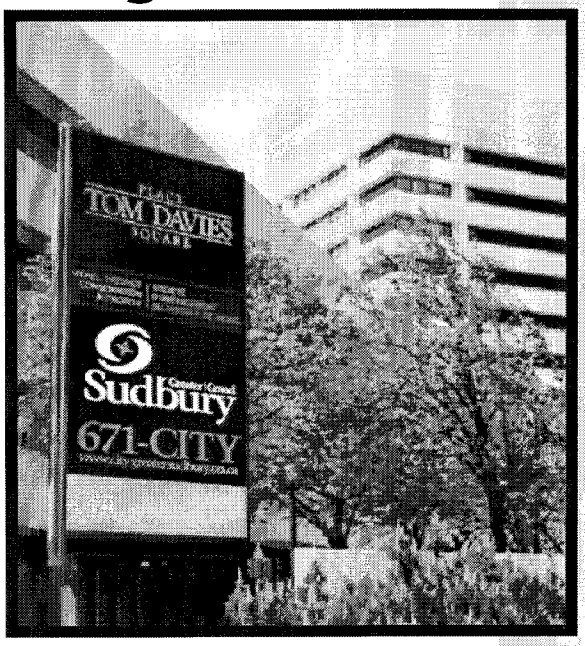
Vision: *The City of Greater Sudbury is a growing, world-class community bringing talent, technology and a great northern lifestyle together.*

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*

Agenda
Ordre du jour



For the City Council Meeting to be held

Pour la réunion du Conseil municipal qui aura lieu

Thursday, November 13, 2003

jeudi 13 novembre 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
THURSDAY, NOVEMBER 13TH, 2003

COUNCIL CHAMBER
Tom Davies Square

7:00 p.m.

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

City Council AGENDA

FOR THE REGULAR MEETING OF CITY COUNCIL
*TO BE HELD ON **THURSDAY, NOVEMBER 13, 2003** AT 7:00 P.M.*
IN THE COUNCIL CHAMBER, TOM DAVIES SQUARE

6:00 P.M. **COMMITTEE OF THE WHOLE - "IN CAMERA"**
COMMITTEE ROOM C-11, TOM DAVIES SQUARE
To deal with: A Litigation Matter

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. Letter dated 2003-08-29 from the Canadian Diabetes Association regarding the 50th Anniversary of the Canadian Diabetes Association and how far they have come in the treatment options available. **1**
(VERBAL PRESENTATION)

   - Jennifer MacKinnon, Regional Director, Canadian Diabetes Association

5. Report dated 2003-11-07 from the Chief Administrative Officer regarding "Building the City of Tomorrow" Discussion Paper, Final Version. **2 - 4**
(VERBAL PRESENTATION) (FOR INFORMATION ONLY)

   - Mark Mieto, Chief Administrative Officer

   (The final report includes a summary of the October 10, 2003 feedback session at Trillium Centre, and the original Discussion Paper distributed in October 2003. This public consultative process began last March after Budget deliberations, to address the City's fiscal challenges. A resolution from October 23, 2003 City Council meeting calls for the report to be forwarded to the Mayor and Council in January 2004.)

MATTERS ARISING FROM THE "IN CAMERA" SESSION

At this point in the meeting, the Chair, Deputy Mayor Petryna 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 PRIORITIES COMMITTEE: 2003-11-12

At this point in the meeting, the Chair of the Priorities Committee, Deputy Mayor Courtemanche, will bring forward any matter requiring Council approval.

MATTERS ARISING FROM THE PLANNING COMMITTEE: 2003-11-04

At this point in the meeting, the Chair of the Planning Committee, Councillor Bradley, will bring forward any matter requiring Council approval.

PART I - CONSENT AGENDA

(RESOLUTION PREPARED adopting resolutions for Items C-1 to C-13 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.)

MINUTES

C-1 Report No. 60, City Council, Minutes of 2003-10-23.
(RESOLUTION PREPARED - MINUTES ADOPTED) **M1 - M13**

C-2 Report No. 25, Priorities Committee, Minutes of 2003-11-12.
(RESOLUTION PREPARED - MINUTES ADOPTED)(MINUTES TABLED)

C-3 Report No. 26, Planning Committee, Minutes of 2003-11-04.
(RESOLUTION PREPARED - MINUTES ADOPTED) **M14 - M26**

C-4 Report No. 20, City of Greater Sudbury Public Library Board, Minutes of 2003-09-18.
(RESOLUTION PREPARED - MINUTES RECEIVED) **M27 - M28**

C-5 Report of the Nickel District Conservation Authority, Minutes of 2003-10-15.
(RESOLUTION PREPARED - MINUTES RECEIVED) **M29 - M32**

C-6 Report of the Tender Opening Committee, Minutes of 2003-11-04.
(RESOLUTION PREPARED - MINUTES RECEIVED) **M33 - M34**

C-7 Report of the Greater Sudbury Police Services Board, Minutes of 2003-09-10.
(RESOLUTION PREPARED - MINUTES RECEIVED) **M35 - M40**

TENDERS

{NONE}

PART I - CONSENT AGENDA (continued)

ROUTINE MANAGEMENT REPORTS

C-8 Report dated 2003-11-05 from the General Manager of Public Works regarding Updating the Flat Rate Tipping Fees. **5 - 6**
(RESOLUTION PREPARED) (REFER TO BY-LAW 2003-281)

(Staff requested and received approval to proceed with reviewing and updating the flat rate tipping fee system at the August 12th, 2003 Council meeting.)

C-9 Report dated 2003-11-05, with attachments, from the General Manager of Public Works regarding Seniors' Pedestrian Crossing Signs. **7 - 9**
(RESOLUTION PREPARED)

(At the Council meeting on October 23, 2003, City staff were asked to investigate the possibility of installing "Senior" Tab signs in all known areas of senior pedestrian traffic. A cost estimate for the signs was also requested.)

C-10 Report dated 2003-10-28 from the General Manager of Economic Development & Planning Services regarding Animal Control Advisory Panel. **10 - 11**
(RESOLUTION PREPARED)

(At its October 24, 2002 meeting, Council approved staff recommendations and directed staff to prepare an Animal Control By-law to come into effect January 1, 2003. Also included in this motion was that a Citizen Advisory Panel be established to oversee the new Animal Control By-law.

On August 12, 2003, Council approved the recommendation that Animal Control Services be outsourced and in doing so concluded the extensive process of finalizing Animal Control Service and Delivery.

Now that the By-law has been implemented and the decision on service delivery has been made, it is now time to establish a Citizen Advisory Panel to review the By-law and oversee service delivery and make recommendations that could improve both the By-law and Service Delivery.)

TELEPHONE POLLS

{NONE}

BY-LAWS

THE FOLLOWING BY-LAWS APPEAR FOR THREE READINGS:

2003-276	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDING OF COUNCIL OF NOVEMBER 13, 2003

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

2003-277	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PART OF PARCEL 15936 SUDBURY EAST SECTION MUNICIPALLY KNOWN AS 346 MURRAY STREET, SUDBURY TO JANET MACKENZIE Planning Committee meeting of November 4, 2003
2003-278A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A CONSULTING AGREEMENT WITH EARTH TECH (CANADA) INC. FOR THE TRANSPORTATION BACKGROUND STUDY FOR THE NEW OFFICIAL PLAN Council Resolution No. 2003-328
2003-279A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE PRIVATE PROPERTY AND DISABLED PARKING SECTIONS OF BY-LAW 2001-1 AND FIRE ROUTE BY-LAW 2003-30T (This By-law updates the list of existing enforcement officers.)
2003-280	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT FOR THE PROCUREMENT OF LIABILITY COVERAGE TO CERTAIN UNINSURED COMMUNITY BASED VOLUNTEER GROUPS Priorities Committee Recommendation 2003-63 (This By-law authorizes the City of Greater Sudbury to continue the past practice of the area municipalities of providing, by way of grant, commercial general liability insurance (other than liquor liability coverage) for the conduct of specified community events, which are sponsored by otherwise uninsured community volunteer groups.)
2003-281	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 Report dated 2003-11-05 from the General Manager of Public Works.

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

2003-282 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ESTABLISH A SURPLUS FILL POLICY

(This By-law sets out the City's policy on the disposition of surplus fill generated by the conduct of City Works and delegates to the City's manager of construction services, the responsibility for administering the surplus fill policy and authorizing the disposition of surplus fill in accordance with the policy.)

Priorities Committee meeting of November 12, 2003.

2003-283 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT SOCIAL HOUSING POLICIES

Priorities Committee meeting of November 12, 2003.

CORRESPONDENCE FOR INFORMATION ONLY

C-11 Report dated 2003-10-28 from the General Manager of Economic Development & Planning Services regarding Excessive Noise from Local Bar Patios - South End of City. **12 - 13**

(At the City Council meeting of October 9, 2003, Councillor Davey submitted a petition to the Deputy City Clerk regarding excessive noise from the outdoor patios at local establishments. This petition was forwarded to Mr. Bryan Gutjahr, Manager of By-law Enforcement Services, for his review.

At the City Council meeting of October 23, 2003, Councillor Davey requested that staff prepare a report regarding the noise stemming from outside patios at local bars.)

C-12 Report dated 2003-10-28 from the General Manager of Health & Social Services regarding Pay Equity Settlement for Not-For-Profit Child Care Proxy Agencies. **14 - 15**

(The Ministry of Community, Family and Children Services (MCFCS) advised the City of Greater Sudbury that funding will be available to assist eligible not-for-profit child care proxy agencies with their pay equity obligations as a result of the settlement between the Government of Ontario and five unions. The Government of Ontario has agreed to provide $240 million of pay equity funding over the next three years (2003-2005) to transfer payment agencies.)

PART I - CONSENT AGENDA (continued)

CORRESPONDENCE FOR INFORMATION ONLY (continued)

C-13 Report dated 2003-10-21 from the General Manager of Health & Social Services regarding Extreme Cold Weather Alert Mid Term Report. **16 - 18**

(On January 24th, 2003 the Council for the City of Greater Sudbury approved two years of funding for the Extreme Cold Weather Alert.

The Extreme Cold Weather Alert is a short-term emergency response to increase available services for people who are especially vulnerable to intensely cold weather conditions. People on the street are encouraged to voluntarily access shelters and services. Individuals who may be at risk due to low temperatures in their homes are also eligible for these services.)

PART II - REGULAR AGENDA

REFERRED AND DEFERRED MATTERS

{NONE}

MANAGERS' REPORTS

R-1 Report dated 2003-11-05, with attachments, from the General Manager of Corporate Services regarding Store Closing By-laws. **19 - 25**
(RESOLUTION PREPARED) (REFER TO BY-LAW 2003-284)

(This report deals with the request by New Sudbury Shopping Centre for an exemption from the City of Greater Sudbury Store Closing By-laws to remain open until 9:00 p.m. on the following Saturdays: November 29, 2003; December 6, 2003; December 13, 2003; December 20, 2003.)

RESOLUTION:

THAT all existing Store Closing By-laws of the former municipalities be repealed.

2003-284 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO REPEAL THE STORE CLOSING BY-LAWS OF THE FORMER MUNICIPALITIES

R-2 Report dated 2003-10-30 from the General Manager of Citizen & Leisure Services regarding a Request to Rename the Central Meeting Room at the Trillium Centre the "Salle Lionel E. Lalonde Room". **26 - 29**
(RESOLUTION PREPARED)

PART II - REGULAR AGENDA (continued)

MOTIONS

R-3 **Presented by His Worship Mayor Gordon:**

WHEREAS the concept of mandatory retirement violates the spirit of Canada's Charter of Human Rights, and the Charter has been successfully challenged on the issue; and

WHEREAS no Ontario legislation requires retirement at age 65; and

WHEREAS the City of Greater Sudbury encourages citizens of all ages to fulfill their personal and vocational goals; and

WHEREAS the Mayor and Council have recognized the accumulated knowledge, skills and wisdom of Sudbury's growing seniors population by instituting the Mayor and Council's Committee on Seniors' Issues; setting the goal of promoting "the well-being of our citizens in a healthy, safe and stimulating community;" and adopting other senior-friendly policies; and

WHEREAS some City employees may have the desire, ability and experience to continue working after 65;

NOW THEREFORE the Mayor and Council hereby directs the Chief Administrative Officer to bring a new employee retirement policy before the new City Council as soon as possible.

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.}

2003-11-07

THOM M. MOWRY
CITY CLERK

CORRIE-JO CAPORALE
COUNCIL SECRETARY

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

Ordre du jour

DE LA RÉUNION DU CONSEIL MUNICIPAL
*QUI AURA LIEU LE **JEUDI 13 NOVEMBRE 2003** À 19 h*
DANS LA SALLE DU CONSEIL, PLACE TOM DAVIES

18 h **COMITÉ PLÉNIER - RÉUNION «À HUIS CLOS»**
SALLE DE COMITÉ C-11, PLACE TOM DAVIES
Objet de la réunion : une question portant sur un litige

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 (ATS) (705) 688-3919. On peut consulter l'ordre du jour au site Web 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. Lettre datée du 29 août 2003 de l'Association canadienne du diabète au sujet du 50e anniversaire de l'Association canadienne du diabète et des progrès accomplis dans les choix de traitements disponibles. **1**
(EXPOSÉ ORAL)

   - Jennifer MacKinnon, directrice régionale, Association canadienne du diabète

5. Rapport daté du 7 novembre 2003 de l'administrateur en chef au sujet du document de discussion *Building the City of Tomorrow* (bâtir la ville de demain), version définitive. **2 - 4**
(EXPOSÉ ORAL) **(À TITRE DE RENSEIGNEMENT SEULEMENT)**

   - Mark Mieto, administrateur en chef

   (Le rapport définitif comprend un résumé de la séance de rétroaction tenue le 10 octobre 2003 au Centre Trillium et le document de discussion original distribué en octobre 2003. Cette démarche de consultation publique a débuté en mars dernier après les délibérations budgétaires afin d'aborder les problèmes budgétaires à résoudre de la Ville. Une résolution lors de la séance du 23 octobre 2003 du Conseil municipal prévoit l'expédition du rapport au Maire et au Conseil en janvier 2004.)

QUESTIONS DÉCOULANT DE LA SÉANCE À HUIS CLOS

À cette étape de la réunion, l'adjoint au maire Petryna rapportera 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 DES PRIORITÉS du 12 nov. 2003

À cette étape de la réunion, l'adjoint au maire Courtemanche, président du Comité des priorités, saisira le Conseil de toute question nécessitant l'approbation de ce dernier.

QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DE PLANIFICATION du 4 nov. 2003

À cette étape de la réunion, le conseiller Bradley, président du Comité de planification, saisira le Conseil de toute question nécessitant l'approbation de ce dernier.

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS

(RÉSOLUTION PRÉPARÉE pour les articles C-1 à C-13 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 résolutions, 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 et 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 réunion.)

PROCÈS-VERBAUX

C-1 Rapport n° 60, Conseil municipal, procès-verbal de la réunion du 23 octobre 2003.
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ) **M1 - M13**

C-2 Rapport n° 25, Comité des priorités, procès-verbal de la réunion du 12 novembre 2003
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)(PROCÈS-VERBAL DÉPOSÉ)

C-3 Rapport n° 26, Comité de planification, procès-verbal de la réunion du 4 novembre 2003
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ) **M14 - M26**

C-4 Rapport n° 20, Conseil d'administration de la Bibliothèque publique de la Ville du Grand Sudbury, procès-verbal de la réunion du 18 septembre 2003
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M27 - M28**

C-5 Rapport de l'Office de la protection de la nature du district du Nickel, procès-verbal de la réunion du 15 octobre 2003
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M29 - M32**

C-6 Rapport du Comité de dépouillement des soumissions, procès-verbal de la réunion du 4 novembre 2003
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M33 - M34**

C-7 Rapport du Conseil d'administration des Services policiers du Grand Sudbury, procès-verbal de la réunion du 10 septembre 2003
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M35 - M40**

SOUMISSIONS

{AUCUNE}

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RAPPORTS DE GESTION COURANTS

C-8 Rapport daté du 5 novembre 2003 du directeur général des Travaux publics au sujet de la mise à jour des redevances forfaitaires de déversement. **5 - 6**
(RÉSOLUTION PRÉPARÉE) (CONSULTEZ LE RÈGLEMENT 2003-281)

(Le personnel a demandé et reçu l'approbation de revoir et de mettre à jour le système de redevances forfaitaires de déversement lors de la réunion du Conseil tenue le 12 août 2003.)

