City of Greater Sudbury deems it desirable to amend By-law 2001-1 to regulate traffic and parking on Roads in the City of Greater Sudbury;

NOW THEREFORE THE COUNCIL OF THE CITY OF GREATER SUDBURY HEREBY ENACTS AS FOLLOWS:

1. By-law 2001-1, to regulate traffic and parking on Roads in the City of Greater Sudbury, is hereby amended as follows:

a) by adding thereto in Part I - **DEFINITIONS** the following definitions in Section 1:

"**APPROVED MOTOR VEHICLE**" means:

(i) a passenger vehicle bearing valid Ontario License plates;

(ii) a motorcycle bearing a valid Ontario License plate; and,

(iii) a van or truck which is licensed by the Ministry of Transportation Ontario as a commercial motor vehicle, but is registered with the Ministry as a vehicle designated primarily for personal use;

but does not include:

(i) a commercial motor vehicle for which the permit fee under The Highway Traffic Act is based on the weight of the vehicle and load in excess of 4 tonnes; or,

(ii) a vehicle which exceeds six and four tenths metres (6.4m) (21 ft.) In length; or,

(iii) a vehicle which is equipped with dual rear wheels; or,

(iv) a vehicle which is a tow truck; or,

(v) a vehicle which is a bus, or a bus converted into a mobile home or bus otherwise used for commercial or non-commercial purposes;

"**PERMIT PARKING SPACE**" means a space on a highway or part highway designated as a permit parking zone, whereby parking is prohibited except by a permit issued by the General Manager of Public Works of the City;

"**ELIGIBLE APPLICANT**" means a person who is a full-time resident of a one, two or three family dwelling abutting a highway or part highway designated as a permit parking zone, who is the registered owner of an approved motor vehicle or who has exclusive use of an approved motor vehicle by virtue of a leasing agreement with an automobile leaving company or by virtue of an agreement with his or her employer;

"**PARKING PERMIT**" means a permit issued by the General Manager of Public Works of the City which exempts the subject vehicle from the parking prohibition in force and effect on the identified street under the provisions of subsection 4(4) and which sets out upon its face the make of the vehicle to which it is affixed, the number of the license plate attached to the subject vehicle, the name of the street where it is valid, and the date that it expires;

"**PERMIT PARKING ZONE**" is a highway or part highway where parking is prohibited under the provisions of subsection 4(4), except by a valid parking permit issued by the General Manager of Public Works of the City whereby the vehicle displaying said permit is exempted from the parking prohibition;

b) by adding thereto in Part III - **PARKING AND STOPPING**, the following subsection 4(4) immediately following subsection 4(3):

"**PERMIT PARKING**

4. -(4) 1.No person shall park a vehicle on any of the parts of the highways named and

described in Columns 1, 2, and 3 of Schedule "C-1" to this By-law except by valid permit under this subsection.

2. Where a highway or part highway has been designated as a permit parking zone in Schedule C-1, an eligible applicant may apply for a parking permit on the designated highway.

3. Every application for a parking permit shall provide the following information:

(a) The name and place of residence of the applicant;

(b) the licence number, make and colour of the approved motor vehicle for which the applicant is the registered owner and for which the application is being made; and

(c) such further and other information as the General Manager of Public Works of the City may require for the purpose of the application.

4. The General Manager of Public Works for the City may issue a single parking permit to an eligible applicant for a fee, payable in advance and renewable on a calendar year basis, or on a monthly basis for a parking space on a highway or part highway listed in Schedule C-1.

The fee shall be $12.50 per month or $75 per year, inclusive of the Goods and Services Tax. Subject to availability, eligible applicants may also obtain temporary permits at a cost of $5 per week, inclusive of tax, for visitors, to a maximum of two weekly permits per vehicle, per year.

5. Except where the parking permit is not in force, every parking permit shall commence on the day on which the permit is issued, and shall expire on the last day of the term for which the permit was issued.

6. A parking permit shall allow parking of a motor vehicle on a

highway during such hours as may be specified in the parking permit for the designated highway.

7. Parking permits remain the property of the City of Greater Sudbury and the General Manager of Public Works of the City may, with 24 hours notice, recall, void, cancel or otherwise revoke any parking permit, and the unexpended portion of the fee paid by the permit holder shall be refunded at the convenience of the City.

8. No parking permit shall remain in force:

(a) During the time where a highway or part thereof designated as a permit parking zone:

(i) has ceased to be designated; or,

(ii) is required or occupied by an authorized emergency vehicle; or,

(iii) is signed by the City for the purpose of street maintenance or repair; or,

(b) When the use of the permit parking space is contrary to the direction of a member of the Fire Services Division, a Police Officer, or a Municipal law Enforcement Officer.

9. An eligible applicant to whom a parking permit has been issued and which is in force may park the vehicle for which the parking permit has been issued in the designated block specified on the parking permit.

10. No person shall park a vehicle in a permit parking zone, who is not the eligible applicant to whom a parking permit has been issued and is in force provided that this shall not prohibit the parking of a vehicle for which a valid parking permit has been issued, by a person on behalf of the person to whom the said parking permit had been issued.

11. No person shall park a vehicle in a permit parking zone except a

vehicle for which a parking permit has been issued and is in force and effect and is affixed permanently to the inside of the lower left corner of the windshield facing the exterior of the vehicle on the driver's side and is in clear view from the exterior of the vehicle.

12. No vehicle for which a parking permit has been issued but is not in force for a parking space on a highway or part highway listed in Schedule C-1 shall be parked by any person in the permit parking space for which the parking permit was issued.

13. Notwithstanding that an application has been made for a parking permit or that a parking permit has been issued, whether in force or not, no provision of this By-law shall oblige the City or the General Manager of Public Works of the City to issue, renew, or reinstate any parking permit and no person shall enjoy a vested right in the issuance or continuance of a parking permit.

14. Notwithstanding the contents of Column 2 of Schedule C-1, and notwithstanding item 15 below, from December 1st to March 31st, night-time permit parking between the hours of 6:00 p.m. and 7:00 a.m. shall be on alternate sides of the street each day, as indicated by the parking permit issued, and no person shall allow a vehicle to be or parked on the side of a highway so designated and indicated on the parking permit issued.

15. Subject to the provisions of item 14 above, permit holders may park their approved vehicles in the designated areas for up to 48 hours, but shall not remain for a period longer than 48 continuous hours."

c) by adding thereto the attached Schedule "C-1" On-street Permit Parking, forming part of this By-law;

d) by amending Schedule "C" as per Schedule "A" attached hereto and forming part of this By-law; and

e) by adding to Schedule "U", Authorized Signs, the attached Schedule "U", forming part of this By-law.

2. This By-law shall comes into effect on July 1, 2002, and shall expire on July 1, 2003, and at that time all amendments to By-law 2001-1 made by this By-law shall be deemed to be repealed.

READ THREE TIMES AND PASSED IN OPEN COUNCIL this 30th day of May, 2002.

Mayor

Clerk

Sudbury

I hereby certify the foregoing to be a true copy.
Je certifie par la présente que le susdit est conforme.

A. Haché

Deputy City Clerk/Greffier municipal adjoint

SCHEDULE "A"

to By-Law 2002-142T of the City of Greater Sudbury

THE CITY OF GREATER SUDBURY

SCHEDULE "C" TO BY-LAW 2001-1

PARKING PROHIBITED IN SPECIFIED PLACES AT STATED TIMES

(1)	(2)	(3)	(4)	(5)
Highway	Side	From	To	Days or Times or Both
DELETE:				
Drinkwater Street	West	Elgin Street	North End	7:00 a.m. - 6:00 p.m. Monday to Friday both inclusive

SCHEDULE "C-1"

to By-Law 2002-142T of the City of Greater Sudbury

THE CITY OF GREATER SUDBURY

SCHEDULE "C-1" TO BY-LAW 2001-1

ON-STREET PERMIT PARKING

(1)	(2)	(3)
Highway	Side	Between
Drinkwater Street (Sudbury)	East	Elgin Street to 15 metres South of North Limit of Drinkwater Street
Drinkwater Street (Sudbury)	West	Elgin Street to 15 metres South of North Limit of Drinkwater Street

SCHEDULE "U"

to By-Law 2002-142T of the City of Greater Sudbury

THE CITY OF GREATER SUDBURY

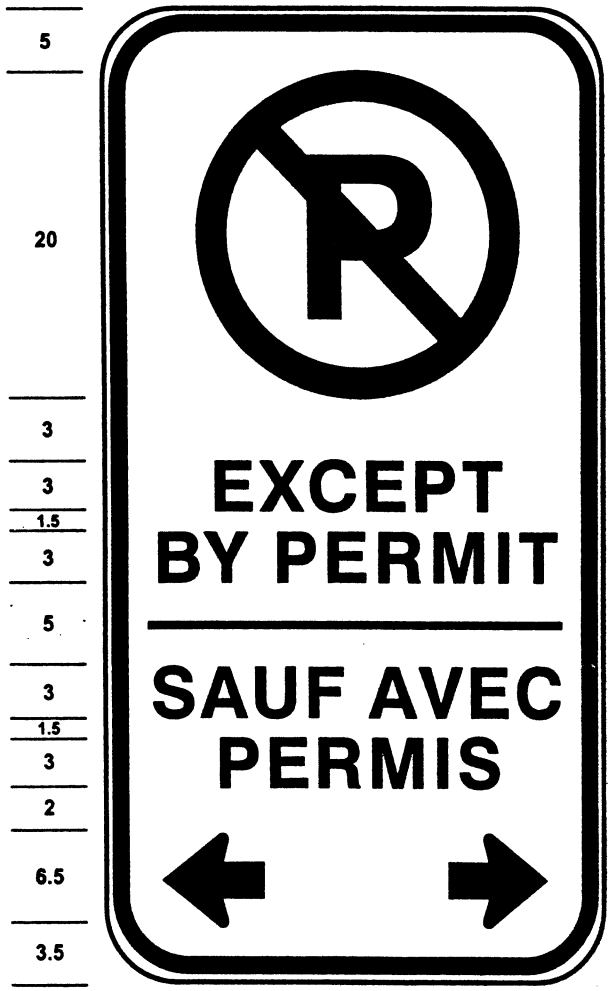
SCHEDULE "U" TO BY-LAW 2001-1

AUTHORIZED OFFICIAL SIGNS

Add:

No Parking Except by Permit Sign

Sign Size 30 x 60 cm



Gothic D

2002-142T
Black letter "P", Legend and Border
2 cm Red Refl. Annular Band
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Request for Decision
City Council

Greater | Grand Sudbury
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Type of Decision

Meeting Date	August 12, 2003				Report Date	August 1, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Traffic Control - Various Intersections Coniston

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.

X	Background Attached

Recommendation

-THAT Oak Avenue in the community of Coniston be designated as a "Through Street" to allow all intersecting streets to be controlled with "Stop" or "Yield" signs.

-THAT traffic control at the intersection of Gilbert Avenue and Concession Street in Coniston be changed from a "Yield" to a "Stop" sign facing southbound traffic on Gilbert Street.

-THAT traffic control at the intersection of Fourth Avenue and Concession Street in Coniston be changed from a "Yield" to a "Stop" sign facing northbound traffic on Fourth Avenue.

x	Recommendation Continued

Recommended by the General Manager

Don Bélisle
General Manager of Public Works

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
Nathalie Mihelchic, P. Eng. Co-ordinator, Traffic & Transportation	R.G. (Greg) Clausen, P.Eng. Director of Engineering Services

Recommendation Continued:

-THAT East Street in Coniston be designated as a"Through Street" to allow all intersecting streets to be controlled with "Stop" or "Yield" signs.

-THAT a By-Law be passed to amend the City of Greater Sudbury's Traffic and Parking By-Law 2001-1 to implement the recommended changes.

Background:

Oak Avenue: Study Area "A"

The City's Traffic and Transportation Section received a complaint regarding speeding problems along Oak Avenue in Coniston (see Exhibit "A", Study Area: A). A review of the study area revealed that the three intersections on Oak Avenue are currently uncontrolled. Uncontrolled intersections have no stop or yield signs and the "Right of Way Rule" applies. Under this rule, the driver on the left yields Right of Way to the vehicle on the right. Uncontrolled intersections are becoming less common in urban areas, and may be contributing to the speeding problems.

It is recommended that:

a) Oak Avenue in the community of Coniston be designated as a "Through Street" to allow all intersecting streets to be controlled with "Stop" or "Yield" signs
b) stop signs be installed facing east and westbound traffic on Stephen Street at Oak Avenue
c) a stop sign be installed facing westbound traffic on Michael Street at Oak Avenue
d) a yield sign be installed facing westbound traffic on Morris Street at Oak Avenue

Concession Street: Study Area "B"

A complaint was received from an area resident regarding traffic control at the east end of Concession Street in Coniston (see Exhibit "A", Study Area: B). The Coniston Curling Club is located at the east end of the street and there are three closely spaced intersections. Currently traffic on Gilbert Avenue, Fourth Avenue and Emery Avenue all have yield signs at their intersection with Concession Street.

Frequently during events at the curling club, people park along the streets in the area which reduces visibility at the intersections. Yield signs are appropriate when sight lines are good and stopping is not always required.

It is recommended that the yield signs on Gilbert Avenue and Fourth Avenue be changed to stop signs.

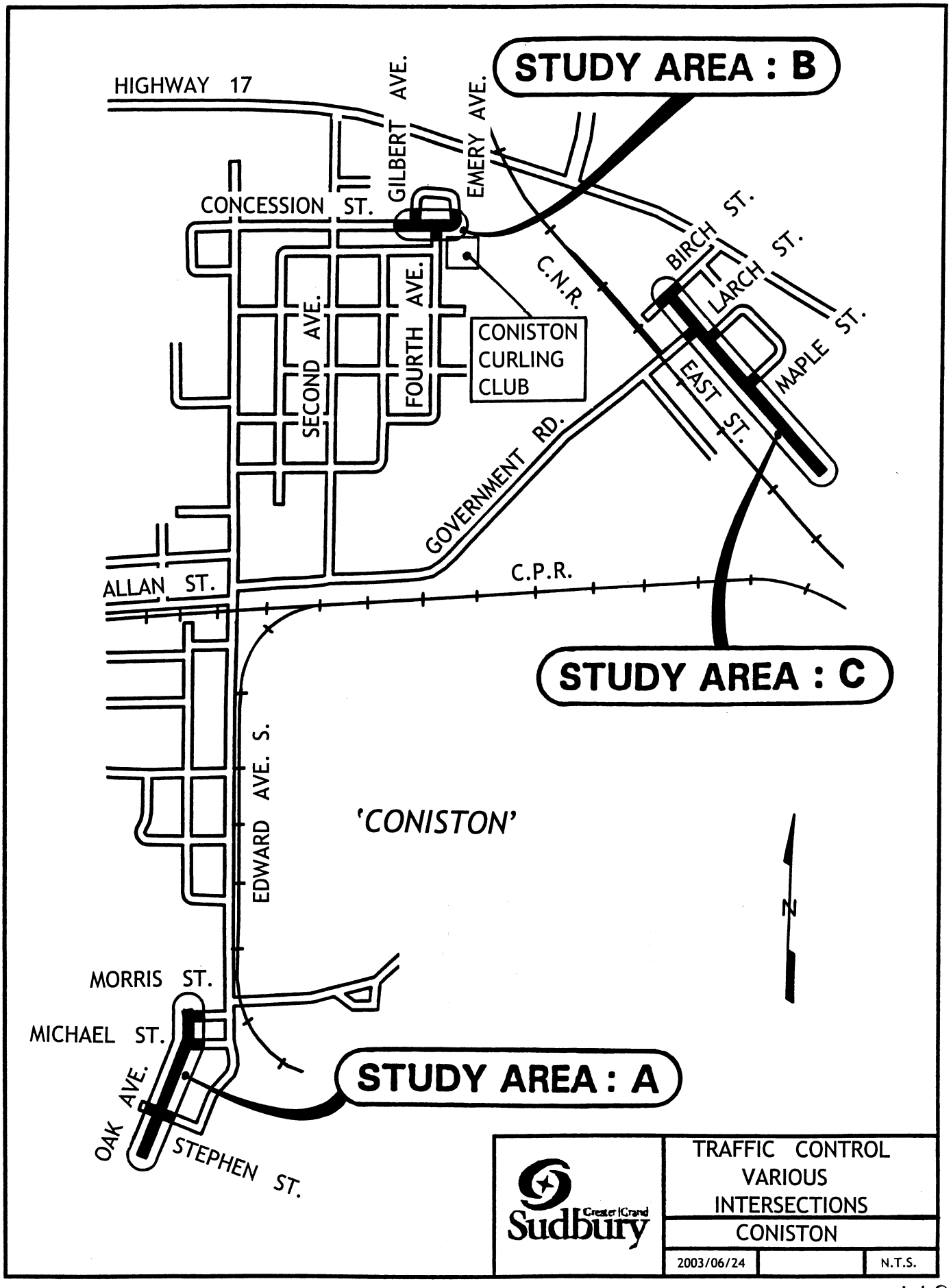
East Street: Study Area "C"

East Street is located in the Community of Coniston (see Exhibit "A", Study Area: C). Currently only the intersection of Government Road and East Street is controlled with a stop sign, the remainder of streets are uncontrolled.

It is recommended that:

a) East Street in Coniston be designated as a "Through Street" to allow all intersecting streets to be controlled with "Stop" or "Yield" signs
b) stop signs be installed facing southbound traffic on Larch Street and Maple Street,
c) a stop sign be installed facing westbound traffic on East Street at Birch Street.

EXHIBIT: A


STUDY AREA : B
HIGHWAY 17
GILBERT AVE.
EMERY AVE.
CONCESSION ST.
BIRCH ST.
LARCH ST.
MAPLE ST.
C.N.R.
SECOND AVE.
FOURTH AVE.
CONISTON CURLING CLUB
EAST ST.
GOVERNMENT RD.
ALLAN ST.
C.P.R.
STUDY AREA : C
EDWARD AVE. S.
'CONISTON'
N
MORRIS ST.
MICHAEL ST.
STUDY AREA : A
OAK AVE.
STEPHEN ST.
Sudbury
TRAFFIC CONTROL
VARIOUS
INTERSECTIONS
CONISTON
2003/06/24
N.T.S.

Request for Decision
City Council

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Type of Decision

Meeting Date	August 12th, 2003					Report Date	August 5, 2003			
Decision Requested		Yes	X	No		Priority	X	High		Low
	Direction Only					Type of Meeting	X	Open		Closed

Report Title

Security at the Downtown Transit Terminal

Policy Implication + Budget Impact

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

X	Background Attached

Recommendation

FOR INFORMATION ONLY

	Recommendation Continued

Recommended by the General Manager

Réal Carré
Acting General Manager, Citizen & Leisure Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
Robert Johnston Director of Transportation Services	

EXECUTIVE SUMMARY

At a Council meeting earlier this year, Councillor Courtemanche requested staff to prepare a report on the measures taken to address the security issues at the downtown transit terminal. Since the time of this request, Transit staff and the Greater Sudbury Police Service have worked collaboratively to address various security concerns.

BACKGROUND

In April of 2002 a report was prepared describing the City of Greater Sudbury's transit system as experienced by older adults. This investigation was conducted by students Erin Graham and Gary Courchesne, under the direction of Chris Stewart and Dr. Birgit Pianosi, Assistant Professors, in partial fulfilment of their requirements for the Laurentian University course Gerontology 3015, "Critical Skills for the Gerontologist".

Their research was initiated by Councillors David Courtemanche and Ted Callaghan to address their request for detailed information on the need for a senior's shuttle bus in the Downtown Core.

Four primary research methods were utilized, including:

- Operational observations
- Face-to-face surveys
- A telephone survey
- Two focus groups

One of the most important recommendations identified was:

5.5 Safety and Security in the Downtown Core

- increased safety and security within the downtown core
- it was suggested that both the "Eye-in-the Sky" program and an increased presence of law officials (eg. Uniformed and un-uniformed foot patrols of Greater Sudbury Police Officers) in the Hnatyshyn Park/Trans-Canada Trail link may help relieve the situation.

Further to this recommendation, there was some discussion about a satellite police station at the Transit Centre. Although this idea was very good and had the full support of Transit staff, it never came to be. Rather, a new unit was developed by the Greater Sudbury Police Service to help with some of our concerns and we have been working with the "Community Response Unit" since the beginning of year to improve security at the Transit Centre.

Since January, transit staff has met several times with the Community Response Unit and other key players such as Tim Horton's and the L.C.B.O. We have discussed the security problems that were common to group and developed strategies for each facility. A summary of The Greater Sudbury Police Service's activity at the Transit Centre, prepared by Constable McDougall, is attached to this report.

The following initiatives have been put in place for the Transit Centre, improving both our image and security:

- working closely with security company to ensure the proper personnel are in place
- security guards share valuable information with the Police Service
- increased hours for the janitorial staff so that the area between the Transit Centre and Tim Horton's can be kept cleaned
- the washrooms have been painted with graffiti-resistant paint
- a "Trespass Notice" has been signed, granting the Police Service authority to issue notices on our behalf
- security guards have been trained by the Police Service
- a photocopier and a camera have been purchased for the Transit Centre in order to properly document all notices issued by the Police Service
- close communication with the Community Response Unit has been maintained.

The Greater Sudbury Police Service have increased their security presence and have made a number of drug trafficking-related arrests in recent months. We have encouraged the Police Service to continue with their efforts to ensure the Transit Centre remains a safe and secure facility.

Mr. Sauve

I am aware that as the weather gets nicer, the "problems" in to downtown core will also increase. However, I have done some analysis of our call load in that area, and wanted to ensure you that we have been addressing problems as they arise.

For example, since Feb/03 we have had 55 calls to the LCBO/DEPOT/TIM Horton's area. Of those, 41 were solved by charge and/or arrest. 9 are continuing investigations, 4 remain unsolved, and 1 was unfounded.

I was also pleased to see that there were 9 drug arrests, 9 theft charges, 13 LLA arrests, 4 assault charges (1 investigation pending). Although these arrests will not "solve" the problems, I was happy that uniform and drug officers are continuing enforcement.

Further, I have also re-contacted your security officers. I have put them in direct contact with our drug unit who are willing to attend the DEPOT and arrest parties involved in drug trafficking. Jason RIVET also advised me that he has noticed a slight decrease in the call load...this may be linked to the colder weather and/or police presence. I have also asked that uniform increase their presence in these areas so as to try and deter further incidents.

With regard to the "trespass order" I have run into a bit of a "glitch" . Apparently the LCBO has a provincial mandate NOT to trespass parties from their location, except with permission from head office.....therefore they can not sign my generic trespass form. I plan to get a hold of personnel from their head office to try and explain our dilemma and see if a special concession can be made.

If you have other ideas or suggestions, please feel free to contact me with regard to such. We have been meeting with other members of the downtown core, and many of the complaints are similar in nature. It is very apparent that this will not be any easy problem for "us" to solve. Any word on whether or not you will soon be blasting classical music throughout the DEPOT?!?!?

Looking forward to hearing from you,

Cst. McDougall

Request for Decision
City Council

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Type of Decision

Meeting Date	August 13th, 2003					Report Date	August 1, 2003			
Decision Requested		Yes	x	No		Priority	x	High		Low
	Direction Only					Type of Meeting	x	Open		Closed

Report Title

CHARITIES TASK FORCE MEMBERSHIP

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

FOR INFORMATION ONLY

	Recommendation Continued

Recommended by the General Manager

N/A

Name
and Title

Recommended by the C.A.O.

Mark Mieto, C.A.O.

Report Prepared By	Division Review
 Carlos Salazar Manager of Corporate Strategy and Policy Analysis	N/A Name and Title

The purpose of this report is to provide information on the Charities Task Force Membership and its first meeting. Council established the Task Force and adopted the terms of Reference at the Priorities Committee meeting on May 14, 2003. At this meeting, Council also appointed Councilor Gerry McIntaggart as its representative on the Task Force.

As per Council direction, the Bingo Hall Operators, the Charity Associations, the Health Unit Board, and the Sudbury Community Foundation Board were requested to appoint their representatives to the Task Force. These groups have appointed their members and staff is scheduling the first meeting of the Task Force for the week of August 18, 2003.

On October 24, 2002, City Council passed the Smoke-Free Public Places and Workplaces By-law 2002-300 Effective May 31, 2003. This by-law prohibits smoking in public places and workplaces, including entrance ways. It also phases out by May 31, 2004, the separately ventilated designated smoking rooms in existence as of October 23, 2002.

As part of the By-law, Council supported the creation of a multi-sector Task Force to determine the feasibility of creative strategies to address the concerns raised by local charities and non-profit organizations that raise money from Charity bingos.

During the second public meeting of the 2003 Budget process, the Sudbury Community Foundation presented a proposal to Council to establish a Community Fund from the Sudbury Race Tracks slot revenues. Council approved an allocation of $50,000 towards the creation of this Fund under the umbrella of the Sudbury Community Foundation. Council's direction was to initially allocate these funds in support of those charities affected by the Smoke Free By-law.

To implement this by-law, a staff Working Group was established under the direction of Councilor Gerry McIntaggart to develop the Terms of Reference in order to establish the multi-sector task force for charities.

On May 14, 2003, The Working Group presented a report to City Council outlining the Terms of Reference and membership of the Charity Task Force. The report also contained the framework for the agreement with the Sudbury Community Foundation, which has been approved by Council. At this meeting, Council's priorities Committee passed the following resolution adopting the Terms of Reference and membership of the Charity Task Force:

PRIORITIES (16th) 2003-05-14 (2)
Implementation of smoke-free Bylaw Charity Task Force
Report dated 2003-05-07 from the Chief Administrative Officer
Regarding the Implementation of Council's smoke-free Public Places and Workplaces Bylaw 2002-300.

RECOMMENDATION 2003-29: Moved by Councillor Kilgour
THAT the Terms of Reference for the Smoke Free By-law Charity Task Force be adopted;
AND THAT Councillor McIntaggart be appointed to the Task Force and the Foundations' Community Advisory Council for the term ending November 30th, 2003;
AND FURTHER THAT financial resources to a maximum amount of $15,000 be provided to the Task Force from the Policy Initiatives Budget/Special Projects of the CAO's Office, and the Corporate Professional Support Services Account.

