

# Minutes

<b>City Council</b>	<b>2005-02-10</b>
<b>Planning Committee</b>	<b>2005-02-15</b>
<b>Priorities Committee {MINUTES TABLED}</b>	<b>2005-02-23</b>
<b>Sudbury &amp; District Board of Health</b>	<b>2005-01-27</b>
<b>Tender Opening Committee</b>	<b>2005-02-15</b>

THE TWENTY-SIXTH MEETING OF THE COUNCIL  
OF THE CITY OF GREATER SUDBURY

C-12  
Tom Davies Square

Thursday, February 10, 2005  
Commencement: 6:15 p.m.

**DEPUTY MAYOR DUPUIS, IN THE CHAIR**

Present Councillors Berthiaume; Bradley; Caldarelli (A 6:20 pm); Callaghan; Craig; Gainer (A 6:20 pm); Gasparini (A 6:40 pm); Kett (A 6:45 pm); Reynolds; Rivest; Thompson (A 6:40 pm); Mayor Courtemanche (A 6:22 pm)

City Officials M. Mieto, Chief Administrative Officer; C. Hallsworth, Executive Director of Administrative Support Services; P. Thomson, Director of Human Resources & Org. Development; H. Salter, Deputy City Solicitor; G. Lamothe, Manager of Corporate Communications & French Language Services; T. Mowry, City Clerk; CJ Caporale, Council Secretary

Declarations of Pecuniary Interest None declared.

"In Camera" 2005-39 Bradley-Dupuis: That we move "In Camera" to deal with a Personnel Matter in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2002-202 and the Municipal Act, 2001, s.239(2)(f).

**CARRIED**

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

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

Chair **HIS WORSHIP MAYOR DAVID COURTEMANCHE, IN THE CHAIR**

Present Councillors Berthiaume; Bradley; Caldarelli; Callaghan (A 7:04 pm); Craig; Dupuis; Gainer (D 7:15 pm; A 8:20 pm); Gasparini; Kett (D 7:15 pm; A 8:20 pm); Reynolds; Rivest; Thompson

City Officials M. Mieto, Chief Administrative Officer; C. Matheson, General Manager of Community Development; B. Lautenbach, Acting General Manager of Growth & Development; A. Stephen, General Manager of Infrastructure & Emergency Services; C. Hallsworth, Executive Director of Administrative Support Services; S. Jonasson, Acting CFO/Treasurer; Inspector Markiewich, Greater Sudbury Police Services; H. Salter, Deputy City Solicitor; G. Clausen, Director of Engineering Services; G. Lamothe, Manager

C.C. 2005-02-10 (26<sup>TH</sup>) (1)

<u>City Officials</u> (continued)	of Corporate Communications & French Language Services; G. Prieur, CIP Facilitator; P. Demers, Community Relations and Policy Advisor; J. McKechnie, Executive Assistant to the Mayor; F. Bortolussi, Planning Committee Secretary; T. Mowry, City Clerk; CJ Caporale, Council Secretary
<u>C.U.P.E.</u>	D. Burke, CUPE National Representative; W. MacKinnon, President, CUPE Local 4705; F. Posadowski, Vice-President, CUPE Local 4705
<u>News Media</u>	Sudbury Star; MCTV; CIGM; Channel 10 News; Le Voyageur; Northern Life
<u>Declarations of Pecuniary Interest</u>	Councillor Gasparini declared a conflict regarding Item R-3 (Increase of Municipal Share of Slot Revenues) as she is Executive Director of the Social Planning Council of Sudbury which receives lottery funding.
<u>Opening Remarks</u>	The Chair welcomed Journalism students from Cambrian College.

**MATTERS ARISING FROM THE “IN CAMERA” SESSION**

<u>Rise and Report</u>	Deputy Mayor Dupuis, as Chair of the Committee of the Whole, reported Council met to deal with a Personnel Matter falling within Article 15.5 of the City of Greater Sudbury Procedural By-law 2002-202 and the Municipal Act, 2001, s.239(2)(f) and no resolutions emanated therefrom.
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**MATTERS ARISING FROM THE PRIORITIES COMMITTEE**

<u>Rise and Report</u>	Councillor Caldarelli, Chair of the Priorities Committee, reported that the Priorities Committee met on 2005-02-09 and there were no items requiring Council approval.
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**MATTERS ARISING FROM THE PLANNING COMMITTEE**

<u>Rise and Report</u>	Councillor Thompson, Chair of the Planning Committee, reported that the Planning Committee met on 2005-02-01 and there were no items requiring Council approval.
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**PART I  
CONSENT AGENDA**

<u>Consent Agenda</u>	The following resolution was presented to adopt the items contained in Part I, Consent Agenda:  Dupuis-Bradley: That Items C-1 to C-15 inclusive, contained in Part I, Consent Agenda, be adopted.
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C.C. 2005-02-10 (26<sup>TH</sup>) (2)

Planning  
Recommendation  
2005-21

Councillor Dupuis asked that Planning Recommendation 2005-21 (Rezoning - Seniors Housing Complex - Bethel Lake - Dalron Construction Limited) be pulled from the Planning Committee minutes and voted on separately.

