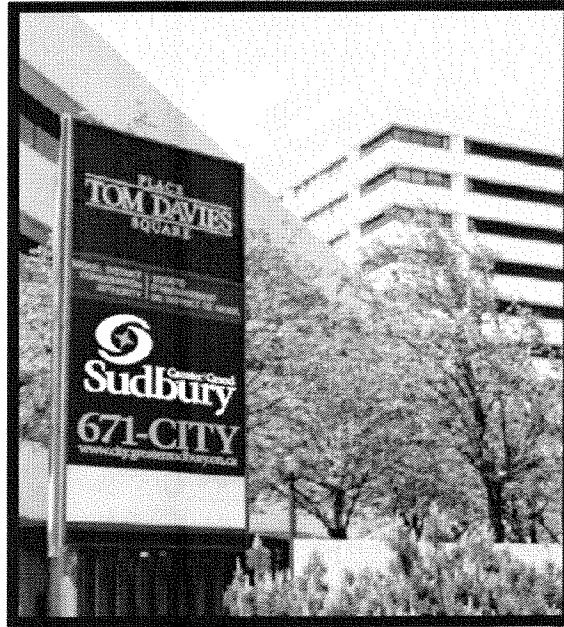


Vision: The City of Greater Sudbury is a growing, world-class community bringing talent, technology and a great northern lifestyle together.

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, April 28, 2005
at 7:00 p.m

jeudi 28 avril 2005
à 19 h

Council Chamber
Tom Davies Square

dans la Salle du Conseil
Place Tom Davies



Regular Council

Agenda

FOR THE CITY COUNCIL MEETING
TO BE HELD ON

THURSDAY, APRIL 28, 2005

COUNCIL CHAMBER

TOM DAVIES SQUARE

7:00 P.M.

Agenda
ordre du jour



(31ST)

FOR THE **REGULAR MEETING** OF CITY COUNCIL
TO BE HELD ON **THURSDAY, APRIL 28, 2005 AT 7:00 P.M.**
IN THE **COUNCIL CHAMBER, TOM DAVIES SQUARE**

DEPUTY MAYOR RON DUPUIS, CHAIR

- 5:30 P.M. COMMITTEE OF THE WHOLE - "IN CAMERA"
COMMITTEE ROOM C-11, TOM DAVIES SQUARE
*To deal with: Personnel Matters***
- 7:00 P.M. REGULAR COUNCIL MEETING
COUNCIL CHAMBER, TOM DAVIES SQUARE**

(PLEASE ENSURE CELL PHONES AND PAGERS ARE TURNED OFF)

The Council Chamber of Tom Davies Square is wheelchair accessible. Please speak to the City Clerk prior to the meeting if you require a hearing amplification device. Persons requiring assistance are requested to contact the City Clerk's Office at least 24 hours in advance of the meeting if special arrangements are required. Please call (705) 671-2489, extension 2475. Telecommunications Device for the Deaf (TTY) (705) 688-3919. Copies of Agendas can be viewed on the City's web site at www.greatersudbury.ca.

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

{NONE}

PRESENTATIONS/DELEGATIONS

4. Presentation from the Sudbury Metro Centre regarding an Update on Downtown Sudbury.

(ELECTRONIC PRESENTATION) (FOR INFORMATION ONLY)

- ▶ Maureen M. Luoma, Executive Director, Sudbury Metro Centre (Downtown Sudbury)

5. Report dated 2005-04-15 from the General Manager of Growth & Development regarding Economic Development Capital Envelope Funding Request Sudbury Theatre Centre.

1 - 2

(ELECTRONIC PRESENTATION)

(ADDITIONAL INFORMATION UNDER SEPARATE COVER)

- ▶ Mr. Stephen McCulloch, Chair of the Capital Campaign, Sudbury Theatre Centre

(Request for funding from the Economic Development Capital Envelope which was approved at the Greater Sudbury Development Corporation meeting on March 16, 2005 for \$50,000 which will be used for capital renovations at the Sudbury Theatre Centre.)