Subsequently, staff requested representation from the Bingo Hall operators, the Charity Associations related to the Bingo Halls, the Sudbury Community Foundation and the Health Unit. These organizations met and appointed their representatives as follows:

City Council	Councilor Gerry McIntaggart
Bingo hall operators	Don Labreche - Owner (Valley Bingo) Garth Moote - Manager (Bingo Country) Alternate - Denis Sivret - Manager (Bingo One)
Charity Associations	Jane Pascoe (Bingo One Association) Rick Barrett (Capital Bingo Association)
Sudbury Community Foundation	Carmen Simmons Gary Gray.
Health Unit	Shelley Westhaver

Staff:

Health Unit	David Groulx
City	Heather Salter Carlos Salazar

Recently, Ms. Lolly Barrett wrote a letter to Council requesting the City's assistance in dealing with the impact of the Smoke free By-law on the charities associated with the Capital Bingo Charity association. We will include this issue in the Agenda of the first meeting of the Charity Task Force scheduled for the week of August 19th, 2003.

Over the next few months, the Charity Task Force will work to develop and implement different strategies to support the viability of the charities in our community. In addition the Task Force will work with the Sudbury Community Foundation to design the eligibility criteria for the Greater Sudbury's Charities Fund.

Request for Decision
City Council

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Type of Decision

Meeting Date	August 12th, 2003					Report Date	August 1, 2003			
Decision Requested			Yes	x	No	Priority	x	High		Low
		Direction Only				Type of Meeting	x	Open		Closed

Report Title

UPDATE ON CITY OF GREATER SUDBURY'S ACCESSIBILITY PLAN

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

FOR INFORMATION ONLY

	Recommendation Continued

Recommended by the General Manager

N/A

Name
and Title

Recommended by the C.A.O.

Mark Mieto, C.A.O.

126

Revised: January 8, 2003

Report Prepared By	Division Review
Carlos Salazar Manager Corporate Strategy and Policy Analysis	N/A Name and Title

The purpose of this information report, as requested by members of Council, is to provide an update on the City of Greater Sudbury's Accessibility Plan. The Ontarians with Disabilities Act requires that all municipalities have a Plan by September 30, 2003. Council's Accessibility Advisory Committee and the service providers in the area have been working together to prepare a plan for Council's consideration. The draft Plan will be available by the end of August.

People with disabilities represent a significant and growing part of our population. According to Statistics Canada, about 1.9 million Ontarians have disabilities — about 16% of the population. Disability tends to increase with age. In two decades it is estimated that 20% of the population will have disabilities. Enhancing the ability of people with disabilities to live independently and contribute to the community will have positive effects on future prosperity in Ontario.

It is also very important to highlight that seniors are the largest demographic group with disabilities; The disability rates in Canada for seniors over 65 is about 40.5% (see the appendix); if we were to apply this ratio to our City, close to 8,600 - out 21,505- seniors in our community have some form of disability. Seniors are the fastest growing segment of our population.

The *Ontarians with Disabilities Act, 2001* (ODA) received Royal Assent on December 14, 2001. The purpose of the ODA is to improve opportunities for people with disabilities through identification, removal and prevention of barriers to participation in the life of the province.

Traditionally, disability has been related to physical access. The Act has now included a clear definition of disability that goes beyond physical disability. The definition under the Act is as follows:

The ODA adopts the broad definition for disability that is set out in the *Ontario Human Rights Code*. "Disability" is:

(a) any degree of physical disability, infirmity, malformation or disfigurement that is caused by bodily injury, birth defect or illness and, without limiting the generality of the foregoing, includes diabetes mellitus, epilepsy, a brain injury, any degree of paralysis, amputation, lack of physical co-ordination, blindness or visual impediment, deafness or hearing impediment, muteness or speech impediment, or physical reliance on a guide dog or other animal or on a wheelchair or other remedial appliance or device,

(b) a condition of mental impairment or a developmental disability,

(c) a learning disability, or a dysfunction in one or more of the processes involved in understanding or using symbols or spoken language,

(d) a mental disorder, or

(e) an injury or disability for which benefits were claimed or received under the insurance plan established under the Workplace Safety and Insurance Act, 1997.

Improving accessibility is a shared responsibility. The ODA requires the provincial and municipal governments and key broader public sector organizations to review their policies, programs and services through the development of annual accessibility plans.

Municipal governments play a crucial role in the planning and development of our communities: in their streets, parks, public transit, libraries, social housing, ambulance services, public buildings and elections. Responsibilities, which include enforcing the barrier-free access requirements of the Ontario Building Code and implementing key accessibility considerations under the ODA, are crucial to realizing a vision of local communities that improve accessibility and mobility for their residents.

The *ODA* mandates municipal governments to develop annual accessibility plans and make them public. Accessibility plans are intended to address existing barriers to people with disabilities and to prevent new barriers from being established. All municipalities, regardless of their size, are required to prepare annual accessibility plans as part of their regular planning process.

The Council of the City of Greater Sudbury established the City's Accessibility Advisory Committee in the fall 2002. The mandate of the Committee includes the development of City's first accessibility Plan by September 30th, 2003.

The Committee's initial work focused on developing the Greater Sudbury plan. After community consultation, Council approved the Transit Accessibility Plan on April of 2003.

For the preparation of the City's first Accessibility Plan, the Committee has held four workshops and a community workshop. This community workshop included staff from all departments, and many of the local agencies/service providers currently working with people with disabilities in the community.

The Members appointed to the Committee by Council are:

Councillor Mike Petryna (Chair)
Elizabeth Lounsbury (Vice-Chair)
Bob Bannister
Nancy Baron
Earl Black
Shirley Childs
Councillor Ron Dupuis

The Corporate Strategy and Policy Analysis Division of the City is currently coordinating the preparation of this plan. The Accessibility Advisory Committee expects to release a draft plan by the end of August for public consultation.

Appendix - Disability in Canada

Figure 1 shows the percentages of children, working-age adults and seniors who have disabilities. The figure shows that the rate of disabilities rises with age. As people grow older they are more likely to have experienced injuries, diseases and other health conditions that give rise to disabilities.

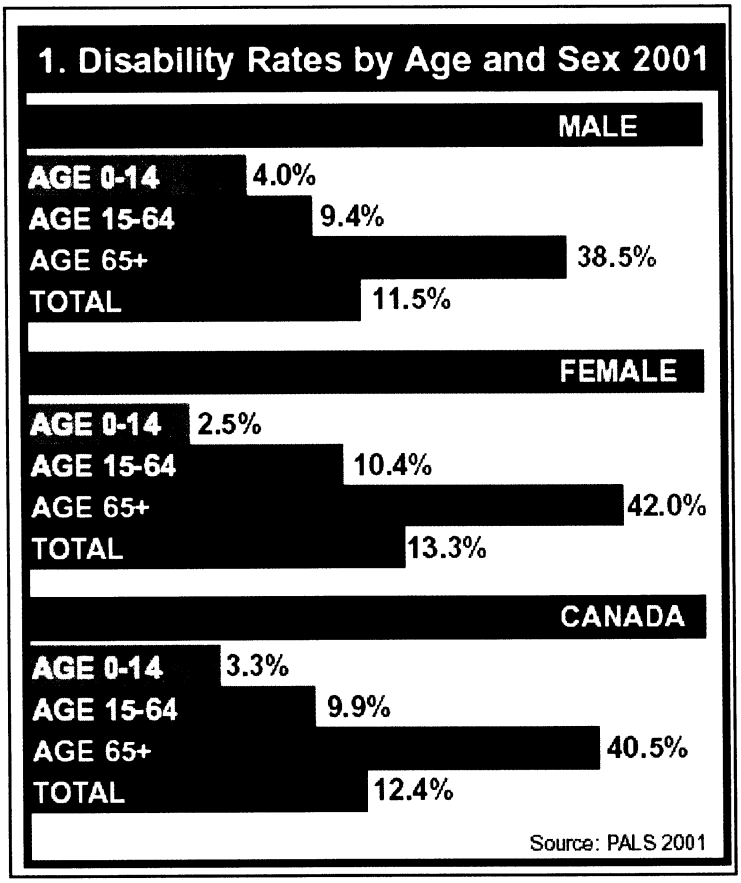


Figure 1 -- Total disability rates among children (aged 0-14) are low, at 3.3%. The rate for boys is 4.0%, for girls 2.5%. Among working-age men and women (aged 15-64) the total rate of disability is 9.9% and the rate for men and women is similar. For seniors (65 and over) the rate rises to 40.5%. In the working-age
group, rates for men and women are similar, but among seniors, and the rate is higher for women than for men (42% versus 38.5%) because women have a longer life expectancy.

Request for Decision
City Council

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Type of Decision

Meeting Date	August 12, 2003				Report Date	August 8, 2003			
Decision Requested		Yes	x	No	Priority	x	High		Low
	Direction Only				Type of Meeting	x	Open		Closed

Report Title

SMOKING BY-LAW

Policy Implication + Budget Impact

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

x	Background Attached

Recommendation

None

	Recommendation Continued

Recommended by the General Manager

for Doug Wuksinic
General Manager of Corporate Services

Recommended by the C.A.O

Mark Mieto
Chief Administrative Officer

130

Revised: January 8, 2003

Report Prepared By	Division Review
Ron Swiddle Director of Legal Services/City Solicitor	Ron Swiddle Director of Legal Services/City Solicitor

As Council will recall, in the spring of this year Mr. David Horton launched an Application in the Superior Court of Justice to quash By-law 2002-300, the By-law to Regulate Smoking in Public and Workplaces.

This By-law had been passed on November 14, 2002, and replaced the earlier City By-law 2001-7L.

Counsel for the Applicant took the position in court that the provincial enabling legislation did not give City Council the power to enact a Non-Smoking By-law that requires the employer to adopt as its own the non-smoking policy as prepared by the City.

This Application was defended by Mr. Steve Vrbanac, Assistant City Solicitor and a full day hearing on the issue proceeded on July 9th before the Honourable Justice L. C. Kozak.

On August 5th, the Court issued its Decision on the matter, rejecting Mr. Horton's submissions and confirming the By-law as validly enacted. A copy of the entire Decision is attached as the Court reviewed the matter in some detail. This Court saw fit to comment on the actions of the City in its attempt to protect the inhabitants and its workers in the City of Greater Sudbury from the discomfort and known health hazards of second hand smoke.

The Court said: "In the herein matter it can readily be seen that the provisions of Section 213 of the *Municipal Act* present a coherent, plausible and workable scheme to implement and enforce a smoke free environment in all public places and work places in the City of Greater Sudbury. To say that this has been a mammoth effort is perhaps an understatement. One need only consider that 7,400 education packages were mailed by the City to business owners and another 207 education packages were hand delivered to various business owner/employers."

An Appeal from this Decision is possible, but as of the date of this writing no such Appeal has been received.

The Court did not make an Order as to costs of the Application, but the Legal Division will be pursuing this with Council for the Applicant and with the Court if necessary and will report back to Council on this issue.

For Council's information, we can advise that recent discussion with the Manager of By-law Enforcement Services has confirmed that the public, by and large, is following the provisions of the By-law.

COURT FILE NO.: A10044-03
DATE: 2003-08-01

ONTARIO

SUPERIOR COURT OF JUSTICE

B E T W E E N:	)	
	)	
DAVID HORTON	)	T. Michael Hennessy,
	)	for the Applicant
	)	
	)	
Applicant	)	
	)	
- and -	)	
	)	
	)	
THE CITY OF GREATER SUDBURY	)	Stephen Vrbanac,
	)	For the Respondent
	)	
	)	
Respondent	)	
	)	
	)	
	)	**HEARD:** July 9, 2003

The Honourable Justice L. C. Kozak

REASONS

[1] On November 14th, 2002, the City of Greater Sudbury passed *By-Law 2002-300*, being a By-Law to regulate smoking in public places and work places. Referred to as the *SMOKE FREE PUBLIC PLACES AND WORKPLACES BY-LAW*, it came into force and effect on May 31, 2003.

[2] The City's purpose in passing the By-Law was to protect the inhabitants and the workers in the City from the health hazards of second hand smoke by providing a smoke free environment.

[3] Part II of the By-Law which deals with smoking in the workplace imposes a general prohibition against smoking in the workplace in that no person shall smoke in the workplace when a non smoking policy has been adopted for a workplace, and when a non smoking policy has been adopted for the workplace, no employer shall permit smoking in the workplace.

[4] Sections 9 and 10 of the By-Law describe the employers duties as follows:

> 9 (1) Every employer shall, on or before May 31, 2003 adopt and implement a non-smoking policy that prohibits smoking in respect of each workplace in the City of Greater Sudbury under the control, supervision or ownership of the employer.
>
> 9 (2) Where after May 31, 2003, a workplace is created or comes into existence, the employer of such workplace shall within seven days after such workplace is created or comes into existence, adopt, implement and post a copy of a non smoking policy that prohibits smoking in respect of each such workplace under the control, supervision, or ownership of the employer.

[5] Section 10 of the By-Law reads:

> 10. Every employer required by this By-Law to adopt and implement a non smoking policy shall:
>
> (a) insure compliance with this By-Law;

(b) Inform all of the employees that smoking is prohibited in the workplace except as provided by this By-Law;

(c) prohibit smoking in the workplace except as provided by this By-Law;

(d) post and keep continuously displayed a copy of the non smoking policy in a prominent place(s) accessible to all employees in the workplace;

(e) prohibit ashtrays and like paraphernalia in areas where smoking is prohibited and

(f) conspicuously post no smoking signs in areas where smoking is prohibited in accordance with Part III of this By-Law;

[6] The applicant, David Horton, is a self-employed businessman in the City of Greater Sudbury who along with his wife operates a restaurant/pub which employs fourteen employees. He brings the herein application to quash *By-Law 2002-300* in its entirety or in the alternative that those portions of the by-law relating to workplace non-smoking policies be quashed. In particular, the applicant states that the requirement that employers adopt as their own, non-smoking policies is illegal, as are those provisions that are premised on the employer's adoption of such a policy. The applicant asserts that the impugned provisions by the By-Law are outside the authority granted to the City by the Province in its enabling legislation.

Background

[7] The affidavit of Heather Salter, the Deputy City Solicitor, sworn June 9, 2003 provides background information leading to the passage of *By-Law 2002-300* on November 14, 2002

pursuant to Section 213 of *The Municipal Act RSO 1990 c. M-45* as amended. Included in the affidavit materials is a detailed report by Dr. Penny Sutcliffe, the Medical Officer of Health of the Sudbury and District Health Unit.

[8] On January 17, 2002, Dr. Sutcliffe delivered a presentation to the City Council on the topic of 100% smoke-free communities. As a result council carried a motion which endorsed the work of the Sudbury and District Health Unit in working towards a 100% smoke-free community.

[9] Pursuant to this endorsement the Health Unit led a public consultation process which included the commissioning of a public opinion poll, the receipt and review of commentary and critique concerning a 100% smoke-free by-law, the delivery of presentations and convening of meetings with groups and organizations potentially affected by a proposed smoke-free by-law.

[10] As part of an effort to raise awareness of the City's *Smoke-Free By-Law* a public awareness media campaign and a business owner/employer education campaign were implemented subsequent to the passage of the *Smoke-Free By-Law* and prior to the initiation of this proceeding.

[11] A sample workplace non-smoking policy formed part of the business/owner employer education package. The content of the sample policy – prepared with a view towards compliance with the *Smoke-Free By–Law,* is succinct in its intent: "Effective May 31, 2003, a Non-Smoking Policy will prohibit smoking in all interior areas of these premises. There will be no allowances for designated smoking rooms not established in accordance with City of Greater Sudbury By-Law 2001-7L. Changes to the smoking policy are in accordance with the City of Greater

Sudbury's *SMOKE FREE PUBLIC PLACES AND WORK PLACES BY-LAW* and are in response to concerns about the health hazards of second hand smoke. We hope to help reduce the potential smoke related health problems of our employees by promoting a completely smoke-free work environment."

_____

Employer

_____

Date

_____

Workplace

DISCUSSION

[12] Counsel for the applicant takes the position that the provincial enabling legislation does not give City Council the power to enact a non-smoking by-law that requires an employer to adopt as his own the non-smoking policy as prepared by the City. In referring to the enabling legislation (i.e. Section 213 of the *Municipal Act)* it was submitted that Section 213(2) did not pose any problems in that it permitted City Council to pass a by-law regulating the smoking of tobacco in public places and workplaces within the municipality and designating public places or work places or classes or parts of such places, as places in which smoking tobacco or holding lighted tobacco is prohibited. However, it was contended that Section 213(3)(g) which provides that a by-law made under subsection (2) may require the employer of a workplace or the owner or occupier of a public place to ensure compliance with the by-law does not go so far as to compel or mandate the employer to adopt the non-smoking policy. The argument as presented

was that there is a fundamental difference between "ensure compliance" and "adopt policies". This was the narrow focus of the applicant's argument.

[13] Counsel for the respondent first of all argues that the onus is on the applicant to rebut the presumption of validity by proving on a balance of probabilities that B*y-Law2002-300* is ultra vires. Applying a remedial liberal and benevolent interpretation to Section 213(2) of *The Municipal Act* leads to the conclusion that the City has been granted wide powers under *The Municipal Act*. When combined with the public health purpose of the legislation and the characterization of a municipal government as trustee of the environment, it was submitted that the City of Sudbury enacted By-Law 2002-300 pursuant to the clear authority established in the enabling legislation. It was further submitted that a liberal interpretation of the purpose and wording of Section 213(3) (g) of *The Municipal Act* also supports the conclusion that the requirement that an employer adopt a smoke-free policy is the means by which an employer of a workplace ensures compliance with the *Smoke Free By-Law*. It was also pointed out that this type of by-law was not something new and that several Ontario Municipalities have passed 100% *Smoke Free By-Laws*, had the by-laws challenged, and were found to be intra vires.

LEGAL CONSIDERATIONS

[14] It has long been recognized that municipalities are creatures of statute, and as such can only exercise those powers that are conferred upon them by the Provincial Legislature through enabling legislation.

[15] The process of delineating municipal jurisdiction then becomes an exercise in statutory construction. Recent decisions by the Supreme Court of Canada have shed considerable light on the interpretation of municipal statutes.

[16] In the early case of R. v. Weir et al and The Queen 102 D.L.R. (3rd) P. 273 The Ontario Divisional Court found an anti-smoking by-law to be invalid on the basis that Section 242 of *The Municipal Act,* which was the enabling legislation, was drafted in general terms, and the ensuing by-law was not only uncertain, but also improperly delegated authority to proprietors to determine what efforts to prevent smoking may be reasonable, and to delegate enforcement upon the proprietor. Section 242 was given a very narrow and restrictive interpretation.

[17] In 1994 The Ontario Legislature passed the *Tobacco Control Act* which amended the *Municipal Act* and provided for a specific power to pass a by-law regulating the smoking of tobacco in public places and designating as public places, places in which smoking tobacco and holding lighted cigarettes is prohibited.

[18] With respect to the Municipality's authority to pass by-laws prohibiting smoking in public places and workplaces, *The Municipal Act* provides as follows:

> 213 (1) In this section public transit vehicle includes a school bus and a passenger vehicle used for hire; workplace includes a public transit vehicle.
>
> 213 (2) The council of a local municipality may pass a by-law regulating the smoking of tobacco in public places and workplaces within the municipality and designating public places or workplaces or classes or

parts of such places as places in which smoking tobacco or holding lighted tobacco is prohibited.

213 (3) a by-law made under subsection (2) may:

(a) define public place for the purpose of the by-law;

(b) require a person who owns or occupies a place designated in the by-law to post signs referring to the prohibition or to such other information relating to smoking as is required by the by-law;

(c) prescribe the form and content of signs referred to in clause (b) and the place and manner in which the signs shall be posted;

(d) permit persons who own or occupy a place designated in the by-law to set aside an area that meets criteria prescribed by the by-law for smoking within the place;

(e) prescribe the criteria applicable to smoking areas in clause (d) including the standards for the ventilation of such areas;

(f) require areas set aside for smoking in places designated by the by-law to be identified as an area where smoking is permitted; and

(g) require the employer of a workplace or the owner or occupier of a public place to ensure compliance with the by-law.

[19] In *R. v. Greenbaum* (1993) 1 S.C.R. 674, it was held that a court should look to the purpose and wording of the provincial enabling legislation when deciding whether or not a municipality has been empowered to pass a certain by-law. The by-laws themselves are to be read to fit within the parameters of the empowering provincial statute where they are susceptible to more than one interpretation. Iacobucci J. refers to *The Ontario Interpretation Act* R.S.O. 1990 c I.II in which every act shall be deemed to be remedial and shall accordingly receive such fair, large and liberal construction and interpretation as will best ensure the attainment of the object of the Act according to its true intent meaning and spirit. In interpreting the legislation before him, Iacobucci J. expressed the view that the sections were entitled to a broad and reasonable if not a benevolent construction. However he then went on to say that a somewhat stricter rule of construction than that suggested by Davies J. in *City of Hamilton v. Hamilton Distillery Co.* (1907) 38 S.C.R. 239 is in order where the municipality is attempting to use a power which restricts common law or civil rights.

[20] In *114957 Canada LTÉE v. Town of Hudson* 2001 S.C.C. 40 it was held that municipalities as statutory bodies may exercise only those powers expressly conferred by statute, those powers necessarily or fairly implied by the expressed power in the statute, and those indispensable powers essential and not merely convenient to the effectuation of the purposes of the corporation. At paragraph 23, Madam Justice L'Heureux-Dubé quotes McLachlin J. as she then was in *Shell Canada Products Ltd. v. Vancouver City* (1994) 1 S.C.R. 231 at p. 244:

> "Recent commentary suggests an emerging consensus that courts must respect the responsibility of elected municipal bodies to serve the people who elected them and exercise caution to avoid substituting their views of what is best for the citizens for those

of municipal councils. Barring clear demonstration that a municipal decision was beyond its powers, courts should not so hold. In cases where powers are not expressly conferred but may be implied, courts must be prepared to adopt the benevolent construction which this Court referred to in *Greenbaum,* and confer the powers by reasonable implication. Whatever rules of construction are applied they must not be used to usurp the legitimate role of municipal bodies as community representatives."

Mr. Justice LeBel after agreeing with L'Heureux-Dubé J. as to the validity of the by-law in *Hudson*, goes on to state that municipalities may only exercise such powers as are granted to them by the Legislature. They are not endowed with any residuary powers and their grant of authority must be found somewhere in the provincial laws. Although such a grant of power must be construed reasonably and generously, it cannot receive such interpretation unless it already exists. Interpretation may not supplement the absence of power.

[21] In *Nanaimo (City) v. Rascal Trucking Ltd.* (2000) 1 S.C.R. 342 it was held that the standard upon which the courts may review intra vires municipal decisions must be one of patent unreasonableness. Major J. concluded that there was ample authority on the interpretation of municipal statutes to support a broad and purposive approach. Here again, Major J. referred to the reasons of Davies J. in *City of Hamilton v. Hamilton Distillery Co. (Supra)* and R v. *Greenbaum (Supra).* This conclusion he states at paragraph 20 follows recent authorities dictating that statutes be construed purposively in their entire context and in light of the scheme of the Act as a whole with the view to ascertaining the legislatures true intent.

[22] The case of *Cambridge Bingo Centre Inc. v. Waterloo (Regional Municipality)* was decided on July 25, 2000. It dealt with a non-smoking by-law in public places which was attacked on the basis that it improperly delegated enforcement of the by-law to proprietors of public places. The applicants relied on the case of *R v. Weir (Supra)*. The application was dismissed. The impugned by-law in *Weir* was passed pursuant to general provincial enabling legislation dealing with public health and nuisance. There were no specific enabling legislations dealing with the right to delegate enforcement obligations. In the case at bar, Reilly J. held that Section 213 (3)(g) of *The Municipal Act* specifically authorizes the region to pass a law requiring the owner or occupier of a public place to ensure compliance with the by-law. This is what distinguished the case from *R. v. Weir.*

[23] *Pub and Bar Coalition of Ontario* v. *Ottawa City (2001)* O.J. No. 3496 was a case where an application was brought to quash two by-laws of the City of Ottawa namely by-law 2001-148 respecting smoking in public places and by-law 2001-149 respecting smoking in the workplace, on the grounds that the City exceeded its jurisdictions under the enabling legislation Section 213(2) of *The Municipal Act.* It must be noted that by-law 2001-149 contained similar provisions as to the responsibilities of the employer respecting adoption of a non-smoking policy as in the case at bar. After reviewing the principles as set out in the cases and revisiting the provisions of Section 213 of *The Municipal Act,* Mr. Justice Morin held that the applicants had not discharged the onus of proving by-laws 148 and 149 to be ultra vires the City and the applications were dismissed.

DECISION:

[24] Recent Supreme Court of Canada decisions suggest an emerging presumption against pollution of the environment. Madam Justice L'Heureux-Dubé in the opening paragraph of her judgment in *Hudson* (Supra) states:

> "The context of this appeal includes the realization that our common future, that of every Canadian community depends on a healthy environment. Twenty years ago there was very little concern over the effect of chemicals such as pesticides on the population. Today we are more conscious of what type of an environment we wish to live in and what quality of life we wish to expose our children to. This court has recognized that everyone is aware that individually and collectively we are responsible for preserving the national environment... environment protection has emerged as a fundamental value in Canadian society."

[25] As to the role of government in the protection of the environment, L'Heureux-Dubé J. goes on to state that:

> "The case arrives in an era in which matters of governance are often examined through the lens of the principle of subsidiarity. This is the proposition that law making and implementation are often best achieved at a level of government that is not only effective, but also closest to the citizens affected and thus most responsive to their needs."

[26] The quotation of McLachlin J. in *Shell Canada v. Vancouver City* which is reproduce d in paragraph (20) also emphasizes the principle of subsidiarity by stressing the respect that courts

should demonstrate for the responsibility of elected municipal bodies to serve the people who elected them. Barring a clear demonstration that they exceeded jurisdiction the courts should not substitute their views for those of Municipal Councils.