The following Planning Committee Recommendation 2005-21 was presented:

Dupuis-Bradley: THAT the application by Laurentian University (Agent: Dalron Construction Ltd.) 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 30769, being part of Part 1, Plan 53R-16920, in Lot 3, Concession 2, McKim Township from "I", Institutional to "I-Special", Institutional Special in order to permit the development of a 185 unit housing complex designed for seniors be approved subject to the following:

- a) That the agent provide the Development Services Section with a registered survey plan of the subject property in order to enable the preparation of an amending by-law.
- b) That the only permitted uses shall be:
  - a maximum of 40 dwelling units consisting of a mix of single detached, semi-detached and/or row dwellings;
  - a maximum of 60 dwelling units in the form of multiple dwellings, where no multiple dwelling shall exceed a height of 4 storeys;
  - a residential building containing a maximum of 85 guest rooms designed for seniors or residents thereof who require nursing and/or homecare, together with common kitchen and dining facilities;
  - accessory support services for a seniors community which may include personal service shops, a pharmacy and medical offices; and
  - related accessory uses.
- c) That parking for the residential building containing 85 guest rooms shall be provided in accordance with the following:
  - 2 spaces for the residential building, plus 0.5 spaces for each of the first 30 guest rooms, plus 0.25 spaces for each additional guest room.

Planning  
Recommendation  
2005-21  
(continued)

d) That an "H", Holding provision in accordance with Section 36 of the Planning Act be incorporated in the amending by-law whereby the only permitted use of the subject property until such time as the "H", Holding designation has been removed by Council shall be "a maximum of 40 dwelling units consisting of a mix of single detached, semi-detached and/or row dwellings"; and, whereby the "H", Holding designation shall only be removed upon fulfilment of the following condition:

"The Planning Services Division is to be advised by the Director of Engineering Services that the Traffic Study has been reviewed as it applies to the design and operation of the Ramsey Lake Road/South Bay Road intersection, and that any required modifications identified shall be undertaken."

**SIMULTANEOUS WRITTEN RECORDED VOTE:**

**YEAS**

Callaghan  
Craig  
Dupuis  
Gainer  
Gasparini  
Kett  
Thompson  
Mayor Courtemanche

**NAYS**

Berthiaume  
Bradley  
Caldarelli  
Reynolds  
Rivest

**CARRIED**

**Consent Agenda**

The following resolution was presented:

2005-40 Bradley-Berthiaume: THAT Items C-1 to C-15 inclusive, contained in Part I, Consent Agenda, be adopted, with the exception of Planning Committee Recommendation 2005-21 contained in the Planning Committee Minutes of 2005-02-01, as otherwise dealt with.

**CARRIED**

**MINUTES**

Item C-1  
Report No. 25  
City Council  
2005-01-27

2005-41 Dupuis-Bradley: THAT Report No. 25, City Council Minutes of 2005-01-27 be adopted.

**CARRIED**

C.C. 2005-02-10 (26<sup>TH</sup>)

(4)