RESOLUTION: WHEREAS the Greater Sudbury Development Corporation has approved support for major repairs and upgrades at the Sudbury Theatre Centre;

THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury support the above mentioned project with a contribution of \$50,000 from the 2005 Economic Development Capital Envelope.

MATTERS ARISING FROM THE "IN CAMERA" SESSION

At this point in the meeting, the Chair, Acting Deputy Mayor Gasparini, 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: 2005-04-27

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

MATTERS ARISING FROM THE PLANNING COMMITTEE: 2005-04-19

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

PART I - CONSENT AGENDA

(RESOLUTION PREPARED adopting resolutions for Items C-1 to C-10 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.)

<u>MINUTES</u>	<u>PAGE NO.</u>
C-1 Report No. 30, City Council, Minutes of 2005-04-14. (RESOLUTION PREPARED - MINUTES ADOPTED)	M1 - M21
C-2 Report No. 27, Planning Committee, Minutes of 2005-04-19. (RESOLUTION PREPARED - MINUTES ADOPTED)	M22 - M37
C-3 Report No. 27, Priorities Committee, Minutes of 2005-04-27. (RESOLUTION PREPARED - MINUTES ADOPTED)(MINUTES TABLED)	
C-4 Report No. 3, Court of Revision - Brunet Municipal Drain, Minutes of 2005-04-13. (RESOLUTION PREPARED - MINUTES RECEIVED)	M38 - M40
C-5 Report of the Tender Opening Committee, Minutes of 2005-04-19. (RESOLUTION PREPARED - MINUTES RECEIVED)	M41
C-6 Report of the Tender Opening Committee, Minutes of 2005-04-20. (RESOLUTION PREPARED - MINUTES RECEIVED)	M42 - M43

TENDERS

C-7 Report dated 2005-04-18 from the General Manager of Community Development regarding Request for Proposal (RFP) - Purchase of Lifts, Medical and Diagnostic Equipment for Pioneer Manor. (RESOLUTION PREPARED)	3 - 6
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(The Ministry of Health and Long Term Care (MoHLTC) approved two funding initiatives for Pioneer Manor. One initiative was for Patient/Resident Lifts at \$140,000 and a second one-time grant for Diagnostic and Medical Equipment for \$183,918. The MoHLTC required that all equipment be ordered, purchased, and received by March 31, 2005.)

PART I - CONSENT AGENDA (continued)

TENDERS (continued)

PAGE NO.

- C-8 Report dated 2005-04-18 from the General Manager of Community Development regarding Request for Proposal (RFP) - Awarding Contract for Pharmacy Services at Pioneer Manor. **7 - 9**
(RESOLUTION PREPARED)

(In accordance with the Purchasing By-law, any RFP over \$100,000 requires Council's approval. Three proposals were local and one proposal was received from a firm in Ottawa. The successful bidder was Brin Enterprises Ltd. (known as Bancroft Pharmacy) which was the previous provider to Pioneer Manor since 1993. Brin Enterprises also had the lowest fees to residents.

Pharmacy services would include seven days a week free delivery service, weekly visits, consultations, emergency delivery service on weekends, evenings, and statutory holidays, purchase equipment (medication carts, fax machines, other related supplies), and education sessions to nursing staff, medical staff, residents/families, as requested.)

- C-9 Report dated 2005-04-20 from the General Manager of Infrastructure & Emergency Services regarding Request for Proposal (RFP) for Annual Short Term Rental of Vehicles - Contract CPS05-03. **10 - 12**
(RESOLUTION PREPARED)

(On October 13, 2004, Council, at its Priorities Committee meeting, received the Report of the Solutions Team on the Light Vehicle Fleet Management Strategy. One of the recommendations of that report was to send out a Request for Proposals (RFP) for the short term rental of vehicles to be used for out of town travel by City employees. The yearly vehicular cost for out of town travel is estimated to be \$71,500. The RFP was issued with a closing date of March 22, 2005 and it is recommended that the Vendors of Record be established as firstly, National Car and Truck Rental; secondly, Aviscar Inc; thirdly, Enterprise Rent-a-Car. When the vehicle required to be rented is a minivan, it is recommended that Enterprise Rent-a-Car be the first Vendor of Record.