[27] The narrow focus of this application is that the enabling legislation by its specific wording does not provide for the employers adoption of a written non-smoking policy and therefore that requirement is illegal as are those provisions premised on the employer's adoption of such a policy. The argument advanced was that the applicant would not voluntary choose as an employer to write a non-smoking policy for his workplace, nor would he voluntary adopt as his own a non-smoking policy for his workplace. Although it was acknowledged that Section 213(3)(g) requires an employer to ensure compliance of the by-law, it was submitted that compliance does not go so far as to compel adoption. In this regard a distinction was drawn between "ensure compliance and adoption". It was further submitted that the court must look to the purpose and wording of the enabling statute and in interpreting the provincial legislation a broad if not a benevolent construction should be used. However, when citizen rights are restricted a somewhat stricter rule of construction is in order, where the municipality is attempting to use a power which restricts common law or civil rights.

[28] The broad general rule for the construction of statutes is that a section or enactment must be construed as a whole; each portion throwing light if need be on the rest. It is assumed in adopting a contextual approach that language is used consistently, that tautology is avoided, that the provisions all fit together to form a coherent and workable scheme. When analyzing the scheme of an Act, the Court tries to discover how the provisions or parts of the Act work together to give effect to a plausible and coherent plan. It then considers how the provision to be

interpreted can be understood in terms of that plan. (See Sullivan and Driedger on the Construction of Statutes Fourth Editions pages 281 – 284, and Mehnychuk v. Heard (1963) 45 W.W.R. 257 at 263 (Alta S.C.).

[29] In the herein matter it can readily be seen that the provisions of Section 213 of the *Municipal Act* present a coherent, plausible and workable scheme to implement and enforce a smoke free environment in all public places and work places in the City of Greater Sudbury. To say that this has been a mammoth effort is perhaps an understatement. One need only consider that 7,400 education packages were mailed by the City to business owners and another 207 education packages were hand delivered to various business owner/employers.

[30] An analysis of the plan or scheme shows that it was designed to be a cooperative effort with on site implementation and enforcement by the employers of workplaces and the owners or occupiers of public places. To do otherwise would not only be economically unfeasible but would also render enforcement almost meaningless because of the lack of a presence at all appropriate times. Accordingly Section 213 (3)(g) imposes upon employers the positive duty to ensure compliance. A benevolent construction of this provision leads to the reasonable conclusion that in considering the section as a whole, that ensuring compliance equates with the requirement that the employer adopt the City's Smoke Free Policy. Relating the by-law to the plan or scheme as depicted in the enabling legislation it can be seen that the by-law fits within the paramcters of the cnabling act.

[31] The purpose of the Smoke Free By-Law as stated in its preamble is to protect the inhabitants and workers in the City of Sudbury from the discomfort and known health hazards

of second hand smoke. This was the true intent of the by-law. It was to suppress a health hazard and not to interfere with property rights.

[32] Speaking of the presumption against legislative interference with property rights, *La Forest J.A.* as he then was in the case of *Re Estabrooks Pontiac Buick Ltd.* (1982) 44 N.B.R.(2d) 201(c/n) stated:

> "The principal I have described is fundamental . . ., like other constitutional principles its precise content will vary over time and the legislature undoubtly has the major burden of adjusting its application to changing circumstances. Accordingly the courts must in applying it do so with great caution to ensure that its application conforms to changing social values and affords the legislature the widest possible scope in the performance of it task of adjusting private rights to meet evolving social realities The courts should not for example place themselves in the position of frustrating regulatory schemes or measures obviously intended to reallocate rights and resources simply because they affect vested rights."

It was further stated that the fundamental approach by the Courts to legislative actions is that a high premium is placed on individual liberty and private property... If the legislation is clear then of course the intent of the legislature must be respected.

[33] The modern approach is to place less reliance on strict construction and to look at the remedial side of legislation with a broad and liberal construction which will give effect to the

purpose of the legislation and the attainment of its objects. (See Section 10 of T*he Interpretation Act R.S.O. 1990 G. I.II)*

[34] A broad, liberal and benevolent interpretation of the enabling legislation leads this Court to the conclusion that the mandatory orders were specifically authorized under Section 213 (3)(g) and the applicants arguments therefore fails.

[35} The applicant not having discharged the onus of proving the by-law to be *ultra vires,* the City or the portions relating to non-smoking policies to be ultra vires the herein application is dismissed.

[36] It is further ordered and declared that:

1. By–Law 2002–300 of the City of Greater Sudbury being a By–Law Regulating Smoking in Public Places and Workplaces was validly enacted by the City pursuant to enabling legislation and was expressly authorized under Section 213(2) of T*he Municipal Act* R. 50 1990 c. M. 45

2. Portions of By-Law 2202–300 of the City of Greater Sudbury, being a By–Law Regulating Smoking in Public Places and Workplaces which obliges employers to

   (i) adopt and implement a non smoking policy:

   (ii) inform all employers that smoking is prohibited in the workplace;

   (iii) post and keep continuously displayed a copy of the non-smoking policy;

were validly enacted by the City pursuant to enabling legislation and was expressively authorized under Section 213 (2) of *The Municipal Act* R.S.O. 1990 c. M. 45.

[37] Counsel may speak to the matter of cost by arranging an appointment with the trial coordinator.

[38] Order to issue accordingly.

Mr. Justice J. C. Kozak

Released: August 5, 2003

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003					Report Date	July 7, 2003			
Decision Requested		X	Yes		No	Priority	X	High		Low
			Direction Only			Type of Meeting	X	Open		Closed

Report Title

Emergency Services Department
Purchase of Time and Attendance/Scheduling and Payroll Integration System Software

Policy Implication + Budget Impact

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

X	Background Attached

Recommendation

THAT the purchase of Integrated Time and Attendance Payroll Software from Kronos Computerized Time Systems Inc. Canada, for the Emergency Services Department, be approved in the amount of $114,883 including taxes; and

THAT the remaining funding established for this system be used to cover project implementation and training costs.

	Recommendation Continued

Recommended by the General Manager

Tim P. Beadman
Acting General Manager, Emergency Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
Joseph Nicholls A/Director, Emergency Medical Services	

EXECUTIVE SUMMARY

The Emergency Services Department seeks the authorization of Council to purchase an integrated "Time and Attendance/Scheduling" software solution from Kronos Computerized Time Systems Inc.. This report also requests a change in vendor, from Simplex Grinnell as was previously authorized in resolution 2002-47, dated January 31, 2002.

The change in vendor request is a result of the purchase of the Time and Attendance Division of Simplex Grinnell by Kronos Computerized Time Systems Inc.. Following the purchase, Kronos Computerized Time Systems Inc. was unable to honour the original Simplex Grinnell proposal therefore, requiring that the City go back to the market through the Request for Proposal process.

BACKGROUND

On January 31, 2002 Council Report (attached) "*Purchase of Time and Attendance/Scheduling and Payroll Integration System Software for Emergency Services Department*" was submitted to Council for consideration.

Council through resolution 2002-47 (attached) authorized the Emergency Services Department to purchase the E-Force Time and Attendance/Scheduling Solution from Simplex Grinnell at a price of $134,175 plus applicable taxes and allocating a project contingency fund for a total cost of $163,170. This purchase would have standardized technology within the City as this system was already in operation at Pioneer Manor.

However, prior to the City being able to complete the software purchase from the selected vendor, the Time and Attendance Division of Simplex Grinnell was purchased by Kronos Computerized Time Systems Inc.. As the new vendor, Kronos Computerized Time Systems Inc. stated that they were unable to honour the proposed solution until a review of the Simplex Genial E-Force product was complete. This product review ultimately resulted in Kronos Computerized Time Systems Inc. withdrawing the Simplex Grinnell product from the market.

As a result of the company purchase and subsequent withdrawal of the selected product from the market, the City of Greater Sudbury returned to the software market through the Request for Proposal process.

While this process was being undertaken, the City of Greater Sudbury Police Service in discussion with the Emergency Services Department, asked to participate in the Request for Proposal process. The initial project team was then expanded to include the Police Service. A new process was then initiated that permitted the Police Service to explore and define the scope of their needs within the project.

The resultant Request for Proposal reflected the ability of the Emergency Services Department and the Police Service to either select different vendors or not to purchase any product, as the Police Service had no committed funds and different operational requirements than those of the Emergency Services Department. The Police Service has decided not to purchase a software solution at this time.

The Request for Proposal for a Time Attendance/Scheduling Software Solution was sent out and resulted in a total of eight (8) responses. These responses to the Request for Proposal were then short listed to three (3) based on a pre-defined scoring criteria. With Supply and Services participation, the selection team chose Kronos Computerized Time Systems Inc. as the successful vendor at $114,883.

However, the total price of the project will be approximately $163,170 including the project contingency fund. The additional financing is required to cover those costs not covered under the scope of the proposal from Kronos Computerized Time Systems Inc. including items such as: city hardware, data terminal installation, electrical and IT cabling, server needs (if required), city staff implementation costs, travel and training and unforseen contingencies is in the approved project funding.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003				Report Date	August 7, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Trillium Centre

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

Whereas City Council decided to keep the Trillium Centre open during budget deliberations; and whereas staff were directed to bring a report back to Council indicating how the tenants could be brought up to pay market rent, therefore, after considering all uses and factors, it is recommended that Council pursue one of the two options as follows:

A) Bring the Trillium Centre to market rent for all tenants, including community groups and civic uses by January 2004

B) Refocus the Trillium Centre as the City of Greater Sudbury's combined training and community centre for a period of two years at which time Council to review their support of this City owned facility.

	Recommendation Continued

Recommended by the General Manager

Doug Nadorozny, General Manager
Economic Development & Planning Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
Helen Mulc Manager of Business Development	Doug Nadorozny, General Manager Economic Development & Planning Services

EXECUTIVE SUMMARY

During budget deliberations, City Council requested that the Economic Development & Planning Services report back with a plan to bring Trillium Centre tenants to market lease rates. Staff reviewed the operation and assessed the feasibility of obtaining market rent from existing tenants.

The Trillium Centre, a City owned asset has developed into a community asset which to date has not generated a break even position. The Trillium Centre was developed as a community centre for the residents of Rayside Balfour. Prior to 2001, INCO was a significant tenant whose rent proceeds managed to cover the operational costs of the building. It is highly unlikely that any such tenant will replace the revenues which were generated by INCO. The 2003 budget for the Centre is $311,260. While it is not likely that the Economic Development & Planning Services department can reduce this to zero, there are ways in which we plan to decrease the Centre's cost to the City. Accordingly, Council must decide whether they consider the Trillium Centre a community asset; one which they are prepared to financially support to some degree.

CHALLENGES

Zoning of the Property

INCO operated their trades training program through the Trillium Centre in partnership with Cambrian College and eventually decided that greater efficiencies could be achieved by locating the facility at the college. It was at that time, that the financial challenges of the Trillium Centre surfaced. Although repeated efforts were made to attract tenants to the facility, its location relative to other commercial and industrial spaces combined with the zoning of "institutional training" limited the possible tenants to the site. Any re-zoning efforts will involve obtaining the comments and feedback of other private sector landlords in the general vicinity. It is highly probable that several private property owners will oppose the re-zoning application. These businesses revolve around the leasing of commercial / industrial space and it may be perceived that the Trillium Centre, a City owned asset will create unfair competition especially if more flexible zoning is allowed.

Rental rates of existing tenants

Other than two tenants at the Trillium Centre, all others pay well below the calculated$9.00/sq.ft. break even point. The 5000 square feet of space occupied by the Sudbury Regional Police and NOPAAT contribute no annual revenue to the Centre. This figure alone at a break even rent rate would generate an additional $45,000 in annual revenues to the Centre. The police require space from which to operate and although they do not pay rent, they provide a community service whose costs are sponsored through an allotment of City Council. The questions then becomes whether City Council treats this absence of revenue as "lost" or as a cost of conducting the City's business. Either way, it must be taken into account when analyzing the Trillium Centre's financial performance.

The same challenge can be applied to the Rayside Balfour fitness centre which occupies 4600 square feet of space and is operated by community volunteers. Their current rate of $2.60 per square foot is much lower than the required $9.00/square foot break even rent rate. The fitness centre could not afford to absorb the tripling of the rent rate.

These two examples alone, at break even rental rates, would decrease the cost of the Trillium Centre by almost $75,000.

Lack of available rental space

Although the centre does not generate sufficient revenues, it's tenants occupy the majority of the rentable space within the building. A 3200 square foot space is available and two tactical bays (1125 sq.ft each) remain empty but are now being requested for training purposes by various groups. For example, the Sudbury Regional Police has taken on an additional 2315 square foot space to be used as an evidence room. Again, no incremental change in revenue to the Centre but a decrease in rentable space.

Increased Costs to Operate the Trillium Centre

Not only are the revenues of the Trillium Centre compromised, but the operational costs saw some recent challenges also. Energy costs have reached $112,800 on annual basis. Salaries and benefits have increased by over $62,000 as a result of the unionization of the original three janitorial employees. Information Services now charges the centre $7,500 for the use of telephones and photocopiers. Collectively, estimated expenditures for 2003 are $536,160; an increase of close to $99,165 from $432, 995 in 2002.

OPPORTUNITIES

The Trillium Centre is an ideal location to deliver training sessions and small conferences. Although originally utilized for boxers in training camp, the dormitories are now utilized as overnight accommodations for employees on multi-day training sessions from provincial ministries and government sponsored agencies. Abiding with the zoning status, the Trillium Centre has established itself as a location of choice for groups that are looking for a private, clean and comfortable location to conduct courses and professional development training. On an annual basis, close to $150,000 is derived from overnight accommodation, meal revenue and use of meeting room space. In 2002, an Industry Canada sponsored conference delivered at the Trillium Centre generated a net revenue of $10,000. Steadily, the Trillium Training Centre has positioned itself to offer a private and secluded setting for groups that can range from as little as eight to small conferences of up to three hundred participants. It offers complete privacy, an all inclusive meal package, overnight dormitory accommodations and ample parking.

The following are examples of agencies which use the Trillium Training Centre on a regular basis. Each overnight participant generates a minimum of $75.00 per day.

Ministry of Natural Resources

- 12-14 sessions annually
- 3-5 day duration per session
- 30 participants

Ministry of Transportation

- 4 sessions annually
- 2 days in duration per session
- 25 participants

Ministry of Public Safety and Security

- 6 sessions annually
- 2 days in duration
- 36 participants

Ontario National Boxing Training Centre

- 4 sessions annually
- 1 week in duration
- 12 participants

Sudbury Racetrack Slots

- 12 sessions annually
- 1 day in duration
- 25 participants

Both INCO and Falconbridge are now conducting a variety of 5 day training sessions at the centre. The centre is both building new, and maintaining repeat clientele.

City departments utilize the Centre as a training/meeting facility

The availability of committee room space at Tom Davies Square has become a challenge for employees organizing longer meetings and training sessions. City departments are now starting to use the Trillium Centre as a training and meeting facility. City departments that are conducting training and meeting sessions include Corporate Services, Public Works, Economic Development & Planning, CAO's office, Health and Social Services, Sudbury Regional Police, Alertech and the Fire Department. They are all part of a growing list of City Departments which recognize the centre's ability to meet the needs of training session requirements. Whether the sessions calls for a gymnasium, traditional meeting room or tactical bay, the Trillium Centre can deliver an ideal training space.

It must be noted that this growing list of City departments are not being charged back for their use of meeting room space but rather only for meal consumption. A meeting room space at a traditional hotel for a one day rental is approximately $250. For example, this would translate into a cost of $3 500 for meeting space that the City's Occupational Health & Safety Division would have had to pay for their recent 14 day procedural training of students.

The intent of this example is not to introduce "charge backs" to City departments but rather to illustrate that the Trillium Centre has become a training location of choice for City departments. Utilizing a City owned asset to conduct that training is a saving to the City; one which should not be overlooked or undervalued. There is no other City owned property that can deliver the space, layout, flexibility and suitable nature for meetings and training sessions as can the Trillium Centre. From sporting groups and associations to City departments, government agencies to large corporations, the centre is viewed by many as a valued City asset.

The City's Information Technology Department utilizes a basement room at Tom Davies Square for all staff computer training sessions. It has been suggested that the Trillium Centre can offer a spacious, bright and well ventilated area for computer related training which is more conducive to learning. Also, staff will not encounter the distractions normally associated with training sessions held at their place of work. The existing basement room at Tom Davies Square can instead be utilized for much needed storage space.

Financial Comparison between Trillium Centre and City owned facilities

Centre	Cost to Net Budget	Total Expenses	Total Revenues
Howard Armstrong Recreation Centre	261,611	597,413	335,802
Dowling Leisure Centre	142,089	205,639	63,550
Dowling CSC Town Library	179,412	182,912	3500
Community Recreation Centre	174,512	204,584	30,072
Trillium Centre	311,260	536,160	224,900

As the chart indicates, there are several community based facilities that are in varying degrees financially supported by the base budget. The Trillium Centre was created to serve as a community centre and although it serves countless community based groups, it has also established itself as a training facility for provincial ministries and more recently our internal City departments. City staff are organizing training sessions at the Centre and are saving a minimum of $250/day in meeting room costs.

The net loss in rent revenues from the fitness facility, NOPAAT and the Greater Sudbury Police must be taken into account when reporting the Trillium Centre's cost to the net budget. In most instances, these groups are sponsored by the City and the costs should not reflect on the operating performance of the Trillium Centre.

Present Situation

In 2003, it is projected that the Trillium Centre will end the year with a cost of approximately $311,260. Total expenditures will reach almost $536,160 while revenues will reach $225,000. The Trillium Centre, operated as a City owned asset is unlikely to ever become a self sustaining entity. If City Council chooses to maintain ownership and responsibility for the Trillium Centre, it cannot do so without a financial commitment.

Several city sponsored tenants that pay minimal to no rent coupled with ongoing City department meetings and training sessions at no cost to their respective budgets must be taken into account when assessing the financial situation of the Trillium Centre. With only limited rentable space remaining, the Trillium Centre must consider an alternative strategy to further minimize the cost to the CGS.

Staff are convinced that as the Trillium Centre continues to attract additional training sessions and overnight stays throughout the year, they can improve the negative effect on the net budget by as much as $75,000 in the next fiscal year.

The Action Plan

The name of the Trillium Centre should be changed to City of Greater Sudbury "Trillium Training Centre". This will communicate to interested groups an alternative to traditional training establishments. Prices charged for accommodations, meals, meeting rooms and gymnasium will be reviewed and adjusted upwardly where appropriate by an amount that will not deter repeat customers. Charges for audio-visual and support equipment and meeting set-up will be introduced starting in September 2003.

A day and overnight meeting package will be introduced to ensure a more efficient booking system for both the manager and client.

The "in house" web marketing assistant within the economic development department will design and print a bilingual brochure which will highlight the Trillium Training Centre facility, it's amenities, prices and contact information. A targeted mail-out to federal, provincial and municipal agencies/departments across Northeastern Ontario will successfully reach those individuals organizing training sessions for the upcoming year. The Centre will position itself as an alternative to traditional training settings; one which can deliver privacy, flexibility, diversity all at a reasonable cost.

During 2004, City staff will be in a better position to evaluate the success of the Trillium Training Centre. In order to develop a full fledged all inclusive training centre which can host groups of up to 200 in total at any one time, changes will need to be made to the kitchen facilities. The second floor kitchen in it's current form cannot accommodate larger groups or more than two groups that wish to eat during traditional lunch time hours. Efforts are currently made by management to stagger lunches but in some cases, this interferes with a group's training schedule for the day. Ideally, a lunch buffet for all groups being trained at the Centre on a given day should be offered between the hours of 11:00 am to 1:00 pm. Groups can then decide at which time they are prepared to break for lunch. The opportunity exists to convert the main floor cafeteria, currently used occasionally as a meeting room, into the main lunch mess hall. There is a kitchen off of the main cafeteria which can be renovated to current day standards. The preliminary cost estimate for the proposed kitchen re-location is $30,750.

Staff will look to City Council to realize and place a value on the City sponsored tenants and departments using the Centre for their own purposes. Those areas include Greater Sudbury Police, NOPAAT, Heritage Museum, Fitness Centre and the municipal election office. This approximate value of $90,000 in costs is what the City would otherwise have to absorbed in other departments' budgets.

SUMMARY

The City of Greater Sudbury owns and operates the Trillium Training Centre. As an organization, we must commit to utilize this asset for City sponsored training sessions. The location is in close proximity to Tom Davies Square, offers privacy, ample parking, access to meals on site in a bright and well maintained property. This facility should not be viewed as a liability but rather an opportunity for the City to extend its use and market the training facilities to other government sponsored agencies and ministries.

OPTIONS

- Council does not approve the strategy of the development of a training centre and directs staff to inform all tenants that they must meet the minimum break-even rent rate of $9.00/square foot by January 1/04. Those tenants that do not comply will face notice and eviction. This will result in higher vacancy and, therefore, costs in the short term.

- Council approves the development and marketing of a "training centre" and agrees to absorb the revenues of City sponsored tenants such as the Greater Sudbury Police and fitness facility and NOPAAT. Should Council approve the proposed $30,750 in kitchen re-location costs to the cafeteria area on the first floor, staff will return to Council with a report which identifies a funding source. Staff will be given a period of two years to increase the total revenues of the newly developed Trillium Training Centre by at least $100,000. In December 2005, Council will review the financial performance of the Trillium Training Centre and their decision to support the City owned facility.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003				Report Date	July 31, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Options for the Greater Sudbury Housing Corporation

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.

x	Background Attached

Recommendation

BE IT RESOLVED that Council amend resolution 2001-177 as follows: 1. the requirement that four (4) directors including the Chair of the Greater Sudbury Housing Corporation (GSHC) board be Members of Council is rescinded and replaced with a requirement that a minimum of two (2) GSHC directors shall be Members of Council; 2. the GSHC Board will appoint from its directors a Nominations Committee. As the need arises, this Committee will be responsible for recruiting and recommending citizen directors to serve on the Board. The Committee recommendation(s) is to be forwarded to the GSHC Shareholder for approval. The selection of Councillors to serve as GSHC directors will be of a process at Council's discretion; 3. the requirement for the GSHC Board to report to the Committee of the Whole Planning is rescinded. The GSHC Board will report to the GSHC Shareholder, being Council in its capacity of sole GSHC Shareholder or a shareholder representative duly appointed by Council.

	Recommendation Continued

Recommended by the General Manager

D. Nadorozny, General Manager
Economic Development and Planning Services

Recommended by the C.A.O.

M. Mieto
Chief Administrative Officer

Report Prepared By	Division Review
D. R. Desmeules Manager, Housing Services	W. E. Lautenbach Director of Planning Services

Background

The Province created the Greater Sudbury Housing Corporation (GSHC) on January 1, 2001. Although the articles of incorporation permitted as few as two (2) and as many as 13 members on the board, the Province chose to appoint nine (9) members. The members were given a three (3) year term. All previously served as members of the former local housing authority board. These appointments ensured continuity for the GSHC in times of great change.

Included in the Province's appointments were two City of Greater Sudbury (CGS) Councillors – Councillor Kilgour and Councillor Bradley. The Chair is not a member of Council though Councillor Kilgour is the Vice-Chair.

The Province directed that the CGS complete a Joint Local Transfer Plan. The Plan would describe how the CGS would address the social housing transfer. As part of this process, Council passed Resolution 2001-177 on April 10, 2001. The resolution stated the following:

1. the management of the former public housing portfolio was assigned to the GSHC
2. the number and composition of the GSHC board was set at seven (7) members, four (4) of which including the Chair were to be from Council and three (3) citizen members appointed by Council
3. the Board of GSHC would report to Council through the Committee of the Whole Planning
4. the CGS's Housing Services Section was created and its mandate set
5. the geared-to-income rent calculation function was assigned to the housing providers
6. the CGS would provide administrative services to the GSHC formerly provided by the Province
7. CGS staff were to begin implementing the housing service delivery model as detailed in the Joint Local Transfer Plan in anticipation of Council and Ministry approval of the Plan

Council approved the Joint Local Transfer Plan in May 2001 while Provincial approval was received in June 2001. At that point, full implementation of the Plan could begin.

Over the latter part of 2001 and into 2002, the Province introduced a series of regulations affecting social housing administration. These impacted on the proposed delivery model and on the GSHC's management practices. Given the changes, the timing and implementation of components of Resolution 2001-177 and the Joint Local Transfer Plan had to be continually adjusted.

As of today, only two (2) parts of Resolution 2001-177 are yet to be fully implemented. With the bulk of the Provincial changes having been introduced and with the CGS now having the benefit of a few years of direct social housing administration, Council can re-examine the outstanding items to determine if they continue to meet today's reality.

GSHC Governance Structure

The cornerstone to the relationship between the CGS and the GSHC was Council's decision to retain the

GSHC as an arm's length not-for-profit corporation that would own and operate the former public housing portfolio. This meant that the CGS would not become a direct social housing landlord. Instead, Council chose the role of program funder, administrator and policy maker. This left the social housing community, including the GSHC, to continue to deliver the housing services as they previously had done under the Province.

The GSHC receives approximately $8,000,000 annually in subsidies from the CGS. Provincial funding to the CGS is contingent on GSHC compliance with the legislation. Given these factors, Council originally selected a GSHC governance model which ensured a good degree of direct oversight and accountability. They created a board where Council members would form the majority and a member of Council would serve as Chair. Council took a further step requiring that the GSHC Board report to Council through the Committee of the Whole Planning. Unfortunately, the impact of the Social Housing Reform Act and its regulations were not known at the time Council was required by the Province to make its governance model decisions.

Subsequent to those decisions, the Province has provided alternate mechanisms which can provide municipalities a high degree of provider and program oversight without over-committing Council's resources. The CGS as the GSHC's sole shareholder can issue a Shareholder's Declaration. This document can specify processes and reporting procedures which would limit and direct the GSHC's operations.

The CGS as Shareholder can: decide the board size and composition; appoint the board members; select the GSHC auditor; put systems in place to assess the performance of the GSHC; limit the powers of the Board; and establish a communication protocol. This can be done while still respecting the board's role as employer and housing provider. This will ensure the board's autonomy and accountability. All the Shareholder's decisions regarding these matters would be articulated in the Shareholder's Declaration.

The legislation/regulations have also given the CGS, as social housing Service Manager, additional mechanisms to monitor programs and ensure housing provider compliance. These rules apply to all providers including the GSHC. The CGS can establish a provider Operating Framework that will detail: funding allocations; reporting procedures and communication protocol; performance standards and clearly defined remedies for non-compliance. The Framework can form part of the Shareholder's Declaration.