<p>Item C-2 Report No. 23 Planning Committee <u>2005-02-01</u></p>	<p>2005-42 Dupuis-Bradley: THAT Report No. 23, Planning Committee Minutes of 2005-02-01 be adopted, with the exception of Planning Committee Recommendation 2005-21 (Rezoning - Seniors Housing Complex - Bethel Lake - Dalron Construction Limited), as otherwise dealt with.</p>	<p><b>CARRIED</b></p>
<p>Item C-3 Report No. 1 Street Naming Committee <u>2005-01-26</u></p>	<p>2005-43 Bradley-Dupuis: THAT Report No. 1, Street Naming Committee Minutes of 2005-01-26 be adopted.</p>	<p><b>CARRIED</b></p>
<p>Item C-4 Report No. 22 Priorities Committee <u>2005-02-09</u></p>	<p>2005-44 Bradley-Dupuis: THAT Report No. 22, Priorities Committee Minutes of 2005-02-09 be adopted.</p>	<p><b>CARRIED</b></p>
<p>Item C-5 NDCA <u>2005-01-19</u></p>	<p>2005-45 Dupuis-Bradley: THAT the Report of the Nickel District Conservation Authority Minutes of 2005-01-19 be received.</p>	<p><b>CARRIED</b></p>
<p>Item C-6 TOC <u>2005-01-25</u></p>	<p>2005-46 Dupuis-Bradley: THAT the Report of the Tender Opening Committee Minutes of 2005-01-25 be received.</p>	<p><b>CARRIED</b></p>
<p>Item C-7 TOC <u>2005-01-27</u></p>	<p>2005-47 Bradley-Dupuis: THAT the Report of the Tender Opening Committee Minutes of 2005-01-27 be received.</p>	<p><b>CARRIED</b></p>
<p>Item C-8 TOC <u>2005-02-01</u></p>	<p>2005-48 Bradley-Dupuis: THAT the Report of the Tender Opening Committee Minutes of 2005-02-01 be received.</p>	<p><b>CARRIED</b></p>
<p>Item C-9 GSHC <u>2004-11-23</u></p>	<p>2005-49 Dupuis-Bradley: THAT the Report of the Greater Sudbury Housing Corporation Board Minutes of 2004-11-23 be received.</p>	<p><b>CARRIED</b></p>
<p>Item C-10 GSHC <u>2004-12-15</u></p>	<p>2005-50 Dupuis-Bradley: THAT the Report of the Greater Sudbury Housing Corporation Board Minutes of 2004-12-15 be received.</p>	<p><b>CARRIED</b></p>
<p>Item C-11 Report No. 8 Sudbury Metro Centre <u>2004-10-26</u></p>	<p>2005-51 Bradley-Dupuis: THAT Report No. 8, Board of Directors of Sudbury Metro Centre Minutes of 2004-10-26 be received.</p>	<p><b>CARRIED</b></p>
<p><b>C.C. 2005-02-10 (26<sup>TH</sup>)</b></p>	<p><b>(5)</b></p>	

Item C-12  
Report No. 9  
Sudbury Metro Centre  
2004-11-30

2005-52 Bradley-Dupuis: THAT Report No. 9, Board of Directors of Sudbury Metro Centre Minutes of 2004-11-30 be received.

**CARRIED**

Item C-13  
Special Meeting  
Sudbury Metro Centre  
2004-12-07

2005-53 Dupuis-Bradley: THAT the Report of the Special Meeting of the Board of Sudbury Metro Centre Minutes of 2004-12-07 be received.

**CARRIED**

Item C-14  
GSPS  
2004-12-13

2005-54 Bradley-Dupuis: THAT the Report of the Greater Sudbury Police Services Board Minutes of 2004-12-13 be received.

**CARRIED**

### **ROUTINE MANAGEMENT REPORTS**

Item C-15  
CIP - Year Two

Report dated 2005-02-28 from the Executive Director of Administrative Support Services regarding Continuous Improvement Program - Year Two was received.

The following resolution was presented:

2005-55 Dupuis-Bradley: THAT Council endorse the continuation of the Continuous Improvement Program (CIP) to carry on operating as an Employee Suggestion Plan for the period of February 2005 to February 2006.

**CARRIED**

### **BY-LAWS**

2005-37A    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF FEBRUARY 10, 2005

2005-38Z    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-304, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF NICKEL CENTRE

Planning Committee meeting of February 1, 2005

(This By-law rezones the subject property to "R1.D18", Single Residential to permit the severance and consolidation of lands to correct an existing residential building encroachment. This amendment fulfills a condition of Consent Application B0171/2004. Albert Savard, 69 Savard Road, Wahnapiatae.)

**BY-LAWS (continued)**

- 2005-40A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH THE CANADIAN RED CROSS FOR THE OPERATION OF EVACUATION CENTRES DURING AN EMERGENCY

Report dated 2005-01-24 from the General Manager of Community Development regarding Contract with Canadian Red Cross to Operate Evacuation Centres during Emergencies was received.

(The report supports a recommendation that the City of Greater Sudbury enter into a contract with the Canadian Red Cross to operate evacuation centres as part of the City's Emergency Response Plan.)

- 2005-41F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE CANCELLATION, REDUCTION, OR REFUND OF REALTY TAXES

Planning Committee meeting of February 1, 2005.

(The Neighbourhood Shopping Centre at 3555 Highway 144, Chelmsford was the subject of a tax sale on September 27<sup>th</sup>, 2004. No bids were received at that time. It is recommended that the taxes on this property be written off to allow redevelopment of the subject lands.)