C-9 Rapport daté du 5 novembre 2003, accompagné de pièces jointes, du directeur général des Travaux publics au sujet des panneaux indiquant les passages pour aînés. **7 - 9**
(RÉSOLUTION PRÉPARÉE)

(Lors de la réunion du Conseil tenue le 23 octobre 2003, on a demandé au personnel de la Ville d'étudier la possibilité d'installer des panneaux indicateurs de passages pour aînés à tous les endroits connus de circulation pédestre d'aînés. On a aussi demandé une estimation du coût de ces panneaux.)

C-10 Rapport daté du 28 octobre 2003 du directeur général des Services de développement économique et de planification au sujet du comité consultatif sur le contrôle des animaux. **10 - 11**
(RÉSOLUTION PRÉPARÉE)

(Lors de sa réunion du 24 octobre 2002, le Conseil a approuvé les recommandations du personnel et il a demandé au personnel de rédiger un Règlement sur le contrôle des animaux qui devait entrer en vigueur le 1er janvier 2003. Cette motion prévoyait aussi l'établissement d'un Comité consultatif composé de citoyens afin de surveiller l'application du nouveau Règlement sur le contrôle des animaux.

Le 12 août 2003, le Conseil a approuvé la recommandation voulant que les Services de contrôle des animaux soient confiés à un entrepreneur privé et, ce faisant, mettant un terme à la longue démarche d'établir tous les détails du Service de contrôle des animaux et de sa prestation.

À présent que le Règlement est en vigueur et que la décision sur la prestation de services a été prise, il convient d'établir un Comité consultatif afin d'examiner le Règlement et de surveiller la prestation du service et de faire des recommandations qui puissent améliorer tant le Règlement que la prestation du service.)

SONDAGE(S) TÉLÉPHONIQUE(S)

{AUCUN}

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RÈGLEMENTS

2003-276 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR CONFIRMER LES DÉLIBÉRATIONS DU CONSEIL LORS DE SA RÉUNION DU 13 NOVEMBRE 2003

2003-277 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER LA VENTE D'UNE PARTIE DE LA PARCELLE 15936 DE LA SECTION EST DE SUDBURY CONNUE SOUS LE NOM DE 346, RUE MURRAY, SUDBURY À JANET MACKENZIE

Réunion du Comité de planification tenue le 4 novembre 2003

2003-278A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UNE CONVENTION DE CONSULTATION AVEC EARTH TECH (CANADA) INC. POUR L'ÉTUDE DE BASE SUR LES TRANSPORTS POUR LE NOUVEAU PLAN OFFICIEL

Résolution du Conseil N° 2003-328

2003-279A 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR NOMMER DES AGENTS MUNICIPAUX D'EXÉCUTION DE RÈGLEMENTS AUX FINS D'APPLICATION DES ARTICLES SUR LA PROPRIÉTÉ PRIVÉE ET LE STATIONNEMENT POUR PERSONNES HANDICAPÉES DU RÈGLEMENT 2001-1 ET DU RÈGLEMENT PORTANT SUR LES ITINÉRAIRES DES POMPIERS 2003-30T

(Ce règlement actualise la liste d'agents municipaux d'exécution de règlements.)

2003-280 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR AUTORISER UNE SUBVENTION AUX FINS D'UNE ASSURANCE RESPONSABILITÉ POUR CERTAINS GROUPES BÉNÉVOLES COMMUNAUTAIRES NON ASSURÉS

Recommandation du Comité des priorités 2003-63

(Ce règlement autorise la Ville du Grand Sudbury à continuer l'ancienne pratique des municipalités de la région à fournir, par voie de subvention, une assurance de responsabilité civile des entreprises (autre que pour la couverture de la responsabilité quant aux boissons alcoolisées) pour la tenue d'événements communautaires précisés, qui sont parrainés par des groupes bénévoles communautaires sans autre forme d'assurance.)

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

RÈGLEMENTS (suite)

2003-281 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR MODIFIER LE RÈGLEMENT 2002-331G PORTANT SUR LA COLLECTE, L'ENLÈVEMENT ET L'ÉLIMINATION DES DÉCHETS DANS LA VILLE DU GRAND SUDBURY

Rapport daté du 5 novembre 2003 du directeur général des Travaux publics. **5 - 6**

2003-282 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR ÉTABLIR UNE POLITIQUE SUR LES MATÉRIAUX DE REMBLAYAGE EXCÉDENTAIRES

(Ce Règlement établit la politique de la Ville au sujet de l'élimination des matériaux de remblayage excédentaires occasionnés par les Travaux publics et leurs délégués au directeur des services de construction de la Ville, la responsabilité d'administrer la politique sur les matériaux de remblayage excédentaires et d'autoriser l'élimination des matériaux de remblayage excédentaires conformément à la politique.)

Réunion du Comité des priorités tenue le 12 novembre 2003

2003-283 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR ADOPTER DES POLITIQUES SUR LE LOGEMENT SOCIAL

Réunion du Comité des priorités tenue le 12 novembre 2003

CORRESPONDANCE À TITRE DE RENSEIGNEMENT SEULEMENT

C-11 Rapport daté du 28 octobre 2003 du directeur général des Services de développement économique et de planification au sujet du bruit excessif provenant de terrasses de bars locaux - section sud de la Ville. **12 - 13**

(Lors de la réunion du Conseil municipal tenue le 9 octobre 2003, le conseiller Davey a présenté une pétition à l'adjointe au greffier municipal concernant le bruit excessif provenant des terrasses extérieures situées à des établissements locaux. On a fait suivre cette pétition à M. Bryan Gutjahr, gestionnaire de l'Exécution des règlements, pour son examen.

Lors de la réunion du Conseil municipal tenue le 23 octobre 2003, le conseiller Davey a demandé que le personnel rédige un rapport au sujet du bruit provenant des terrasses extérieures situées à des bars locaux.)

PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

CORRESPONDANCE À TITRE DE RENSEIGNEMENT SEULEMENT (suite)

C-12 Rapport daté du 28 octobre 2003 de la directrice générale de la Santé et des Services sociaux au sujet d'un règlement d'équité salariale pour les organismes par procuration de soins à l'enfant sans but lucratif. **14 - 15**

(Le ministère des Services à la collectivité, à la famille et à l'enfance (MSCFE) a informé la Ville du Grand Sudbury qu'un financement sera disponible pour aider les organismes par procuration de soins à l'enfant sans but lucratif à respecter leurs obligations en matière d'équité salariale résultant du règlement entre le gouvernement de l'Ontario et cinq syndicats. Le gouvernement de l'Ontario a convenu de fournir 240 millions de dollars de financement en vue de l'équité salariale pendant les trois prochaines années (2003-2005) aux organismes de paiement de transfert.)

C-13 Rapport daté du 21 octobre 2003 de la directrice générale de la Santé et des Services sociaux au sujet du Rapport de mi-étape sur les alertes par très grands froids. **16 - 18**

(Le 24 janvier 2003, le Conseil de la Ville du Grand Sudbury a approuvé deux ans de financement en vue de l'alerte par très grands froids.

L'alerte par très grands froids est une intervention d'urgence à court terme afin d'accroître les services disponibles aux gens qui sont particulièrement vulnérables par très grands froids. On encourage les personnes dans la rue de volontairement se rendre aux refuges et aller chercher les services. Les personnes, qui peuvent aussi être à risque en raison des basses températures chez elles, sont aussi admissibles à ces services.)

PARTIE II - ORDRE DU JOUR RÉGULIER

QUESTIONS RENVOYÉES ET QUESTIONS REPORTÉES

{AUCUNE}

RAPPORTS DES GESTIONNAIRES

R-1 Rapport daté du 5 novembre 2003, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet des Règlements sur les heures d'ouverture des magasins. **19 - 25**
(RÉSOLUTION PRÉPARÉE) **(CONSULTEZ LE RÈGLEMENT 2003-284)**

(Ce rapport traite de la demande du centre commercial New Sudbury Shopping Centre visant une exemption par rapport aux règlements de la Ville du Grand Sudbury sur les heures de fermeture des magasins, afin de laisser ces derniers ouverts jusqu'à 21 h les samedis suivants : le 29 novembre 2003; le 6 décembre 2003; le 13 décembre 2003 et le 20 décembre 2003.)

RÉSOLUTION:

QUE tous les règlements existants sur les heures de fermeture des magasins des anciennes municipalités soient révoqués.

PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

RAPPORTS DES GESTIONNAIRES (suite)

2003-284 3 UN RÈGLEMENT DE LA VILLE DU GRAND SUDBURY POUR RÉVOQUER LES RÈGLEMENTS DES ANCIENNES MUNICIPALITÉS SUR LA FERMETURE DES MAGASINS

R-2 Rapport daté du 30 octobre 2003 de la directrice générale des Services aux citoyens et des Loisirs au sujet d'une demande de renommer la salle de réunion centrale au Centre Trillium « Salle Lionel E. Lalonde Room ». **26 - 29**
(RÉSOLUTION PRÉPARÉE)

MOTIONS

R-3 **Présentée par monsieur le maire Gordon :**

ATTENDU QUE la notion de la retraite obligatoire viole l'esprit de la Charte canadienne des droits et libertés et que la Charte a été invoquée avec succès sur cette question;

ATTENDU QU'aucune loi ontarienne n'exige la retraite à l'âge de 65 ans;

ATTENDU QUE la Ville du Grand Sudbury encourage les citoyens de tout âge à réaliser leurs buts personnels et professionnels;

ATTENDU QUE le maire et le Conseil ont reconnu le savoir, les compétences et la sagesse accumulés de la population croissante des aînés à Sudbury en instituant un Comité du Maire et du Conseil sur les questions relatives aux aînés, en établissant le but de promouvoir « le bien-être de nos citoyens dans une collectivité saine, sécuritaire et stimulante » et en adoptant d'autres politiques favorables aux aînés;

ATTENDU QUE certains employés de la Ville peuvent avoir le désir et la capacité de continuer à travailler après l'âge de 65 ans et l'expérience nécessaire pour ce faire;

PAR CONSÉQUENT, le Maire et le Conseil demandent par la présente à l'administrateur en chef de présenter une nouvelle politique sur la retraite des employés au nouveau Conseil municipal dès que possible.

ADDENDA

PÉTITIONS CIVIQUES

PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

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.}

Le 7 novembre 2003

THOM M. MOWRY,
GREFFIER MUNICIPAL

CORRIE-JO CAPORALE,
SECRÉTAIRE DU CONSEIL

August 29, 2003

Dear Corrie:

This letter is to request permission to appear before City Council on Thursday, November 13 to do a brief presentation about the Canadian Diabetes Association and the services we provide to people in the City Of Greater Sudbury. The month of November is Diabetes Awareness month. Canadian statistics show that 10 percent of any given population is affected by Diabetes. That translates to some 16,000 people in our area.

Our presentation will focus on the 50th Anniversary of the Canadian Diabetes Association, and how far we have come in the treatment options available.

We would also be pleased to address any questions the councilors might have.

Please let me know if you need any more information from me at this point, and when we might expect confirmation of this request so we can finalize our plans.

Thank you for your consideration,

Sincerely,

Marianne Mantyla
Public Programs and Services Coordinator,
Canadian Diabetes Association
marianne.mantyla@diabetes.ca
670-1993

Request for Decision
City Council

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

Type of Decision

Meeting Date	2003-11-13					Report Date	2003-11-07			
Decision Requested		Yes		No		Priority	X	High		Low
	Direction Only		X			Type of Meeting	X	Open		Closed

Report Title

"BUILDING THE CITY OF TOMORROW"
DISCUSSION PAPER, FINAL VERSION

Policy Implication + Budget Impact

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

BUDGET IMPACT

NONE

X	Background Attached

Recommendation

Council Resolution #2003-539 was passed at the October 23, 2003 meeting. (Resolution appears on page 2.)

	Recommendation Continued

Recommended by the General Manager

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By	Division Review
Sue McCullough Internal Auditor	

This document represents the culmination of a nine-month consultative process with community stakeholders from the City of Greater Sudbury.

Council initiated the process in late March with a resolution to "...engage all stakeholders, the community, unions and management" in seeking solutions to fiscal challenges which affected the 2003 budget deliberations. The Mayor's 'State of the City' address to the Chamber of Commerce on April 30 further invited public input to finding solutions.

The first public session, called "City of Tomorrow", was held at the Trillium Centre in Azilda on June 4. Council responded to management's report following that session with a resolution on June 26 requesting that "further review and analysis be undertaken" and that a report be presented to Council.

A staff working group researched and performed analysis over the summer. Its findings were produced in a discussion paper entitled "Building the City of Tomorrow", distributed to stakeholders on October 1. The stakeholders were invited to a followup session on October 10 to comment on and respond to the Paper.

Three key questions were asked by the CAO:

1. Have we identified the right principles and tools?
2. Are we headed in the right direction?
3. Has this process been useful?

The overall response of those at the October 10 session was positive. A full summary of the comments is part of the final version of the Discussion Paper received by Council for the November 13 meeting.

On October 23, the Council of the City of Greater Sudbury passed the following resolution:

> 2003-539: WHEREAS the City of Greater Sudbury, like most Cities in Ontario, is facing significant funding pressures; and
>
> WHEREAS the City of Greater Sudbury must cope with these difficult fiscal pressures; changing demographics; slow and/or negative growth in population and assessment; loss of senior levels of government funding; deteriorating infrastructure; and issues related to continuing complexities associated with municipal service delivery; and
>
> WHEREAS Cities of the future need to individually reflect on their abilities and capacities to meet all challenges associated with the widening gap between their service delivery responsibilities and the financial resources needed to deliver them; and
>
> WHEREAS the private sector has recognized and identified the importance of change in order to be financially sustainable and have the abilities to move into the future; and

WHEREAS like the private sector, Cities of the future will need to recognize the importance of developing unique and innovative ways and means of delivering their core services, generating new revenues and being more accountable to their taxpayers.

THEREFORE BE IT RESOLVED THAT the principles, tools and ideas contained within "Building the City of Tomorrow", a discussion paper, be presented to the new Mayor and Council at a regular Council meeting in January of 2004.

FURTHER BE IT RESOLVED this report be forwarded in a timely manner to then coming Mayor and Council so they can incorporate its principles, tools and recommendations into 2004 budget deliberations.

Following confirmation by the new Council, in January 2004, of the value of the principles, tools and ideas contained within the Discussion Paper, management will incorporate these into the 2004 budget deliberations and related processes.

Request for Decision
City Council

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

Type of Decision

Meeting Date	November 13, 2003				Report Date	November 5, 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 By-law to amend the Waste Management By-law 2002-331G be approved.

	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 requested and received approval to proceed with reviewing and updating the flat rate tipping fee system at the August 12th, 2003 Council meeting:

> 2003-419 Bradley-Portelance: THAT the General Manager of Public Works be authorized to proceed with the necessary requirements to update the flat rate tipping fee system.

Staff followed the requirements of making such amendments in accordance with Regulation 244/02 under the Municipal Act, 2001. Request for information was received by approximately 12 residents, no individuals attended the public meeting held on Tuesday, October 7th, 2003 and no written comments were received.

The amendments include:

1) A flat rate for weighing waste 100 kg or less.

Measurement Canada has indicated that a flat rate should be established to avoid inaccurately weighing small amounts of waste. The current by-law charges $72 per tonne for all non-exempt loads. The amended by-law would charge a flat rate of $3 to non-exempt loads (i.e. from a commercial source) when delivering waste weighing 100 kg or less.

2) Additional flat rates for various vehicle types when the scales are not operational.

The previous by-law had one flat rate of $65 for vehicles with a 1 ton capacity or less. Five additional categories have been added and they range from a passenger vehicle at a flat rate of $5 to a 3/4 ton truck or trailer at a flat rate of $35.