The creation of the CGS Housing Services Section has given Council a very strong tool to ensure the legislative compliance of both the CGS and all local social housing providers. The Section has been given the mandate to: monitor GSHC operations; review and recommend subsidy levels to Council; flow approved subsidies to providers; set program policies and procedures; and enforce program compliance.

Housing and Legal Services have prepared a GSHC Shareholder Declaration and Operating Framework. It addresses the points identified above. The document will be presented to the Shareholder (the CGS) at a special GSHC Shareholder's meeting this September. Once approved, the CGS's administration of the GSHC will be more streamlined and consistent with that implemented with other local housing providers.

Staff are seeking Council direction in confirming the GSHC board size, composition, nomination process and relationship to Council. The final decisions will be reflected in the Shareholder's Declaration and Operating Framework.

Summary of Options

The chart below provides a quick overview of the options. Those indicated with an asterisk (*) are the options being recommended by staff. A notation to the table advises Council if the recommendation is consistent or reflects a change from an earlier decision.

Board Size

OPTION	BOARD SIZE
A	*7*
B	9
C	5

This option is consistent with Council's earlier decision.

Council Representation

OPTION	NUMBER OF COUNCIL REPRESENTATIVES
A	MAJORITY (INCLUDING CHAIR)
B	*MINIMUM 2 COUNCIL MEMBERS*

This option is a change from Council's earlier decision.

Board Member Selection Process

OPTION	SELECTION PROCESS
A	CGS CLERK'S OFFICE COMPLETES PROCESS
B	*COUNCIL MEMBERS - COUNCIL PROCESS CITIZEN MEMBERS - GSHC NOMINATION COMMITTEE*

This process was not spelled out in Council's earlier decision. This option clarifies the process.
++ Note: Regardless of which option is selected, Council as the Shareholder appoints all members of the Board

Reporting Relationship To Council

OPTION	REPORTING METHOD
A	PLANNING COMMITTEE
B	*SHAREHOLDER'S MEETING SHAREHOLDER'S DECLARATION GENERAL MANAGER, ECONOMIC DEVELOPMENT AND PLANNING SERVICES*

This option is a change from Council's earlier decision.

The details surrounding the options are provided on the pages that follow.

GSHC Board Number And Composition

With the new oversight mechanisms and Housing Services in place, Council can now better determine its level of direct oversight and participation in the day to day management of the GSHC.

OPTIONS - Board Size

There are several considerations in determining the size and composition of the GSHC board. The Province has set the minimum and maximum parameters. Council had previously debated the question and set the number at seven (7). The Province however, had set the board size at nine (9) members. The board has operated with nine (9) members since its inception.

Option A

This option proposes to set the number of the board members at seven (7).

This option is consistent with Council's earlier decision. This size is sufficient to ensure quorum while allowing the creation of sub-committees to deal with areas such as tenant selection, appeals, tender awards etc. The workload of members can be distributed.

Option B

This option proposes to set the number of board members at nine (9).

This option is consistent with the current board. This size further facilitates quorum and the participation of members in sub-committees. The member workload can be further distributed. It may be more difficult to achieve consensus. Board management may be more challenging.

Option C

This option proposes to set the number of board members at five (5).

This option creates a focused workgroup. Consensus may be easier to achieve. With the smaller number, each member may play a larger role. The workload may be heavier on individual members. It may be more difficult to achieve quorum. A strong personality may dominate the board.

OPTIONS - Board Composition

This area addresses the number of Council and citizen members to serve on the GSHC board. With several administrative mechanisms now available to ensure a strong degree of accountability, Council may wish to reconsider its level of direct participation in the day to day management of the GSHC. Listed below are various factors for consideration.

The CGS as sole GSHC Shareholder controls the number of members, how they are selected and the number of Council members which can/will serve on the board. A strong Council presence either in majority representation and/or with a member of Council being the Chair can give Council direct control over the GSHC. Having a large number of Councillors serving as members will raise the profile of the GSHC and potentially give it a higher priority among the City services. Many members of Council will become more familiar with social housing issues and concerns.

This strong link may appear to conflict with Council's decision to create an arm's length corporation. This may cause confusion with GSHC employees, tenants and the public. Employees may consider themselves CGS employees given that a Councillor is signing their paycheque. This may lead to human resources issues. Tenants may feel that they can contact Council and Council members directly over problems with their tenancy or units. The public may view Council as a landlord and therefore biased in their decisions affecting private landlords and private sector rental developments. Other local non-profit providers may perceive that Council favours one provider over all others in terms of budget and/or program administration.

Having a majority of members from Council would require the involvement of many Councillors. This participation assumes individual Council member interest and may come at the expense of other Council priorities.

With the implementation of the Shareholder's Declaration and Operating Framework and with Housing Services being mandated to oversee the GSHC, having Councillors in the majority may be viewed as reducing the GSHC's autonomy thus clouding the issue as to who is the employer.

Whatever the composition of the board, the CGS as Shareholder will always approve the selection of all the members.

Option A

This option proposes that Council members be the majority of the board and that a Council member be elected Chair.

This option is consistent with Resolution 2001-177. The Council board members would have intimate knowledge of the GSHC operations and could advocate directly for GSHC issues. The option does not recognize the other mechanisms in place to achieve GSHC oversight. The GSHC will continue to be treated in a different manner than other non-profit providers. The issue of GSHC autonomy may be questioned.

Option B

This option proposes that regardless of the size of the board size, no less than two (2) members of the board would be from Council. The Shareholder could appoint more members from Council if it was felt that this was appropriate.

The number of Council members proposed (2) is consistent with the current practice. With fewer Council members, the board will resemble other community based non-profit housing boards, The Shareholder continues to appoint all board members thus maintaining its level of involvement and control. The Council presence, along with the Shareholder's Declaration and Operating Framework, should provide the CGS with a strong level of oversight without compromising the Board's autonomy.

There will be fewer Councillors with direct exposure to the management issues facing local social housing providers.

OPTIONS - Board Nomination Process

Other than with the GSHC, Council has no involvement in the selection or appointment of the board members of its local housing providers. Board member selection is completed by the various non-profit

corporations based on their by-laws. Some corporations have their members appointed by the local club or society who sponsored the original project. Other non-profit providers recruit and advertise for board members. The existing board screens the applicants based on their requirements and makes the appointments.

Regardless of which nomination process is selected for the GSHC, the CGS as Shareholder will continue to approve the appointment of all the members.

Option A

This option proposes that the CGS Clerk's office, on behalf of the Shareholder, complete the board member recruitment process. The process would follow the established protocol used for other City boards.

This option would keep the full recruitment and selection process within CGS protocols. The Shareholder would review and select members from the slate of nominees gathered by the Clerk's Office.

This process differs from past practice in that the former Housing Authority would participate in the recruitment and selection of its members. The option is not consistent with that utilized by other housing providers. In implementing the option, the CGS would have to indicate that the GSHC is not a local board of the municipality. The Clerk's Office does not provide this service to other non-profit providers.

Option B

This option proposes that the GSHC establish a Nomination Committee to complete the recruitment and nomination process for citizen board members. Council would continue to appoint the appropriate number of members of Council through its traditional process. The Shareholder (CGS) would review and appoint both the citizen members brought forward by the GSHC Nomination Committee and the Councillors identified by Council.

This process allows the GSHC a degree of ownership and input into the process. This approach would be consistent with that utilized by other non-profit providers.

The process is slightly more complicated as two bodies, the CGS and the GSHC, are involved.

OPTIONS - Relationship with Council

In its April 2001 resolution, Council had indicated that the GSHC board would report to Council through the Committee of the Whole Planning. Since that time, Council has adopted a different committee structure.

The recognition of the CGS's role as sole GSHC shareholder and as Service Manager makes other avenues of reporting possible ie. annual GSHC shareholder's meeting, operational reviews. The Shareholder's Declaration and Operating Framework also incorporate a reporting structure for both program and funding requirements. In addition, GSHC board minutes are reviewed by Housing Services and circulated to Council for information. Currently, GSHC issues and anomalies are reported to Council through the General Manager, Economic Development and Planning Services. These can also be brought forward by the Councillors who serve on the GSHC board.

Option A

In this option, the GSHC would now report to the new Planning Committee.

This option is consistent with Council's earlier intent. The option would make Planning Committee responsible for reporting on GSHC issues to Council. It does not reflect the past practice and does not acknowledge the other avenues available for reporting. A structure for the reporting would have to be developed to determine the level and frequency of committee reporting ie. would it be in person or through the circulation of minutes.

Option B

In this option, the CGS would rely on its role as Shareholder and Service Manager along with the protocol established in the Shareholder's Declaration and Operating Framework as the key vehicles for keeping Council informed on GSHC activities. The General Manager, Economic Development and Planning Services would continue to bring forward GSHC issues/concerns as appropriate. The GSHC board minutes would continue to be circulated to Council for information purposes on a monthly basis. The Councillors who serve on the GSHC board are also available to bring forward matters and speak to issues impacting on the GSHC.

This option is most similar with the current practice. It recognizes the other mechanisms available to Council to deal with the GSHC issues ie. Shareholder's meeting, Council members on the board, Shareholder's Declaration and Operating Framework provisions, General Manager Economic Development and Planning Services issue identification. This option would create a reporting structure which most closely resembles that available to other housing providers. This option does not impose an additional responsibility on Planning Committee.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003				Report Date	August 7, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Contract 2003-53, Panache Lake Road Emergency Culvert Replacement

Policy Implication + Budget Impact

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

X	Background Attached

Recommendation

That the supply of the concrete box culvert for Contract 2003-53, Panache Lake Road Emergency Culvert Replacement be awarded to Boucher Precast Concrete Limited in the amount of $71,760.00 this being the lowest tender meeting all contact specifications.

That the installation of the concrete box culvert for Contract 2003-53, Panache Lake Road Emergency Culvert Replacement be awarded to Garson Pipe Contractors Limited in the tendered amount of $166,283.03, this being the lowest tender meeting all contract specifications.

	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

Report Prepared By	Division Review
Robert M. Falcioni, P. Eng., Operations Engineer.	Maurice Montpellier, C.E.T., Director of Operations.

This spring, we reported to Council that a large steel culvert across MR #10, Panache Lake Road, had failed. We have determined that a concrete box culvert is the best repair option, and have invited two quotations, one for the supply of the concrete culvert, and another for the installation.

Quotations for the supply of the box culvert for Contract 2003-53, Panache Lake Road Emergency Culvert Replacement were opened at Operations Division, Frobisher Depot, Monday, July 21, 2003, as follows:

BIDDER	TOTAL $ TENDERED AMOUNT		
	4200 x 3000 Concrete box	3600 x 3000 concrete box	3000 x 2100 twin concrete box
Boucher Precast Concrete Limited	**$71,760.00**	**$80,040.00**	**$110,400.00**
Rainbow Concrete Industries	$126,546.00	$104,328.00	$179,480.00
Con Cast Pipe	$168,376.06	$160,532.46	$120,507.21
Hanson Pipe & Products Canada Inc.	no bid	no bid	$142,717.12

All quotations have been reviewed and found to be in order.

The lowest quotation meeting all contract specifications was submitted by Boucher Precast Concrete Industries in the amount of $71,760.00 and is recommended for approval.

Tenders for the installation of the box culvert for Contract 2003-53, Panache Lake Road Emergency Culvert Replacement were opened at the Tender Opening Committee meeting at 2:30 p.m., local time, Wednesday, August 6, 2003, as follows:

BIDDER	TOTAL $ TENDERED AMOUNT
Garson Pipe Contractors Limited	166,283.03
R. M. Belanger Limited	171,240.66
Interpaving Limited	194,665.10
Nor Eng Construction & Engineering Inc.	197,736.00
Teranorth Construction & Engineering Limited	228,049.10

All tenders have been reviewed and found to be in order.

The lowest tender meeting all contract specifications was submitted by Garson Pipe Contractors Limited, in the tendered amount of $166,283.03 and is recommended for approval.

The Engineer's estimate for this tender is $145,000.00.

This is an unbudgeted repair, to be funded from the 2003 Roads Maintenance Budget.

Request for Decision
City Council

Greater | Grand Sudbury
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Type of Decision

Meeting Date	August 12, 2003					Report Date	August 6, 2003			
Decision Requested	X	Yes		No		Priority	X	High		Low
		Direction Only				Type of Meeting	X	Open		Closed

Report Title

Updating the Flat Rate Tipping Fees

Policy Implication + Budget Impact

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

Recommendation

That the General Manager of Public Works be authorized to proceed with the necessary requirements to update the flat rate tipping fee system.

	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

Title: Updating the Flat Rate Tipping Fees

Date: August 6, 2003

Report Prepared By	Division Review
C. Mathieu, Manager of Waste Management	

Staff is seeking approval to proceed to review and update the flat rate tipping fee system for landfill site users (i.e. establishing lower fees for vehicles with capacities less than one tonne).

A few new procedures under the Municipal Act, and regulations are required prior to passing a bylaw to impose/amend fees.

Staff would be required to review the fees and to ensure that notices are placed and that a public meeting is held to review the changes.

The public and Council will have an opportunity to review and comment on the changes prior to passing the bylaw.

This process will not include a review of residential landfill tipping fee exemption limits. Exemption limits will be discussed as part of the Waste Optimization Study.

Request for Decision
City Council

Greater | Grand Sudbury
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Type of Decision

Meeting Date	August 12, 2003				Report Date	August 6, 2003			
Decision Requested	X	Yes		No	Priority	X	High		Low
		Direction Only			Type of Meeting	X	Open		Closed

Report Title

Water and Gas Monitoring: Landfill Sites

Policy Implication + Budget Impact

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

X	Background Attached

Recommendation

That the General Manager of Public Works and the Clerk be authorized to execute an engineering agreement with Golder Associates to conduct work at the City's landfill sites in accordance with the recommendations of the 2002 Annual Monitoring Reports.

	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

171

Revised: January 8, 2003

Title: Water and Gas Monitoring: Landfill Sites

Date: August 6, 2003

Report Prepared By	Division Review
C. Mathieu, Manager of Waste Management	

In the 2002 Annual Monitoring reports for the City's waste disposal sites, Golder Associates identified a series of works and studies which the City should undertake to ensure that the sites continue to be in compliance with applicable regulations and requirements.

SITE	WORK/STUDY
Sudbury Landfill Site	• Install staff gauge at every surface water sampling location and survey these locations • Vegetative study
Nickel Centre Landfill Site	• Installation of two (2) additional monitoring well nests and borehole geophysic work
Onaping Falls Landfill Site	• no work required
Rayside-Balfour Landfill Site	• no work required
Valley East Landfill Site	• Installation of two (2) additional monitoring well nests and borehole geophysic work
Walden Landfill Site	• Installation of two (2) gas probes • Monitor gas levels at the passive gas vent locations

The estimated costs of these works/studies is $69,000 plus GST. Funding for this work is available from the 2003 Solid Waste Capital & Current Budget.

Staff is recommending that Golder Associates, the City's current monitoring contractor be appointed to complete the work.

Request for Decision
City Council

Greater | Grand Sudbury
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Type of Decision

Meeting Date	August 12, 2003				Report Date	August 5, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Small Municipal Water Systems

Policy Implication + Budget Impact

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

X	Background Attached

Recommendation

That City staff proceed with the necessary upgrading of municipally operated private water systems, with funding to be provided from the 2003 and 2004 Capital allocation for water.

	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

Title: Small Municipal Water Systems
Date: August 5, 2003

Report Prepared By	Division Review
D. Bélisle General Manager of Public Works	

The City of Greater Sudbury owns and operates twenty-one (21) small water systems in areas where municipal water is not available. These systems provide water from lakes or wells to facilities such as playgrounds, parks, welcome centres, and cemeteries. Some systems disinfect and filter the water, while others provide no treatment whatsoever. A list of all systems and descriptions of the various treatments provided can be found at the end of the enclosed attachment.

The Province of Ontario has introduced numerous water quality Regulations since Walkerton, many of which apply to small private or publicly owned water systems. The City retained the firm of Dennis Consultants to examine each individual water system, determine what upgrades are required at each location to satisfy the Regulations, and develop cost estimates to bring the systems into compliance. In addition, they were asked to decipher what the sampling and analysis protocols and frequencies would be at all facilities, as well as the requirements for records retention and reporting to the Ministry of the Environment and the public.

Their findings can be found in the attached report, which is comprised of excerpts from the full report. The total cost of upgrades is estimated at $318,000, plus any additional costs that may emanate from the required hydrogeological studies.

I suspect the ultimate costs will be in the order of $500,000, plus about $80,000 per year in operating costs for inspection, sampling, lab analysis, and repairs. Both the capital and operating costs are to be funded from the City's Water Budget, even though the City does not charge for water at any of these facilities.

The upgrades are required by July 2004, so we will begin work this year. For Council's information, City staff have been sampling all locations since the Regulations were announced, even though this was not legally required until July 2004. It so happens that two locations, Kalmo Beach and Meatbird Lake Park yielded bad results this summer, and we have immediately installed disinfection and filtration equipment which cleared up the problems. While these quick fixes eliminated the bacteria contamination, these two systems still require substantial upgrading to comply with the Regulations.

The 2003 Capital Budget for water provided an allocation of $1,400,000 for upgrading municipal water systems to comply with the new Safe Drinking Water Act. A similar allocation will be proposed in 2004.

Attachment.

Greater Grand Sudbury

Small Water Systems Compliance Review

FOR

City of Greater Sudbury

Final Report Revised
July 2003

DENNIS CONSULTANTS
CIVIL ENGINEERS
a division of R.V. Anderson Associates Limited

SMALL WATER SYSTEMS COMPLIANCE

FINAL REPORT
(Revised)

Prepared for:

City of Greater Sudbury
Box 5000, Station A,
Sudbury, Ontario
P3A 5P3

"This report was prepared by Dennis Consultants a division of R. V. Anderson Associates Limited for the account of the City of Greater Sudbury. The material in it reflects our best judgment in light of the information available to it at the time of preparation. Any use which a third party makes of this report, or any reliance on or decisions to be made based on it, are the responsibility of such third parties. We accept no responsibility for damages, if any, suffered by any third party as a result of decisions made or actions based on this report."

DENNIS CONSULTANTS
CIVIL ENGINEERS
a division of R.V. Anderson Associates Limited

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DC 5911
July 18, 2003

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APPENDICES
Table 2.0

1.0 INTRODUCTION

1.1 General

The City of Greater Sudbury has recently adopted a number of private water systems serving a variety of community facilities. These facilities are owned and/or operated by the Municipality and may be subject to current Provincial Regulations. The City wishes to inventory the noted facilities, so as to obtain a better understanding of their obligations under the regulations, understand the condition of the current systems and upgrading requirements, if any, to achieve compliance.

A proposal, prepared by Dennis Consultants, was provided to the City of Greater Sudbury on November 19, 2002 to provide for a review and reporting on the various systems.

The phase 1, scope of work outlined in the proposal included the following:

- A field review and inventory of the water systems to determine which regulation the systems falls under;
- Provide recommendations and cost estimates on future upgrades that may be required to achieve compliance;
- Provide a full description of the facility, well location, site plan and wellhead description;
- Provide a description of the existing treatment facility (if any); and
- Provide recommendations for initial compliance and ongoing compliance.

Phase 1 of above proposal was accepted by the City and direction to proceed with the described work was issued on November 21, 2002.

As identified in our Final Report, dated March 28, 2003, the Provincial Government was in the process of revising O.Reg. 505/01 and O.Reg 459/00 governing drinking water in Ontario.

The proposed "Drinking Water Protection Regulation" was introduced to combine the requirements of existing regulations. The Final Report was written to include comments based on these proposed regulations with the intention of providing the City with some idea of the future requirements that may affect the facilities reviewed.

As of May 2, 2003, Ontario Regulation 170/03, "Drinking Water Systems" was released, replacing the proposed "Drinking Water Protection Regulation". O.Reg 170/03 became effective June 1, 2003. This Final Report has been updated at the request of the City, to reflect the requirements of the recently released regulations, in accordance with the described work program for Phase 1, and is intended to replace the Final Report dated March 28, 2003.

1.2 Applicable Regulations

The twenty-two (22) facilities and their water systems were reviewed for compliance with Ontario Regulations 170/03, "Drinking Water Systems", amendments and parallel regulations such as O.Reg 171/03, O.Reg 172/03 and O.Reg 173/03 governing drinking water.

In addition to the above, the facilities were reviewed for compliance with Section 34 and 52 of the Ontario Water Resources Act (OWRA), which requires a system capable of providing water at a rate greater than 50,000 litres per day to obtain Approval to operate the facility and a Permit To Take Water (PTTW).

2.0 COMPLIANCE WITH THE REGULATIONS

2.1 Ontario Regulation 170/03

Ontario Regulation 170/03 "Drinking Water Systems" and subsequent amendments governing the supply of drinking water in Ontario became effective on June 1, 2003. This regulation made under the Safe Drinking Water Act combines the requirements of O.Reg 459/00 and O.Reg 505/01 while making numerous changes to how water supply and treatment is governed in Ontario.

The regulation has established eight (8) classifications for water systems under which the water works and facilities are to be categorized, and includes various schedules for treatment, operating, testing, reporting and engineering evaluations, that pertain to the classifications.

The twenty-two (22) City facilities reviewed were found to have a number of applications. Twelve (12) of the facilities are used to provide services to the public and consist of ski hills, community centres, playgrounds and tourist information centers. Five (5) are municipal buildings such as maintenance departments and fire stations, two (2) are used for irrigation at cemeteries, and one (1), Old Skead Road Storage Building, has been abandoned.

The remaining two (2) facilities, Camp Sudacca and Camp Wassakwa are operated, in our opinion, as children's day camps during the summer months and are reported to remain in use in the off-season.

From our interpretation of the Regulation, numerous discussions with the MOE regarding clarification of the requirements of the Regulation and our review of each facility we have classified fourteen (14) of the facilities as one of the following:

i) *"Small Municipal Non-Residential Systems"* has been defined as: a "municipal drinking-water system that does not serve a major residential development, is not capable of supplying drinking water at a rare of more than 2.9 litres per second (250,000 L/d) and serves a designated facility or public facility"; or

ii) *"Small Non-Municipal Non-Residential System"* has been defined as: a "non-municipal drinking-water system that is not capable of supplying drinking water at a rate of more than 2.9 litres per second (250,000 L/d) serves a designated facility or public facility and does not serve";

a) a major residential development,
b) a campground or trailer park that has more than five service connections.

The Safe Drinking Water Act defines a "municipal drinking water system" as a drinking water system or part of a drinking water system, that is:

a) owned by a municipality or by a municipal service board established under Section 195 of the Municipal Act, 2001;
b) owned by a corporation established under Section 203 of the Municipal Act, 2001;
c) from which a municipality obtains or will obtain water under the terms of a contract between the municipality and the owner of the system; or
d) or that is in a prescribed class (reseau municipal d'eau potable).

Based on our interpretation of this definition we have assumed the facilities would be classified as ***" Small Municipal – Non Residential (SMNR) Systems".***

It is worth noting that *"Small Non-Municipal Non-Residential Systems"* are considered regulated facilities under the regulation and the minimum level of treatment and compliance requirements are similar to those for *"Small Municipal Non-Residential Systems".*

Under the *"Small Municipal – Non Residential Systems"* classification, the facilities can be categorized as either ***"Designated Facilities"*** or ***"Public Facilities"***.

Designated Facilities have been defined under O.Reg. 170/03 to include such facilities as children's day camps, delivery agent care facility, a health care facility, a school, social care facility or university.

Furthermore, Children's Day Camp has been defined as: "a recreational camp, which only admits children under the age of 18 as campers which is a Class "A" camp or a Class "B" camp with in the meaning of the Regulation 568".

Regulation 568, specifies clear uses for the class of camp and considers the type of structure that is established as living quarters at the facility, the duration of occupancy and number of persons.

Based on our conversations with the City regarding Camp Sudacca and Camp Wasakawa, we understand that these facilities have multiple uses. The camps are used for day programs and also rented out to social groups. We also understand that the facilities may in the future endeavor to facilitate recreational programs that may include stay-over durations of 5 or more consecutive days for 10 or more people. On this basis we suggest that the City classify these facilities as ***"Designated Facilities"*** at this time.

Public Facilities are defined under O.Reg. 170/03 as follows:

a) food premises, as defined in the *Health Protection and Promotion Act;*
b) a place that provides overnight accommodation to the traveling public;
c) a trailer park or campground – 249/03;
d) a marina;
e) a church, mosque, synagogue, temple or other place of worship;
f) a recreational camp;
g) a recreational or athletic facility;
h) a place, other than a private residence, where a service club or fraternal organization meets on a regular basis; or
i) ***any place where the general public has access to a washroom, drinking water fountain or shower***,

Public facilities constitute twelve (12) of the City's facilities classified as "*Small Municipal Non-Residential Systems".*

Facilities such as fire stations, maintenance depots and cemeteries are not included or regulated under the current O.Reg. 170/03, however, they remain under the jurisdiction of the Ontario Water Resources Act and will be discussed in Section 2.2 of this report.

2.2 Ontario Water Resources Act

The Ontario Water Resources Act (OWRA) 1990, prior to the development of the Safe Drinking Water Act, provided the vehicle for which government issued Approvals and Permits to Take Water for water systems in Ontario.

Section 34 of the OWRA, refers to the "Taking of Water" and stipulates that water works drawing more than 50,000 L/d, by means of well, or wells, inlet or inlets from surface water or a structure or any combination of the above be required to obtain a permit issued by the Director.

Section 52 of the OWRA, stipulated that "no person shall establish, alter, extend, or replace new or existing water works except under and in accordance with an Approval governed by the Director".

Section 52 applies to systems / water works providing water for human consumption, in excess of 50,000 L/d rated capacity, used for facilities other than private residences. Specifically the exemptions for Section 52 are as follows:

a) a water works to be used only for supplying of water, for agricultural, commercial or industrial purposes, that is not required under any Act or regulation to be fit for human consumption;
b) a water works not capable of supplying water at a rate greater than 50,000 litres per day;
c) a privately-owned water works to be used to supply water only for five or fewer private residences; and

d) such water works as may be exempted therefrom by regulations made under this Act. R.S.O. 1990, c. O.40,s.52.