- 2005-42 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO VEST 3555 HIGHWAY 144, CHELMSFORD INTO THE CITY'S NAME, AND TO SELL THE PROPERTY TO JEFF GLADU IN TRUST

Planning Committee meeting of February 1, 2005.

(3555 Highway 144, Chelmsford was the subject of a tax sale on September 27<sup>th</sup>, 2004. No bids were received at that time. In an attempt to secure a purchaser, the property was listed with the Sudbury Real Estate Board and the City has received an offer to purchase it in the amount of \$160,000. It is recommended that this property be vested into the City's name, declared surplus, and sold in the amount of \$160,000.)



**BY-LAWS (continued)**

2005-43F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH JOSEPH CIARDULLO FOR ROLL # 040.025.070.00.0000

Report dated 2005-02-04 from the Acting CFO/Treasurer regarding Tax Extension Agreement between the City of Greater Sudbury and Joseph Ciardullo was received.

(Joseph Ciardullo has requested a Tax Extension Agreement with respect to the property located at 387 Bessie Avenue, in the City of Greater Sudbury. The subject property is in tax arrears and a lien was registered against the property on December 10<sup>th</sup>, 2004. Section 378 (1) of the Municipal Act provides the authority for City Council to enter into a Tax Extension Agreement. The agreement is standard in nature and allows for an applicant to repay tax arrears over a specified time period. If the terms of the agreement are breached in any way, the agreement becomes null and void and the property is placed in the position it was in prior to the establishment of the agreement.)

2005-44F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH JOSEPH CIARDULLO FOR ROLL # 040.025.068.00.0000

Report dated 2005-02-04 from the Acting CFO/Treasurer regarding Tax Extension Agreement between the City of Greater Sudbury and Joseph Ciardullo was received.

(Joseph Ciardullo has requested a Tax Extension Agreement with respect to the property located at 397 Bessie Avenue, in the City of Greater Sudbury. The subject property is in tax arrears and a lien was registered against the property on December 10<sup>th</sup>, 2004. Section 378 (1) of the Municipal Act provides the authority for City Council to enter into a Tax Extension Agreement. The agreement is standard in nature and allows for an applicant to repay tax arrears over a specified time period. If the terms of the agreement are breached in any way, the agreement becomes null and void and the property is placed in the position it was in prior to the establishment of the agreement.)

2005-45F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH JOSEPH CIARDULLO FOR ROLL # 040.025.069.00.0000

Report dated 2005-02-04 from the Acting CFO/Treasurer regarding Tax Extension Agreement between the City of Greater Sudbury and Joseph Ciardullo was received.

(Joseph Ciardullo has requested a Tax Extension Agreement with respect to the property located at 393 Bessie Avenue, in the City of Greater Sudbury. The subject property is in tax arrears and a lien was registered against the property on December 10<sup>th</sup>, 2004. Section 378 (1) of the Municipal Act provides the authority for City Council to enter into a Tax Extension Agreement. The agreement is standard in nature and allows for an applicant to repay tax arrears over a specified time period. If the terms of the agreement are breached in any way, the agreement becomes null and void and the property is placed in the position it was in prior to the establishment of the agreement.)

**BY-LAWS (continued)**

- 2005-46F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH MONIQUE TSANG FOR ROLL # 170.008.003.00.0000

Report dated 2005-02-04 from the Acting CFO/Treasurer regarding Tax Extension Agreement between the City of Greater Sudbury and Monique Tsang was received.

(Monique Tsang has requested a Tax Extension Agreement with respect to the property located at 1642 Main Street, Blezard Township, in the City of Greater Sudbury. The subject property is in tax arrears and a lien was registered against the property on December 14<sup>th</sup>, 2004. Section 378 (1) of the Municipal Act provides the authority for City Council to enter into a Tax Extension Agreement. The agreement is standard in nature and allows for an applicant to repay tax arrears over a specified time period. If the terms of the agreement are breached in any way, the agreement becomes null and void and the property is placed in the position it was in prior to the establishment of the agreement.)

- 2005-47F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE CANCELLATION, REDUCTION, OR REFUND OF REALTY TAXES

Report dated 2005-02-04, with attachments, from the Acting CFO/Treasurer regarding Tax Adjustments Under Sections 357 and 358 of the Municipal Act was received.

(Each year after the return of the Assessment Roll and during the tax billing process, some properties become eligible for the cancellation, reduction or refund of realty taxes. Section 357 of the Municipal Act provides the authority for tax adjustments in the current year for reasons that may include change in rate of taxation, change in tax status, or fire/demolition. Section 358 of the Municipal Act provides the authority for tax adjustments for prior years for errors in the preparation of the Assessment Roll. All applications for tax adjustments are verified by the Municipal Property Assessment Corporation prior to being processed by the City of Greater Sudbury.)