Staff is recommending that this by-law be approved.

It is expected that additional changes to tipping fees will be presented to Council as part of a series of recommendations from the Technical Steering Committee (Waste Optimization Study) and as part of the 2004 Budget Process.

Request for Decision
City Council

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

Type of Decision

Meeting Date	November 13, 2003				Report Date	November 5, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

Seniors' Pedestrian Crossing Signs

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 "Seniors" Tab signs be installed on existing Pedestrian Ahead signs in known areas of higher senior traffic.

	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

7

Revised: January 8, 2003

Title: Seniors' Pedestrian Crossing Signs

Date: November 5, 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

At the Council meeting on October 23, 2003, City staff were asked to investigate the possibility of installing "Senior" Tab signs in all known areas of senior pedestrian traffic. A cost estimate for the signs was also requested.

Pedestrian Ahead signs (Wc-7), as identified in the Ontario Traffic Manual, are erected at numerous locations throughout the City of Greater Sudbury. Their purpose is to warn motorists that pedestrians may be in the area. The Seniors Tab Sign (Wc-7t), also identified in the Ontario Traffic Manual, is used in conjunction with the Pedestrian Ahead Sign to warn drivers to expect and accommodate senior citizen pedestrian traffic. See attached Exhibit "A".

Both the Wc-7 and Wc-7t signs are classified as Warning Signs which advise motorists of dangers or hazards that may require drivers to exercise caution or reduce their speed, to travel safely in the presence of the hazard. This differs from the Regulatory Signs which are signs used to indicate or reinforce traffic laws and regulations. The disregard of Regulatory Signs may constitute a violation.

Until now, the City has not used the "Seniors" Tab signs in many locations since it has only recently been identified in the Ontario Traffic Manual.

It is recommended to install the Seniors Tab sign on all existing Pedestrian Ahead sign locations which would logically attract a high number of seniors such as near seniors' residences, hospitals or nursing homes. Our estimate is that there are 12-15 locations in the City of Greater Sudbury. The signs could be installed for less than $1000.00 and would become part of the regular sign maintenance budget.

EXHIBIT: A

Guidelines for Use

The PLAYGROUND AHEAD sign may be installed in advance of playgrounds adjacent to the road where, in the opinion of the Road Authority, safety considerations for drivers and pedestrians alike require the placement of a warning sign.

Location Criteria

The location criteria for this sign are as described for warning signs in Section 1.5 (Location), and as described for signs in general, in Book 1b, Section 12 (Sign Position). No exceptional location criteria are noted.

Special Considerations

The size of the PLAYGROUND AHEAD sign has increased from 60 cm x 60 cm to be consistent with the size of the PEDESTRIANS AHEAD sign (75 cm x 75 cm).

The new sign size must be implemented on all installations by January 1, 2007.

PEDESTRIANS AHEAD Sign

Wc-7	75 cm x 75 cm
Font	N/A
Colour	Legend & Border – Black Background – Yellow Reflective
Minimum Sheeting	Type I

SENIORS Tab Sign

Wc-7t	30 cm x 60 cm
Font	Highway Gothic C
Colour	Legend & Border – Black Background – Yellow Reflective
Minimum Sheeting	Type I

Purpose and Background

The purpose of the PEDESTRIANS AHEAD sign is to provide advance warning to motorists that pedestrians may be in the area. The PEDESTRIANS AHEAD sign would normally be used in rural areas where, from visual observation, the presence of pedestrians in rather uninhabited areas would come as a surprise to the motorist.

Request for Decision
City Council

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

Type of Decision

Meeting Date	November 13, 2003				Report Date	October 28, 2003			
Decision Requested	x	Yes		No	Priority		High	x	Low
	Direction Only				Type of Meeting	x	Open		Closed

Report Title

Animal Control Advisory Panel

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 Council establish an Animal Control Advisory Panel and approve the Terms of Reference for the Animal Control Advisory Panel as outlined

	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

Title: Animal Control Advisory Panel
Date : October 28, 2003

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

BACKGROUND:

At its October 24, 2002 meeting, Council approved staff recommendations and directed staff to prepare an Animal Control By-Law to come into effect January 1, 2003. Also included in this motion was that a Citizen Advisory Panel be established to oversee the new Animal Control By-Law.

On August 12, 2003, Council approved the recommendation that Animal Control Services be outsourced and in doing so concluded the extensive process of finalizing Animal Control Service and Delivery.

Now that the By-law has been implemented and the decision on service delivery has been made, it is now time to establish a Citizen Advisory Panel to review the By-Law, and oversee service delivery and make recommendations that could improve both the By-Law and Service Delivery.

The following is submitted as the Terms of Reference for the Animal Control Advisory Panel

Mandate

- To monitor and review the Animal Control by-law and recommend revisions if required
- To monitor and review the delivery of Animal Control Services
- To ensure the citizens of the City of Greater Sudbury are receiving quality and efficient enforcement and control services
- To promote a voluntary spay/neuter program
- To promote the well being of the animal population

Primary Objectives

- Public awareness of the newly developed animal control service
- Awareness by means of media contacts
- Monitor issues related to enforcement and control and make recommendations for improvement if needed
- Report to Council on progress of Advisory Panel

Membership

- Staff support
- Council member
- Six citizens, one from each ward appointed by council
- A member of the Ontario Veterinarian Association
- The contractor for Animal Control Services

Chair

- Shall be appointed by Panel

Meetings

- To be held quarterly for the term of Council

Term

- For the term of Council

Request for Decision
City Council

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

Type of Decision

Meeting Date	November 13, 2003				Report Date	October 28, 2003		
Decision Requested		Yes	x	No	Priority		High	Low
	Direction Only				Type of Meeting	x	Open	Closed

Report Title

Excessive Noise from Local Bar Patios - South End of City

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 Purposes Only

	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

12

Revised: January 8, 2003

Date: October 28, 2003

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

BACKGROUND:

The City is in receipt of a petition signed by 195 residents of the City, in particular in the Regent Street South Area.

The petition headline is "Petition re: Stop Excessive Noise from Local Bar Patios". There were no special locations given or what noises were excessive. However, the City By-Law Enforcement Section is aware that neighbours are concerned about the noise emanating from patrons standing in the parking lot and patios of two local restaurant/bar establishments in the Regent Street area.

The By-Law Enforcement Section has spoken to the owners of both establishments and they agreed to curtail any excessive noise that they may be causing, however, if patrons are causing disturbances, or squealing tires then the Police would have to become involved. During our last visit in early September, the owners advised that the Police have responded with regard to patrons in the parking lots making excessive noise. It was not the establishments themselves that were causing any excess noise.

The current Noise By-Laws are extremely vague regarding general noises such as music, voices, etc. As such, enforcement of this particular section is very difficult. The City Legal Department has been made aware that we are experiencing difficulty enforcing the Noise By-Law. They have advised they will be reviewing the By-Laws in the near future and will be presenting a new by-law for Council's consideration in the Spring.

Other municipalities have attempted to address this vagueness by introducing sound level restrictions measured by decibels. Enforcement would then involve Officers having to respond to the complaint at the time of the infraction and obtain decibel readings of the noise. If the readings were above the guidelines then action could be taken. By-Law Officers would have to be equipped with decibel meters, they would have to work night shifts and be available to respond to complaints immediately.

The Manager of By-Law Enforcement and the General Manager of Economic Development and Planning recently met with a representative from the Alcohol and Gaming Commission of Ontario (AGCO). One of the topics discussed was the complaints of loud noise from outdoor patios.

The AGCO advises that if the outdoor patio is licenced to serve liquor under the Liquor Licence Act, the Liquor Inspectors have authority under the Act to enforce noise complaints emanating from the outdoor patios. In fact, the AGCO is currently investigating the same complaints that we have received from the Regent Street South residents. If there are violations of the L.L.A. there will be action taken against the owners of these establishments.

The City By-Law Enforcement Section will work with the AGCO and the City Police and attempt to resolve the neighbours concerns. In the interim, City By-Law Enforcement Staff will be directed to visit these establishments and make the owners aware of the neighbours concerns regarding noise.

Request for Decision
City Council

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

Type of Decision

Meeting Date	November 13, 2003					Report Date	October 8th, 2003			
Decision Requested		Yes	x	No		Priority		High		Low
	Direction Only					Type of Meeting		Open		Closed

Report Title

Pay Equity Settlement for Not-For-Profit Child Care Proxy Agencies

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

For information only.

	Recommendation Continued

Recommended by the General Manager

C. Matheson

Catherine Matheson
General Manager, Health & Social Services

Recommended by the C.A.O.

Mark Mieto
C. A. O.

14

Report Prepared By	Division Review
Carmen Ouellette Director, Children Services	Name and Title

Background:

By way of memo on July 23, 2003, the Ministry of Community, Family and Children Services (MCFCS) advised the City of Greater Sudbury that funding will be available to assist eligible not-for-profit child care proxy agencies with their pay equity obligations as a result of the settlement that was reached between the Government of Ontario and five unions. Under the terms of the Memorandum of Settlement, the Government of Ontario has agreed to provide $240 million of pay equity funding over the next three years (2003 - 2005) to transfer payment agencies funded by the MCFCS and the Ministry of Health and Long Term Care that used the proxy comparison method and have not yet achieved their target job rate(s), including child care agencies. Commercial or for-profit child care operators are not eligible to receive any of the $240 million funding although they are required to achieve pay equity. The Province of Ontario historically has not provided any pay equity funding to for-profit operators, however it has provided base funding for the not-for-profit operators up to 1998 (cost-shared 80/20 with the municipalities). Since that time, there has been no increase in funding to reflect the incremental cost of pay equity. The current 2003 proxy pay equity base budget for the CGS stands at $191,840 (municipal share at 20% equals $38,368).

Child care agencies who have been able to meet some or all of its pay equity obligations with partial or no base funding from the MCFCS will not be eligible to recover any of those incremental costs from the $240 million. It is MCFCS's position that pay equity is part of the cost of doing business and employers are responsible for meeting their legal obligations, including pay equity. However, since the $240 million is only being provided to not-for-profit agencies who have current and/or outstanding proxy pay equity obligations, it appears that organizations who were diligent in meeting their pay equity obligations are being penalized, whereas organizations who have been negligent in terms of their pay equity obligations, are being rewarded. Municipal child care centres (i.e. Centre des jeunes citoyens/Junior Citizens' Day Care) are not eligible for any of the additional funding.

The MCFCS has stated that cost sharing between municipalities and the province for any costs associated with this new pay equity funding will be consistent with existing cost-sharing arrangements and legislation. MCFCS staff have indicated that the 2003 proxy pay equity costs will be addressed with 100% provincial dollars, while the 2004 and 2005 costs will be shared between the province and the municipalities on a 80/20 basis. The cost-sharing for the 1999 to 2002 retroactive proxy pay equity costs is still unknown at this time, and is contingent on the overall provincial cost for the retroactivity.

In August 2003, a Proxy Pay Equity Questionnaire was completed by local not-for-profit child care agencies, identifying their proxy pay equity costs and expenditures. It is the government's intent to settle the proxy pay equity retroactivity by December 31, 2003. While the financial information prepared by the agencies has since been submitted to the MCFCS for a provincial roll-up, we have not yet been officially advised of the financial impact on our municipality. We have estimated that the **increase** to the 20% municipal share of proxy pay equity costs will be approximately $25,000 in 2004. Any potential costs relating to the retroactive payments to be made in 2003 cannot be determined at this time. It should be noted that as pay equity comes under downloaded mandated programs, these costs should be applied to the Community Reinvestment Fund (CRF).

Request for Decision
City Council

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

Type of Decision									
Meeting Date	November 13, 2003				Report Date	October 21, 2003			
Decision Requested		Yes	X	No	Priority		High		Low
	Direction Only				Type of	X	Open		Closed

Report Title

Extreme Cold Weather Alert Mid Term Report

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

For Information Only

	Recommendation Continued

Recommended by the General Manager

C Matheson

Catherine Sandblom
General Manager, Health and Social Services

Recommended by the C.A.O.

Mark Mieto
C.A. O.

Report Prepared By	Division Review
Mary Murdoch, Coordinator of Emergency Shelters and Homelessness Initiatives	Harold Duff Director, Social Services

On January 24th, 2003 the Council for the City of Greater Sudbury approved two years of funding for the Extreme Cold Weather Alert.

The Extreme Cold Weather Alert is a short-term emergency response to increase available services for people who are especially vulnerable to intensely cold weather conditions. People on the street are encouraged to voluntarily access shelters and services. Individuals who may be at risk due to low temperatures in their homes are also eligible for these services.

The Social Services Division, along with Genevera House, Salvation Army, Foyer Notre Dame, Elizabeth Fry Transitional Home, Inner Sight Education Homes, L'Association Des Jeunes de la Rue and the Elgin Street Mission ensured that citizens in the City of Greater Sudbury , who were at risk during a period of extremely cold weather could access services that provided shelter and warmth. The Canadian Red Cross and the Sudbury and District Health Unit also provided literature on hypothermia.

Results

From January 24th until March 31st, 2003, there were 37 days requiring the issuance of the Extreme Cold Weather Alert protocol. The agencies mobilized during that time have provided the following statistical information:

Services Provided from January 24th until March 31st, 2003	**Results**
Citizens utilizing Services	2294
Citizens accepting items that provided some level of warmth: Blankets/Sleeping Bags Clothing	 37 307
Citizens requiring transportation	337
Citizens requiring services provided at the Hospital	131
Citizens who disclosed that they had no place to stay	159

Service Provider Mid Term Report

The Service Providers have had opportunity, through a survey, to provide comments on the Extreme Cold Weather Alert program. Results were used to identify areas of improvement.

One area identified as an opportunity to improve services is the creation of a pamphlet/fact sheet for citizens that addresses what hypothermia is and how to identify when one could be in danger of hypothermia.

Temperature Patterns

The number of days from November 1st to March 31st where the minimum daily temperature was -15 degrees Celsius for the period of 1998 - 2003 are as follows:

Year	November	December	January	February	March
1998/1999	0	10	19	11	5
1999/2000	0	11	22	18	4
2000/2001	3	24	16	19	6
2001/2002	0	3	14	17	15
2002/2003	3	9	25	22	12

Policy Highlights

An Extreme Cold Weather Alert will be issued when Environment Canada reports:

- a daily low of minus 15 degrees Celsius without a wind-chill,
- a wind-chill temperature that requires a caution for outdoor activity,
- a Winter Storm Watch or a Winter Weather Warning.

The Social Services Division will monitor daily weather forecasts and will advise shelters, outreach providers, drop-in centres and the Greater Sudbury Police Service when an alert is issued.

Genevra House, the Salvation Army Centre, Foyer Notre Dame, Elizabeth Fry Transitional Home and Inner Sight Educational Homes will increase their shelter capacity and exercise leniency in curfews. The Elgin Street Mission daytime drop-in centre will extend its hours for overnight service.

L'Association des Jeunes de la Rue (Community Outreach Program) will provide overnight outreach services to make contact with people on the street and to transport individuals to shelters. Outreach workers will be equipped with extra clothing, blankets and coffee for those who choose not to access shelters. They will also operate a phone line to direct callers to appropriate services and to take calls from concerned citizens.

The Sudbury and District Health Unit will educate the public throughout the winter about the risks of extremely cold temperatures and hypothermia.

Request for Decision
City Council

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

Type of Decision

Meeting Date	November 13th, 2003				Report Date	November 5th, 2003			
Decision Requested	x	Yes		No	Priority	x	High		Low
		Direction Only			Type of Meeting	x	Open		Closed

Report Title

STORE CLOSING BY-LAWS

Policy Implication + Budget Impact

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

The policies of the former municipalities with respect to store hours have remained; it is recommended these be made uniform.

There is no budget impact.

X	Background Attached

Recommendation

It is recommended that Council provide direction on the issues of store closing;

It is recommended that council repeal the five existing By-laws.