It is our understanding, based on discussion with MOE, that facilities not addressed in O.Reg. 170/03 may still be governed by the requirements of the OWRA, depending on the type of use.

Based on these requirements, the maintenance depot and fire stations would be required to obtain a Permit To Take Water (PTTW) and Approval under Section 52. Cemeteries using water for irrigation only, would require a PTTW if the rated capacity is equal to or exceeds 50,000 L/d

Furthermore facilities governed by O.Reg. 170/03, are still required to obtain a PTTW under the OWRA where the rated capacity is in excess of 50,000 L/d.

At this time we are uncertain as to the requirements to provide treatment, operate and sample facilities requiring Approval under the OWRA. From our discussion with MOE, it is believed that the Approvals will revert back to the old C of A format, and list only the equipment and treatment system, if any, at the facility. However, there is some uncertainty regarding how Approval, for both OWRA and O.Reg. 170/03 systems will develop.

2.3 Requirements of O.Reg. 170/03

O.Reg. 170/03 contains twenty-four (24) schedules, which are applicable to the various classifications. The schedules contain specific information as to how the facility is to be operated, monitored, minimum treatment requirements, operational checks, reporting, sampling etc. Part 4 of the Regulation summarizes the applicable schedules for each class of system. The following excerpt from the Table of Schedules summarizes the Schedule Applicable to "Small Municipal – Non Residential Systems".

Item	Drinking Water Systems	Applicable Schedules				
		Treatment	Operational Checks, Sampling and Testing	Adverse Test Results and other Problems	Reports	Chemical Testing Parameters
4.	Small Municipal - Non Residential Systems	2,3,5	6,9,12,14	16,18,19	21	23,24

Generally speaking, the schedules can be categorized into General Requirements, and Operating and Treatment Requirements. Typically these will include:

General Requirements

- Inspections be done (and recorded) by a trained person;
- Regular sampling for water quality;
- Use an accredited laboratory for water analysis;
- Notification procedures in the event of adverse water quality (MOE,MOH, Medical Officer of Health);
- In the event of adverse water quality take corrective action to protect the users of the water. Post warning notices if required;
- Make information available to water users (i.e. lab results and annual reports);
- Annual reporting on the water works and water quality and document retention;
- Notify the interested Authority (Ministry of Health) of adverse water quality events and of non-compliance.

Operating and Minimum Level of Treatment

- Provide the required level of treatment for the class of system (i.e. disinfection for a groundwater source, disinfection and filtration for a surface water source);

- Wells are to be constructed and maintained to prevent entry of surface water and foreign material;
- Ensure that water treatment equipment is operated in compliance with Regulations, specifically Schedule 2;
- Ensure that water treatment equipment is operated in compliance with Schedule 6, 8, and 9;
- Water treatment equipment be properly maintained;
- Flush all systems after periods of non-use, such as weekends or extended shutdowns;
- Adequate supply of chemicals and other supplies be available and be properly labeled, kept near equipment but separate from other supplies that are not for the water system;
- Replacement parts be kept nearby; and
- Facilities shall be operated and tested by a trained person. A ***trained person*** is defined as a certified operator or, a person who in the preceding months successfully completed a course approved by the Director that relates to the operation and routine maintenance of drinking water systems. For a SMNR classification, adjustments to the water treatment system including operational checks and sampling are to be carried out only by a "trained person". A transition period has been provided in the regulations that deem a trained person to be any person until equipment required for compliance with the treatment requirements is in operation.

For specific details regarding the above requirements, reference to the Regulation should be made.

2.3.1 Treatment Requirements

Schedules 2, 3 and 5 deal specifically with the requirements to provide a minimum level of treatment based on the class of facility and are summarized as follows:

- Systems using ground water not under the influence of surface water require primary disinfection consisting of chlorination or UV disinfection.

- Facilities with a distribution system must provide a chlorine residual throughout the distribution system or point of entry treatment.

- Systems using surface water or ground water under the influence of surface water require filtration plus primary disinfection.

The minimum treatment requirements for each facility are listed in Section 3.0 and summarized in Table 3.0.

2.3.2 Operating and Monitoring Requirements

Operational Checks, Monitoring Requirements and Sampling and Testing Requirements listed in O.Reg 170/03 Schedule 6, 9, 12, and 14, and applicable to the SMNR classification are summarized as follows:

➢ **Schedule 6 – Operational Checks, Sampling and Testing-General**

Schedule 6 stipulates the general requirements for the SMNR classifications. Requirements such as form of sampling, location, specifics regarding continuous monitoring and frequencies are listed as well as sample handling and units of measurement for testing and laboratory testing.

Of interest in this Schedule are the requirements for recording sample information, for both grab samples and continuous monitoring system.

Continuous monitoring is required for turbidity on surface water systems, chlorine residual for systems using chlorine, and UV performance. Water works using continuous monitoring must have the capability or it is "strongly recommended", that the capability be provided, to record monitoring data and alarm continuous analyzers.

Parameters such as; chlorine residual are to be tested and recorded every 5 minutes, turbidity tested and recorded every 15 minutes, and UV monitored and alarmed in the event of a power failure, equipment malfunction or inappropriate level of disinfection.

It is our understanding that this data along with sampling results, records, or reporting related to a test required under the Schedules 6 to 12 is required are be kept for fifteen (15) years in accordance with Schedule 13 of O.Reg. 170/03.

- **Schedule 9 - Operational Checks**

1. Equipment maintenance shall be carried out in accordance with the recommendation of the Engineer's Evaluation and/or the Maintenance Schedule or in accordance with the manufacturers instructions, and are to be complied with by a "trained person".

   In lieu of the above, water systems that use chlorination / chloramination, are to be checked weekly.

   If no chlorination / chloramination is used, operational checks are required to be performed every three (3) months by a trained person to confirm proper functioning of the equipment.

2. Chlorine Residual

   For systems using chlorine as a primary disinfectant, a water sample should be taken daily and tested for free chlorine residual.

3. Turbidity

   Drinking water systems obtaining raw water from surface water require daily sampling for turbidity until the equipment required for compliance commences operation, at which time continuous monitoring is required.

Exceptions – testing for Designated/Potable Facilities is only required on days in which the facilities are open.

➢ **Schedule 12 - Microbiological Sampling and Testing**

1. Distribution Samples

- If chlorination / chloramination is provided, bi-weekly sampling is required for:
  - Total Coliforms
  - Escherichia coli (E. coli)
  - Heterotrophic Plate Count

- If chlorination / chloramination is not provided, weekly sampling is required for:
  - Total Coliforms
  - Escherichia coli (E. coli)
  - Heterotrophic Plate Count

2. Raw Water Samples

Raw water samples shall be taken monthly before treatment is applied. For a raw water supply that is ground water, a sample shall be taken from each well.

- Samples shall be tested for:
  - Total Coliforms
  - Escherichia coli (E. coli)

➢ **Schedule 14 - Chemical Sampling and Testing**

Chemical sampling shall consist of the following at the frequencies noted:

- Inorganics /organics every 60 months

- Lead every 60 months
- Trihalomethanes every 3 months
- Nitrate / Nitrite every 3 months
- Sodium every 60 months
- Fluoride (if not used as treatment) every 60 months

Assuming no prior sampling for the above has been performed, the "first test" for the facilities discussed in this report is required to be performed by June 1, 2004, or within 12 months of the issuance of O.Reg. 170/03.

Refer to Table 3.0 for the specific deadlines for meeting these minimum treatment requirements and water quality testing at each facility.

2.3.3 Written Notice & Engineers Report

- If the water works commenced operation before June 2003, and does not meet the minimum treatment and equipment requirements outlined in the Regulation, the owner must submit a written notice declaring the current non-compliance, and planned actions to meet minimum treatment requirements or the Owner's intention to apply for relief of exemption. The submission deadline for the written notice is July 1, 2004.

- Schedule 21 - Engineer's Evaluation requires an evaluation of the system be submitted to MOE, stating that the water treatment equipment now complies with the requirements of O.Reg. 170/03. The submission deadline for an Engineer's Evaluation is within 30 days of the compliance deadline. For designated facilities the deadline is July 31, 2004, for Public Facilities on ground water, January 31, 2007, and for public facilities on surface water, July 31, 2005.

4.0 UPGRADING REQUIREMENTS/ALTERNATIVES

Based on the regulations, a general list of required work and upgrades has been provided for each facility and summarized in Table 3.0. In each case the need for water quality analysis has been identified. This is necessary to classify the raw water, substantiate the recommended upgrades and identify any water quality concerns.

A hydrogeological study is also identified for some of the facilities. This is due to the proximity of the septic systems to the water supply and the vulnerability of the water supplies to surface water contamination.

Where the capacity of the specific facility is greater than 50,000l/day, a Permit to Take Water is required and if applicable, Approval under the OWRA.

The required upgrades listed for each system are ***a minimum only***, and assume favourable water quality. Only after the water quality analysis and hydrogeological studies are done, can a complete upgrade list be provided.

The option of posting "warning notices" in lieu of performing upgrades as described in the proposed version of the Regulation has been removed for facilities governed by O.Reg 170/03.

Under O.Reg 170/03 posting of warning notices is only permitted in the event that adverse water quality is encountered or sampling and analysis is not completed in accordance with the Reg. Notices are required until such time as the corrective action is taken. The Regulation assumes that the system is capable of providing the minimum level of treatment stipulated.

Facilities not governed by the Regulation would be required to comply with any Act or Regulation that governs the supply of potable water to users of the systems.

Acts or Regulations that may apply in this case are the Ontario Building Code (OBC) and the regulations governing public health. The OBC permits the use of non-potable water for flushing of water closets and urinals but states in Section 7.7.3.2, "an outlet from a

non-potable system shall not be located where it can be discharged into, a sink or lavatory, or fixture into which an outlet from potable water is discharged or a fixture that is used for the preparation, handling or dispensing of food..." .

The local Health Department has a somewhat different opinion, and will accept non-potable water at sinks and lavatories for sanitation purposes, washing of hands, etc, as long as the fixture is posted.

Based on the requirements of the OBC, facilities such as fire stations and maintenance departments will require potable water. We suggest the City consider upgrading these facilities to provide treatment and operate using the O.Reg. 170/03 as a guide. Water used at the cemeteries for irrigation purposes should be posted, however we have not been able to verify that this is acceptable under the Regulations.

We understand that the City is currently discussing the requirements of the OBC with their Building Services Group and have requested an interpretation on this issue.

4.1 Engineers Report

The purpose of the Engineers Report is to notify the Owner and inform them of the status of compliance with minimum treatment and equipment requirements, certify that minimum treatment requirements listed in Schedule 2 are being complied with and certify that all equipment is provided to ensure compliance with the sampling and operational checks required as listed in Schedules 6, 8 and 9.

The Owner in turn is required to inform the Director and interested authorities, if a designated facility, and describe any changes that have occurred with respect to the information provided in the Notice. Child day camps are exempt from this requirement.

Typically the Engineers evaluation is required to be completed 30 days after the facility commences operation or the alteration is complete. Based on our classification of the two (2) Child Day Camps, an Engineers Evaluation is required for these facilities by July 31, 2004.

The remaining twelve (12) regulated water sites are separated into groundwater and surfacewater facilities. Groundwater facilities are required to submit an Engineers Evaluation by January 31, 2007 and surface water facilities by July 31, 2005.

4.2 Estimated Costs

Estimated costs have been provided to upgrade each facility in accordance with the minimum requirements of O.Reg. 170/03.

Upgrading costs have also been provided for facilities not regulated by O.Reg. 170/03. For these facilities the requirements of O.Reg. were used as a guide to determine the upgrades and the associated cost.

The costs provided are an "order of magnitude" estimate of the required upgrading work based on the assumption of favourable water quality analysis and hydrogeological study.

The costs include materials and labour to install and supply the recommended upgrades, including a 15% contingency allowance, water quality analysis, hydrogeological study if necessary and completion of an Engineers Report. Construction of new wells is based on a depth of 50 m, complete with steel casing and new well pump.

ESTIMATED COST OF TESTING AND ADDITIONAL STUDIES	$ 61,500.00
ESTIMATED COST TO UPGRADE FACILITYS	$256,600.00
TOTAL ESTIMATED COST OF UPGRADES	**$ 318,100.00**

Alternative cost options, engineering design costs, and G.S.T. have not been included.

The City may wish to revise the estimated cost based on decisions to maintain, upgrade and/or abandon individual facilities in accordance with the alternatives provided.

5.0 RECOMMENDATIONS

We recommend the City proceed with the following work:

- Operate / test / monitor in accordance with the requirements of O.Reg 170/03. For those facilities not governed by the Regulation, we suggest the City use the Regulation as a guide to operate the facility.

- Give notice to the Director and advise as to the direction the City intends on proceeding. (i.e. Comply with Reg, apply for relief, pos, etc).

- Conduct water quality testing and hydrogeological work where applicable to categorize the raw water and determine if the facility is under the influence of surface water.

- Building plumbing systems should be reviewed to ensure compliance with the latest building (plumbing) code requirements with respect to the backflow prevention and cross connections.

- Develop new water supplies where required.

- Design and implementation of treatment systems in accordance with the raw water characterization and minimum treatment required.

- Apply for Permit to Take Water and OWRA approval where requirements of O.Reg. 170/03.

- Post irrigation systems at cemeteries.

- Complete an Engineer's Evaluation of the system.

6.0 CLOSURE

We trust that this report meets your current needs. Should you require further information, please do not hesitate to contact the undersigned.

Yours truly,

DENNIS CONSULTANTS, a division of R.V. Anderson Associates Limited.

Shawn N. Scott, P.Eng
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Armand A. Therrien, CET
Regional Manager

7.0 REFERENCES

O. Regulation 170/03 Drinking Water Systems Regulation made under the Safe Drinking Water Act, 2003.

Terms of Reference, Hydrogeotlogical study to Examine Groundwater Sources Potentially Under Direct Influence of Surface Water, October 2001.

Ontario Regulation 903, Regulation Made under the Ontario Water Resources Act, 1990, Wells.

Ontario Regulation 435/93, Regulation Made Under the Ontario Water Resources Act, 1993, Water Works and Sewage Works.

Ontario Building Code, 1997, Part 7, Plumbing Section 7.6 Potable Water Systems, Section 7.7 Non-Potable Water.

Proposed New Drinking Water Protection Regulation – Drinking Water Systems under the Safe Drinking Water Act January 2003, for Discussion Purposes only.

Ontario Regulation 568, Health Protection and Promotion Act, R.R.O. 1990, Recreational Camps

Day Nurseries Act, R.S.O. 1990

July 18, 2003 TABLE 3.0 - REVISED SUMMARY OF THE SMALL WATER SYSTEMS
CITY OF GREATER SUDBURY

	FACILITY	Reg. 170/03 System Classification	Water Source	Treatment Description	Approx.Rated Pump Capacity L/hr (L/day)	Usage	Supply Volume L/day (Less than 250,000 L/Day)	Notice to Comply or Apply for Relief (Deadline) 170/03 & Amendments Drinking Water Systems	Minimum Required / Recommended Plant Upgrades	Cost of Additional Studies Reports	Cost to Upgrade Facility (Estimate)	Total Estimated Cost
1	Camp Sudacca	Small Municipal Non-Residential ***"Designated Facility - Child Day Camp"***	Ramsey Lake (surface water)	UV Disinfection @ Lake. UV Disinfection and water filter @ camp.	1885 (45240)	Occasional use, assumed 12hrs/day Operation -Potable water	22620	July 1/2004	-Install Filtration. -Replace UV - Install turbidity & chlorine residual analyzer and data recorder	$3,500.	$33,500.	$37,000.
2	Camp Wassakwa – Log Cabin & Multi-purpose Bldg.	Small Municipal Non-Residential ***"Designated Facility - Child Day Camp"***	Bass Lake (surface water)	UV Disinfection and Standard Water Filter	1136 (27264)	Occasional use, assumed 12hrs/day Operation. -Potable water	13632	July 1/2004	-Install Filtration. -Replace UV - Install turbidity analyzer & data recorder	$3,500.	$22,000.	$25,500.
3	Capreol Ski Chalet & Canteen	Small Municipal Non-Residential ***"Public Facility"***	Drilled Well (GUDI)	None	2687 (64488)	Occasional use, assumed 12hrs/day Operation -Potable water	32244	July 1/2004	-Extend Well Casing. -Install UV - Install data recorder	$5,500.	$12,000.	$17,500.
4	Den Lou Playground/ Walden West Branch Library	Small Municipal Non-Residential ***"Public Facility"***	Dug Well (GUDI)	Standard Water Filter on Kitchen Sink.	2195 (52680)	Occasional use, assumed 12hrs/day Operation. -Potable water	26340	July 1/2004	-New Drilled Well -Install UV - Install data recorder	$3,500.	$26,200.	$29,700.
5	Ella Lake Park	Small Municipal Non-Residential ***"Public Facility"***	Drilled Well – 300' (Ground water)	Standard Water Filter on some Hose Bibs	1340 (32160)	Occasional use, assumed 12hrs/day Operation. -Potable water	16080	July 1/2004	-Extend Well Casing. -Install UV - Install data recorder	$3,500.	$13,500.	$17,000.
6	Fielding Memorial Park	Small Municipal Non-Residential ***"Public Facility"***	Drilled Well – 225' (Ground Water)	UV Disinfection water softener /filter and Pre-chlorination	1911 (45864)	Occasional use, assumed 12hrs/day Operation. -Potable water.	22932	July 1/2004	Replace UV - Install chlorine residual analyzer - Install data recorder	$3,500.	$14,700.	$18,200.
7	Kalmo Beach Changehouse & Washrooms	Small Municipal Non-Residential ***"Public Facility"***	Whitson Lake (surface water)	None	3179 (76296)	Occasional use, assumed 12hrs/day Operation. -Potable water	38148	July 1/2004	- Install Filtration - Install UV - Install turbidity analyzer - Install data recorder	$3,500.	$21,500.	$25,000.

July 18, 2003 TABLE 3.0 - REVISED SUMMARY OF THE SMALL WATER SYSTEMS
CITY OF GREATER SUDBURY

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8	Long Lake Playground	Small Municipal Non-Residential ***"Public Facility"***	Long Lake (surface water)	UV Disinfection and Water Softener/filter	Unknown	Occasional use, assumed 12hrs/day Operation. -Potable water	Unknown	July 1/2004	Install filtration - Replace UV - Install turbidity analyzer - Install data recorder	$3,500.	$21,300.	$24,800.
9	McFarlane Lake Playground	Small Municipal Non-Residential ***"Public Facility"***	Drilled Well – Shared well with Old School. (GUDI)	Water Filter	2914 (69936)	Occasional use, assumed 12hrs/day operation. -Potable water	34968	July 1/2004	- Install UV - Install data recorder	$5,500.	$13,600.	$19,100.
10	Meatbird Lake Park	Small Municipal Non-Residential ***"Public Facility"***	Meatbird Lake (surface water)	Standard Water filter and UV Disinfection	2180 (52320)	Occasional use, assumed 12hrs/day operation. -Potable water	26160	July 1/2004	- Connect to municipal supply See Note 4 .	$3,500.	$9,500.	$13,000.
11	Old Skead Road Storage Building	N/A	Building has been Abandoned	Building Has been Abandoned							$2,000.	$2,000.
12	Maple Crest Cemetery Bldg.	N/A	Drilled Well Depth Unknown (Ground water)	None	3179 (76296)	Occasional use, assumed 12hrs/day operation. -Irrigation	38148	N/A	- Posting	$0.00	$100.	$100.
13	St. Jacques Cemetery.	N/A	Well point	None	Unknown	Occasional use, assumed 12hrs/day operation. -Irrigation	Unknown	N/A	- Posting	$0.00	$100.	$100.
14	Valley East Cemetery	N/A	Drilled Well – 260', (Ground water) and Well Point (GUDI)	None None	2006 (48144)	Occasional use, assumed 12hrs/day operation. -Potable water -Irrigation	24072	N/A	-Extend Well Casing. - Install UV	$0.00	$4,600.	$4,600.
15	Skead Fire Station	N/A	Drilled Well – 100' (Ground water) (GUDI)	None	2195 (52680)	Occasional use, assumed 12hrs/day operation. -Potable water	26340	N/A	-Extend Well Casing. - Install UV	$2,000.	$4,600.	$6,600.
16	Beaver Lake Fire Station	N/A	Drilled Well – 175', Shared with Welcome Centre (Ground water) (GUDI)	Water Filter and Water Softener	2195 (52680)	Occasional use, assumed 12 hrs Day Operation. -Potable water	26340	N/A	-See Note 5 -Extend Well Casing. - Install UV	$2,000.	$6,000.	$8,000.

July 18, 2003 TABLE 3.0 - REVISED SUMMARY OF THE SMALL WATER SYSTEMS
CITY OF GREATER SUDBURY

	FACILITY	Reg. 170/03 System Classification	Water Source	Treatment Description	Approx.Rated Pump Capacity L/hr (L/day)	Usage	Supply Volume L/day (Less than 250,000 L/Day)	Notice to Comply or Apply for Relief (Deadline) 170/03 & Amendments Drinking Water Systems	Minimum Required / Recommended Plant Upgrades	Cost of Additional Studies Reports	Cost to Upgrade Facility (Estimate)	Total Estimated Cost
17	Red Deer Lake Fire Station	N/A	Dug Well Concrete well tile.	Standard Water Filter	1135 (27240)	Occasional use, assumed 12hrs/day Operation. -Potable water	13620	N/A	-New Drilled Well - Install UV	$0.00	$17,000.	$17,000.
18	Skead Public Works Department Patrol Yard	N/A	Dug Well -Concrete well Tile. (GUDI)	None	2566 (61584)	Occasional use, assumed 12hrs/day Operation. -Potable water	30792	N/A	- Install UV	$2,000.	$3,000.	$5,000.
19	Welcome Centre A.Y. Jackson Lookout	Small Municipal Non-Residential ***"Public Facility"***	Drilled Well – 200' (Ground water) (GUDI)	Water Filter	1627 (39048)	Occasional use, assumed 12hrs/day Operation - Potable water	19524	July 1/2004	- Extend well casing - Install UV - Install data recorder	$5,500.	$12,000.	$17,500.
20	Welcome Centre Highway 69	Small Municipal Non-Residential ***"Public Facility"***	Drilled Well Depth unknown (Ground Water) (GUDI)	Permanent Sediment Filter, Water filter and UV Disinfection	1911 (45864)	Occasional use, assumed 12hrs/day Operation. -Potable water	22932	July 1/2004	-Extend Well Casing. - Replace UV	$5,500.	$5,800.	$11,300.
21	Welcome Centre Beaver Lake	Small Municipal Non-Residential ***"Public Facility"***	Drilled Well – 175', Shared With Beaver Fire Station (Ground Water) (GUDI)	None	2195 (52680)	Occasional use, assumed 12hrs/day Operation. -Potable water	26340	July 1/2004	See Note 5 -Extend Well Casing. -Install UV at both facilities - Install data recorder	$5,500.	$13,600.	$19,100.

NOTES:

1. Operating / testing and inspection frequencies are based on the current system and are subject to change upon completion of the upgrading requirements.
2. Recommend, as a minimum, City install UV and perform testing in accordance with Reg.170/03.
3. Fielding Park: City staff has noted that the water quality aesthetically has an odour and taste issue. The City may wish to conduct a GUDI study to access the well.
4. The approved testing/operating/reporting requirements in addition to the requirements to prepare an engineer's evaluation would no longer apply if connected to municipal water.
5. Upgrades to the well should be performed to secure the water service for the Welcome Centre.

Request for Decision
City Council

Greater | Grand Sudbury
www.city.greatersudbury.on.ca

Type of Decision

Meeting Date	August 12, 2003					Report Date	August 6, 2003			
Decision Requested	x	Yes		No		Priority	x	High		Low
		Direction Only				Type of Meeting	x	Open		Closed

Report Title

Flour Mill Business Improvement Area, Request to Paint Murals

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

X	Background Attached

Recommendation

That the City permit the painting of murals on the Leslie Street bridge abutments by the Flour Mill Business Improvement Area.

	Recommendation Continued

Recommended by the General Manager

D. Bélisle
General Manager of Public Works

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
D. Bélisle General Manager of Public Works	

We have received the enclosed request from the Co-ordinator of the Flour Mill Business Improvement Area. City staff have no objection to having murals painted on the abutments of the Leslie Street bridge. In the past, Council has approved similar requests from Myths and Mirrors and the Carrefour Francophone.

Attachment

Flour Mill Business Improvement Area
430 Notre Dame Ave. Suite 208
Sudbury, ON P3C 5K7

August 1, 2003

Mr. Don Bélisle, General Manger of Public Works
City of Greater Sudbury
PO Box 5000 Stn. A
200 Brady St.
Sudbury, ON P3A 5P3

Re: Leslie Street Bridge, Junction Creek Cleanup

Dear Mr. Bélisle

The Flour Mill Business Improvement Area (BIA) in conjunction with the Junction Creek Stewardship Committee and YMCA Employment & Career Services partnered to clean-up Junction Creek from the Leslie St. Bridge to Burger King on Notre Dame Avenue. The cleanup began on July 28 and wrapped up on August 1, 2003. Approximately 200 volunteer hours were dedicated to the cleanup.

As part of this cleanup, the Operations Division provided us with paint to cover-up the initial graffiti that was visible along the Trans-Canada Walking Trail. It is our intent to paint a mural on these walls that would reflect the Flour Mill community and Junction Creek restoration. We also would like to convert the walls opposite the murals into safe-walls where youth can freely and safely express themselves through self-censored artwork. Twice per year this safe-wall will also be covered up to provide the artist with a fresh canvass.

Beautification is one of the many responsibilities of the Flour Mill BIA. Our beautification initiatives this year have included hiring a grounds crew through the YMCA Employment & Career Services Community Placement Program, Adopt-a-Road Program and the restoration of the decorative lampposts in partnership with Greater Sudbury Hydro. Our youth have played an important role in helping us with these beautification initiatives, and will continue to play an important role in feature beautification activities.

We are partnering with "Myths and Mirrors" to assist us in developing this mural project and are kindly seeking concurrence from council. I will be meeting with Lori McGauley August 5th for plenary discussions. This mural project will be a definite addition to the beautification of the Flour Mill and will reflect our community along the walking trail. This project also compliments the "Cleanup Greater Sudbury" initiative and will make the area more inviting and aesthetically pleasing.