- 2004-48P 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AMENDMENT NUMBER 244 OF THE OFFICIAL PLAN FOR THE SUDBURY PLANNING AREA

Planning Committee Recommendation 2005-10

(This Official Plan Amendment is a site specific exemption from the agricultural reserve policies that apply to permit the creation of one lot for residential use. G. Prevost and K. Bishop, 3876 Hydro Road, Hanmer.)

**BY-LAWS (continued)**

2005-49Z 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 Recommendation 2005-09

(This By-law applies to a 50.2 feet by 1644.4 feet strip of land that was added to an existing mobile home park under Consent Application B126/2003. This By-law rezones the subject property to Mobile Home Residential Special to match the zoning of the mobile home park. Valley View Mobile Home Village Inc., Gravel Drive, Hanmer.)

2005-50Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO REPEAL BY-LAW 2001-218Z, AN AMENDMENT TO BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND FORMER CITY OF VALLEY EAST

(The Owner has informed the City that a garden suite dwelling is no longer required at this address and therefore it is in order to repeal this By-law. Gerald R. Deschamps, 4501 Beaver Avenue, Hanmer.)

2005-51Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER CITY OF SUDBURY

Planning Committee Recommendation 2005-06

(This By-law does not rezone the subject property. This By-law permits a carnival on the property for a maximum temporary period of one year - Energy Court, Sudbury.)

2005-52A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT BY-LAW ENFORCEMENT OFFICERS FOR THE SUDBURY AIRPORT

(This By-law updates the list of By-law Enforcement Officers at the Sudbury Airport.)

1<sup>ST</sup> & 2<sup>ND</sup> Reading

2005-56 Bradley-Dupuis: THAT By-law 2005-37A to and including By-law 2005-52A be read a first and second time.

**CARRIED**

By-law 2005-39F - Request to Pull

At the request of Councillor Rivest, By-law 205-39F was pulled and voted on separately.

**C.C. 2005-02-10 (26<sup>TH</sup>)**

**(10)**

3<sup>RD</sup> Reading

2005-58 Dupuis-Bradley: THAT By-law 2005-37A, 2005-38Z, 2005-40A to and including By-law 2005-52A be read a third time and passed.

**CARRIED**

**By-law 2005-39F**

2005-39F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2005-24F TO ESTABLISH A WATER AND WASTEWATER POLICY AND WATER AND WASTEWATER RATES AND CHARGES

(This By-law corrects a typographical error in the list of By-laws repealed.)

3<sup>RD</sup> Reading

2005-57 Rivest-Thompson: THAT By-law 2005-39F be read a third time and passed.

**CARRIED**

**CORRESPONDENCE FOR INFORMATION ONLY**

Item C-16  
2004 Investment  
Report

Report dated 2005-02-04 from the Acting CFO/Treasurer regarding 2004 Investment Report was received for information only.

Item C-17  
2005 Rates - Capital  
Lot Levies

Report dated 2005-02-04 from the Acting CFO/Treasurer regarding 2005 Rates - Capital Lot Levies was received for information only.

Item C-18  
Water/Wastewater  
Works - Connection

Report dated 2005-02-04 from the Acting CFO/Treasurer regarding By-laws 87-340 and 87-341 - Requiring Owners to Connect to Water and Wastewater Works - 2005 Exemption Amount was received for information only.

Item C-19  
FCM Quality of Life  
Issues Report

Report dated 2005-02-03 from the General Manager of Community Development regarding FCM Quality of Life Issues Report Summary: Dynamic Societies and Social Change was received for information only.

Item C-20  
Sudbury Downs/Slots

Report dated 2005-02-03, with attachments, from the General Manager of Growth & Development regarding Sudbury Downs / Slots at Sudbury Downs was received for information only.

**PART II**  
**REGULAR AGENDA**

**REFERRED AND DEFERRED MATTERS**

Item R-1  
Reappointment -  
"Private" Directors  
Greater Sudbury  
Utilities Inc.

Report dated 2005-01-21 from the Executive Director of Administrative Support Services regarding Reappointment of "Private" Directors - Greater Sudbury Utilities Inc. was received.

The following resolution was presented:

Dupuis-Bradley: BE IT RESOLVED THAT Les Lisk and Cindy Schut be reappointed to the Board of Directors of Greater Sudbury Utilities for a one (1) year term ending February 11, 2006 or until such later time as their successors are appointed.

Motion to Withdraw

Councillor Kett asked that Council withdraw the foregoing motion and that a new motion be substituted providing for a three year appointment.