	Recommendation Continued

Recommended by the General Manager

Doug Wuksinic
General Manager of Corporate Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Date: November 5, 2003

Report Prepared By	Division Review
Ronald Swiddle City Solicitor/Director of Legal Services	Ronald Swiddle City Solicitor/Director of Legal Services

BACKGROUND

A request has been received from the General Manager of the New Sudbury Centre. This request is for an exemption from the Shopping Hours By-law for four Saturdays leading to Christmas. A copy of this letter is attached.

This request has been supported by a Motion by the City of Greater Sudbury Community Development Corporation. The Corporation Board has made a recommendation to Council that the request be granted, and further, that it be granted to other businesses. A copy of this recommendation is attached.

It would be improper for the Council to grant an "exception" to the By-Law, as Council cannot discriminate between individual stores. Council may wish to take this opportunity, however, to examine the larger issue of store closing (and holiday closing) and may wish to consider amending or repealing the existing By-laws now in place.

EXISTING SITUATION

Unfortunately, the existing situation is extremely complex and is not uniform across the City of Greater Sudbury. By-laws of some of the former municipalities remain in effect where passed, meaning that there are different rules for different stores in different parts of the City.

Moreover, the By-laws that exist appear to be arbitrary and not reflective of current shopping realities.

1. Former Town of Nickel Centre

In the former Town of Nickel Centre, there is no By-law regulating store hours or holiday closing with the exception of the former Town of Coniston. By virtue of a 1972 By-law still in effect, ten classes of stores are required to be closed all day Wednesday of every week, except in a week of a public holiday and except the last 2 weeks of December.

These stores shall close at 6:00 p.m. on other days of the week except Tuesdays where they may be open until 9:00 p.m. Barber Shops must close at 7:00 p.m. except Tuesday and Saturday when they may be open until 9:00 p.m.

2. The former Towns of Walden and Onaping Falls, and the previously unorganized areas added to the City of Greater Sudbury

There are no restrictions on shopping which relate to closing hours or related to holiday closing in any of these former municipalities or areas now forming part of the Greater City of Sudbury. Stores then are governed entirely by *Retail Business Holidays Act* and other Provincial Legislation, but they are not restricted by the City.

3. Former Town of Capreol

The former Town of Capreol is governed by a By-law passed in 1978 and amended once in 1984. It provides that stores shall be closed on:

- Monday, Tuesday, Wednesday, from 6:00 p.m. to 7:00 a.m. (9:00 p.m. to 7:00 a.m. in December);
- Thursday, Friday, from 9:00 p.m. to 7:00 a.m.;
- Saturday from 6:00 p.m. to 7:00 a.m.;
- December 24th and on December 31st from 6:00 p.m.;
- Boxing Day, Civic Holiday and any day proclaimed as a Civic Holiday;
- and that three classes of stores may be open until midnight on all days;
- and ten classes of businesses are exempt entirely.

4. Former City of Valley East and former Town of Rayside-Balfour

Valley East and Rayside-Balfour store hours are not controlled in Valley East and Rayside-Balfour with the exception of Boxing Day. By By-laws passed in 1998, all classes of shops with seven exceptions must close on Boxing Day.

5. Former City of Sudbury

The former City of Sudbury has in place a By-law from 1984 that has been amended numerous times since. This By-law requires the following:

- all stores are to be closed on the August Civic Holiday when that day has been proclaimed;
- all stores shall be closed on Boxing Day;
- all stores shall be closed Monday to Friday from 9:00 p.m. to 5:00 a.m., on Saturday from 6:00 p.m. to 5:00 a.m., and all day Sunday;
- all stores shall close at 6:00 p.m. on December 24th and December 31st.

There are 18 classes of stores that are not affected by the above limitations and 15 classes that are only affected by the Civic holiday and Boxing Day holiday provisions.

Drug stores may be open to 1 a.m.

Beauty parlours and shoe repair shops can be open 7 days a week to 9:00 p.m. and are exempt from the Christmas and New Year provisions.

There are similar special provisions for bait shops, specialty shops, barber shops, video cassette shops, video game shops, trade shows, book stores and building supply yards, all of which are slightly different.

LEGAL ANALYSIS

An analysis of the legal consideration has been provided to Council as part of the In-Camera portion of this Report.

OTHER CONSIDERATIONS

Public Consultations

Council has often in the past expressed its desire to consult with the public on issues like this one. Indeed, the former City of Sudbury had many public hearings and consultations regarding this subject as late as 1999.

If Council sees fit, public consultation sessions can be scheduled and comments from the public solicited. This could be scheduled for some time in the new year.

It should be borne in mind, however, that if Council defers this matter even so far as to the new Council in December, it will then be too late for most of the December shopping season. The request as submitted is for extended hours to commence on November 29th and a deferral of this matter would mean that the request would be denied, at least in part.

Business considerations

The City of Greater Sudbury Community Development Corporation requests that these extended hours apply to other stores throughout the City. This is understood to mean all stores. As a recent article in the Sudbury Star indicates, out-of-town malls such as the North Gate Mall in North Bay are advertising in Sudbury that they are open for business longer, and it is possible that these limitations are having a detrimental effect on Sudbury stores.

Labour considerations

The following issues have been raised in the past and are repeated here for the assistance of Council.

The suggestion has been made that many stores who are tenants in a mall cannot set their own hours or days of work, having entered into a contract with the mall owners.

Under Section 6 of the *Retail Business Holidays Act,* however,

> " A provision in a lease or other agreement that has an effect of requiring a retail business establishment to remain open on a holiday or on a Sunday or on December 26th, is of no effect....."

Accordingly, no lease can require opening on these days, but a provision of a lease dealing with hours of opening on other days would still be effective.

Another issue commonly raised is the right to refuse to work on holidays. In Ontario, only persons employed in a hospital, a continuous operation, hotel, motel, tourist resort, restaurant or tavern may be required by their employer to work on a public holiday that falls on their regular working days. Moreover, employees in Ontario who work in retail business establishments, with some exemptions, have the express right to refuse to work on a public holiday, even if they had earlier agreed to do so - provided that they give sufficient notice to their employer. This is pursuant to the *Employment Standards Act 2000.*

This applies only to holidays for the purpose of the *Retail Business Holidays Act*, and thus, does not apply to Boxing Day unless that day has been proclaimed as a holiday by the Lieutenant Governor. Additionally, an employee may still refuse to work on a Sunday for reasons of religious beliefs or religious observance.

SUMMARY

The existing five By-laws relating to store closing are badly in need of attention. The Coniston By-law requiring Wednesday closing is the most extreme example of this.

If Council feels public consultation should be obtained, a direction to that effect can be given, but this cannot be done in sufficient time to meet the request.

At a minimum, Council should make the By-law uniform over the entire City. If Council wishes to continue to regulate store hours and closings, this would mean imposing restrictions where none exist today.

RECOMMENDATION

It is recommended by staff that Council simply repeal all existing By-laws and not replace them. A By-law to this effect could be passed at tonight's meeting. If Council wishes to give other direction for re-writing the By-laws, however, revised By-laws would have to be prepared and presented to Council at its meeting of November 27th, 2003. Further amendments to these By-laws, however, is not recommended.

REDCLIFF

REALTY MANAGEMENT INC.

September 24, 2003

www.redcliffrealty.com

Mr. Thom Mowry
City Clerk
Tom Davies Square
City Hall
200 Brady Street
Sudbury, ON P3E 5K3

Attention: Thom Mowry

Re: New Sudbury Centre Request For Exemption From Shopping Hours By-Law

---

Please let this letter serve as a request for the stores and services of the New Sudbury Centre to be granted an exemption from the City of Greater Sudbury Shopping Hours By-Law.

We request permission to remain open until 9 pm on the following Saturdays:

November 29th, 2003
December 6th, 2003
December 13th, 2003
December 20th, 2003

By granting us this exemption it will allow our stores and services the opportunity to capitalize on Christmas sales as well as providing more convenience to our customers at a time of year which historically represents approximately 27% of the shopping Centre's total annual sales.

Kindly advise if you require any further information.

Sincerely,

REDCLIFF REALTY MANAGEMENT INC.
Curtis Fortowsky
General Manager
New Sudbury Centre

New Sudbury Centre, The Galleria Offices, 1033 Barrydowne Road, Suite 200, Sudbury, Ontario P3A 3Z9
Tel: 705.566.9080 Fax: 705.566.0423

P.02 Sep 24 2003 11:14 7055660423 NEW SUDBURY CENTER

Nov 13/03
CC

Greater | Grand Sudbury

Interoffice Correspondence

MEMO TO: Thom Mowry

FROM: Doug Nadorozny

SUBJECT: Store Closing Hours

DATE: October 9, 2003

The following motion was passed at the Greater Sudbury Development Corporation's Board Meeting on Wednesday, October 8th.

> "Whereas the New Sudbury Shopping Centre operated by Redcliffe Realty Management has presented a request for an exemption from the City of Greater Sudbury Store Hours By-Law and;
>
> Whereas this request is specific to remaining open until 9:00 p.m. on Saturdays, specifically on November 29th, December 6th, 13th and 20th, 2003;
>
> Be it resolved that the Greater Sudbury Development Corporation recommend to City Council that they grant an exemption to the Store Hours By-law as requested by the New Sudbury Shopping Centre operated by Redcliffe Realty Management and that this be further granted to other businesses."

Also, I would like to bring to your attention that Mark Mieto has suggested this item be dealt with at the November 13th City Council meeting.

cc: Mark Mieto

Doug

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Request for Decision
City Council

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

Type of Decision

Meeting Date	November 13, 2003				Report Date	October 30, 2003			
Decision Requested	X	Yes		No	Priority	X	High		Low
		Direction Only			Type of	X	Open		Closed

Report Title

Request to Rename the Central Meeting Room at the Trillium Centre the "Salle Lionel E. Lalonde Room"

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 a request has been received from the Club Accueil Âge d'Or on behalf of its 525 members, requesting that the City of Greater Sudbury Council consider the request from the Club Accueil Âge d'Or that the central meeting room at the Trillium Centre, which is now referred to as the "Library" be named in honour of Lionel E. Lalonde; and

WHEREAS Lionel E. Lalonde has served this community in an elected capacity since 1968, including terms on both school board and municipal and regional councils and twelve years as Mayor of the former Town of Rayside-Balfour; and

WHEREAS Lionel E. Lalonde is an individual of extraordinary prominence who has made lasting and significant contributions to public life in general

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
Caroline Hallsworth General Manager, Citizen and Leisure Services	

and to the communities of Rayside-Balfour and Greater Sudbury in particular; and

WHEREAS as Mayor of Rayside-Balfour, Lionel E. Lalonde was instrumental in purchasing the Trillium Centre and transforming the building into a valued community resource;

NOW THEREFORE BE IT RESOLVED THAT the central meeting room at the Trillium Centre be named the Salle Lionel E. Lalonde Room.

Executive Summary:

The Club Accueil Âge d'Or has submitted a request that the central meeting room at the Trillium Centre be named in honour of Lionel E. Lalonde. This request complies fully with the naming principles and protocols outlined in the Building, Property and Parks Naming Policy. The selection of a room at the Trillium Centre for the naming honour is particularly appropriate as Lionel E. Lalonde was a teacher at the Trillium Centre when it was École Secondaire Rayside. As Mayor of Rayside-Balfour, Lionel E. Lalonde was, according to the Azilda Lions Club, a *"dedicated community builder"*, who worked with a number of partners to purchase the building and develop the Trillium Centre into the vibrant training and community centre that it is today.

Background:

It is a matter of policy that all naming and re-naming of municipal buildings, properties and parks and of elements of buildings and parks requires Council approval and that such naming will be governed by the considerations described in the report below.

The Building, Property and Parks Naming Policy states that:

> Names that reflect an individual's significant contributions to public life in general and to the City of Greater Sudbury in particular and that are appropriate to the specific building, property or park so named.

are appropriate for consideration and that

> When naming a building, property or park after an organization or individual, every care will be taken to ensure that the name selected reflects an individual of such extraordinary prominence and lasting distinction that no other individuals, families or organizations can come forward and suggest alternative names. Furthermore, the community will be consulted to ensure that there is community support for the proposed name.

Lionel E. Lalonde has a long and distinguished history of service to the communities of Rayside-Balfour and Greater Sudbury. Lionel E. Lalonde was first elected to the Sudbury District Roman Catholic School Board in 1968 and served as a School Board Trustee until 1985, during which time he also served terms as Vice-Chair and Chair of the Board. In 1986 Lionel E. Lalonde was elected as a Councillor for the Town of Rayside-Balfour, subsequently serving as Mayor of Rayside-Balfour for a period of twelve years, between 1988 - 2000. Lionel E. Lalonde was a member of the inaugural Council of the City of Greater Sudbury, representing Ward Two, which includes not only the former municipality of Rayside-Balfour, but also the former municipality of Onaping Falls and a portion of the former City of Sudbury.

As Mayor of Rayside-Balfour, Lionel E. Lalonde was a provincial leader in negotiating with the Ontario Lottery Corporation to secure the Sudbury Racetrack Slots for the community. Lionel E. Lalonde was instrumental in founding and leading a committee of Mayors who lobbied to ensure that communities which host casinos receive a portion of the profits from those revenues. Since its opening in November 1999, in excess of $7.65 million has flowed to the municipality from the Sudbury Racetrack Slots. As a member of the new Council of the City of Greater Sudbury, Councillor Lalonde has advocated tirelessly for the four-laning of Regional Road #35 and has ensured that a portion of the revenues from the Sudbury Racetrack Slots have gone towards this project.

There are a number of other infrastructure projects in Rayside-Balfour which have been achieved through Lionel E. Lalonde's dedication to the community. He ensured the acquisition of the Trillium Centre, development of the Rayside-Balfour Industrial Park, construction of the Dr. Edgar Leclair Community Centre and improvements to Whitewater Lake Park.

As a Councillor and Mayor in Rayside-Balfour, Lionel E. Lalonde has worked not only on high profile projects such as those described above, but also on numerous community committees, deriving particular pleasure from his participation in the annual Jug Curling Competition and the annual Family Hockey Tournament. In 1991, Lionel E. Lalonde played a pivotal role in the Rayside-Balfour Centennial Celebrations and for many years championed the Powerboat Races at Whitewater Lake. Lionel E. Lalonde has a tremendous rapport with those staff who have worked with him over the years, and to this date, treats them as part of his extended family. Lionel E. Lalonde has been a member of a number of community boards and provincial associations, including serving on the Board of Directors of the Laurentian Hospital, the Sudbury District Hospital Council and as a founding director of L'Association francaise des municipalites de l'Ontario.

As Mayor of Rayside-Balfour, Lionel E. Lalonde was responsible for working in partnership with Cambrian College and the Province of Ontario to purchase École Secondaire Rayside in 1994 and for leading an extensive capital renewal project that saw the building converted into the Trillium Centre. The Trillium Centre officially opened in September 1997 and its name reflects the three founding partners who worked together to realize this project. The Trillium Centre is home to a number of community groups, including the Academy for Leading Emergency Response Technologies (ALERTech); Ontario's National Boxing Training Centre; the Rayside-Balfour Workout Centre; the Sudbury Manitoulin Children's Foundation; the Rayside-Balfour Heritage Museum; the Ontario Metis Aboriginal Association and the Greater Sudbury Police. The Trillium Centre is also used as a Training Centre for the City and various provincial ministries, community organizations and local businesses. As stated in the letter of nomination received from the Club Accueil Âge d'Or, "Lionel E. Lalonde *avait eu une vision futuristique de cette ancienne école, qui est maintenant un joyau dans notre grande municipalité".* The Sudbury Manitoulin Children's Foundation has stated that the Trillium Centre would *"not have been made possible without the foresight and energy of Mr. Lalonde. His drive, commitment and vision helped make this building a world-class facility. His compassion and charitable nature made it a place to call home."*

Lionel E. Lalonde has received a number of public tributes and honours over his many years of service. While he was Mayor, the Town of Rayside-Balfour was presented with a Healthy Community Award by the Ontario Healthy Communities Coalition. His colleagues describe one of Lionel E. Lalonde's proudest moments in politics as the evening he represented the citizens of Rayside-Balfour at the Provincial Trillium Awards, held at the CBC Broadcast Centre in Toronto at which event, Lionel accepted on behalf of the community a Provincial Trillium Award for outstanding community involvement.