Again, we kindly seek concurrence from council and thank you and your staff for your continued support. I am available to make a presentation to council if required. The work that has already been done in the area is very noticeable. The response from community and business leaders, residents, media, and community partners has been fantastic. Should you have any comments or questions please call me at 671-6777.

Sincerely,

Derek Young, Coordinator
Flour Mill Business Improvement Area

cc: Mr. Dave Courtemanche

Greater Grand Sudbury

August 6, 2003

Your Worship Mayor Jim Gordon
and Members of Council

Dear Sirs:

City of Greater Sudbury
Ville du Grand Sudbury

3047 ELM STREET
VAL CARON ON P3N 1E8

3047 RUE ELM
VAL CARON ON P3N 1E8

705.897.6080
705.897.6785 fax/télécopieur

PO BOX 5000 STN A
200 BRADY STREET
SUDBURY ON P3A 5P3

CP 5000 SUCC A
200 RUE BRADY
SUDBURY ON P3A 5P3

705.671.2489
705.671.8118 Clerk's Fax /
Greffier Municipal
louise.portelance@city.greatersudbury.on.ca

www.
city.greatersudbury
.on.ca

RE: Request for Support for the Installation of Signalized Railway Crossings ("Wig-Wags") at Mile 263.18 of CN Rail`s Bala Subdivision at Maley Drive

Attached is a copy of correspondence received from Maureen Duhaime dated August 5th, 2003, directed to Transport Canada, which I believe was copied to all Members of Council.

In her correspondence, Mrs. Duhaime tells us of the tragic and untimely death of her son and the circumstances surrounding his death at the railway crossing at Maley Drive. She also attempts to educate the readers about the excessive speed at which trains are allowed to travel at this intersection, in contrast with other train crossings with the City of Greater Sudbury boundaries. Freight trains are apparently allowed to travel at 55 miles per hour and passenger trains are allowed to travel at 65 miles per hour. At other crossings within the City of Greater Sudbury boundaries, trains travel at a much slower rate of speed . Mrs. Duhaime proposes that gates be installed at this crossing and that the speed of the trains be reduced.

Due to the safety concerns raised in the attached correspondence, I feel that it is important that Council forward a Resolution petitioning the Canadian National Railway Company to install signalized railway crossings ("Wig-Wags") at the above-noted crossing and to reduce the speed of its trains.

I am therefore putting forth such a Motion this evening, and am requesting Council`s support for this Motion.

Sincerely yours,

Louise B Portelance

Deputy Mayor Louise B. Portelance
Councillor Ward 3
City of Greater Sudbury
LP/md

August ,5, 2003

Transport Canada
4900 Yonge Street
Surface 3rd Floor
North York, ON. M2N 6A5

ATTENTION: Mr. Denis Galarneau, Manager of Engineering

Dear Mr. Galarneau;

The purpose of this letter is to request a site meeting with Transport Canada, CN Rail and the City of Greater Sudbury.

There is a grade crossing equipped with flashing lights that I believe should have gates. My son was killed while walking (facing traffic as there are no sidewalks) on December 4, 2001 by a southbound freight train from Capreol traveling at 52 miles per hour. On that night there was zero visibility due to fog as confirmed with attached Environment Canada document.

The incident occurred at Mile 263.18 of CN Rail's Bala Subdivision at Maley Drive in Sudbury, Ontario. This is a mainline track within Sudbury's city limits and the maximum freight train speed is 55 miles per hour for freight trains and 65 miles per hour for passenger trains.

Every adult and child I have educated since this tragedy was stunned to learn of the maximum permissible speed at Maley Drive in contrast to the many other train crossings in town where trains travel much slower.

I believe that my son intended to stand in front of the flashing lights, however he probably did not realize they were on the far side of the tracks. Consequently, the train hit him. According to police he was "half-a-step away from safety". The train hit his hip and he was thrown a distance of 60 metres. It did not run him over. I believe the signal bungalow could have obscured his view of the approaching train. I am confident that if this crossing had gates that my son would be alive today.

A second reason that Maley Drive requires gates is the urban sprawl of both the Garson and New Sudbury areas creating larger volumes of vehicular and pedestrian traffic using Maley Drive that has traditionally been thought of as mostly an industrial area.

Please look at this so we can save a life by installing gates at Maley Drive. I would hope to be invited to the site meeting and would like to mention the Constable Saya of the Sudbury Regional Police verbally told me that they recommended gates be put up there. However there was no mention of it in the police report to me, so I am assuming there really wasn't a recommendation made at all.

Sincerely
Maureen Duhaime
148 Colonial Court
Sudbury, Ontario P3A 4X5
Phone: (705) 560-8482 Email: reendove@sympatico.ca.

COPIES OF THIS LETTER HAVE BEEN SENT TO THE FOLLOWING PEOPLE

Manager of Engineering for Transport Canada Mr. Denis Galarneau

Sudbury, Ontario
MARLEAU, Diane (Liberal) MP

Constituency Address
36 Elgin Street
Sudbury, Ontario
P3C 5B4
Telephone: (705) 673-7107
Fax: (705) 673-0944
E-Mail: marled1@parl.gc.ca

MPP BARTOLUCCI, Rick
LIB
Sudbury
Chief Opposition Whip

Constituency Office Address
100 Elm Street
Sudbury, Ontario
P3C 1T5
Telephone: (705) 675-1914
Fax: (705) 675-1456

rick_bartolucci-mpp@ontla.ola.org

MPP MARTEL, Shelley
ND
Nickel Belt
Children & Youth; Health; Seniors

Constituency Office Address
Hanmer Valley Shopping Plaza
Hwy 69 North
Hanmer ON P3P 1P7
Telephone: (705) 969-3621
Fax: (705) 969-3538
Toll free: 1-877-280-9990

smartel-qp@ndp.on.ca

Mayor for City of Greater Sudbury JIM GORDON

All members of City Council for City of Greater Sudbury

gerry.mcintaggart@city.greatersudbury.on.ca

ron.bradley@city.greatersudbury.on.ca

eldon.gainer@city.greatersudbury.on.ca

lionel.lalonde@city.greatersudbury.on.ca

ron.dupuis@city.greatersudbury.on.ca

louise.portelance@city.greatersudbury.on.ca

ted.callaghan@city.greatersudbury.on.ca

dave.kilgour@city.greatersudbury.on.ca

doug.craig@city.greatersudbury.on.ca

austin.davey@city.greatersudbury.on.ca

david@courtemanche.ca

mike.petryna@city.greatersudbury.on.ca

Minutes

City Council Minutes	**2003-07-08**
Planning Committee Minutes	**2003-07-08**
Taxi & Limousine Review Minutes	**2003-07-07**
Taxi & Limousine Review Minutes {TABLED}	**2003-08-11**
Sudbury & District Board of Health Minutes	**2003-05-15**
Tender Opening Committee Minutes	**2003-07-29**
Tender Opening Committee Minutes	**2003-08-05**
Tender Opening Committee Minutes	**2003-08-06**

THE FIFTY-FIFTH MEETING OF THE COUNCIL OF THE CITY OF GREATER SUDBURY

Committee Room C-11
Tom Davies Square

Thursday, July 8th, 2003
Commencement: 6:00 p.m.

DEPUTY MAYOR MIKE PETRYNA, IN THE CHAIR

Present

Councillors Bradley; Callaghan (A 6:02 p.m.); Craig; Davey (A 6:08 p.m.); Gainer; Kilgour; Lalonde; McIntaggart; Portelance (D 6:50 p.m.)

City Officials

M. Mieto, Chief Administrative Officer; T. Beadman, Acting General Manager, Emergency Services; D. Bélisle, General Manager of Public Works; C. Hallsworth, General Manager of Citizen & Leisure Services; C. Sandblom, General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services; R. Swiddle, Director of Legal Services/City Solicitor; C. Mahaffy, Manager of Financial Planning and Policy; D. Nadorozny, General Manager of Economic Development and Planning Services; N. Charette, Manager of Communications and French Language Services; J. McKechnie, Executive Assistant to the Mayor; P. Aitken, Government Relations/Policy Analyst; A. Haché, Deputy City Clerk; F. Bortolussi, Acting Council Secretary

Declarations of Pecuniary Interest

None declared.

"In Camera"

2003-318 Bradley-McIntaggart: 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 7:02 p.m., Council recessed.

Reconvene

At 7:10 p.m., Council moved to the **Council Chamber** to continue the regular meeting.

Chair

DEPUTY MAYOR LOUISE PORTELANCE, IN THE CHAIR

Present

Councillors Bradley; Callaghan; Craig (D 8:35 p.m.); Davey (A7:07 pm); Gainer; Kilgour; Lalonde; McIntaggart; Petryna

City Officials

M. Mieto, Chief Administrative Officer; T. Beadman, Acting General Manager of Emergency Services; D. Bélisle, General Manager of Public Works; I. Davidson, Chief of Police, Sudbury Police Service; C. Hallsworth, General Manager of Citizen & Leisure Services; D. Nadorozny, General Manager of Economic Development & Planning Services; C. Sandblom, General Manager of Health & Social Services; D. Wuksinic, General Manager of Corporate

Services; R. Swiddle, Director of Legal Services/City Solicitor; City Officials (Continued)	C. Mahaffy, Manager of Financial Planning and Policy, J.P. Graham, Plants Engineer; N. Charette, Manager of Corporate Communications and French Language Services; J. McKechnie, Executive Assistant to the Mayor; P. Aitken, Government Relations/Policy Analyst; M. Murdock, Co-ordinator of Emergency Shelters and Homelessness Initiatives; K. Bowschar-Lische, Law Clerk; A. Haché, Deputy City Clerk; F. Bortolussi, Acting Council Secretary
News Media	MCTV, My Town; Sudbury Star; Easy Rock
Declarations of Pecuniary Interest	None declared.

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report	Deputy Mayor Petryna, as Chair of the Committee of the Whole, reported Council met to deal with property matters 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: 2003-07-09

Approval of Planning Committee Recommendations	2003-319 Bradley-McIntaggart: THAT Recommendation 2003-119 to and including Recommendation 2003-129 inclusive, approved at the Planning Committee Meeting of July 8th, 2003 be adopted.

CARRIED

Marie Annette Roy 358 Bathurst Street, Chelmsford	2003-320 Bradley-McIntaggart: THAT the application by Marie Annette Roy to amend Zoning By-law 83-302, by changing the zoning from "R1.D18", Single Residential, to "R2.D36", Double Residential, on Lot 25, Plan M-421 in Lot 4, Concession 2, Township of Balfour be approved subject to the following conditions: 1. That prior to the enactment of the zoning by-law the applicant initiate the process of obtaining a building permit for the existing second dwelling to the satisfaction of the Chief Building Official.

CARRIED

1281765 Ontario Inc. and Rena Investments Sudbury Inc. - 270 & 280 Fielding Road, Lively	2003-321 Bradley-McIntaggrat: THAT the application by Rena Investments Sudbury Inc. to amend By-law 83-303 by changing the zoning classification of Parcel 20823 and Parts 1 and 2, Plan 53R-5029 from "M3", Heavy Industrial Zone and "M5", Extractive Industrial Zone, to "M3", Heavy Industrial Zone be approved.

CARRIED

Chris Laking - 659 Kingsway, Sudbury

2003-322 Bradley-McIntaggart: THAT the application by Chris Laking to amend By-law 95-500Z, by changing the zoning classification of Parcel 11277, being Lot 61, Plan M-42, in Lot 4, Concession 4, Township of McKim, from "R4", Multiple Residential Zone to "C6", Highway Commercial Zone be approved subject to the following condition:

1. That prior to the passing of an amending by-law, the existing Site Plan Control Agreement for the Laking Toyota/Northern Nissan dealerships shall be amended to incorporate these additional lands.

2. That the applicant be provided relief for a 5-foot landscape buffer area.

CARRIED

Valley View Mobile Homes Village Inc. Gravel Drive, Hanmer

2003-323 Bradley-McIntaggart: THAT the application by Valley View Mobile Homes Inc. to amend the Official Plan for the Sudbury Planning Area by introducing site specific policies to the "Agricultural Reserve" in order to permit the storage, maintenance and sale of mobile homes, office/construction /truck trailers, portable buildings and storage garages on the subject property, described as Parcel 50392 and Part of Parcels 22584 and 50391 being in Lot 2, Concession 4, Township of Hanmer, City of Greater Sudbury, be recommended for approval.

CARRIED

2003-324 Bradley-McIntaggart: THAT the subject lands in the application by Valley View Mobile Homes Inc. be designated as an area subject to Site Plan Control.

CARRIED

2003-325 Bradley-McIntaggart: THAT the application by Valley View Mobile Homes Inc. to amend By-law 83-300 being the Comprehensive Zoning By-law for the City of Valley East from "A", Agricultural Reserve to "A-Special", Special Agricultural Reserve be recommended for approval subject to the following conditions:

1. That in addition to all other "A", Agricultural Reserve permitted uses, the following shall also be permitted: the storage, maintenance and sale of mobile homes, office/ construction/truck trailers, portable buildings and storage garages.

2. That the amending zoning by-law specify the additional uses be limited to a specific location on the subject lands generally described as being a minimum of 2,000 feet north of the southerly property boundary and 2,400 feet south of the northerly property boundary. Further, the amending by-law

Valley View Mobile Homes Village Inc. Gravel Drive, Hanmer (continued)

Resolution 2003-325 (continued)

shall specify that a 75 foot natural/wooded buffer along the perimeter of the property, commencing 230 feet north of the southerly property boundary, shall be maintained

3. That prior to the passage of an amending zoning by-law the owner shall enter into a 'limited' Site Plan Control Agreement with the City of Greater Sudbury. This agreement shall only address the location of permitted activities and the provision of a buffer on the subject lands.

4. That prior to the passage of an amending zoning by-law the owner shall undertake to obtain all building permits deemed to be required to the satisfaction of the Chief Building Official/Director of Building Services.

5. That prior to the passage of an amending zoning by-law the applicant shall provide the Planning Services Division with an appropriate legal description for the whole of the lands which are to be rezoned. Further, the lands to be rezoned shall be consolidated into a single parcel of land to the satisfaction of the Director of Planning Services and the City Solicitor.

CARRIED

Consultant for the Parks and Open Space Master Plan Background Study

2003-327 Bradley-McIntaggart: THAT the consulting firm Monteith Planning Consultants be retained to carry out the Parks, Open Space & Leisure Background Study for the new Official Plan at an upset cost of $138,796.39 including GST.

THAT fifty thousand dollars ($50,000) be applied from the 2004 Citizen and Leisure Services capital envelope with the balance applied from the Official Plan Capital Budget approved in 2002. (Council Resolution 2002-231).

CARRIED

Consultant for the Transportation Background Study

2003-328 McIntaggart-Bradley: THAT the consulting firm Earth Tech Canada Inc. be retained to carry out the Transportation Background Study for the new Official Plan at an upset cost of $174,998.50 including GST.

THAT twenty five thousand dollars ($25,000) be applied from the 2004 Public Works Roads and Drainage capital envelope with the balance applied from the Official Plan Capital Budget approved in 2002. (Council Resolution 2002-231).

CARRIED

Contract for Orthophotography

2003-329 McIntaggart-Bradley: THAT the firm Sani-International Technology Advisors Inc. be retained to provide colour orthophotography of the City of Greater Sudbury at an upset cost of $111,842. including GST.

CARRIED

PART I
CONSENT AGENDA

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

2003-330: THAT Items C-1 to C-13 inclusive, contained in Part I, Consent Agenda, be adopted.

CARRIED

MINUTES

Item C-1
Report No. 54
C.C.
2003-06-26

2003-331 McIntaggart-Bradley: THAT Report No. 54, City Council Minutes of 2003-06-26 be adopted.

CARRIED

Item C-2
N.D.C.A.
2003-06-18

2003-332 Bradley-McIntaggart: THAT Nickel District Conservation Authority Minutes of 2003-06-18 be received.

CARRIED

Item C-3
Report No. 18
C.G.S.P.L.B.
2003-04-24

2003-333 McIntaggart-Bradley: THAT Report No. 18, City of Greater Sudbury Public Library Board Minutes of 2003-04-24 be received.

CARRIED

Item C-4
G.S.H.C.
2003-06-02

2003-334 Bradley-McIntaggart: THAT the Greater Sudbury Housing Corporation Minutes of 2003-06-02 be received.

CARRIED

Item C-5
T.O.C.
2003-07-02

2003-235 McIntaggart-Bradley: THAT the Tender Opening Committee Minutes of 2003-07-02 be received.

CARRIED

TENDERS

Item C-6
Tender Award:
Contract 2003-42,
Walden Landfill Site
- Cell Closure

Report dated 2003-07-03 from the General Manager of Public Works regarding Tender Award: Contract 2003-42, Walden Landfill Site - Cell Closure was received.

Item C-6
(continued)

The following resolution was presented:

2003-336 McIntaggart-Bradley: THAT Contract 2003-42, Walden Landfill Site: Cell Closure, be awarded to Pioneer Construction Inc., in the amount of $449,023.25 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-7
Tender Award:
Greater Sudbury
Transit Buses

Report dated 2003-07-02 from the General Manager of Citizen & Leisure Services regarding Tender Award: Greater Sudbury Transit Buses was received.

The following resolution was presented:

2003-337 Bradley-McIntaggart: THAT tender for the purchase of six new transit vehicles to New Flyers Industries in the total amount of $2,531,782.50 ($2,443,720.50 net of GST rebate), that being the lowest tender meeting all the tender specifications. Purchase financing will be shared 2/3 City in the amount of $1,629,147.00 and 1/3 Ontario Transit Renewal Program in the amount of $814,573.50

CARRIED

Item C-8
Contracted Services:
RFP Awards

Report dated 2003-07-02 from the General Manager of Health & Social Services regarding Contracted Services: RFP Awards was received.

The following resolution was presented:

2003-338 McIntaggart-Bradley: WHEREAS Pioneer Manor purchases services from a variety of health care providers;

AND WHEREAS a recent request for proposal was issued for a variety of resident services;

THEREFORE BE IT RESOLVED that contracts be awarded to CBI Physiotherapy and Rehabilitation Services for physiotherapy services, Sudbury Audiology Clinic fo audiology services, MDS Inc., for laboratory services, Northern Ontario Podiatry Clinic for podiatry services, and Vital Air for respiratory services; and

THAT the agreements be established for a period fo 2 years; with an option to renew for 1 additional year.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-9
Acceptance of Leachate Disposal from Municipality of McDougall

Report dated 2003-07-02, with attachments, from the General Manager of Public Works regarding Acceptance of Leachate Disposal from Municipality of McDougall was received.

The following resolution was presented:

2003-339 Bradley-McIntaggart: THAT the City of Greater Sudbury accept and treat landfill leachate from the Municipality of McDougall at costs stipulated in the City's Sewer Use By-law.

CARRIED

Item C-10
Request for Surplus Fill, Habitat for Humanity, Notre Dame Street, Azilda

Report dated 2003-07-02, with attachments, from the General Manager of Public Works regarding Request for Surplus Fill, Habitat for Humanity, Notre Dame Street, Azilda was received.

The following resolution was presented:

2003-340 McIntaggart-Bradley: THAT the City of Greater Sudbury provide construction fill material from the MR 35 project to 757 Notre Dame Street, Azilda, Habitat for Humanity building site, subject to the approval of the Nickel District Conservation Authority and Letter of Consent from the property owner.

CARRIED

Item C-11
Acceptance of Solid Waste from Whitefish Lake First Nation

Report dated 2003-07-02 from the General Manager of Public Works regarding Acceptance of Solid Waste from Whitefish Lake First Nation was received.

The following resolution was presented:

2003-341 Bradley-McIntaggart: THAT the City of Greater Sudbury accept solid waste from First Nation Lands within the boundaries of the City and as outlined in Appendix A of Staff Report dated July 2nd, 2003, subject to the payment of tipping fees; and that

The City of Greater Sudbury not accept garbage generated from any area outside the City's boundaries.

CARRIED

Item C-12
Centre Communaututaire Résidentiel de Coniston

Report dated 2003-06-26 from the General Manager of Citizen & Leisure Services regarding Centre Communaututaire Résidentiel de Coniston was received.

Item C-12
(continued)

The following resolution was presented:

2003-342 Bradley/Dupuis: THAT the Municipal Capital Facilities Agreement between the City and Centre Communautaire Résidentiel de Coniston regarding 44 First Avenue, Coniston, be terminated and that the City Solicitor be instructed to delete the agreement from title.

CARRIED

Item C-13
Extension of Contract
- C.J. Stewart
Consulting Services

Report dated 2003-07-02 from the General Manager of Health & Social Services regarding Extension of Contract - C.J. Stewart Consulting Services was received.

The following resolution was presented:

2003-343 Bradley/Dupuis: WHEREAS the City of Greater Sudbury via the Mayor and Council's Roundtable on Seniors Issues has received funding from FedNor and Human Resources Development Canada for the competition of a seniors action plan; and

WHEREAS continued services of the seniors consultant for the Health and Social Services Division is necessary to coordinate community consultations and implement strategies into 2004;

THEREFORE BE IT RESOLVED that the contract for C.J. Stewart Consulting Services be extended to June 30th, 2004 under the same terms and conditions of the existing contract which ends December 31st, 2003; and

That the necessary by-law be prepared.

CARRIED

BY-LAWS

2003-104	3RD	A BY-LAW OF THE CITY OF GREATER SUDBURY TO PROVIDE FOR THE HANMER MUNICIPAL DRAINAGE WORKS IN THE CITY OF GREATER SUDBURY
2003-156A	3	A BY-LAW OF THE CITY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF JULY 8, 2003

BY-LAWS (continued)

2003-157A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-38A TO DELEGATE SPECIFIC AUTHORITY TO CITY OFFICIALS TO CARRY ON CERTAIN MATTERS ON BEHALF OF THE CITY OF GREATER SUDBURY (This By-law authorizes the execution of two routine matters. It authorizes the Manager of Financial Planning & Policy/Deputy Treasurer to sign insurance releases on behalf of the City when the insurer has negotiated a settlement. It also authorizes the Chief Administrative Officer and the General Manager of Economic Development and Planning to execute Non-Disclosure Agreements. These are sometimes required when new businesses wish to explore the possibility of establishing in Sudbury, but wish to ensure that their matters remain confidential.)
2003-158F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH 920199 ONTARIO LTD. FOR ROLL #210.013.028.00.0000 Report dated 2003-07-04 from the General Manager of Corporate Services
2003-159F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH 920145 ONTARIO LTD. FOR ROLL #170.003.028.00.0000 Report dated 2003-07-04 from the General Manager of Corporate Services
2003-160F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH RAYMOND ZIMINSKI FOR ROLL #040.032.004.00.0000 Report dated 2003-07-04 from the General Manager of Corporate Services
2003-161F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH MARILYN SPARHAM FOR ROLL #190.002.146.00.0000 Report dated 2003-07-04 from the General Manager of Corporate Services
2003-162F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH HELEN LADEROUTE AND MICHAEL LADEROUTE FOR ROLL #110.002.306.00.0000 Report dated 2003-07-04 from the General Manager of Corporate Services

M-9

BY-LAWS (continued)

2003-163F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH LONG LAKE ROAD DEVELOPMENTS FOR ROLL #090.014.074.00.0000 Report dated 2003-07-04 from the General Manager of Corporate Services
2003-164F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH DAVID MULDOON FOR ROLL #160.017.021.00.0000 Report dated 2003-07-04 from the General Manager of Corporate Services
2003-165F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO REPEAL BY-LAW 2001-245 TO ENTER INTO A MUNICIPAL FACILITY AGREEMENT WITH CENTRE COMMUNAUTAIRE RÉSIDENTIEL DE CONISTON Report dated 2003-07-04 from the General Manager of Health and Social Services Amendment to the Municipal Capital Facilities Agreement
2003-166A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN EXTENSION AGREEMENT WITH C.J. STEWART CONSULTING SERVICES Report dated 2003-06-30 from the General Manager of Health and Social Services
2003-167T	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1 TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY Report dated 2003-07-02 from the General Manager of Public Works (This By-law designates the centre lane on Bancroft Drive between the Kingsway and Waterview Apartments for two way left turns.)
2003-168A	3	A 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 provides for the City Solicitor/Director of Legal Services to act in the absence of the Property Negotiator/Appraiser, in order to execute documents on behalf of the City.)

BY-LAWS (continued)

2003-169A	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.)
2003-170A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A COLLABORATION AGREEMENT WITH TOROMONT ENERGY LTD. FOR THE SUDBURY DISTRICT ENERGY CORPORATION (This By-law and the following By-law provide for the restructuring of the Sudbury District Energy Corporation.)
2003-171A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH TOROMONT ENERGY LTD. FOR THE RESTRUCTING OF THE SUDBURY DISTRICT ENERGY CORPORATION
2003-172G	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2002-331G, DEALING WITH THE COLLECTION, REMOVAL AND DISPOSAL OF WASTE WITHIN THE CITY OF GREATER SUDBURY (This By-law amends the waste management By-law to provide for the maximum fines allowed under the *Municipal Act, 2001*, as reported earlier to Council).
2003-173R	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE CERTAIN PARCELS OF LANDS TO BE PART OF THE CITY ROAD SYSTEM (This By-law is presented to Council from time to time. It provides for all the small "bits and pieces" of roadway that have been purchased or otherwise acquired by the City for road purposes to be formally declared as roads. A number of widenings, subdivision transfers, sight triangles, etc., are included.)
2003-174Z	3	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 Planning Committee meeting of July 8, 2003 (This By-law rezones the subject property to "M3", to permit future heavy industrial uses on the property. 1281765 Ontario Inc. and Rena Investments Sudbury Inc. - 270 & 280 Fielding Road, Lively.)