He explained that the original plan for the term of Board Directors was to have staggered terms for each set of two appointments to the Board. This would provide continuity on the Board of Directors.

He further stated that as the next expiring term for two Directors would be in 2006; these Directors should also be appointed for three years and so on. Once this process had been completed, then there would be full continuity on the Board of Directors of Greater Sudbury Utilities Inc. versus a complete turnover of Directors every three years. Councillor Kett displayed an electronic overhead which set out the recommended terms for Directors' appointments.

With the concurrence of Council the foregoing motion was withdrawn and the following motion was then presented:

Item R-1  
Reappointment -  
"Private" Directors  
Greater Sudbury  
Utilities - New Motion

2005-59 Kett-Dupuis: BE IT RESOLVED THAT Les Lisk and Cindy Schut be reappointed to the Board of Directors of Greater Sudbury Utilities for a three (3) year term ending February 11, 2008 or until such later time as their successors are appointed.

**CARRIED**

## **MANAGERS' REPORTS**

Item R-2  
Appointment - Healthy  
Communities Expert  
Panel

Report dated 2005-02-10 from the General Manager of Community Development regarding Appointment to the Healthy Communities Expert Panel was received.

A supplemental report dated 2005-02-02 from the General Manager of Community Development regarding the appointment of two additional members to the Expert Panel was tabled at the meeting.

The following resolution was presented:

2005-60 Dupuis-Bradley: WHEREAS City Council identified a Healthy Community as a key strategic priority for 2005;

AND WHEREAS Council approved the development of a healthy community strategic plan in consultation with an Expert Panel on quality of life;

AND WHEREAS Council requested that the Expert Panel for the healthy community strategy be presented for endorsement in January 2005.

THEREFORE BE IT RESOLVED THAT the recommended names for the Expert Panel be accepted.

**CARRIED**

## **MOTIONS**

Item R-3  
Increase of Municipal  
Share of Slot  
Revenues

The following resolution was presented:

2005-61 Berthiaume-Bradley: WHEREAS the Ontario government recently announced a new Ontario gaming strategy to focus on a sustainable responsible industry which includes an increased focus on social responsibility and a commitment to ensuring the competitiveness of Ontario's gaming industry;

AND WHEREAS many local charities, service groups and community non-profit organizations have found their ability to raise funds through bingo events and lotteries seriously affected by the spending of local citizens to the casinos and slots at race tracks throughout Ontario;

AND WHEREAS the City of Greater Sudbury is host to slots at Sudbury Downs;

Item R-3  
Increase of Municipal  
Share of Slot  
Revenues  
(continued)

AND WHEREAS local charities, service groups and community non-profit organizations need further assistance to replace revenues lost as a result of the establishment of casinos and slots at race tracks;

AND WHEREAS the Trillium Foundation, which was created by the Province to assist these groups, has faced a reduction in the amount of money provided to it by the Province from the casino profits, thereby further reducing the Foundation`s ability to effectively achieve its mandate;

AND WHEREAS the City of Greater Sudbury is in a better position than the Trillium Foundation to be informed about and understand the needs of its local charities, service groups and community non-profit organizations;

AND WHEREAS local charities, service groups and community non-profit organizations provide valuable services to the residents of this community and communities across Ontario;

THEREFORE BE IT RESOLVED that the Council of the City of Greater Sudbury call upon the Provincial government to increase the municipal share of slot revenues by 3% for all race track slots host communities, and that the extra 3% be entirely used to offset the negative financial impact suffered by charitable organizations, charities and service groups since the opening of casinos and race track slots. The extra 3% could be redistributed by the host municipalities to charitable organizations in the form of grants.

AND FURTHER BE IT RESOLVED that copies of this resolution be sent to Premier Dalton McGuinty, the Honourable Joe Cordiano, Minister of Economic Development and Trade, the Honourable Rick Bartolucci, Minister of Northern Development and Mines, and the host communities to race track slots, namely, the Towns of Clinton, Dresden, Dundas, Fraserville, Fort Erie, Innisfil, and Hanover; the Cities of Sarnia, Gloucester, London, Campbellville, Windsor, Toronto, and Woodstock; and the Village of Elora.

**CARRIED**

Declaration of  
Pecuniary Interest

Councillor Gasparini, having declared a pecuniary interest in the foregoing matter, did not take part in the discussion, vote on any matter or try to influence the vote in respect thereof.

**ADDENDUM**

Addendum Resolution

The following resolution was presented:

2005-62 Bradley-Berthiaume: THAT the Addendum to the Agenda be dealt with at this time.