All of the elements described in the Building, Property and Parks Naming Policy have been satisfied and the request to name the central meeting room at the Trillium Centre after Lionel E. Lalonde has been reviewed in the context of the Naming Principles, Naming Priorities and Naming Process as described in the policy. Specifically, a written request was submitted by the Club Accueil Âge d'Or and is supported both by documentation of Lionel E. Lalonde's record of achievements and by evidence of community support for the proposed name. All other tenants at the Trillium Centre have agreed to the proposed name change for the central meeting room. The naming request has been reviewed by Citizen and Leisure Services and Economic Development and Planning Services. The naming request was not circulated to emergency responders as the request is for naming of an interior space. Finally, Lionel E. Lalonde's family have consented to the naming honour, stating in their letter, *c'est avec grand plaisir que nous vous accordons l'approbation pour désigner une salle au Centre Trillium en son honneur. Nous croyons qu'il sera ému par ce geste.*

Minutes

City Council Minutes	**2003-10-23**
Priorities Committee Minutes {TABLED}	**2003-11-12**
Planning Committee Minutes	**2003-11-04**
CGS Public Library Board Minutes	**2003-09-18**
Nickel District Conservation Authority	**2003-10-15**
Tender Opening Committee	**2003-11-04**
Greater Sudbury Police Services Board	**2003-09-10**

THE SIXTIETH MEETING OF THE COUNCIL OF THE CITY OF GREATER SUDBURY

Council Chambers
Tom Davies Square

Thursday, October 23rd, 2003
Commencement: 7:00 p.m.

DEPUTY MAYOR LOUISE PORTELANCE, IN THE CHAIR

Present — Councillors Bradley; Callaghan; Courtemanche; Craig; Davey; Dupuis; Gainer; Kilgour; Lalonde; McIntaggart

City Officials — C. Hallsworth, Acting Chief Administrative Officer; D. Nadorozny, General Manager of Economic Development & Planning Services; C. Matheson, General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services; T. Beadman, Acting General Manager, Emergency Services; D. Belisle, General Manager of Public Works; B. Jarrett, Staff Inspector, Greater Sudbury Police Service; H. Salter, Deputy City Solicitor; S. Jonasson, Director of Finance/City Treasurer; P. Aitken, Government Relations/Policy Analyst; C. Riutta, Administrative Assistant to the Mayor; A. Haché, Deputy Clerk; K. Bowschar-Lische, Planning Committee Secretary; C. Caporale, Council Secretary

News Media — MCTV; Sudbury Star; EZ Rock; Channel 10 News; Northern Life; Le Voyageur

"In Camera" — No items were dealt with.

Declarations of Pecuniary Interest — None

PART I
CONSENT AGENDA

The following resolution was presented to adopt Items C-1 to C-15 inclusive, contained in Part I, Consent Agenda:

2003-521 Bradley-Dupuis: That Items C-1 to C-15 inclusive, contained in Part I, Consent Agenda, be adopted with the exception of Item C-9 (Expression of Interest - Maintenance Development Plan Water and Wastewater Facilities) as otherwise dealt with.

CARRIED

MINUTES

Item C-1
Report No. 59
City Council
2003-10-09

2003-522 Dupuis-Bradley: THAT Report No. 59, City Council Minutes of 2003-10-09 be adopted.

CARRIED

Item C-2
Report No. 24
Priorities Committee
2003-10-22

2003-523 Bradley-Dupuis: THAT Report No. 24, Priorities Committee Minutes of 2003-10-22 be adopted

CARRIED

Item C-3
Report No. 25
Planning Committee
2003-10-21

2003-524 Dupuis-Bradley: THAT Report No. 25, Planning Committee Minutes of 2003-10-21 be adopted.

CARRIED

Item C-4
Report No. 18
Board of Directors of
Sudbury Metro Centre
2003-04-08

2003-525 Bradley-Dupuis: THAT Report No. 18, Board of Directors of Sudbury Metro Centre Minutes of 2003-04-08 be received.

CARRIED

Item C-5
Report No. 19
Board of Directors of
Sudbury Metro Centre
2003-06-11

2003-526 Dupuis-Bradley: THAT Report No. 19, Board of Directors of Sudbury Metro Centre Minutes of 2003-06-11 be received.

CARRIED

Item C-6
Report of T.O.C.
2003-10-14

2003-527 Bradley-Craig: THAT the Tender Opening Committee Minutes of 2003-10-14 be received.

CARRIED

TENDERS

Item C-7
Rental of One (1)
Operated Grader with
Wing Blade

Report dated 2003-10-15 from the General Manager of Public Works regarding Award of Tender - Rental of One (1) Operated Grader with Wing Blade was received.

The following resolution was presented:

2003-528 Craig-Gainer: THAT the Award of Tender for the Rental of One (1) Operated Grader with Wing Blade be awarded as follows:

Marquis Nadeau $60.00/Hour

CARRIED

Item C-8
Rental of One (1) Operated Loader with Plow & Wing

Report dated 2003-10-15 from the General Manager of Public Works regarding Award of Tender - Rental of One (1) Operated Loader with Plow and Wing was received.

The following resolution was presented:

2003-529 Bradley-Dupuis: THAT the Award of Tender for the Rental of One (1) Operated Loader with Plow and Wing be awarded as follows:

R.M. Belanger Limited $68.00/Hour

CARRIED

Item C-9
Expression of Interest Maintenance Development Plan Water and Wastewater Facilities

Report dated 2003-10-15 from the General Manager of Public Works regarding Expression of Interest - Maintenance Development Plan - Water and Wastewater Facilities was received.

The following resolution was presented:

Bradley-Craig: THAT the maintenance engineering firm of Gastops Limited be appointed to implement the Maintenance Development Plan for the City of Greater Sudbury's Water and Wastewater Facilities, at a proposed cost of $362,516.00 (including GST).

Motion for Deferral

Council concurred with a request by Councillor Courtemanche that the foregoing motion be **deferred** to the **November 13, 2003** meeting of Council in order that a detailed report and presentation from the General Manager of Public Works could be made.

ROUTINE MANAGEMENT REPORTS

Item C-10
School Bus Loading Zone - Herve Ave., Immaculate Conception School

Report dated 2003-10-15, with attachments, from the General Manager of Public Works regarding School Bus Loading Zone - Herve Avenue, Immaculate Conception School was received. Refer to By-law 2003-265T.

The following resolution was presented:

2003-530 Dupuis-Bradley: THAT a "School Bus Loading Zone" be designated on Herve Avenue, Valley East at the Immaculate Conception School.

THAT the existing "School Bus Loading Zone" on Pierre Street, Valley East at the Immaculate Conception School be removed.

THAT a By-Law be passed to amend the City of Greater Sudbury's Traffic and Parking By-Law 2002-1 to implement the recommended changes.

CARRIED

Item C-11
Property Acquisition
Bellevue Ave.,
Sudbury - Amendment
to By-law 2003-129

Report dated 2003-10-14 from the General Manager of Corporate Services regarding Property Acquisition - Part of Lot 180, Plan M-129, Bellevue Avenue, Sudbury - Amendment to By-law 2003-129 was received. Refer to By-law 2003-267.

The following resolution was presented:

2003-531 Bradley-Craig: THAT By-law 2003-129 be amended to read that the City of Greater Sudbury authorizes the Treasurer to issue a tax receipt in the amount of $7,600 to Financial Decisions Inc. in exchange for a strip of land along the shoreline of Minnow Lake to accommodate a Pedestrian trail as outlined in the Minnow Lake Community Improvement Plan.

CARRIED

Item C-12
Bill 124

Report dated 2003-10-03 from the General Manager of Economic Development & Planning Services regarding Bill 124 - Legislation that will impact the Administration and Enforcement of the Ontario Building Code by the City of Greater Sudbury was received.

The following resolution was presented:

2003-532 Bradley-Dupuis: THAT Council receive this report for information purposes; and

THAT the Chief Building Official be instructed to prepare a report and presentation on the financial and resource implications of Bill 124 on the City of Greater Sudbury's Building Services' operations.

CARRIED

Item C-13
Electronic Data
Transfer Agreement

Report dated 2003-10-17 from General Manager of Economic Development & Planning Services regarding Electronic Data Transfer Agreement was received. Refer to By-law 2003-274A.

The following resolution was presented:

2003-533 Bradley-Dupuis: THAT Council authorize the General Manager of Economic Development & Planning Services and the Clerks Department to enter into an agreement with the Ministry's Electronic Data Transfer System and that a By-law be passed accordingly.

CARRIED

TELEPHONE POLLS

Item C-14
Renaming Ramsey
Lake Boardwalk

Report dated 2003-10-10, with attachments, from the General Manager of Citizen & Leisure Services regarding a Request to Rename the Ramsey Lake Boardwalk "Jim Gordon Boardwalk" was received.

The following resolution was presented:

2003-534 Bradley-Craig: WHEREAS the Science North Board of Trustees passed a resolution on September 16, 2003, requesting that the City of Greater Sudbury Council consider its request that the Ramsey Lake Boardwalk which links Science North to Bell Park be named in Mayor Gordon's honour;

AND WHEREAS Mayor Gordon has served this community in an elected capacity since 1967, including terms in both municipal and political office and has served as a Cabinet Minister in the Provincial Government and Mayor of both the former City of Sudbury and the first Mayor of the City of Greater Sudbury;

AND WHEREAS Mayor Gordon is an individual of extraordinary prominence who has made lasting and significant contributions to public life in general, to the City of Greater Sudbury and to the health of this community;

AND WHEREAS Mayor Gordon is a dedicated community volunteer who has served on a variety of boards and committees, including the Board of Science North;

AND WHEREAS Mayor Gordon has always promoted linkages between the City and its community partners;

NOW THEREFORE BE IT RESOLVED that the Ramsey Lake Boardwalk which links Science North to Bell Park be named the Jim Gordon Boardwalk.

CARRIED

Item C-15
Creation of the Award
"Order of Sudbury"

Report dated 2003-10-16 from the Chief Administrative Officer regarding the Creation of the Award "Order of Sudbury" was received. Refer to By-law 2003-272.

The following resolution was presented:

2003-535 Craig-Bradley: THAT the Order of Sudbury be created; and

FURTHER THAT the results of the Council telephone poll to name Mayor Jim Gordon as the first recipient of the Order of Sudbury be confirmed.

CARRIED

BY-LAWS

2003-275	2	A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE A PART OF LONG LAKE ROAD, TO DECLARE SURPLUS AND TO AUTHORIZE THE SALE OF SAME IN ACCORDANCE WITH THE PURCHASING BYLAW Planning Committee meeting of October 21, 2003
2003-262A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF OCTOBER 23, 2003
2003-263P	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AMENDMENT NUMBER 221 OF THE OFFICIAL PLAN FOR THE SUDBURY PLANNING AREA Planning Committee Recommendation 2003-44 (This amendment is a site specific Official Plan amendment to permit the creation of 10 residential lots, from 0.4 to 0.8 ha in size and having a minimum frontage of 60 m along an existing public road, with respect to the subject property which is situated within the Agricultural Reserve of the Valley East Secondary Plan.)
2003-264Z	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND FORMER CITY OF VALLEY EAST Planning Committee meeting of October 21, 2003 (This By-law permits a mobile home dwelling as a second dwelling unit ('garden suite') on the subject property for a maximum period of ten years. Maurice & Patricia Belzile, 111 Dominion Drive, Hanmer.)
2003-265T	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 2003-10-15 from the General Manager of Public Works. (This By-law removes the existing "School Bus Loading Zone" on Pierre Street in Valley East at the Immaculate Conception School and designates a new "School Bus Loading Zone" on Herve Avenue in Valley East at the Immaculate Conception School. This change has been requested by the Sudbury Student Services Consortium.)

2003-266Z	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW OF THE FORMER CITY OF SUDBURY Planning Committee Recommendation 2003-178 (Application for rezoning by Vista Sudbury Hotel Inc. and Vista Sudbury Complex Inc. to permit an animated business identification and advertising wall sign on the Rainbow Outlet Centre at 40 Elm Street, Sudbury.)
2003-267	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2003-129 TO AUTHORIZE THE ACQUISITION FROM FINANCIAL DECISIONS INC. OF PART OF LOT 180, PLAN M-129, BELLEVUE AVENUE, SUDBURY FOR A PEDESTRIAN TRAIL Report dated 2003-10-14 from the General Manager of Corporate Services.
2003-268A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT WITH WALLBRIDGE MINING COMPANY LIMITED TO CONDUCT GEOLOGICAL EXPLORATION ON PARCEL 7473 SUDBURY WEST SECTION Planning Committee meeting of October 21, 2003
2003-270A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE PRIVATE PROPERTY AND DISABLED PARKING SECTIONS OF BY-LAW 2001-1 AND FIRE ROUTE BY-LAW 2003-30T (This By-law updates the list of existing enforcement officers.)
2003-271	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AN ACCESSIBILITY PLAN Priorities Committee meeting of October 22, 2003
2003-272	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO CREATE THE ORDER OF SUDBURY Report dated 2003-10-16 from the Chief Administrative Officer.

2003-273Z	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300,THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND FORMER CITY OF VALLEY EAST Planning Committee meeting of October 21, 2003 (This By-law does not rezone the subject property. This By-law permits a 60.9m² real estate sales office with an accessory 2.23m² business identification roof sign on the subject property for a temporary period of three years. - Eva Lanctot-Landry and Omer Landry, 4804 Highway 69 North, Val Therese.)
2003-274A	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF ONTARIO AS REPRESENTED BY THE MINISTER OF TRANSPORTATION FOR THE ELECTRONIC DATA TRANSFER SYSTEM Report dated 2003-10-17 from the General Manager of Economic Development & Planning Services

1st & 2nd Reading

2003-536 Bradley-Craig: THAT By-law 2003-262A to and including By-law 2003-268A, By-law 2003-270A to and including By-law 2003-275 be read a first and second time.

CARRIED

3rd Reading

2003-537 Craig-Dupuis: THAT By-law 2003-262A to and including By-law 2003-268A, By-law 2003-270A to and including By-law 2003-274A be read a a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-16 Development Liaison Advisory Committee Status Report to City Council	Report dated 2003-10-10, with attachments, from the General Manager of Economic Development & Planning Services regarding Development Liaison Advisory Committee Status Report to City Council was received.
Item C-17 Physician Recruitment and Retention - Third Quarter Report	Report dated 2003-10-14 from the General Manager of Health & Social Services regarding Physician Recruitment and Retention - Third Quarter Report was received.

Item C-18
Henri and Cawthorpe Streets, Watermain Project

Report dated 2003-10-16, with attachments, from the General Manager of Public Works regarding Henri and Cawthorpe Streets, Watermain Project was received.

PART II
REGULAR AGENDA

MANAGERS' REPORTS

R-1
Durham Village Downtown Rejuvenation Initiative

Report dated 2003-10-16 from the General Manager of Economic Development & Planning Services regarding the Support for Architectural Drawings of Durham Village, a Downtown Rejuvenation Initiative was received.

The following resolution was presented:

2003-538 Dupuis-Craig: WHEREAS a vibrant downtown is a key component to economic development and a key priority of the Economic Development Strategic Plan; and

WHEREAS the Downtown Village Corporation has presented a plan to drive further development of Greater Sudbury's downtown core;

BE IT RESOLVED THAT City Council support the Downtown Village Corporation proposal to a maximum of 75% of the proposed budget (maximum contribution of $9,375) from the 2003 Economic Development Capital Envelope, upon agreement the Greater Sudbury Development Corporation and the Downtown Village Corporation on the finalized terms of reference for the project.

RECORDED VOTE:

YEAS	**NAYS**
Callaghan	Bradley
Courtemanche	Davey
Craig	
Dupuis	
Gainer	
Kilgour	
Lalonde	
McIntaggart	
Portelance	

CARRIED

The Chair noted that staff would ensure the Corporation was non-profit and terms of reference were in place before any funds flowed to the Downtown Village Corporation.