BY-LAWS (continued)

2003-175	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT THE SHAREHOLDER DECLARATION FOR THE GREATER SUDBURY UTILITIES INC. AND SUBSIDIARY COMPANIES (This By-law updates the size and composition of the Boards as directed by Council at its meeting of June 26, 2003.)
1st & 2nd Reading		2003-344 McIntaggart-Bradley: THAT By-law 2003-156A to and including By-law 2003-175 be read a first and second time. **CARRIED**
3rd Reading		2003-345 Bradley-McIntaggart: THAT By-law 2003-104 and By-law 2003-156A to and including By-law 2003-175 be read a third time and passed. **CARRIED**

CORRESPONDENCE FOR INFORMATION ONLY

Item C-14 Physician Recruitment and Retention - 2nd Quarter Report	Report dated 2003-06-26 from the General Manager of Health & Social Services regarding Physician Recruitment and Retention - 2nd Quarter Report was received for information.
Item C-15 Report on Homelessness Study: Time 6	Report dated 2003-06-26 from the General Manager of Health & Social Services regarding Report on Homelessness Study: Time 6 was received for information.
Item C-16 Profile of Seniors in the City of Greater Sudbury: 2002 - 2003	Report dated 2003-06-26 from the General Manager of Health & Social Services regarding Profile of Seniors in the City of Greater Sudbury: 2002 - 2003 was received for information.

PART II
REGULAR AGENDA

MANAGERS' REPORTS

Item R-1 Capreol Water Supply - Compliance Strategy	Report dated 2003-07-02 from the General Manager of Public Works regarding Capreol Water Supply - Compliance Strategy was received. The following resolution was presented:

Item R-1
(continued)

2003-346 McIntaggart-Bradley: THAT Council endorse the Capreol Water Supply Compliance Strategy as outlined in the Council Report dated July 2, 2003 including abandoning the existing Capreol Well No. 6 and the construction of New Booster Pumping Station to supply water from the Valley East Water Supply System and,

THAT Council authorize Dennis Consultants to carry out the design and supervision of construction of the works associated with the New Booster Pumping Station and the existing Capreol Wells.

CARRIED

Item R-2
Nurse Call System for
Pioneer Manor

Report dated 2003-06-26 from the General Manager of Health & Social Services regarding Nurse Call System for Pioneer Manor was received.

The following resolution was presented:

2003-347 Bradley-McIntaggart: THAT the RFP for Nurse Call System be awarded to Versus (Vipond System Group) in the amount of $375,000.00 in Phase I and $193,000.00 in Phase II and;

That the purchase of the system be funded from the existing capital budget of Pioneer Manor Redevelopment Project.

CARRIED

Item R-3
Abbreviated
Procedures -
Determination of
Available Income for
Low Income Families
Applying for Child
Care Subsidies

Report dated 2003-06-12 from the General Manager of Health & Social Services regarding Abbreviated Procedures - Determination of Available Income for Low Income Families Applying for Child Care Subsidies was received.

The following resolution was presented:

2003-348 McIntaggart-Bradley: WHEREAS the Ministry of Community, Family and Children's Services (MCFCS) Ontario Child Care Services Management (OCCSM) Guidelines provide municipalities the ability to adopt an abbreviated application procedure for low income families applying for subsidized child care; and

WHEREAS current guidelines for income levels for abbreviated procedure are out-of-date and new guidelines must be approved by Council; and

WHEREAS the special expenses of post-secondary students applying for child care subsidy were not taken into account in the pervious guideline;

THEREFORE BE IT RESOLVED that the revised Abbreviated Procedures for the Determination of Available Income policy and guidelines as described in the Council Report dated June 12, 2003 be adopted by Council.

CARRIED

Item R-4
2003 Additional Capital Road Allocation

Report dated 2003-07-02 from the General Manager of Public Works regarding 2003 Additional Capital Road Allocation was received.

The following resolution was presented:

2003-349 Bradley-McIntaggart: That the $1.8 million additional allocation for road repairs approved by Council in 2003 be directed to projects as outlined in the report by the General Manager of Public Works dated July 2, 2003.

CARRIED

Item R-5
Union Gas Limited

Report dated 2003-07-04 from the General Manager of Corporate Services and the Director of Legal Services / City Solicitor regarding Union Gas Limited was received.

The following resolution was presented:

2003-350 McIntaggart-Bradley: WHEREAS Union Gas Limited has launched an application with the Ontario Energy Board for Orders approving rate changes for sale, distribution, transmission, and storage of gas;

AND WHEREAS the Council has expressed concern respecting retroactive increases placed on gas consumers in Northern Ontario as approved by the Energy Board;

AND WHEREAS the proposal by Union Gas would provide for Northern Ontario to have a 51% greater increase than that in Southern Ontario;

AND WHEREAS this Application could potentially set rates for the next six years with no further opportunity for these proposals to be challenged;

NOW THEREFORE BE IT RESOLVED that the Council of the City of Greater Sudbury does hereby join the City of Timmins in its petition to the Province of Ontario to direct the Ontario Energy Board to curtail the practice of retroactivity by Union Gas and other utility providers immediately;

And that the City Solicitor be authorized to work with the City of Timmins as an intervener in the above-noted rate applications on the Ontario Energy Board;

And further that a copy of this resolution be forwarded to the Honourable Ernie Eves, Premier of Ontario, the Honourable John Baird, Minister of Energy, and the Honourable Jim Wilson, Minister of Northern Development and Mines, to Northern MPPs, and to FONOM and AMO for their endorsation and support.

Item R-5
(continued)

RECORDED VOTE:

YEAS	NAYS
Bradley	
Callaghan	
Craig	
Davey	
Gainer	
Kilgour	
Lalonde	
McIntaggart	
Petryna	
Portelance	

CARRIED

ADDENDUM

Addendum to Agenda

The following resolution was presented:

2003-351 Bradley-McIntaggart: THAT the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of Pecuniary Interest

None declared.

Item AD.1
Liquor License Extension and Noise By-law Exemption The Royal Canadian Legion Branch 224

Report dated 2003-07-07, with attachment, from the General Manager of Economic Development and Planning Services regarding Liquor License Extension and Noise By-law Exemption, The Royal Canadian Legion Branch 224 was received.

The following resolution was presented:

2003-352 Bradley-McIntaggart: 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 their parking lot at 41 Veterans Road, Copper Cliff. The request is made to facilitate the Copper Cliff Reunion and the day and hours of operation will be: August 16th, 2003 between the hours of 3:00 p.m. and 2:00 a.m with anticipated attendance of 500 people during the course of the event;

Item AD.1
(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;
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 a fire extinguisher be provided for outdoor cooking or barbecues;
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.

CARRIED

BY-LAWS

2003-176Z 3 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

Committee of the Whole - Planning Resolution 2001-100

(This By-law rezones the subject property to "RU-5", Special Rural to permit the expansion and/or redevelopment of an existing "fencing contractor's yard". The By-law establishes a 183 m setback for a fencing contractor's yard with specific exceptions, a 20 m natural planting strip adjacent to said business operation, and a 4.5 m planting strip at the southwesterly limits of the property for 'buffer' purposes. Further, By-law 90-313 is repealed in its entirety eliminating the former "RU-2", Special Rural zone - Christine and Real Perras, 826 Bruno Street, Azilda.)

1st & 2nd Reading

2003-353 Bradley-McIntaggart: THAT By-law 2003-176Z be read a first and second time.

CARRIED

3rd Reading

2003-354 Bradley-McIntaggart: THAT By-law 2003-176Z be read a third time and passed.

CARRIED

QUESTION PERIOD

Y.M.C.A.

Councillor Craig advised he has received complaints from area residents about the old YMCA building. The building has become an eyesore, there is an odour coming from it and, because of its proximity to the LCBO, it is being used as a hangout. The General Manager of Economic Development & Planning Services indicated that the complaint would be investigated.

Sudbury Northeastern Ratepayers Association

Councillor Callaghan stated that Alfred Nicholls of the Sudbury Northeastern Ratepayers Association sent a letter dated April 22nd, 2003 to City of Greater Sudbury regarding the new Official Plan review as it relates to the Kukagami area. He requested an update concerning this matter. The Chief Administrative Officer advised that a response will be forwarded to Mr. Nichols.

Safety Gates at CPR Crossing, Chelmsford

Councillor Bradley noted that City Council had approved safety gates in Chelmsford at the CPR crossing.

The General Manager of Public Works advised that CPR is in favour. An application has been made to Transport Canada and we have not received a response or approval. A follow up will be done by Transport Canada.

Adjournment

2003-355 Bradley-McIntaggart: THAT this meeting does now adjourn. Time: 8:45 p.m.

CARRIED

Deputy Mayor

Deputy Clerk

THE TWENTY-FIRST MEETING OF THE PLANNING COMMITTEE OF THE CITY OF GREATER SUDBURY

Council Chamber
Tom Davies Square

Tuesday, July 8th, 2003
Commencement: 12:00 p.m.
Adjournment: 1:20 p.m.

COUNCILLOR RON BRADLEY PRESIDING

Present	Councillors Dupuis, McIntaggart, Petryna, Portelance
Staff	Bill Lautenbach, Director of Planning Services; Greg Clausen, Director of Engineering Services; Bill Tanos, Cartographer / GIS Technologist; Angie Haché, Deputy City Clerk; Melissa Burtch, Licencing and Assessment Clerk; Franca Bortolussi, Planning Committee Secretary
News Media	Sudbury Star, My Town
Declarations of Pecuniary Interest	None declared.

PUBLIC HEARINGS

APPLICATION FOR REZONING TO LEGALIZE AN EXISTING DUPLEX DWELLING LOCATED ON THE SOUTHERLY HALF OF THE SUBJECT LANDS AND TO PERMIT THE CREATION OF A NORTHERLY LOT WHERE A SECOND DUPLEX DWELLING IS PROPOSED TO BE CONSTRUCTED, 358 BATHURST STREET, CHELMSFORD - MARIE ANNETTE ROY

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated June 30th, 2003, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding an application for rezoning to legalize an existing duplex dwelling located on the southerly half of the subject lands and to permit the creation of a northerly lot where a second duplex dwelling is proposed to be constructed, 358 Bathurst Street, Chelmsford - Marie Annette Roy.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO LEGALIZE AN EXISTING DUPLEX DWELLING LOCATED ON THE SOUTHERLY HALF OF THE SUBJECT LANDS AND TO PERMIT THE CREATION OF A NORTHERLY LOT WHERE A SECOND DUPLEX DWELLING IS PROPOSED TO BE CONSTRUCTED, 358 BATHURST STREET, CHELMSFORD - MARIE ANNETTE ROY (cont'd)

The Director of Planning Services outlined the application to the Committee.

Joseph Gerard Roy was present on behalf of the applicant. He stated he did not understand why a street light is required when there is currently one across the street. He has resided on the subject property for 30 years and does not see another street light is necessary. He also stated that a street light was not required when the same application was made in 1990.

The Director of Engineering Services advised that, in view of Mr. Roy's comments, he will attend at the subject property and review the condition requiring a street light.

The Director of Planning Services pointed out that the condition of the street light, if it is required, is one that would be imposed at the consent stage.

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 #2003-119

McIntaggart-Portelance: That the application by Marie Annette Roy to amend Zoning By-law 83-302, by changing the zoning from "R1.D18", Single Residential, to "R2.D36", Double Residential, on Lot 25, Plan M-421 in Lot 4, Concession 2, Township of Balfour be approved subject to the following conditions:

1. That prior to the enactment of the zoning by-law the applicant initiate the process of obtaining a building permit for the existing second dwelling to the satisfaction of the Chief Building Official.

CONCURRING MEMBERS: Councillors Dupuis, McIntaggart, Petryna, Portelance, Bradley

CARRIED

APPLICATION FOR REZONING TO 'ADJUST' THE ZONE BOUNDARY TO ESTABLISH A SINGLE "M3", HEAVY INDUSTRIAL ZONE CLASSIFICATION, 270 & 280 FIELDING ROAD, LIVELY - 1281765 ONTARIO INC. AND RENA INVESTMENTS SUDBURY INC.

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated June 30th, 2003, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding an application for rezoning to 'adjust' the zone boundary to establish a single "M3", Heavy Industrial zone classification, 270 & 280 Fielding Road, Lively - 1281765 Ontario Inc. and Rena Investments Sudbury Inc.

The Director of Planning Services outlined the application to the Committee.

Peter Matusch, 701 Pearson Drive, Sudbury, was present on behalf of the applicants.

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 #2003-120

Dupuis-McIntaggart: That the application by Rena Investments Sudbury Inc. to amend By-law 83-303 by changing the zoning classification of Parcel 20823 and Parts 1 and 2, Plan 53R-5029 from "M3", Heavy Industrial Zone and "M5", Extractive Industrial Zone, to "M3", Heavy Industrial Zone be approved.

CONCURRING MEMBERS: Councillors Dupuis, McIntaggart, Petryna, Portelance, Bradley

CARRIED

APPLICATION FOR REZONING TO ALLOW FOR AN EXPANSION OF THE NORTHERN NISSAN DEALERSHIP'S PARKING AREA, 659 KINGSWAY, SUDBURY - CHRIS LAKING (OWNER: M.J. CARLSON)

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated June 30th, 2003, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding an application for rezoning to allow for an expansion of the Northern Nissan dealership's parking area, 659 Kingsway, Sudbury - Chris Laking (Owner: M.J. Carlson).

The Director of Planning Services outlined the application to the Committee.

The applicant, Chris Laking, 2052 Armstrong Street, was present. He pointed out the previous site plan agreement did not require a buffer.

The Director of Planning Services advised that the requirement for a buffer might have been overlooked when the previous site plan agreement was prepared. He stated that a buffer between commercial and residential properties is a requirement under the zoning by-law.

Mr. Laking stated that he has done extensive work on his property and an opaque fence would not be aesthetically pleasing. He would prefer a landscape buffer, using shrubs and hedges, but the 10 feet required for a landscape buffer would use too much of the subject property. He requested that the landscape buffer requirement be reduced to five feet.

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 #2003-121

Dupuis-McIntaggart: That the application by Chris Laking to amend By-law 95-500Z, by changing the zoning classification of Parcel 11277, being Lot 61, Plan M-42, in Lot 4, Concession 4, Township of McKim, from "R4", Multiple Residential Zone to "C6", Highway Commercial Zone be approved subject to the following conditions:

APPLICATION FOR REZONING TO ALLOW FOR AN EXPANSION OF THE NORTHERN NISSAN DEALERSHIP'S PARKING AREA, 659 KINGSWAY, SUDBURY - CHRIS LAKING (OWNER: M.J. CARLSON) (cont'd)

Recommendation #2003-121 (cont'd)

1. That prior to the passing of an amending by-law, the existing Site Plan Control Agreement for the Laking Toyota/Northern Nissan dealerships shall be amended to incorporate these additional lands.

2. That the applicant be provided relief for a 5-foot landscape buffer area.

CONCURRING MEMBERS: Councillors Dupuis, McIntaggart, Petryna, Portelance, Bradley

CARRIED

APPLICATIONS FOR OFFICIAL PLAN AMENDMENT AND REZONING TO PERMIT AS A PERMANENT LAND USE AN EXISTING 'TEMPORARY BUSINESS' WHICH ENTAILS THE STORAGE, MAINTENANCE AND SALE OF MOBILE HOMES, TRAILERS, CARGO CONTAINERS AND STORAGE GARAGES, 428, 430 & 436 GRAVEL DRIVE, HANMER - VALLEY VIEW MOBILE HOMES VILLAGE INC.

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated June 27th, 2003, 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 as a permanent land use an existing 'temporary business' which entails the storage, maintenance and sale of mobile homes, trailers, cargo containers and storage garages, 428, 430 & 436 Gravel Drive, Hanmer - Valley View Mobile Homes Village Inc.

The Director of Planning Services outlined the application to the Committee.

Henry Shepherd, 436 Gravel Drive, Hanmer, applicant, and Dave Dorland, 298 Larch Street, Sudbury, agent for the applicant, were present. Mr. Dorland distributed to Committee Members the following: picture of roadway to subject property; memo from Neil Tarlton, Member Service Rep. Ontario Federation of Agriculture regarding soil test results; letter from Dr. Kerry stating he has no further objections to the rezoning application; petition signed by tenants of the trailer park on the subject lands stating they have no objections provided a tree buffer is left on the property to hide the operation.

APPLICATIONS FOR OFFICIAL PLAN AMENDMENT AND REZONING TO PERMIT AS A PERMANENT LAND USE AN EXISTING 'TEMPORARY BUSINESS' WHICH ENTAILS THE STORAGE, MAINTENANCE AND SALE OF MOBILE HOMES, TRAILERS, CARGO CONTAINERS AND STORAGE GARAGES, 428, 430 & 436 GRAVEL DRIVE, HANMER - VALLEY VIEW MOBILE HOMES VILLAGE INC. (cont'd)

Recess — At 12:57 p.m., the Planning Committee recessed.

Reconvene — At 1:00 p.m., the Planning Committee reconvened

Mr. Dorland advised Dr. Kerry objected to the prior application but has done some hydrogeologic testing which found no contamination in the groundwater and the neighbouring park is now serviced by municipal services. The prior application was for a temporary use and, now that most of the concerns have been dealt with, this application is for permanent use. He also stated that the area residents were canvassed and they indicated they have no concerns with the application. There is an indication that this property is not suitable for agricultural use. The use on the property for 30 years is a 'reasonable use'.

Mr. Sheppard advised he reviewed the recommendations and is satisfied with them.

Councillor Dupuis, representing the Ward, advised he had received no calls regarding these applications or this operation. He urged the Planning Committee to support the applications.

Councillor Portelance, representing the Ward, also advised she had received no calls regarding the applications and requested the Committee's support.

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 #2003-122

Dupuis-McIntaggart: That the application by Valley View Mobile Homes Inc. to amend the Official Plan for the Sudbury Planning Area by introducing site specific policies to the "Agricultural Reserve" in order to permit the storage, maintenance and sale of mobile homes, office/construction /truck trailers, portable buildings and storage garages on the subject property, described as Parcel 50392 and Part of Parcels 22584 and 50391 being in Lot 2, Concession 4, Township of Hanmer, City of Greater Sudbury, be recommended for approval.

APPLICATIONS FOR OFFICIAL PLAN AMENDMENT AND REZONING TO PERMIT AS A PERMANENT LAND USE AN EXISTING 'TEMPORARY BUSINESS' WHICH ENTAILS THE STORAGE, MAINTENANCE AND SALE OF MOBILE HOMES, TRAILERS, CARGO CONTAINERS AND STORAGE GARAGES, 428, 430 & 436 GRAVEL DRIVE, HANMER - VALLEY VIEW MOBILE HOMES VILLAGE INC. (cont'd)

Recommendation #2003-122 (cont'd)

CONCURRING MEMBERS: Councillors Dupuis, McIntaggart, Petryna, Portelance, Bradley

CARRIED

Recommendation #2003-123

McIntaggart-Dupuis: That the subject lands in the application by Valley View Mobile Homes Inc. be designated as an area subject to Site Plan Control.

CONCURRING MEMBERS: Councillors Dupuis, McIntaggart, Petryna, Portelance, Bradley

CARRIED

Recommendation #2003-124

Dupuis-McIntaggart: That the application by Valley View Mobile Homes Inc. to amend By-law 83-300 being the Comprehensive Zoning By-law for the City of Valley East from "A", Agricultural Reserve to "A-Special", Special Agricultural Reserve be recommended for approval subject to the following conditions:

1. That in addition to all other "A", Agricultural Reserve permitted uses, the following shall also be permitted: the storage, maintenance and sale of mobile homes, office/ construction/truck trailers, portable buildings and storage garages.

2. That the amending zoning by-law specify the additional uses be limited to a specific location on the subject lands generally described as being a minimum of 2,000 feet north of the southerly property boundary and 2,400 feet south of the northerly property boundary. Further, the amending by-law shall specify that a 75 foot natural/wooded buffer along the perimeter of the property, commencing 230 feet north of the southerly property boundary, shall be maintained.

3. That prior to the passage of an amending zoning by-law the owner shall enter into a 'limited' Site Plan Control Agreement with the City of Greater Sudbury. This agreement shall only address the location of permitted activities and the provision of a buffer on the subject lands.

APPLICATIONS FOR OFFICIAL PLAN AMENDMENT AND REZONING TO PERMIT AS A PERMANENT LAND USE AN EXISTING 'TEMPORARY BUSINESS' WHICH ENTAILS THE STORAGE, MAINTENANCE AND SALE OF MOBILE HOMES, TRAILERS, CARGO CONTAINERS AND STORAGE GARAGES, 428, 430 & 436 GRAVEL DRIVE, HANMER - VALLEY VIEW MOBILE HOMES VILLAGE INC. (cont'd)

Recommendation #2003-124 (cont'd)

4. That prior to the passage of an amending zoning by-law the owner shall undertake to obtain all building permits deemed to be required to the satisfaction of the Chief Building Official/Director of Building Services.

5. That prior to the passage of an amending zoning by-law the applicant shall provide the Planning Services Division with an appropriate legal description for the whole of the lands which are to be rezoned. Further, the lands to be rezoned shall be consolidated into a single parcel of land to the satisfaction of the Director of Planning Services and the City Solicitor.

CONCURRING MEMBERS: Councillors Dupuis, McIntaggart, Petryna, Portelance, Bradley

CARRIED

PART I - CONSENT AGENDA

The following recommendation was presented to adopt Items C-1 to C-3 contained in the Consent Agenda:

Recommendation #2003-116

McIntaggart-Portelance: That Items C-1 to C-3 contained in the Consent Agenda, be adopted.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-1
Consultant for Parks and Open Space Master Plan Background Study for the new Official Plan

Report dated June 20th, 2003 was received from the Director of Services and the General Manager, Economic Development and Planning Services regarding Consultant for the Parks and Open Space Master Plan Background Study for the new Official Plan.

Recommendation #2003-1126

Portelance-McIntaggart: That the consulting firm Monteith Planning Consultants be retained to carry out the Parks, Open Space & Leisure Background Study for the new Official Plan at an upset cost of $138,796.39 including GST.

That fifty thousand dollars ($50,000) be applied from the 2004 Citizen and Leisure Services capital envelope with the balance applied from the Official Plan Capital Budget approved in 2002. (Council Resolution 2002-231).

CARRIED

Item C-2
Consultant for the Transportation Background Study for the new Official Plan

Report dated June 18th, 2003 was received from the Director of Services and the General Manager, Economic Development and Planning Services regarding Consultant for the Transportation Background Study for the new Official Plan.

Recommendation #2003-127

McIntaggart-Portelance: That the consulting firm Earth Tech Canada Inc. be retained to carry out the Transportation Background Study for the new Official Plan at an upset cost of $174,998.50 including GST.

That twenty five thousand dollars ($25,000) be applied from the 2004 Public Works Roads and Drainage capital envelope with the balance applied from the Official Plan Capital Budget approved in 2002. (Council Resolution 2002-231).

CARRIED

Item C-3
Contract for Orthophotography

Report dated June 27th, 2003 from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding Contract for Orthophotography

ROUTINE MANAGEMENT REPORTS (cont'd)

Item C-3
Contract for
Orthophotography
(cont'd)

Recommendation #2003-128

Petryna-McIntaggart: That the firm Sani-International Technology Advisors Inc. be retained to provide colour orthophotography of the City of Greater Sudbury at an upset cost of $111,842. including GST.

CARRIED

NEW MATTERS

D'Youville
Orphanage
Heritage Site

The Director of Planning Services advised that the Planning Committee on February 11th, 2003 discussed an application to demolish the d'Youville Orphanage which is designated under the *Ontario Heritage Act.* At that meeting, the Committee refused the application for demolition in order that alternatives could be examined. He provided an update concerning this matter advising that an agreement has been reached between the Diocese of Sault Ste. Marie and Carrefour Francophone. The heritage building would be occupied by Carrefour Francophone thereby saving the it from demolition.

Adjournment

Recommendation #2003-129

McIntaggart-Petryna: That we do now adjourn.
Time: 1:20 p.m.

CARRIED

DEPUTY CITY CLERK

CHAIR RON BRADLEY PRESIDING

THE SECOND PUBLIC MEETING REGARDING THE TAXI & LIMOUSINE REVIEW OF THE CITY OF GREATER SUDBURY

Council Chamber
Tom Davies Square

Monday, July 7th, 2003
Commencement: 6:00 p.m.
Adjournment: 7:47 p.m.

DEPUTY MAYOR DOUG CRAIG, IN THE CHAIR

Staff	T. Mowry, City Clerk; A. Haché, Deputy City Clerk; B. Gutjahr, Manager of By-law Enforcement Services; R. Leblanc, By-law Enforcement Officer; R. Swiddle, City Solicitor/Director of Legal Services; F. Bortolussi, Planning Committee Secretary
	Councillor Portelance
Others	Dr. Hara, President of Hara Associates Limited; S. Watt, Elston & Watt
Audience	Twenty-five (25) Citizens in attendance
News Media	MCTV; Sudbury Star, My Town
Welcome and Opening Remarks	The Chair welcomed the citizens to the Public Meeting and briefly described the review process, the purpose of the Public Meeting and the rules for the Public Hearing.
Introduction of Dr. Dan Hara	The Chair introduced Dr. Hara, President of Hara Associates, to the audience.
Electronic Presentation	Dr. Hara provided an electronic presentation regarding the results of the Greater Sudbury Taxi & Limousine Study and the Draft By-law which included: Background: Where we are in the process; Outline of Presentation; Objectives relating to the amalgamation of Greater Sudbury; Approach to Drafting; Importance of Taxi Industry; Background on Taxi Industry; Zones and Number of Taxis; Meter Rates & License Fees; Sudbury Airport; Chief Taxi Inspector; Vehicle Standards; Driver Standards; Limousines and Governance.
Opening of Public Meeting	The Chair thanked Dr. Hara for his Presentation and opened the public session of the meeting.
Speakers' Submissions	
Ken Flinn, Lockery Taxi	Mr. Ken Flinn, Lockerby Taxi, indicated he reviewed the draft by-law. He has some concern with tether anchors for child restraint systems. He spoke to his insurance company and there would be liability to the driver and the company if a child was not properly tethered. He proposed that there could be a company willing to take the

Speakers' Submissions (continued)

Ken Flinn (continued)

responsibility of providing vehicles with child restraint systems. An alternative would be to have the parent fasten the seat so that the driver or company would not be liable. Another of Mr. Flinn's concerns is the cost of new meters by 2008. The cost of a receipt printing meter is $800 to $1,000 with a life expectance of five years. Another one of his concerns is the 6-year maximum vehicle age. He stated that there are no limitations now and suggested 7 years as the benchmark for a single operator with 7 years being an average age for a multi-vehicle operator.