**CARRIED**

Declarations of Pecuniary Interest

None declared.

Item AD-1  
Noise By-law  
Exemption - Buttcon  
Limited - Wal-Mart

Report dated 2005-02-10, with attachments, from the Executive Director of Administrative Support Services regarding Request for a Noise By-law Exemption - Buttcon Limited - Wal-Mart Construction was received.

The following resolution was presented:

Bradley-Berthiaume: 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 Buttcon Limited and its contractors in order to carry out the demolition and construction of Wal-Mart at the New Sudbury Shopping Centre, LaSalle Boulevard, Sudbury;

AND THAT an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise) be granted to Buttcon Limited for the following dates and times: February 10, 2005 to July 1, 2005, inclusive, between the hours 6:00 a.m. and 10:00 p.m. of each day;

AND THAT Buttcon Limited shall ensure proper traffic control is in place during this period;

AND FURTHER THAT approval of this exemption be subject to Buttcon Limited providing public notice of this construction activity to area residents.

Motion for Deferral

Councillor Reynolds moved that the foregoing motion be deferred to the 2005-02-24 Council meeting until further information is received from Buttcon Limited regarding the nature of the noise.

**CARRIED**

Change of Chair

At 9:45 p.m., His Worship Mayor David Courtemanche vacated the chair.

**DEPUTY MAYOR CRAIG, IN THE CHAIR**



**QUESTION PERIOD**

Water/Wastewater Bills

Councillor Thompson stated that he had received complaints from residents regarding the delay in their water/wastewater bills. He explained that residents had not received their bi-monthly bills within a six month period and then a bill for the entire six month period was received.

The Acting CFO/Treasurer stated that she was aware that there had been a delay in the mailing of water/wastewater bills but was not aware that the bills covered a six month period. Ms. Jonasson stated that she would look into this matter and advise Council.

West Nipissing Energy Services Limited

Councillor Thompson asked Councillor Craig, Chair of the Board of Greater Sudbury Hydro Inc., to explain why Greater Sudbury Hydro was acquiring West Nipissing Energy Services Limited; what type of return was expected on this investment; and, will the Greater Sudbury Hydro employees be called out for repairs in the West Nipissing area?

Councillor Craig advised Council that the Municipality of West Nipissing approached Greater Sudbury Hydro to purchase West Nipissing Energy Services. He stated that because utilities are highly regulated, smaller communities are having difficulties meeting the demands.

Councillor Craig advised that this transaction would be a good investment for the City of Greater Sudbury and that it will be revenue generated.

Councillor Craig also advised Council that West Nipissing Energy Services will be utilizing their own crews and equipment.

By-law 2004-354 Second Hand Goods, Pawnbrokers & Salvage Yards

Councillor Rivest stated that he met with several operators of salvage yards who advised him that the regulations in By-law 2004-354 are too restrictive. Councillor Rivest asked that By-law 2004-354 be reviewed by the Business Licencing Committee.

With the concurrence of Council, Councillor Rivest requested that following a review of By-law 2004-354 by the Business Licencing Committee, that the Business Licencing Committee report back to Council with their findings.

Purchase of Hydro Utilities

Councillor Rivest asked Councillor Craig why Greater Sudbury Hydro was purchasing the West Nipissing Energy Services and not Hydro One.

Councillor Craig advised Council that this was an opportunity to expand and that the purchase of Hydro One is still a priority.

**NOTICES OF MOTIONS**

Winter Maintenance -  
Urban Roads

**As presented by Councillor Kett:**

WHEREAS our previous municipalities provided good quality basic services to our taxpayers especially winter maintenance to all areas including our rural areas;

AND WHEREAS the City has hired private contractors to maintain many of our rural roads;

AND WHEREAS the level of winter maintenance service has declined on these roads;

BE IT RESOLVED THAT the Council of the City of Greater Sudbury take action to end this inequity by either ending the practice of using private contractors to do winter maintenance of City roads or extend the practice to include private contractors plowing urban roads, such that all taxpayers are treated fairly.

By-law 2005-14 - CAO

**As presented by Councillor Reynolds:**

WHEREAS Clause 9 of By-Law 2005-14 gives full authority to the Chief Administrative Officer (CAO) to utilize funds provided by the City for voluntary exit programs or similar arrangements from the newly-created Human Resources Management Fund;

AND WHEREAS the aforementioned clause further diminishes Council's authority, transparency and accountability;

THEREFORE BE IT RESOLVED that Clause 9 of By-Law 2005-14 be amended to include the phrase "subject to the review of Council".