MOTIONS

Item R-2
Building the City of Tomorrow

2003-539 Callaghan-Gainer: WHEREAS the City of Greater Sudbury, like most Cities in Ontario, is facing significant funding pressures; and

WHEREAS the City of Greater Sudbury must cope with these difficult fiscal pressures; changing demographics; slow and/or negative growth in population and assessment; loss of senior levels of government funding; deteriorating infrastructure; and issues related to continuing complexities associated with municipal service delivery; and

WHEREAS Cities of the future need to individually reflect on their abilities and capacities to meet all challenges associated with the widening gap between their service delivery responsibilities and the financial resources needed to deliver them; and

WHEREAS the private sector has recognized and identified the importance of change in order to be financially sustainable and have the abilities to move into the future; and

WHEREAS like the private sector, Cities of the future will need to recognize the importance of developing unique and innovative ways and means of delivering their core services, generating new revenues and being more accountable to their taxpayers.

THEREFORE BE IT RESOLVED THAT the principles, tools and ideas contained within "Building the City of Tomorrow", a discussion paper, be presented to the new Mayor and Council at a regular Council meeting in January of 2004.

FURTHER BE IT RESOLVED this report be forwarded in a timely manner to then coming Mayor and Council so they can incorporate its principles, tools and recommendations into 2004 budget deliberations.

CARRIED

Addendum to Agenda

The following resolution was presented:

2003-540 Craig-Gainer: THAT the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of Pecuniary Interest

None

ROUTINE MANAGEMENT REPORTS

Item AD.1
Noise By-Law Exemption - Canadian National Railway - Operational Requirements

Report dated 2003-10-21 from the General Manager of Corporate Services regarding Noise By-law Exemption - Canadian National Railway - Operational Requirements was received.

The following resolution was presented:

2003-541 Gainer-Craig: THAT 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 National Railway for operational requirements to carry out structural steel repairs on the rail trestle at 6.1 Sudbury spur that traverses Frood Road and Beatty Street, Sudbury.

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

- November 11 to November 18, 2003 - 07:30 until 17:30 shift
- November 25 to December 2, 2003 - 07:30 until 17:30 shift
- December 9-16, 2003 - 07:30 until 17:30 shift where at this time the bridge gang will go for scheduled days off and Christmas break
- During January 6 through February 10, 2004 Canadian National Railway will have two bridge gangs working back-to-back work cycles for continuous coverage working the 8&6 Tuesday-to-Tuesday cycle - 07:30 until 17:30 shift

CARRIED

CIVIC PETITIONS

Councillor Dupuis

Councillor Dupuis submitted a petition to the Deputy Clerk, signed by approximately two hundred sixty (260) customers of the Airport Shuttle service. The petition requests that the City of Greater Sudbury officials correct the new Taxi By-law to permit those who may need a ride from the Sudbury Airport on the Airport Shuttle whether or not they have made any prior booking arrangements.

Councillor Dupuis asked that a condensed version of the petition and documentation be circulated to City Council and appropriate staff.

QUESTION PERIOD

Survey - Quality of Education - Universities

Councillor Courtemanche reported that the Globe and Mail published a survey of 26,000 University students, across Canada, showing Laurentian University ranking twelfth out of 38 Universities, under the heading, "Quality of Education". Councillor Callaghan suggested that a letter be sent to the Laurentian University President offering City Council's congratulations on this achievement.

Group Homes

Councillor Dupuis asked the General Manager of Economic Development & Planning Services what the requirements were for the establishment of group homes in the City of Greater Sudbury area. Mr. Nadorozny advised Council that he will provide a report with the details.

Seniors' Crossing Signs

Councillor Dupuis also requested that the General Manager of Public Works look into signs being installed where senior citizens are required to cross the areas of heavy traffic, such as seniors' housing complexes. Mr. Belisle indicated that he will provide a report at the next Council meeting.

No Smoking By-law - Outside Structures

Councillor Davey requested a report be prepared from the General Manager of Economic Development & Planning Services regarding the petition that was submitted at the Council meeting of October 9, 2003 for the noise stemming from outside patios at local bars. He also requested that the regulations regarding partially enclosed structures being constructed for smoking outside, at the Casino, bingo halls, etc. be incorporated in the report.

NOTICES OF MOTION

Mandatory Retirement Policy

Submitted by His Worship Mayor Gordon:

WHEREAS the concept of mandatory retirement violates the spirit of Canada's Charter of Human Rights, and the Charter has been successfully challenged on the issue; and

WHEREAS no Ontario legislation requires retirement at age 65; and

WHEREAS the City of Greater Sudbury encourages citizens of all ages to fulfill their personal and vocational goals; and

WHEREAS the Mayor and Council have recognized the accumulated knowledge, skills and wisdom of Sudbury's growing seniors population by instituting the Mayor and Council's Committee on Seniors' Issues; setting the goal of promoting "the well-being of our citizens in a healthy, safe and stimulating community;" and adopting other senior-friendly policies; and

Mandatory Retirement Policy (continued)

WHEREAS some City employees may have the desire, ability and experience to continue working after 65;

NOW THEREFORE the Mayor and Council hereby set aside the mandatory retirement policy initiated by the Transition Board and direct the Chief Administrative Officer to bring a new employee retirement policy before the new City Council as soon as possible.

Rules of Procedure

Council **defeated** a motion by Councillor Callaghan to dispose of notice requirements in order that the foregoing motion could be dealt with this evening.

The motion will be dealt with at the **City Council** meeting of **November 13, 2003**.

Adjournment

2003-542 Craig-Gainer: THAT this meeting does now adjourn. Time: 8:47 p.m.

CARRIED

Deputy Mayor

Deputy City Clerk

THE TWENTY-SIXTH MEETING OF THE PLANNING COMMITTEE OF THE CITY OF GREATER SUDBURY

Council Chamber
Tom Davies Square

Tuesday, November 4th, 2003
Commencement: 7:00 p.m.
Adjournment: 9:30 p.m.

COUNCILLOR RON BRADLEY PRESIDING

Present	Councillors Dupuis, Petryna
	Councillor Craig
Staff	Bill Lautenbach, Director of Planning Services; Bill Tanos, Cartographer/GIS Technologist; Greg Clausen, Director of Engineering Services; Doug Nadorozny, General Manager of Economic Development and Planning Services; Angie Haché, Deputy City Clerk; Melissa Burtch, Licencing and Assessment Clerk; Katherine Bowschar-Lische, Planning Committee Secretary
News Media	Sudbury Star
Declarations of Pecuniary Interest	None declared.

PUBLIC HEARINGS

APPLICATIONS FOR REZONING AND SUBDIVISION TO ADD 10 NEW LOTS AND 8 PART LOTS FOR SINGLE RESIDENTIAL USE, NORTH SIDE OF ALGONQUIN ROAD - BRODER SUDBURY DEVELOPMENTS

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated October 24th, 2003, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding applications for rezoning and subdivision to add 10 new lots and 8 part lots for single residential use, north side of Algonquin Road - Broder Sudbury Developments.

Letter dated October 30th, 2003, was received from Simon Nickson and Kim LaCoste, in opposition to the above-noted application.

PUBLIC HEARINGS (cont'd)

APPLICATIONS FOR REZONING AND SUBDIVISION TO ADD 10 NEW LOTS AND 8 PART LOTS FOR SINGLE RESIDENTIAL USE, NORTH SIDE OF ALGONQUIN ROAD - BRODER SUDBURY DEVELOPMENTS (cont'd)

The agent for the applicant, Celia Teale, Planner with Dalron Construction, 130 Elm Street, Sudbury, was present.

The Director of Planning Services outlined the applications to the Committee.

Ms. Teale advised that these applications are as a result of two plans of subdivision coming together - Mallard's Green and Algonquin II. The developer has owned the two subdivision properties since the late 1980's but not the lands between the two. One of the things that was identified in the Southend Secondary Plan was a road linkage from Algonquin Road through the subject property to Mallard's Green Subdivision. In terms of parkland dedication, they did delegate more than the 5% as a result of the Mallard's Green Subdivision.

Councillor Dupuis questioned why blasting occurred prior to 6:30 a.m. contrary to the By-law as mentioned in the letter dated October 30th, 2003 from Mr. Nickson and Ms. Lacoste.

Ms. Teale advised that a By-law Enforcement Officer did attend the site and notified the contractor of the hours when blasting/drilling would be permitted according to the By-law. The situation has been resolved.

Simon Nickson, 49 Mist Hollow Drive, Sudbury, was present in opposition to the applications as per his letter dated October 30th, 2003. He indicated that one of his major concerns is flow through traffic from Regent Street to Algonquin Road. He is concerned that if the proposed connection is approved, this road linkage would be used as a by-pass route to Algonquin Road. He advised that with the proposed connection, the distance to Algonquin Road would be 1.2 km compared to Regent Street which is 2.3 km. He stated that traffic will increase and is concerned for the safety of children. He does not understand why the road linkage is required and would be more in favour of a pedestrian crossing. He stated that the residents have asked many questions on the proposed development in the area and have received varied responses. He would like to see a comprehensive plan for the area. He indicated that the developer was not respectful of the neighbourhood as the area residents were given no prior notice or warning of drilling and blasting in the area. He stated that the trails have been impacted by the movement of shovels behind properties in the neighbourhood and the new development. He is also concerned about greenspace and indicated the children's playground was limited.

APPLICATIONS FOR REZONING AND SUBDIVISION TO ADD 10 NEW LOTS AND 8 PART LOTS FOR SINGLE RESIDENTIAL USE, NORTH SIDE OF ALGONQUIN ROAD - BRODER SUDBURY DEVELOPMENTS (cont'd)

Mr. Nickson stated that, in his opinion, the tower structure in the pond area poses a danger to children. He does not allow his children on the pond area. He pointed out that access along Regent Street by pedestrians from the neighbourhood to the commercial shopping area is difficult and requested the construction of sidewalks along Regent Street.

The Director of Engineering Services indicated that as part of the Southend Official Plan Study, different road links were incorporated into the design of the subdivisions. Internal road connections are needed to efficiently move local traffic and funnel it to major routes.

The Director of Planning Services stated that in 1995, the Comprehensive Southend Development Plan was approved by Council following extensive public consultation. In this case, the developer has built to allow for multiple connections through the area, so there is not just one collector spine.

Ms. Teale advised that they did not have a meeting with the area residents as the road linkage was identified as necessary in the Southend Plan. In 1999, area residents approached Dalron as they wanted to apply for funding to put a trail system in the area. Dalron agreed on the understanding that this area was slated for development and when the development proceeds, the trails would need to be relocated or another solution found. With respect to blasting, residents were notified by the contractor who did a pre-blast survey. Mr. Nickson was not notified since he is outside of the monitored area but she believes the contractor did speak with him.

Councillor Craig, Ward Councillor, spoke in favour of the applications. He indicated that the tower structure concerns would be investigated to ensure the safety of the public. Looking at the proposal from a planning view, he believes what is being proposed is compatible with the existing development which consists of single residential complexes. He understands Mr. Nickson's trepidation with linkage of the 2 subdivisions but believes those concerns will be looked after.

The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.

PUBLIC HEARINGS (cont'd)

APPLICATIONS FOR REZONING AND SUBDIVISION TO ADD 10 NEW LOTS AND 8 PART LOTS FOR SINGLE RESIDENTIAL USE, NORTH SIDE OF ALGONQUIN ROAD - BRODER SUDBURY DEVELOPMENTS (cont'd)

The following recommendations were presented:

Recommendation #2003-197

Dupuis-Petryna: That the application by Broder Sudbury Developments to amend By-law 95-500Z being the Zoning By-law for the former City of Sudbury by changing the zoning classification of Part of Parcel 50208 S.E.S., in Lots 4 and 5, Concession 6, Broder Township from "FD", Future Development to "R1", Single Residential be approved subject to the following:

(a) That the applicant provide the Development Services Section with a registered survey plan describing the land to be rezoned to enable the preparation of an amending by-law.

CONCURRING MEMBERS: Councillors Dupuis, Petryna, Bradley

CARRIED

Recommendation #2003-198

Petryna-Dupuis: That the conditions of draft approval for the draft plan of subdivision by Broder Sudbury Developments of Part of Parcel 48626 S.E.S., in Lot 5, Concession 6, Broder Township, File # 780-6/89002, be amended as follows:

(a) By deleting Conditions #9 and #10.

(b) By deleting Condition #11 and replacing it with the following:

"11. That the proposed Algonquin II to Mallard's Green road connection be completed in 2004."

(c) By adding the following section (c) to Condition #19:

"19.(c) The draft plan is further amended by adding Part of Parcel 50208 S.E.S. and modifying the layout as shown on a plan prepared by T. Del Bosco, O.L.S. and dated August 12, 2003."

APPLICATIONS FOR REZONING AND SUBDIVISION TO ADD 10 NEW LOTS AND 8 PART LOTS FOR SINGLE RESIDENTIAL USE, NORTH SIDE OF ALGONQUIN ROAD - BRODER SUDBURY DEVELOPMENTS (cont'd)

Recommendation #2003-198 (cont'd)

(d) By adding a new condition requiring integration as follows:

"23. That the registered Plan be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Geographic Information, Surveys and Mapping Section; provision of the final plan coordinate listings and an AutoCAD file of the resultant parcel fabric shall formulate part of this requirement."

CONCURRING MEMBERS: Councillors Dupuis, Petryna, Bradley

CARRIED

APPLICATION FOR REZONING TO LEGALIZE A COMMERCIAL DANCE STUDIO WHICH HAS BEEN LOCATED WITHIN AN EXISTING BUILDING AND TO ESTABLISH "SERVICE TRADES" AS AN ADDITIONAL PERMITTED LAND USE, 887 NOTRE DAME AVENUE, SUDBURY - HENRY CROCCO COMPANY LIMITED

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated October 27th, 2003, from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding a rezoning application to legalize a commercial dance studio which has been located within an existing building and to establish "service trades" as an additional permitted land use (887 Notre Dame Avenue, Sudbury) - Henry Crocco Company Limited.

The applicant, Henry Crocco, 1380 Keast Drive, Sudbury, and Len Crocco, 1366 Keast Drive, were present.

The Director of Planning Services outlined the application to the Committee.

Mr. Crocco indicated that this building has been ready for occupancy since January 1st, 1992 but he had a hard time renting it. He stated he had previously applied for rezoning but to no avail. This unit was vacant for 5 out of 11 years. The dance studio would be open in the evenings and on Saturdays and Sundays. Most of the clients would walk to the dance studio from home or from school.

APPLICATION FOR REZONING TO LEGALIZE A COMMERCIAL DANCE STUDIO WHICH HAS BEEN LOCATED WITHIN AN EXISTING BUILDING AND TO ESTABLISH "SERVICE TRADES" AS AN ADDITIONAL PERMITTED LAND USE, 887 NOTRE DAME AVENUE, SUDBURY - HENRY CROCCO COMPANY LIMITED (cont'd)

Mr. Crocco said that parents drop their children off and pick them up after the dance class is over. A safe entranceway has been constructed so that the students would not need to utilize the driveway. The upper area of the building is office space with plenty of parking available.

Joanne Chartrand, 124 Notre Dame Street, Azilda, was present in favour of the application. She indicated that she operates the dance studio with her partner. She advised that Mr. Crocco has provided steps for the students who attend the dance studio to allow them safe access. The major traffic for the dance studio is in the evenings at 4:30 p.m. when there are no vehicles except for the teacher and the owner. On Saturday mornings there are 4 - 5 students. This location is ideal for their clientele.

Councillor Dupuis, Ward Councillor, indicated that he had not received any calls or concerns regarding this application. He stated that he is very familiar with this area and is aware that there is ample parking at this site.