In accordance with the Purchasing By-law, any RFP over \$100,000 requires Council's approval.)

ROUTINE MANAGEMENT REPORTS

- C-10 Report dated 2005-04-14, with attachments, from the Acting CFO/Treasurer regarding Community Policing Partnerships (CPP) Program - Contractual Agreement. **13 - 19**
(RESOLUTION PREPARED)

(Authority for the Acting CFO / Treasurer to execute on behalf of the City a Community Policing Partnerships (CPP) Program Contractual Agreement with the Ministry of Community Safety and Correctional Services and the City of Greater Sudbury Police Services Board for program funding for the purpose of maintaining the increase in number of sworn officers of the Greater Sudbury Police Service.)

TELEPHONE POLLS

{NONE}

PART I - CONSENT AGENDA (continued)

BY-LAWS

PAGE NO.

THE FOLLOWING BY-LAWS APPEAR FOR THREE READINGS:

2005-68 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE CERTAIN PARCELS OF LANDS TO BE PART OF THE CITY ROAD SYSTEM

(This By-law is presented to Council from time to time. It provides for all the small "bits and pieces" of roadway that have been purchased or otherwise acquired by the City for road purposes to be formally declared as roads. A number of widenings, subdivision transfers, sight triangles, etc., are included. This By-law also includes the acceptance of Westbourne Avenue as a City Street as the conditions set out in the agreement with the property owners have now been completed.)

(By-law 2005-100 has been reserved for the Airport Traffic By-law and will be presented to Council at a later date.)

2005-102A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF APRIL 28, 2005

2005-103 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE TO METAL-AIR MECHANICAL SYSTEMS LTD. OF PART OF PARCEL 9953 S.E.S., BEING PARTS 23 & 24 ON PLAN 53R-9397, PART OF LOT 8, CONCESSION 5, TOWNSHIP OF BLEZARD

Planning Committee Recommendation 2005-67

2005-104 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE ACQUISITION OF THE NORTHERLY PORTION OF PARCEL 7279, S.E.S.

Planning Committee Recommendation 2005-61

2005-105 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PARCEL 5572 S.W.S. FAIRBANK LAKE ROAD TO DALE HEISE

Planning Committee Recommendation 2005-62

2005-106 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE VESTING OF CERTAIN PROPERTIES INTO THE CITY'S NAME, AND TO WRITE OFF THE OUTSTANDING TAXES

Planning Committee Recommendation 2005-78

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

PAGE NO.

- 2005-107A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A COMMUNITY POLICING PARTNERSHIP (CPP) PROGRAM CONTRACTUAL FUNDING AGREEMENT BETWEEN THE CITY OF GREATER SUDBURY, THE CITY OF GREATER SUDBURY POLICE SERVICES BOARD AND HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTRY OF COMMUNITY SAFETY AND CORRECTIONAL SERVICES

(This By-law authorizes the Acting CFO/Treasurer to execute a Community Policing Partnership (CPP) Program Contractual Agreement with the Ministry of Community Safety and Correctional Service and the City of Greater Sudbury Police Service Board for program funding of certain sworn officers of the Greater Sudbury Police Service)

- 2005-108 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO SUDBURY PLANNING COUNCIL OF THE REGION OF SUDBURY FROM NATIONAL CHILD BENEFIT FUNDING FOR ADMINISTRATIVE COSTS OF ITS DUTIES IN OPERATING THE NCB EMERGENCY FUND

(This By-law retroactively authorizes the payment of \$42,000 made to the Social Planning Council in 2004 for the administrative costs of administering the NCB Emergency Trust Fund and further authorizes the payment of \$38,500 to the Social Planning Council for the same purpose in 2005. Report on the National Child Benefit Work plan 2005 presented to the January 26th, 2005 meeting of the Priorities Committee.)

- 2005-109 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE CONSTRUCTION OF MUNICIPAL SEWER AND WATER SERVICES ON KIRKWOOD DRIVE AND TO AUTHORIZE ALL NECESSARY AGREEMENTS WITH BENEFITING RESIDENTS

Priorities Recommendation 2005-27

- 2005-110 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO IDENTIFY ROWLAND EMERGENCY VEHICLE PRODUCTS INC. AS THE VENDOR OF RECORD FOR CONVERSION WORK AN EMS BASE VEHICLES AND TO AUTHORIZE THE NECESSARY AGREEMENTS

Council Resolution 2005-126

- 2005-111T 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 enforcement officers.)