Lois Mahon and Renee Lefebvre, Mayor and Council's Children First Roundtable

Ms. Lois Mahon, Executive Director of Child Care Resouces and Renee LeFebvre, a Public Health Nurse specializing in children's safety issues, spoke on behalf of the Mayor and Council's Children First Roundtable. Ms. Mahon explained the endorsement of the Children First Charter of the City of Greater Sudbury by City Council based on the Charter of Rights for Children in June of last year. In September of last year, Children First Roundtable made a presentation to the Taxi and Limousine Review Committee. They made the following recommendations which were accepted positively by the review committee: a requirement for tether anchorage; a requirement for all taxi companies to have a minimum of one child restraint model for each stage of a child's growth compliant with CMV safety standards; a requirement for training for all drivers on proper use and installation of seats; and a requirement for a yearly inspection of child restraint systems. Ms. LeFebvre advised they were pleased to see that three out of the four recommendations have been included in the draft by-law. They were also pleased to see the draft by-law provide for child-friendly advertising. However, they do have two suggestions: replacing the term 'car seat' with the more technically correct 'child restraint system' and, while the draft by-law encourages child restraint systems, it should be a more formal requirement. For the second suggestion, there are opportunities for taxi companies to partner with community agencies for assistance in selecting and purchasing child restraint systems, as in the partnership between Our Children Our Future and Aaron Taxi.

Rolly Malbeuf, Garson Taxi

Rolly Malbeuf, Garson Taxi, questioned if, being in Zone 2, he could pick up clients in Zone 1 as he has clients in Zone 1.

Mr. Watt advised that the draft by-law states that Zone 2 taxis can only pick up in Zone 2.

Jason Sanders, Aaron Taxi

Jason Sanders, Aaron Taxi, feels that the new by-law should be modified to reflect local needs. He feels that an area that requires more research is accessible taxis which could cost $70,000 to put on the road and depreciates twice as fast. He also feels that the receipt printing meter would only add to their costs. With respect to driver training, he does not feel it is needed as a driver must have a license issued by the Ministry of Transportation and it is in the owner's best interest to train his drivers as to City streets. With respect to vehicle age, Mr. Sanders feels this provision is not suited for the local economy and operators can not afford this kind of expense.

Michel Larochelle, Airport Shuttle and Nickel Taxi

Michel Larochelle, Airport Shuttle and Nickel Taxi, stated that the airport is different than the rest of the City and it should be studied further. The Sudbury Airport does not have high volume of traffic. He explained that on this day he had twelve fares and there are twelve taxis in the former Town of Nickel Centre. He further stated that the shuttle vehicle holds seven passengers which in most cases is sufficient. He can not afford a 9-passenger vehicle. He feels it is unfair that taxi companies have until 2007 to update their cars and he has only sixty days to update to a 9-passenger vehicle. He is also concerned with the pre-booking requirements; stating that not everyone is aware there is a shuttle at the airport. Also, Mr. Larochelle feels pricing needs to be looked at again. He feels that a review after four years is too long.

Jackie Valkama, Five Seasons Transit Service

Jackie Valkama, Five Seasons Transit Service, operates shuttles to Toronto's Pearson Airport and from the Sudbury Airport to outlining areas such as the North Shore. She advised these are all prearranged booking and asked if she is required to obtain a City license.

Mr. Watt advised that a license is required to operate in the City of Greater Sudbury but Ms. Valkama does not need one.

Jean Marc Vaillancourt, Starlight Taxi

Jean Marc Vaillancourt, Starlight Taxi, understands from the representation at this meeting that people want a change. He feels that Zone 1 is taking the brunt of the change. He stated that the money is getting smaller and the costs are getting bigger.

Denis Leduc, Taxi Driver

Denis Leduc started as a driver in the early '70s. He stopped for seven years as he was assaulted. He stated there is a need for driver protection.

Tony Cheung, Tax Broker

Tony Cheung, taxi broker, stated he endorsed Ken Flinn and Jason Sanders' concerns regarding costs. He feels the taxi industry is heavily regulated by the City as well as by the Federal Government. He indicated his concerns regarding receipt printing meters and age of vehicles. He feels the zones are to protect the interest of business owners and services to outskirts of Sudbury but there should be some kind of flexibility. He is also concerned about underbidding and how it can be dealt with.

Closing Remarks by the Chair

The Chair thanked everyone for attending tonight's meeting and providing input. He summarized the three major concerns of the taxi industry: requirement for the installation of child restraint systems; requirement for receipt printing meters by 2008; and requirement for maximum vehicle age. He advised that the Dr. Hara and Staff will consider all comments in the final version of the by-law. It is anticipated that the final version of the by-law will be presented to Council at the August 12th, 2003 City Council meeting.

Adjournment The meeting was adjourned at 7:47 p.m.

Chair

Secretary

Sudbury & District Health Unit
Service de santé publique

MINUTES – FIFTH MEETING
SUDBURY & DISTRICT BOARD OF HEALTH
BOARDROOM, SUDBURY & DISTRICT HEALTH UNIT
THURSDAY, MAY 15, 2003 AT 1:30 P.M.

BOARD MEMBERS PRESENT

R. Bradley
I. Edwards
B. Gingras
G. McIntaggart
D. Craig
K. Ferguson
P. Kinoshameg
L. Portelance
R. Dupuis
E. Gainer
W. Léveillée
R. Pilon

BOARD MEMBERS REGRETS

J. Gasparini

STAFF MEMBERS PRESENT

P. Buchanan
L. Picard
S. Siren
B. Fortin
R. Quesnel (Secretary)
S. Poirier
Dr. P. Sutcliffe

Media

G. McINTAGGART PRESIDING

1.0 CALL TO ORDER

The meeting was called to order at 1:55 p.m. following the board of health group picture that took place at 1:30 p.m.

G. McIntaggart thanked the media for attending the Board meeting as well as the Heather Crowe presentation on the need to protect workers from second-hand tobacco smoke held at 12:30 p.m. today.

2.0 ROLL CALL

3.0 DECLARATION OF CONFLICT OF INTEREST

None.

4.0 DELEGATION / PRESENTATION

i) West Nile Virus

Bruce Fortin, Director of Health Protection, presented the Sudbury & District Health Unit's 2003 West Nile virus action plan. The plan addresses bird, mosquito and human surveillance, raising public awareness and a larviciding/adulticiding contingency plan. The Province of Ontario has issued a press release regarding West Nile virus larviciding this week and teleconferences are being held with the Ministry of Health and Long-Term Care to obtain clarification regarding the provincial plan and interpretation for northern Ontario communities.

Questions were entertained regarding urban versus rural mosquitoes, mosquito trapping, environmental impact and cost of larvidicing as well as issues around sites that store tires. The Board of Health has advocated for 100% funding and received support from other Boards of Health and from municipalities.

It was pointed out that provincial representatives were meeting with the First Nations to discuss the provincial WNv plan of action with First Nations.

B. Fortin, Director of Health Protection and his staff were commended for their commitment and hard work related to these recent activities.

5.0 MINUTES OF PREVIOUS MEETING

i) Fourth Meeting – April 17, 2003

42-03 APPROVAL OF MINUTES – April 17, 2003

Moved by Dupuis – Gingras: THAT the minutes of the Board of Health meeting of April 17, 2003 be approved as distributed.

CARRIED

6.0 BUSINESS ARISING FROM MINUTES

i) Audit Fees

In response to an inquiry at the last Board meeting, a breakdown of our audit fees for the last five years was shared with Board members.

7.0 REPORT OF MEDICAL OFFICER OF HEALTH / EXECUTIVE DIRECTOR

i) May 2003 – Medical Officer of Health / Executive Director Report

Dr. Sutcliffe referred to her opening remarks under Words for Thought that included a quote on public health matters and the broader factors that affect our health. The quote is from Dr. P. Sarsfield, Medical Officer of Health at the Northwestern Health Unit, during his presentation at the Northern Health Issues Symposium held in Sudbury on May 6, 2003.

Following new directives from the Ministry of Health and Long-Term Care, the Sudbury & District Health Unit has stopped the SARS screening effective today and acute care organizations will be reducing their comprehensive SARS screening shortly.

Dr. Sutcliffe highlighted the work that the health unit has undertaken related to elevated levels of arsenic in the soils, especially in Falconbridge, found in the soil samples taken as part of the Sudbury Soils Study. On behalf of the Board of Health, G. McIntaggart, Board Chair, thanked Dr. Sutcliffe for her proactive approach and providing precautionary information to the members of our community.

The EatSmart program awarded 16 restaurants and 2 cafeterias from our catchment area at a well-attended ceremony this morning. A request was made to approach restaurants such as McDonald's and Wendy's who are smoke-free and have included a lighter menu.

43-03 ACCEPTANCE OF REPORT

Moved by Gingras – Dupuis: THAT the Report of the Medical Officer of Health for the month of May 2003 be accepted as distributed.

CARRIED

8.0 NEW BUSINESS

a) Items for Discussion

i) Accreditation

Dr. Sutcliffe reported that, as a proud accredited health unit, we have assessed our readiness and it is recommended we proceed with the next accreditation review in 2004.

44-03 ACCREDITATION

Moved by Edwards – Portelance: WHEREAS accreditation is the process whereby the organizational and administrative aspects of a public health agency, including program planning, implementation, monitoring and evaluation, are measured against peer-set principles and standards; and

WHEREAS the Sudbury & District Health Unit has participated in the Ontario Accreditation Council on Community Health Accreditation (OCCHA) accreditation process and was first accredited on March 19, 1990; and

WHEREAS the health unit received the Ontario Council on Community Health Accreditation Seal of Excellence for having retained accreditation status for a minimum of 10 consecutive years; and

WHEREAS the Sudbury & District Board of Health's vision is for healthy communities in which the Sudbury & District Health Unit plays an essential role; and

WHEREAS the Sudbury & District Health Unit is known for dedication to excellence and for breaking barriers to improve health; and

WHEREAS the accreditation award symbolizes official recognition of excellence to the public, local community agencies, professional associations and local, regional and provincial governments; and

WHEREAS the Sudbury & District Health Unit Accreditation Team and Executive Committee has assessed our readiness and compliance with the accreditation standards;

THEREFORE BE IT RESOLVED THAT the Board of Health proceeds with the accreditation process and directs the Medical Officer of Health to advise OCCHA of the Sudbury & District Health Unit's intent to proceed with its accreditation review in 2004.

CARRIED

b) Correspondence

i) West Nile virus Funding

Letter To: City of Greater Sudbury from the Public Health Branch, Ministry of Health and Long-Term Care
Date: April 17, 2003

No discussion.

ii) **SARS**
Press Release: alPHa
Date: April 28, 2003

No discussion.

iii) **Re: Community Reinvestment Fund**
Letter to: Thunder Bay District Health Unit from the Ministry of Health and Long-Term Care
Date: April 17, 2003

No discussion.

iv) **Re: Prevention of Alcohol Related Collisions**
Response Letter: Ministry of Health and Long-Term Care dated April 15, 2003
Response Letter: Ministry of Consumer and Business Services dated April 28, 2003
Support Letter from: Northwestern Health Unit dated April 24, 2003

No discussion.

v) **Re: Northern Ontario Perinatal and Child Health**
Letter from: Ministry of Health and Long-Term Care
Date: April 16, 2003

The Ministry of Health and Long-Term Care has written to commend our Public Health Research, Education and Development Program for coordinating the Northern Ontario Perinatal and Child Health Survey Consortium. Using funding from eight collaborating health units, the Sudbury & District Health Unit PHRED program led a consortium and provided excellent information for all health units to use in their programming. This was a unique approach to deal with northern child health issues and the Ministry is recognizing us for this initiative.

L. Portelance was recognized for her involvement with the Children's First Roundtable for which the report card was presented at the last Council meeting.

vi) **Re: Verdict and Recommendations of the Coroner's Jury into the Death of Kimberly Ann Rogers**
Response Letter: Ministry of Community, Family and Children's Services dated April 17, 2003
Support Letter from: Northwestern Health Unit dated April 24, 2003

No discussion.

vii) **Re:** **Support for SDHU Motions: Smoke-Free District of Sudbury and Manitoulin/Breastfeeding Advocacy and baby-Friendly Designation**
Letter from: Municipality of Assiginack
Date: May 1, 2003

No discussion.

viii) **Re:** **Introduction of Two New Vaccines**
News Release: Ministry of Health and Long-Term Care
Date: April 28, 2003

No discussion.

45-03 ACCEPTANCE OF NEW BUSINESS ITEMS

Moved by Portelance – Edwards: THAT this Board of Health receives New Business items 8 a) to b).

CARRIED

9.0 ITEMS OF INFORMATION

i)	Inside Edition	April 2003
ii)	EC Minutes	February 17, 2003
iii)	EC Minutes	March 17, 2003
iv)	EC Minutes	April 14, 2003
v)	alPHa E-Updates	May 5, 2003
vi)	Community Health Connections	March 2003

Circulated for information.

10.0 ADDENDUM

46-03 ADDENDUM

Moved by Bradley - Portelance: That this Board of Health deals with the items on the Addendum.

CARRIED

i) **Re:** **West Nile Virus Funding**
Letter to: Huron County Board of Health from the Ministry of Health and Long-Term Care
Date: May 6, 2003

Discussion was held regarding the control of mosquito-borne WNv and the role of Centres for Disease Control that exists in other countries.

ii) **Re:** **Funding Advocacy for Communities implementing 100% Smoke-Free Tobacco ByLaws**
Letter: Hastings & Prince Edward Counties
Date: May 6, 2003

The Hastings & Prince Edward Counties Health Unit is supporting our motion on the above-noted matter.

iii)	Re:	**Verdict and Recommendations of the Coroner's Jury into the Death of Kimberly Ann Rogers**
	Support Letter:	Corporation of the County of Huron dated May 9, 2003
	Support Letter:	Grey Bruce Health Unit dated May 7, 2003

The Corporation of the County of Huron and the Grey Bruce Health Unit are supporting our resolution on the above-noted matter.

iv)	Re:	**Prevention of Alcohol Related Collisions**
	Response Letter from:	Ministry of Transportation dated May 6, 2003

The Director of the Safety Policy and Education Branch at the Ministry of Transportation is responding to our motion on the above-noted matter.

v)	Re:	**SARS**
	Province of Ontario Ad:	"Ontario A Community of Care" May, 2003
	Letter:	alPHa dated April 28, 2003

47-03 SARS

Moved by Craig – Kinoshameg: WHEREAS the Province of Ontario has issued a number of full-page advertisements which have been printed in major regional and national newspapers in response to the SARS outbreak; and

WHEREAS the provincial advertisement published in early May 2003 entitled "Ontario A Community of Care" reports that the following actions are in progress:
"To safeguard your hard work and valiant efforts, here is what's being done to keep everyone safe.

- ***Establishing 15 mobile rapid-response teams for fast response to contain infectious disease outbreaks in the future.***
- ***Developing and funding a comprehensive research program for SARS and other infectious diseases.***
- ***Expanding the number of staff in public health units.***
- ***Enhancing information systems linking all public health units across the province so they can respond faster to outbreaks.***
- ***New legislation that would give greater power to your Medical Officer of Health to protect your health and safety by ensuring people stay in isolation when necessary.***
- ***Developing new protocols and procedures to keep Ontario hospitals safe." and***

WHEREAS local Medical Officers of Health and local Boards of Health have unique mandates under Ontario law related to the control of infectious disease and outbreak response; and

WHEREAS the Sudbury & District Board of Health has not received official communication of the above policy changes and the related implementation issues that relate directly to the mandate of Ontario Boards of Health and Medical Officers of Health; and

THEREFORE BE IT RESOLVED that the Board of Health directs the Medical Officer of Health to request clarification from the Honourable Tony Clement, Minister of Health and Long-Term Care regarding the Medical Officer Health and Board of Health roles and responsibilities as they pertain to the recent SARS advertisement that focuses on new infectious disease control and outbreak response policy directions and enhancements;

AND FURTHERMORE THAT this Board of Health seek support of other Ontario Boards of Health in this matter.

CARRIED

vi) **Re:** **Muskoka Parry Sound Medical Officer of Health**
Newspaper Article: Huntsville Forester: "Medical Officer of Health resigns"

The Muskoka-Parry Sound Board of Health has announced that Dr. J. Pfaff has resigned from his position as Medical Officer of Health.

vii) Executive Committee Meeting Minutes dated May 14, 2003

Minutes of the Executive Committee were accepted as circulated.

IN CAMERA

48-03 IN CAMERA

Moved by Kinoshameg – Craig: THAT this Board of Health goes in-camera. Time: 2:45 p.m.

CARRIED

RISE & REPORT

49-03 RISE & REPORT

Moved by Pilon – Gainer: THAT this Board of Health rises and reports. Time 3:47 p.m.
CARRIED

It was reported that a personnel matter was discussed.

11.0 ANNOUNCEMENTS/ENQUIRIES

Board of Health members are invited to the annual Board of Health summer BBQ being held in June at Dr. Sutcliffe's home.

12.0 ADJOURNMENT

50-03 ADJOURNMENT

Moved by Edwards – Dupuis: That we do now adjourn. Time: 3:48 p.m.

CARRIED

(Chair) (Secretary)

MINUTES OF THE TENDER OPENING COMMITTEE

Committee Room C-14
Tom Davies Square
2003-07-29

Commencement: 2:30 p.m.
Adjournment: 2:38 p.m.

R. DELAIRE, CO-ORDINATOR OF SUPPLIES & SERVICES, IN THE CHAIR

Present

D. Nadorozny, General Manager of Economic Development & Planning Services; B. Gutjahr, Manager of By-Law Services; L. Poulin, Building & Facilities Technician; W. LeFave, Special Projects Inspector; K. Lessard, Law Clerk; M. Hauta, Accountant; S. Cundari, Clerk-Receptionist

Tender for the Falconbridge Community Centre Membrane Re-Roofing

Tenders for the Falconbridge Community Centre Membrane Re-Roofing {estimated at a total cost of $102,000.00} were received from the following bidders:

BIDDER	TOTAL AMOUNT
Douro Roofing	$99,991.50
Semple-Gooder Northern Limited	$137,388.00

A bid deposit in the amount of $10,000.00, in the form of a certified cheque or letter of credit with an agreement to bond accompanied each tender.

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

Tender for Pound Services and Animal Control Services for the City of Greater Sudbury

Tenders for Pound Services and Animal Control Services for the City of Greater Sudbury {estimated at a total cost of $70,000.00 per year} were received from the following bidders, as attached hereto as Schedule "A".

A bid deposit in the amount of $10,000.00, in the form of a certified cheque, letter of credit, or money order accompanied each tender.

The foregoing tenders were turned over to the Manager of By-Law Services for review and recommendation to the General Manager of Economic Development & Planning Services who would report to City Council.

T.O.C. 2003-07-29 (1)

Adjournment

The meeting adjourned at 2:38 p.m.

Chairman

Secretary

SCHEDULE "A" - MINUTES OF THE TENDER OPENING COMMITTEE

TENDER FOR POUND SERVICES AND ANIMAL CONTROL SERVICES FOR THE CITY OF GREATER SUDBURY

	Total Prices for 2004		
Bidders	***Option 1***	***Option 2***	***Option 3***
Wenrick Kennels	$133,750.00	$310,300.00	$356,310.00
Dr. Rod Jouppi Walden Animal Hospital	No Bid	No Bid	$609,900.00

	Total Prices for 2005		
Bidders	***Option 1***	***Option 2***	***Option 3***
Wenrick Kennels	$133,750.00	$310,300.00	$356,310.00
Dr. Rod Jouppi Walden Animal Hospital	No Bid	No Bid	$609,900.00

	Total Prices for 2006		
Bidders	***Option 1***	***Option 2***	***Option 3***
Wenrick Kennels	$133,750.00	$310,300.00	$356,310.00
Dr. Rod Jouppi Walden Animal Hospital	No Bid	No Bid	$622,098.00

MINUTES OF THE TENDER OPENING COMMITTEE

Committee Room C-14
Tom Davies Square
2003-08-05

Commencement: 2:30 p.m.
Adjournment: 2:50 p.m.

M. JAKUBO, CO-ORDINATOR OF SUPPLIES & SERVICES, IN THE CHAIR

Present

Councillor Craig; E. Sviezikas, Senior Technician; J. Van de Rydt, Co-ordinator of Capital Budget & Risk Management; Luciano Valle, Engineering Technician; P. Chiesa, Co-ordinator of Project Engineering; K. Lessard, Law Clerk; S. Cundari, Clerk-Receptionist

Contract 2003-25, Tender for Bridge Rehabilitation - Lorne St. @ Big Nickel Road

Tenders for Contract 2003-25, Bridge Rehabilitation - Lorne St. @ Big Nickel Road {estimated at a total cost of $600,000.00} were received from the following bidders:

BIDDER	TOTAL AMOUNT
Teranorth Construction & Engineering Limited	$795,394.87
Nor Eng Construction	$718,933.00
Pioneer Construction Inc.	$765,054.82
Belanger Construction (1981) Inc.	$793,672.77

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 Co-ordinator of Project Engineering for review and recommendation to the General Manager of Public Works who would report to City Council.

Contract 2003-3, Tender for MR 35, Watermain Loop

Tenders for Contract 2003-3, MR 35, Watermain Loop {estimated at a total cost of $380,000.00} were received from the following bidders:

BIDDER	TOTAL AMOUNT
Labelle Bros. Excavating	$236,416.50
Garson Pipe Contractors Limited	$296,896.65
Teranorth Construction & Engineering Limited	$361,388.97
R. M. Belanger Limited	$299,973.43
Pioneer Construction Inc.	$297,876.12
Hollaway Equipment Rental Ltd.	$276,734.12

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 Engineering Technician for review and recommendation to the General Manager of Public Works who would report to City Council.

Contract 2003-5, Tender for Henri St. Area Watermain

Tenders for Contract 2003-5, Henri Street Area Watermain {estimated at a total cost of $1,250,000.00} were received from the following bidders:

BIDDER	TOTAL AMOUNT
Garson Pipe Contractors Ltd.	$707,597.42
Teranorth Construction & Engineering Limited	$931,896.17
R. M. Belanger Limited	$735,143.50
Pioneer Construction Inc.	$806,963.86

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 Engineering Technician for review and recommendation to the General Manager of Public Works who would report to City Council.

Contract 2003-36, Tender for the Wahnapitae Sewage Lagoons Perimeter Fencing

Tenders for Contract 2003-36, Wahnapitae Sewage Lagoons Perimeter Fencing {estimated at a total cost of $130,000.00} were received from the following bidders:

BIDDER	TOTAL AMOUNT
Peninsula Construction Inc.	$123,472.65
M & G Fencing Inc.	$122,204.70
Hollandia Nursery Sod, 407043 Ont. Inc.	$141,266.85

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 Senior Technician for review and recommendation to the General Manager of Public Works who would report to City Council.

Adjournment

The meeting adjourned at 2:50 p.m.

T.O.C. 2003-08-05 (2)

Chairman

Secretary

MINUTES OF THE TENDER OPENING COMMITTEE

Committee Room C-14
Tom Davies Square
2003-08-06

Commencement: 2:32 p.m.
Adjournment: 2:50 p.m.

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

Present

R. Sauve, Manager of Transit Operations; M. Jakubo, Acting Manager of Supplies & Services; T. Spiers, Acting Chief Field Inspector; T. Wu, Senior Planner; B. Johnston, Director of Transportation Services; D. Martel, Mechanical Foreperson; Luciano Valle, Engineering Technician; R. Halverson, CADD Technician; P. Chiesa, Co-ordinator of Project Engineering; K. Lessard, Law Clerk; S. Cundari, Clerk-Receptionist

Contract 2003-22, Tender for Lasalle Blvd. Upgrading - Lauzon Avenue to Attlee Avenue

Tenders for Contract 2003-22, Lasalle Blvd Upgrading - Lauzon Avenue to Attlee Avenue {estimated at a total cost of $1,200,000.00} were received from the following bidders:

BIDDER	TOTAL AMOUNT
R. M. Belanger Limited	$1,519,116.45
Lafarge Materials & Construction Inc.	$1,466,707.63
Interpaving Limited	$1,513,595.30
Pioneer Construction Inc.	$1,521,775.80

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 Engineering Technician for review and recommendation to the General Manager of Public Works who would report to City Council.

Contract 2003-53, Tender for Panache Lake Road Emergency Culvert Replacement

Tenders for Contract 2003-53, Panache Lake Road Emergency Culvert Replacement {estimated at a total cost of $145,000.00} were received from the following bidders:

BIDDER	TOTAL AMOUNT
Teranorth Construction & Engineering Limited	$228,049.10
Nor Eng Construction	$197,736.00
Garson Pipe Contractors Limited	$166,283.03
R. M. Belanger Limited	$171,240.66
Interpaving Limited	$194,665.10

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 CADD Technician for review and recommendation to the General Manager of Public Works who would report to City Council.

Request for Proposal for the Purchase of Four (4) Used, Rebuilt or Refurbished High Floor Transit Coaches (Manufactured in or after the year of 1989)

Proposals for the Purchase of Four (4) Used, Rebuilt or Refurbished High Floor Transit Coaches (Manufactured in or after the year of 1989) {estimated at a total cost of $450,000.00} were received from the following bidders:

BIDDER

Capital Bus Parts
Dupont Industries Inc.
3090-2860 Quebec Inc.
Transcar Manufacturer Inc.

The foregoing proposals were turned over to the Manager of Transit Operations for review and recommendation to the General Manager of Citizen & Leisure Services who would report to City Council.

Request for Proposal for the Provision of Consulting Services for a Storm Water Background Study

Proposals for the Provision of Consulting Services for a Storm Water Background Study {estimated at a total cost of $125,000.00 - $150,000.00} were received from the following bidders:

BIDDER

CH2M Hill Canada Limited
Totten Sims Hubicki Associates
Aquafor Beech Limited
S. A. Kirchhefer Limited
Earth Tech (Canada) Inc.
J. L. Richards & Associates Limited

The foregoing proposals were turned over to the Senior Planner for review and recommendation to the General Manager of Economic Development & Planning Services who would report to City Council.

Adjournment

The meeting adjourned at 2:50 p.m.

T.O.C. 2003-08-06 (2)

Chairman

Secretary