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 #2003-199

Dupuis-Petryna: That the application by Henry Crocco Company Limited to amend By-law 95-500Z being the Comprehensive Zoning By-law for the (former) City of Sudbury from "C2-33", Special General Commercial to a revised "C2-33", Special General Commercial with respect to those lands described as P.I.N. 02127-0405 being Parts 5 to 8 inclusive, Plan 53R-12139 and Part 1, Plan 53R-16156 in Lot 5, Concession 5, Township of McKim be recommended for approval subject to the following condition:

APPLICATION FOR REZONING TO LEGALIZE A COMMERCIAL DANCE STUDIO WHICH HAS BEEN LOCATED WITHIN AN EXISTING BUILDING AND TO ESTABLISH "SERVICE TRADES" AS AN ADDITIONAL PERMITTED LAND USE, 887 NOTRE DAME AVENUE, SUDBURY - HENRY CROCCO COMPANY LIMITED (cont'd)

Recommendation #2003-199 (cont'd)

1. In addition to the uses permitted in the "C2-33", Special General Commercial zone a commercial dance studio and service trades shall also be permitted.

CONCURRING MEMBERS: Councillors Dupuis, Petryna, Bradley

CARRIED

APPLICATION FOR REZONING TO PERMIT THE SUBJECT PROPERTY TO BE SPLIT INTO 5 INDIVIDUAL LOTS FOR SINGLE RESIDENTIAL USE, WITH ALL LOTS SERVICED BY A PRIVATE RIGHT-OF-WAY, WEST END OF TORBAY ROAD, SUDBURY - GILBERT CHARETTE, IN TRUST

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

Report dated October 28th, 2003, from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding a rezoning application to permit the subject property to be split into 5 individual lots for single residential use, with all lots serviced by a private right of way, west end of Torbay Road, Sudbury - Gilbert Charette, In Trust.

The agent for the applicant, Mac D. Sinclair, 214 Alder Street, Sudbury, the applicant, Gil Charette, and Roger O'Malley, neighbour, were present.

The Director of Planning Services outlined the application to the Committee.

Councillor Petryna, Ward Councillor, questioned how long the gabions have existed on the site.

Mr. O'Malley indicated that the new gabion was installed last summer which replaced gabions that existed for at least 20 years prior.

APPLICATION FOR REZONING TO PERMIT THE SUBJECT PROPERTY TO BE SPLIT INTO 5 INDIVIDUAL LOTS FOR SINGLE RESIDENTIAL USE, WITH ALL LOTS SERVICED BY A PRIVATE RIGHT-OF-WAY, WEST END OF TORBAY ROAD, SUDBURY - GILBERT CHARETTE, IN TRUST (cont'd)

Mr. Sinclair indicated that the applicant has reviewed the Staff Report and recommendation and is in full agreement with the recommendation. He advised that this development is completely self-contained with sewer and water lines installed on the right-of-way. The gas line goes along the railway and can be accessed by residents. He submitted a Petition signed by residents of Torbay Road in support of this application. In 1992, there was an appeal to the OMB of an application to create condominiums. He explained that the reason the Condominium Corporation was not registered was that in 1998, the Condominium Act stated that a condominium couldn't be registered unless there were 5 dwellings in place. After 1998, the Condominium Act was changed to allow for vacant land condominium development. There are presently 2 lots developed on the site and there are persons who are prepared to purchase the other 3 lots.

Victoria Lachapelle, 111 Sable Street, Sudbury, stated her objection to the proposal has much to do with a previous agreement. In June of 1993, the appellants to the previous rezoning by-law were summoned to C-12, Tom Davies Square, to meet with Mr. Charette, In Trust, Mr. Humphries and Mr. Potvin. They were encouraged to come together as a group to try to work out their concerns. An Agreement was prepared by Rolston, Humphrey & Arseneau. The agreement included a height restriction of any dwelling house or associated outbuilding to be erected on the lands comprising of the condominium to two storeys above the finished grade of the condominium access road, exclusive of chimneys, and in no case, should any roof peak or structure of any sort to be built upon the lands, exceed a height to be measured six (6) feet above the top of the rail of the existing adjacent Canadian Pacific Railway line. This Agreement was to be registered by way of Notice of Agreement against the title to Parcel 624 S.E.S., being Part 2, Plan 53R-13949. The appellants agreed to withdraw the appeals subject to the terms of the Agreement. The Agreement was signed by Mr. Charette and the appellants, however, it was not registered on title. She indicated that they made the agreement in good faith and have a legal binding agreement.

APPLICATION FOR REZONING TO PERMIT THE SUBJECT PROPERTY TO BE SPLIT INTO 5 INDIVIDUAL LOTS FOR SINGLE RESIDENTIAL USE, WITH ALL LOTS SERVICED BY A PRIVATE RIGHT-OF-WAY, WEST END OF TORBAY ROAD, SUDBURY - GILBERT CHARETTE, IN TRUST (cont'd)

Mr. Sinclair indicated that the owner applied to the OMB to dismiss the appeals and an agreement resulted. He said that the appeals were withdrawn following the signing of the Agreement. Mr. Charette is prepared to honour this Agreement but indicated that there are 2 houses built on the site presently which have not been built according to the terms of the Agreement. He stated that he could not explain why the Agreement was not registered. One of the houses which was built is 3" above what is stated in the Agreement and the roof is much higher on the other house. He said that the applicant would be agreeable to a height provision being included in the By-law that mirrors the commitment in the Agreement and to register the Agreement. However, he pointed out that the issue of the 2 houses that are built, which are at variance, needs to be addressed. He said that the applicant had every intention of proceeding with his development in 1993 but it didn't go ahead. In all fairness to Mr. Charette, the Agreement was overlooked.

Sav Dagostino, was present in support of the application. He indicated that when he purchased his property there was no lien on it. He bought this property with the intention of building a functional home. He was not aware of and is not in favour of the Agreement. He said that he is paying taxes on this property and it is too bad that he is taking the view away from some people. He indicated that he would not have purchased this property if he were aware of the height restriction. He said that one of the neighbours built an elongated home which takes the view away from other people also.

Guido Guerra, 133 Laroche Street, Sudbury, was present in opposition to the application. He indicated that his home is at the west end of Torbay Road and it does not obstruct anyone's view. He said that he was one of the signatories of the Agreement. He believes that Mr. Charette is not trustworthy. He asked that the Committee defer the application until they have some legal resolution.

Christine Baird, 125 Lennox Street, Sudbury, was present in opposition to the application. She indicated that the property should not be rezoned until the litigation matter was settled. She referred to a previous Staff Report on February 13th, 1991, that stated that if for any reason a condominium was not registered then the property would be rezoned back to R-2.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO PERMIT THE SUBJECT PROPERTY TO BE SPLIT INTO 5 INDIVIDUAL LOTS FOR SINGLE RESIDENTIAL USE, WITH ALL LOTS SERVICED BY A PRIVATE RIGHT-OF-WAY, WEST END OF TORBAY ROAD, SUDBURY - GILBERT CHARETTE, IN TRUST (cont'd)

Susan Dagostino was present in favour of the application. She indicated that she owns one of the properties in question. She does not believe that anyone should be told what they can build on their property. She stated that if anyone wanted a view and access to the lake then they should pay for a lake front property and its taxes as she does. She said that the road and the track are well below the other residents in the area. It is impossible to build a 2 storey home if there is insufficient space. These properties do not affect the sewers or safety of others but only block their view.

Glen Fuller was present in support of the application. He indicated that he has recently built his home on Lot 1. He said that he is concerned about the pending litigation which has been mentioned. He stated that he built his house according to the guidelines. He believes that all neighbours should respect each other and carry on with their lives.

Mr. Sinclair stated that the applicant recognizes that there was a previous height commitment and that he is prepared to have the staff recommendation amended to include a height restriction. The applicant will abide by the wishes of the Committee.

The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.

The Committee approved a motion by Councillor Petryna to defer the application to the next Planning Committee Meeting in order that legal interpretation could be obtained regarding the Agreement.

Recess At 9:10 p.m., the Planning Committee recessed.

Reconvene At 9:15 p.m., the Planning Committee reconvened.

APPLICATION TO AMEND THE SECONDARY PLAN AND FOR REZONING TO LEGALIZE AN EXISTING AUTOMOBILE REPAIR SHOP AND A RECREATIONAL VEHICLE SALES ESTABLISHMENT WHICH HAVE BEEN LOCATED ON THE SUBJECT LANDS, 2164 FALCONBRIDGE ROAD, GARSON - RICHARD D. TOULOUSE

The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.

APPLICATION TO AMEND THE SECONDARY PLAN AND FOR REZONING TO LEGALIZE AN EXISTING AUTOMOBILE REPAIR SHOP AND A RECREATIONAL VEHICLE SALES ESTABLISHMENT WHICH HAVE BEEN LOCATED ON THE SUBJECT LANDS, 2164 FALCONBRIDGE ROAD, GARSON
- RICHARD D. TOULOUSE (cont'd)

Report dated October 28th, 2003, from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding an amendment to the Secondary Plan and a rezoning application to legalize an existing automobile repair shop and a recreational vehicle sales establishment which have been located on the subject lands (2164 Falconbridge Road, Garson) - Richard D. Toulouse.

Letter dated November 4th, 2003, from Ted Callaghan, Ward 4 Councillor, in favour of the application was distributed to Committee Members at the meeting.

The agent for the applicant, Dave Dorland, 298 Larch Street, Sudbury, and the applicant, Richard Denis Toulouse, were present.

The Director of Planning Services outlined the application to the Committee.

Mr. Dorland stated that the applicant reviewed and is satisfied with the conditions of approval and will comply with them. He indicated that the existing "second" entrance opposite Carr Avenue will be closed. He said that the applicant has just finished the construction of the repair garage.

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 #2003-200

Petryna-Dupuis: That the application by Richard D. Toulouse to amend the Secondary Plan for the Nickel Centre Settlements, on a site specific basis, by deleting "Official Plan Amendment # 192", and establishing a subsequent site specific amendment which would permit an automotive dealership, an automobile repair shop, a recreational vehicle sales establishment and one dwelling unit be approved subject to the following condition:

M 24

APPLICATION TO AMEND THE SECONDARY PLAN AND FOR REZONING TO LEGALIZE AN EXISTING AUTOMOBILE REPAIR SHOP AND A RECREATIONAL VEHICLE SALES ESTABLISHMENT WHICH HAVE BEEN LOCATED ON THE SUBJECT LANDS, 2164 FALCONBRIDGE ROAD, GARSON
- RICHARD D. TOULOUSE (cont'd)

Recommendation #2003-200 (cont'd)

1. Prior to the adoption of the above noted Official Plan Amendment, the Director of Planning Services shall be advised that Part 4, Plan 53R-16246 has been consolidated with Parcel 21747 S.E.S. to the satisfaction of the Director of Legal Services/City Solicitor.

CONCURRING MEMBERS: Councillors Dupuis, Petryna, Bradley

CARRIED

Recommendation #2003-201

Dupuis-Petryna: That the application (as revised to include Part 4, Plan 53R-16246) by Richard D. Toulouse to amend By-law 83-304 being the Comprehensive Zoning By-law for the (former) Town of Nickel Centre from "M1-7", Special Mixed Light Industrial/Service Commercial to a revised "M1-Special", Special Mixed Light Industrial/Service Commercial be approved subject to the following conditions:

1. That the "Existing Asphalt Area to be Removed' at the northwesterly limits of the subject lands and corresponding landscaping related thereto, as indicated on the Amended Site Plan Control Agreement registered on October 25th, 2002, be completed to the satisfaction of the General Manager of Public Works and Director of Planning Services before June 31st, 2004, and prior to the passage of an amending zoning by-law.

2. That before June 31st, 2004, the owner shall enter into an Amended Site Plan Control Agreement, for a revised lot area, with the City of Greater Sudbury to the satisfaction of the Director of Planning Services.

3. That the amending zoning by-law establish that the only permitted uses shall be an automotive dealership, an automobile repair shop, a recreational vehicle sales establishment and one dwelling unit.

CONCURRING MEMBERS: Councillors Dupuis, Petryna, Bradley

CARRIED

PART I - CONSENT AGENDA

The following recommendation was presented to adopt Item C-1 contained in Part 1 of the Consent Agenda:

Recommendation #2003-202

Petryna-Dupuis: That Item C-1 contained in Part 1, Consent Agenda, be adopted.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-1
Sale of Surplus Property, Part of Parcel 15936 S.E.S., 346 Murray Street

Report dated October 27th, 2003, from the General Manager, Corporate Services regarding Sale of Surplus Property, Part of Parcel 15936 S.E.S., municipally known as 346 Murray Street.

Recommendation #2003-203

Petryna-Dupuis: That the City of Greater Sudbury enter into an Agreement of Purchase and Sale with Janet MacKenzie for the land legally described as Part of Parcel 15936 S.E.S., municipally known as 346 Murray Street, Sudbury, subject to the terms and conditions outlined in the report dated October 27th, 2003; and

That the Clerk and Property Negotiator / Appraiser be authorized to execute all documents necessary to complete the real estate transaction.

CARRIED

Adjournment

Recommendation #2003-204

Dupuis-Petryna: That we do now adjourn.
Time: 9:30 p.m.

CARRIED

DEPUTY CITY CLERK

CHAIR RON BRADLEY PRESIDING

MINUTES OF THE TWENTIETH MEETING OF THE CITY OF GREATER SUDBURY PUBLIC LIBRARY BOARD

Thursday, September 18, 2003
Main Branch

Commencement: 8:00 a.m.
Adjournment: 9:02 a.m.

PRESENT Councillor T. Callaghan; Councillor R. Dupuis; K. Dopson; V. Gutsch; C. White; P. Reid; S. Roy

REGRETS Councillor M. Petryna; Councillor L. Lalonde; J. Cameron
R. Clouthier, Manager-North Citizen Service Centres and Neighbourhood Libraries; C. Zuliani, Manager, Library and Heritage Resources; M. Hardie, Manager-South Citizen Service Centres and Neighbourhood Libraries

CITY STAFF R. Henderson, Director of Libraries & Citizen Services; D. Kennedy, Administrative Assistant-Director of Libraries & Citizen Services

ALSO PRESENT Derek Wilkinson, Friends of the Library

CHAIR **TED CALLAGHAN IN THE CHAIR**

The Chair welcomed everyone to the meeting.

DECLARATIONS OF PECUNIARY INTEREST None

MINUTES The following motion was presented:
Gutsch/White Resolution 2003-16
That the minutes of the Nineteenth Meeting of the Greater Sudbury Public Library Board held on June 19, 2003, be adopted.

CARRIED

PRESENTATIONS Mr. Jim Morgenstern from D.M.A. Consultants regarding Phase I and Phase II of the Branch Space Needs Study
Report dated September 10, 2003, from the General Manager of Citizen and Leisure Services

With the aid of an audio visual presentation, Mr. Morgenstern summarized for the Board, the first two phases of the study being conducted to determine services provided by the library now and in the future. The review included highlights of key aspects of the "Greater Sudbury Public Library Branch Space Needs Analysis: Planning Context" document.

Mr. Morgenstern advised phase III of the project included the following:

- five hundred and thirty (530) exit surveys of library users at

all of the 13 branches during the week of September 8-12, 2003

- two (2) public input sessions conducted by Mr. Morgenstern - one at Main Branch on September 17th and the second at Valley East on September 18th
- two staff focus group sessions, as well as interviews with key community leaders and library users on September 17th and 18th

In addition, Mr. Morgenstern solicited the Board's input in a group session following the Board meeting.

CORRESPONDENCE

The Director advised that a public notice was advertised in the media notifying residents of the public meetings for the Library Branch Space Needs Study.

NEW BUSINESS

A report on the Ontario Library Association Conference held in Toronto in June was distributed by the two Board delegates, Carolyn White and Verna Gutsch. The delegates reported that while at the conference, representatives from Ontario Library Services North indicated their desire to have a City of Greater Sudbury Board member appointed to the OLS North Board. The Director stated that he would address the request once the new Library Board is appointed.

The Chair shared with Board members an article from the June ` Globe and Mail entitled "School Libraries-The Missing Link".

The next meeting will be held at Main Branch on Thursday, October 16, 2003, at 8:00 a.m.

ADJOURNMENT

White/Gutsch Resolution 2003-17
That this meeting does now adjourn. Time 9:02 a.m.

CARRIED

Secretary

Chair

NICKEL DISTRICT CONSERVATION AUTHORITY

Minutes of General Board Meeting

Wednesday, October 15, 2003

Room C-12
Tom Davies Square

Commenced: 7:05 p.m.
Adjourned: 7:50 p.m.