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

PAGE NO.

2005-112 A BY LAW OF THE CITY OF GREATER SUDBURY TO ESTABLISH
"CLAWBACK" PERCENTAGES FOR THE 2005 TAXATION YEAR FOR
THE COMMERCIAL, INDUSTRIAL, AND MULTI-RESIDENTIAL
PROPERTY CLASSES

Report dated 2005-04-20 from Acting CFO/Treasurer regarding 2005 Final
Property Clawback Percentages.

20 - 21

(This report provides the final clawback percentages for the 2005 taxation for the
properties in the multi-residential, commercial, and industrial classes. Finance
Committee recommendation 2005-4 was approved by the Finance Committee on
April 13, 2005.)

(The 2005 education tax rates were regulated by the Province to be identical to
2004 tax rates. However, as a result of modifying the industrial class ration, the
2005 industrial education tax rates were modified marginally.)

2005-113 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A
GRANT TO NORTHERN ONTARIO SCHOOL OF MEDICINE FOR ITS
BURSARY FUND

Council Resolution 2005-130

THE FOLLOWING BY-LAWS APPEAR FOR FIRST AND SECOND READINGS ONLY:

2005-114 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE PART
OF SUGARBUSH DRIVE BEING PARTS 3 TO 8 INCLUSIVE AND PART
11, PLAN 53R-17627 AND TO TRANSFER IT TO DALRON
CONSTRUCTION LIMITED

Planning Committee Recommendation 2005-65

2005-115 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE PART
OF THE KINGSWAY ABUTTING PARCEL 21216, S.E.S. AND TO
EXCHANGE IT FOR A PORTION OF PARCEL 21216, S.E.S. WITH
RENC HOTEL HOLDING LIMITED

Planning Committee Recommendation 2005-66

2005-116 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE A
PORTION OF GREENWOOD DRIVE BEING PARTS 1, 3 AND 17, PLAN
53R-15029 AND TO EXCHANGE PARTS 1 AND 3 WITH WESMAK
LUMBER CO. LIMITED

Planning Committee Recommendation 2005-64

CORRESPONDENCE FOR INFORMATION ONLY

{NONE}

PART II - REGULAR AGENDA

REFERRED AND DEFERRED MATTERS

PAGE NO.

{NONE}

MANAGERS' REPORTS

- R-1 Report dated 2005-04-22 from the General Manager of Infrastructure & Emergency Services regarding 2004-2005 MOHLTC Diagnostic and Medical Equipment Grant.
(RESOLUTION PREPARED) 22 - 24

(The Ontario Government has announced a special grant for the replacement of medical diagnostic and treatment equipment. The Ministry of Health and Long-Term Care (MOHLTC) has determined that the City of Greater Sudbury is eligible to receive \$137,010 for 2004-2005. This grant money must be used for the items listed on the Sign-back Agreement for Municipalities and Designated Delivery Agents that was recently signed by the CAO and returned to the MOHLTC.)

- R-2 Report dated 2005-04-20, with attachments, from the Executive Director of Administrative Support Services regarding Ward Boundaries.
(RESOLUTION PREPARED) 25 - 30

(ATTACHMENTS UNDER SEPARATE COVER)

- i) Sudbury Local Government Review (November 25, 1999), Hugh J. Thomas, P.Eng., Special Advisor, Local Government Reform, Sudbury Region
- ii) Citizens' Committee Report on Ward Boundary Review (May 27, 2002)

(ELECTRONIC PRESENTATION)

Presentation made to Council regarding the 2002 Citizens' Committee Report on Ward Boundary Review (May 27, 2002).

- ▶ Professor Bob Segsworth, Member, Citizens' Committee for Ward Boundary Review

(At the Fourth Special Meeting of Council, held in the fall, a governance structure review was identified in the directed work plan for 2005. As work is beginning on planning for the 2006 Municipal Election, it is timely to review ward boundaries as part of that governance review process. Two options on ward boundaries are presented for Council's consideration, which options are: **Option One**: Retain the six ward model, with two councillors per ward; **Option Two**: Provide notice of the municipality's intention to pass a by-law to re-divide wards into a twelve ward model with one councillor per ward and direct that a public meeting be held to consider the matter.)

PART I - CONSENT AGENDA (continued)

MOTIONS

PAGE NO.

R-3 Presented by Councillor Berthiaume:

WHEREAS By-law 2003-3, a By-Law of the City of Greater Sudbury for the Licensing, Regulating and Governing of Taxi, Limousine, and Shuttle Transportation in the City of Greater Sudbury received three readings, was passed by Council on the 12th day of August, 2003 and came into force and effect on September 1st, 2003;

AND WHEREAS concerns with respect to certain provisions of the by-law have been raised by several owners and drivers of taxis, limousines and shuttles, who claim that their livelihood is threatened by certain provisions of by-law 2003-3;

AND WHEREAS transportation services offered by taxis, limousines and shuttles, in addition to public transit, play a vital role in the ability of many of our citizens to get around in the community;

AND WHEREAS section 32.6 of the by-law provides for the review of the by-law by Council after four years, which would mean that the by-law would not be reviewed until September 1st, 2007;

THEREFORE BE IT RESOLVED that By-Law 2003-3 be reviewed by Council, or a committee of Council, and that staff be instructed to schedule public hearings, within the next three months, to receive input about by-law 2003-3 from the public, as well as owners and drivers of taxis, limousines and shuttles.

R-4 Presented by Councillor Bradley:

THAT the speed limit on Highway 35 from Montee Rouleau to Clarabelle Road be increased from 80 km to 90 km;

AND THAT a report be brought back to Council for the Council meeting of May 12, 2005.

PART II - REGULAR AGENDA (continued)

MOTIONS (continued)

PAGE NO.

R-5 Presented by Councillor Bradley:

WHEREAS the 2005 Federal Budget, if adopted by the House of Commons, would authorize the Minister of State for Infrastructure and Communities, pursuant to the initiative commonly known as "A New Deal for Cities and Communities" to make the first installment of a five-year plan to share five cents a litre of Federal gas tax with municipalities for the purpose of providing funding, in the fiscal year 2005-2006, to cities and communities for investment in a range of environmentally sustainable infrastructure projects including: transit, water and wastewater systems, waste management, the rehabilitation of roads and bridges, community energy projects and capacity building, in accordance with agreements to be negotiated with provinces, territories and first nations;

AND WHEREAS the commitment of the current Federal Government would over five years total \$5 Billion of which Ontario's share would be \$1.865 Billion;

AND WHEREAS the New Deal for Cities and Communities would see the City of Greater Sudbury receive an estimated share of \$27.5 million over the five year period and \$11 million per year by year five and continuing after that for the foreseeable future;

AND WHEREAS the adoption of the current Federal Budget would see monies start to flow to municipalities in 2005 of which the City of Greater Sudbury could expect to receive an estimated amount of \$3.3 million for much needed infrastructure improvements and upgrades;

AND WHEREAS if the Federal Budget fails to be adopted by the House of Commons due to an election being called it is unlikely any funds would flow to municipalities in 2005 and furthermore, there would be no guarantee a new government would follow through on this funding initiative for municipalities as provided for in the current Budget document;

NOW THEREFORE THE Council of the City of Greater Sudbury hereby calls upon all Members of Parliament to recognize the desperate need for immediate infrastructure funding, to remove the uncertainty that's been created by recent calls for an election, and to honour each Party's commitment to improving the infrastructure deficit of their communities by adopting without delay the 2005 Federal Budget (Bill C-43) and all corresponding legislation;

AND FURTHER THAT copies of this Resolution be forwarded to all Federal Party Leaders, their respective House Leaders and all Members of the House of Commons.

PART II - REGULAR AGENDA (continued)

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.}

2005-04-22

**THOM M. MOWRY
CITY CLERK**

**CORRIE-JO CAPORALE
COUNCIL SECRETARY**