PRESENT: Ron Bradley - Chairman
Gerard Dalcourt
Bob Rogers

ALSO PRESENT: A. Bonnis
P. Sajatovic

COMMUNICATIONS: D. Courtemanche
P. Douglas

1. Chair Bradley opened the meeting.

2. No declarations of conflict were declared.

3. Adoption of Minutes

a) September 17, 2003

Resolution 2003-55 Rogers - Dalcourt

That the minutes of the September 17, 2003 General Board meeting, as duplicated and circulated, be approved.

Carried.

4. General Business

a) Clarica Term Investment

Resolution 2003-56 Rogers - Dalcourt

That the N.D.C.A. signing officers for Clarica documents shall be as designated in the resolution passed at the Annual meeting in each year which includes:
a) The Chairman or Vice-Chairman, and
b) Director of Operations or Planner/Community Relations Co-ordinator.

Carried.

b) Junction Creek Box Culvert Project

i) Confirmation of E-Mail/Telephone Poll

Resolution 2003-57 Bradley - Dalcourt

That the results of the e-mail/telephone poll of members conducted on September 29, 2003 and concluded on October 2, 2003 with a majority of members concurring with the recommendations related to the Junction Creek Box Culvert study be approved.

Carried.

ii) Award of Engineering Services Contract

Based on the special funding provided in 2003by the Province and the local share having been secured, members agreed with the recommendation from the Study Team and the following resolution was passed.

Resolution 2003-58 Dalcourt - Rogers

That the firm of EarthTech Inc., in co-operation with AMEC be retained to provide Engineering Consultant services to complete the Junction Creek Box Culvert Structural Integrity Study in the total amount of $82,975.78 (GST Included).

Carried.

c) 2004 Budget Preparation Issues

Members reviewed a report prepared by staff pertaining to the key issues and challenges which will be faced in developing the N.D.C.A.'s 2004 budget. Information received from the City of Greater Sudbury pertaining to the budget process was discussed with members. A preliminary timeline for preparing the detailed 2004 budget and submitting it to the member municipality was discussed. However, because the City has requested at this time, a preliminary indication of funding the N.D.C.A. will be asking for from the municipality in 2004, the following resolution was presented and passed.

Resolution 2003-59 Rogers - Dalcourt

That the Nickel District Conservation Authority hereby requests that the City of Greater Sudbury provide the following funding in 2004:

1. General Levy - $254,410, which represents a 3 percent increase over the approved 2003 funding, and
2. Capital Projects Allocation - $277,500, for a total allocation of $531,910.

Carried.

d) Council and Citizen Appointments (2003-2006)

A report on the above referenced issue, recently adopted by the member municipality, was distributed to members. The report highlights when appointments of elected and non-elected representatives will be made to advisory panels, boards, committees, etc., in the City of Greater Sudbury for the new term of Council. This includes the seven members of the N.D.C.A. It was noted that the current non-elected members on the General Board are eligible to reapply, if interested. However, because elected and non-elected members are to be appointed in different months, the newly constituted General Board will not be able to hold the 2004 Annual Meeting until early in the near year. As well, budget discussions will have to be delayed until the new Board is formally constituted.

e) 2003 Christmas Dinner Meeting

Members discussed where and when to hold the December Christmas Dinner meeting. It was suggested by Chair Bradley that the N.D.C.A. consider holding the meeting at the Colonial Golf Course and a few possible dates were identified. Members agreed with the location and Chair Bradley agreed to follow up with the facility owner on available dates. Staff will then proceed with plans for the function.

f) Section 28 Permit Application (Quenneville)

This matter had been dealt with by the N.D.C.A. in 2002, however, because it was also subject to Planning Act approvals, an appeal had been launched with the O.M.B. by a individual citizen. The O.M.B. hearing was held recently, and a solution to the problem was reached. The N.D.C.A. permit and agreement with the property owner is now in effect and will be monitored closely. Members had a number of questions in order to clarify the outcome of this matter.

g) Conservation Ontario Update

Council Meeting Report - Vice-Chair Rogers, who had attended the October 6th Council meeting on behalf of Chair Bradley, reported on some of the key outcomes from the day-long meeting. Issues addressed included source protection planning; the new Committee of the Whole meeting procedure; the proposed 2004

Biennial Tour to be hosted by the Lakehead Region C.A.; the proposed Conservation Ontario budget which was adopted at a 6.6 percent increase; future strategic direction and priorities for Conservation Ontario, etc. The next Council meeting will be held in Toronto on Monday, December 8, 2003.

5. New Business

i) EarthCare Sudbury Local Action Plan - Vice-Chair Rogers, on behalf of Chair Bradley, had attended the event held on October 9th at Science North to launch this community action plan. It was noted that member Rogers was called upon as a representative from one of the community partners to make brief remarks related to sustainability, watershed management and source protection. Member Rogers was thanked for undertaking this important function and the N.D.C.A. is committed to being an active partner in implementing this community action plan for change.

The next N.D.C.A. General Board meeting is scheduled for Wednesday, November 19, 2003 at 7:00 p.m.

No other business was transacted.

6. Adjournment

Resolution 2003-60 Dalcourt - Bradley

That we do now adjourn.

Carried.

MINUTES OF THE TENDER OPENING COMMITTEE MEETING

Committee Room C-14
Tom Davies Square
2003-11-04

Commencement: 2:35 p.m.
Adjournment: 2:45 p.m.

D. MATHÉ, MANAGER OF SUPPLIES & SERVICES IN THE CHAIR

Present

R. Swiddle, City Solicitor; H. Duff, Director of Social Services/Ontario Works; R. Johnston, Director of Transportation Services; R. Gauthier, Supervisor of Transit; K. Lessard, Law Clerk; R. Blackwell, Technical Writer/Trainer; L. Lesar, Secretary to the Manager of Supplies & Services

RFP for Transit Kiosk

Proposal for the Operation of the Transit Kiosk Centre {estimated at a total cost of $285,000 for three (3) years} was received from the following bidder:

1211250 o/a Zio's Tuck Shop

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

The foregoing tenders were turned over to the Director of Transportation Services for review and recommendation to the General Manager of Citizen and Leisure Services who would report to City Council.

RFP for Video Conferencing Equipment

Proposals for the Supply and Installation of Video Conferencing Equipment (Medium Boardroom Solution) {estimated at a cost of $100,000.00} were received from the following bidders:

CBCI Telecom Inc.
MTS Communication Inc.
ICU Technologies Inc.
Bell Canada
Wardrop
Aurora Microsystems

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

RFP for Video-Conferencing Equipment (Continued)

The foregoing tenders were turned over to the Director of Social Services/Ontario Works for review and recommendation to the General Manager of Health & Social Services who would report to City Council.

Adjournment

The meeting adjourned at 2:45 p.m.

Chairman

Secretary

T.O.C. 2003-11-04 (2)

GREATER SUDBURY POLICE SERVICES BOARD MEETING
WEDNESDAY, SEPTEMBER 10, 2003 - 4:00 P.M.
Police Headquarters, 5th Floor Boardroom, Tom Davies Square

Present:

Andy HUMBER, Chair
Joanne FIELDING, Vice Chair
Councillor Ron BRADLEY
Councillor Eldon GAINER
Mr. David PETRYNA
Rollande MOUSSEAU, Secretary

Ian DAVIDSON, Chief of Police
Sharon BAIDEN, Director of Administration
Staff Inspector Brian Jarrett
Inspector Susan Evans
Inspector Gerry Pope

PUBLIC

News Media

Paul Godkin, MCTV
Rob O'Flanagan, Sudbury Star

Adoption of Minutes

(2003-72) Bradley-Petryna: THAT the Greater Sudbury Police Services Board Minutes of June 23, 2003, be adopted as circulated and read.

CARRIED

Matters Arising

None

Declarations of Conflict of Interest

None

Matters Arising from In Camera Discussions

Vice Chair Joanne Fielding reported that personnel and legal issues were discussed IN CAMERA.

Delayed Priority One Calls

Letter from Chief Davidson dated September 4, 2003, advising that there were no delayed priority one calls during the month of June, July or August 2003.

M 35

Departmental Statistics

Letter from Chief Davidson dated September 3, 2003, attaching the statistics for the month ended May 31, 2003, along with year to date comparative figures and an overview of criminal offences. It was also noted that a provincial software problem has prevented the compilation of accurate data beyond this date, however, the Ministry advises that the problem should be corrected by the end of the third quarter.

Inspector Gerry Pope reviewed the statistical report with board members.

Policing Standards Audit

Letter from Chief Davidson dated September 3, 2003, advising that the audit through the Policing Standards Division has been scheduled for the week of September 29, 2003, for approximately five days. Inspector Susan Evans is the liaison officer for the service and will be available to assist the Inspection Team for the duration of the inspection.

Power Outage Overview

Letter from Chief Davidson dated September 3, 2003, advising an update on the August 14, 2003, power outage will be available at this meeting.

Staff Inspector Brian Jarrett provided an Executive Summary Report for the August 14-15, 2003, Power Outage and reviewed the steps and actions taken by the service during the developing situation and the concerns and difficulties caused as a result of the power outage. Some solutions or interim actions have been identified and recommendations will be examined. Chief Davidson also gave an update on deployment of staff during the power outage and commended members of the service on their response and assistance in addressing a difficult situation. Board members added their thanks for a job well done.

Sick Leave By-Law Review

Letter from Chief Davidson dated September 3, 2003, advising that Sure Benefits will be participating in a consultative capacity as part of the Sick Leave Study currently being undertaken with the Police Association. Sure Benefits currently have an Agreement with the City of Sudbury.

Medcan Health Management Inc. Agreement

Letter from Chief Davidson dated September 3, 2003, with attached report respecting a renewal agreement with Medcan Health Management Inc. reflecting a change in rate as per the budget reduction initiative.

(2003-73) Petryna-Bradley: THAT the Board execute a renewal agreement with Medcan Health Management Inc. for the provision of managed health care services.

CARRIED

Professional Standards 1st Quarter Complaints

Letter from Chief Davidson dated September 4, 2003, with attached report relative to 1st quarter complaints received by the Professional Standards Bureau. For the information of the board.

Proceeds from Auction - June 21, 2003.

Letter from Chief Davidson dated September 3, 2003, with attached report on the Police Services Auction held June 21, 2003. The procedure which allows the return of lost or stolen property to the finders after ninety days if such items are not claimed by the owner will be reviewed at the October board meeting.

Older Adult Legislation

Letter from Chief Davidson dated September 4, 2003, with attached copies of letters to the Honourable Diane Marleau and Mr. Rick Bartolucci, MPP, from Mr. Ted Callaghan representing the Mayor and Council's Committee on Seniors Issues for the City of Greater Sudbury. Both members were commended for their interest and support on seniors' issues.

Return of Found Property

Letter from Chief Davidson dated September 4, 2003, attaching two requests for the return of found property.

(2003-74) Bradley-Petryna: THAT the Board approves the following two requests for the return of found property:

Donald Haggie	Red Supercycle XT118 adult male 18 speed mountain shocks, serial #8211112395
Wilson Osborne	Blue Raleigh Ambush female 21 speed mountain bike With fork shocks, serial #RD11815

CARRIED

Rev. Jeremy Mahood - 25th Anniversary Celebration

Letter from Chief Davidson dated September 4, 2003, with attached invitation to a 25th Anniversary Celebration in honour of Jeremy Mahood on October 3, 2003, at the Caruso Club. Reverend Mahood has acted as Police Chaplain for a number of years and has worked closely with the service over this time. The board approved the purchase of a table for this event.

Annual Storefront Volunteer Luncheon

Letter from Chief Davidson dated September 4, 2003, advising that this year's annual Storefront Volunteer Luncheon is scheduled to take place on Thursday, November 20,

2003, at the Colonial Inn, Coniston. For the information of the board.

Annual Awards Presentations

Letter from Chief Davidson dated September 4, 2003, reporting that the annual Awards Night for police personnel recognized for exemplary service and local citizens for their acts of courage and kindness is being organized for late November. For the information of the board.

Chief's Commendation

Letter from Chief Davidson dated September 4, 2003, attaching his Letters of Commendations to the following personnel who proved worthy of recognition for their recent actions:

Ms. Denise Fraser	Staff Inspector Brian Jarrett
Constable Jason Katz	Sergeant Joanne Pendrak
Constable Dave Burns	Constable Enzo Rizzi
Constable Bob Weston	Constable Michael Stinson
Student Andre Humber	

Chief Davidson reviewed the exemplary conduct of the above staff with board members who also extended their congratulations.

Notes of Appreciation

Letter from Chief Davidson dated September 4, 2003, reporting that his office received seventeen letters of appreciation since the June board meeting. For the information of the board.

ADDENDUM

(2003-75) Fielding-Gainer: THAT the Sudbury Police Services Board deals with the items on the Addendum this date.

CARRIED

Financial Status Update

Letter from Chief Davidson dated September 3, 2003, attaching a report detailing the police service's financial performance as at July 31, 2003, along with year-end forecasts. Chief Davidson reviewed the report with the board.

Trust Fund Donation Request - Powerplay for Easter Seal Kids

On September 13, 2003, members of the Greater Sudbury Police Service will be participating in the Powerplay for Easter Seal kids four on four ball hockey tournament. A donation towards the entry fee has been requested.

(2003-76) Petryna-Gainer: THAT the Board approves a financial donation from the board

trust fund in the amount of $200.00 to the Powerplay for Easter Seal Kids tournament to be held on September 13, 2003.

CARRIED

New Business

Trust Fund Donation Request - Chair Humber provided Board members with a letter dated September 4, 2003, from the Sudbury Police Association requesting financial assistance for members attending the Canadian Police Officers Memorial to be held in Ottawa on September 28, 2003. A large turnout of members is expected at the memorial which will mark the ten-year anniversary of the death of Cst. Joseph MacDonald.

(2003 -77) Fielding-Gainer: THAT the Board approves a financial donation from the Board's Trust Fund in the amount of $2000.00 to the Sudbury Police Association towards expenses incurred by members attending at the Canadian Police Officers Memorial to be held in Ottawa on September 28, 2003.

CARRIED

Staff Inspector Brian Jarrett was congratulated by board members for the 10-Year Ontario Volunteer Service Award he recently received for his work with the Race Relations Advisory Committee to the Police Services Board.

Capreol Public Forum - Mr. Dave Petryna reported on the Capreol Public Forum he attended on behalf of the board on September 9th and the problems raised by the community. Chief Davidson outlined the actions to be taken with respect to the concerns brought forward by the citizens.

Tender for Leased Vehicles and Disposition of Heavy Machinery Parts - The board approved the tender for the lease of eight unmarked police vehicles as well as the disposition of heavy machinery parts through public bid.

Inspector Gerry Pope Retirement - Chief Davidson reported that after thirty-four years of dedication and hard work, Inspector Gerry Pope will be retiring effective January 30, 2004. Congratulations were extended to Inspector Pope by the board and senior management.

Canadian Association of Police Services Board Conference - Mr. Dave Petryna reported on his recent attendance at the CAPB Conference. He has also provided a report on issues discussed at the conference and of interest to board members and senior staff.

Next Meeting

The next Police Services Board Meeting will be held on **MONDAY, OCTOBER 20, 2003, 4:00 P.M., at Police Headquarters, 5th Floor Boardroom, Tom Davies Square.**

RESUME IN CAMERA DISCUSSIONS

(2003-78) Bradley-Gainer: THAT this Board resumes In Camera discussions.
Time: 5:20 p.m.

CARRIED

RETURN TO PUBLIC - 7:05 p.m.

Matters Arising from In Camera Discussions

Vice Chair Joanne Fielding reported that personnel and legal issues were discussed In Camera. In Camera Motion 2003-79 was read out as follows:

(2003-79) Gainer-Fielding: THAT the Board enters into a License Extension Agreement with the OACP respecting the Constable Selection System.

CARRIED

Adjournment

(2003-83) Gainer-Bradley: THAT this meeting be adjourned. Time 7:05 p.m.

CARRIED

M 40