Adjournment

In accordance with the Procedural By-law, the meeting automatically adjourned at 10:00 p.m. because two-thirds consent of all members present was not received to proceed past 10:00 p.m.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

**THE TWENTY-FOURTH MEETING OF THE PLANNING COMMITTEE  
OF THE CITY OF GREATER SUDBURY**

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Committee Room C-11  
Tom Davies Square

Tuesday, February 15<sup>th</sup>, 2005  
Commencement: 4:50 p.m.  
Adjournment: 6:25 p.m.

**COUNCILLOR LYNNE REYNOLDS PRESIDING**

Present Councillors Caldarelli, Dupuis

Staff D. Braney, Property Negotiator / Appraiser; B. Lautenbach, Director of Planning Services; A. Potvin, Manager of Development Services; G. Clausen, Director of Engineering Services; A. Haché, Deputy City Clerk; F. Bortolussi, Planning Committee Secretary

Declarations of Pecuniary Interest None declared.

"In Camera" **Recommendation #2005-30:**

Dupuis-Reynolds: That we move "In Camera" to deal with a property matter in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2002-202 and the Municipal Act, 2001, s.239(2)(f).

**CARRIED**

Recess At 5:00 p.m., the Planning Committee recessed.

Reconvene At 5:35 p.m., the Planning Committee reconvened in the **Council Chamber** for the regular meeting.

**ANGIE HACHÉ PRESIDING**

Present Councillors Caldarelli, Dupuis, Reynolds

Staff B. Lautenbach, Director of Planning Services; A. Potvin, Manager of Development Services; G. Clausen, Director of Engineering Services; A. Haché, Deputy City Clerk; M. Burch, Licensing & Assessment Clerk; F. Bortolussi, Planning Committee Secretary

News Media MCTV

**Recommendation #2005-31:**

Reynolds-Caldarelli: THAT Councillor Dupuis chair this meeting of the Planning Committee.

**CARRIED**

**COUNCILLOR RON DUPUIS PRESIDING**

Declarations of Pecuniary Interest      None declared

**MATTERS ARISING FROM THE "IN CAMERA" SESSION**

Rise and Report      Councillor Reynolds reported the Committee met in closed session to deal with a property matter and the following recommendation emanated therefrom:

Acquisition of Land, Inco Well #1, Falconbridge Road, Garson

**Recommendation #2005-32:**

Reynolds-Dupuis: THAT the City of Greater Sudbury acquire from INCO Limited the property known as Inco Well No. 1, Falconbridge Road being Part 3, 53R-17304, part of PIN 73493-0065 formerly Parcel 748 S.E.S. together with a right-of-way over Part 1 & 2, 53R-17304, part of Lot 4, Concession 2, Township of Garson, City of Greater Sudbury, for a tax receipt in the amount of \$565,000, and

THAT a By-law be passed authorizing the execution of the documents required to complete the transaction.

**CARRIED**

**PUBLIC HEARINGS**

**APPLICATION FOR REZONING TO PERMIT THE CONVERSION OF THE BUILDING FOR OFFICE USES, FORMER NOLIN SCHOOL, 435 NOTRE DAME AVENUE, SUDBURY - 1594684 ONTARIO INC.**

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Report dated February 8<sup>th</sup>, 2005, was received from the Director of Planning Services and the General Manager of Growth and Development regarding an application for rezoning to permit the conversion of the building for office uses, former Nolin School, 435 Notre Dame Avenue, Sudbury, 1594684 Ontario Inc.

Jeff Gladu, the Kingsway, Sudbury, was present on behalf of the applicant.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR REZONING TO PERMIT THE CONVERSION OF THE BUILDING FOR OFFICE USES, FORMER NOLIN SCHOOL, 435 NOTRE DAME AVENUE, SUDBURY - 1594684 ONTARIO INC. (cont'd)**

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

Jeff Gladu stated he was satisfied with the overview presented by the Director of Planning Services as it covered all aspects of the application.

Councillor Reynolds, Ward Councillor, stated she was pleased to see the building occupied with businesses. She also stated it is a nice project for the Floor Mill area. She indicated her support of the application.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

**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 #2005-33:**

Dupuis-Reynolds: THAT the application by 1594684 Ontario Inc. to amend the former City of Sudbury Zoning By-law 95-500Z by changing the zoning classification of Block 'A', Plan 49-S, from "R6", Established Residential Zone to "C3", Limited General Commercial Zone, be approved subject to the following condition:

- a) That prior to the passing of an amending by-law, the owner shall enter into a Site Plan Control Agreement.

**CONCURRING MEMBERS: Councillors Caldarelli, Reynolds, Dupuis**

**CARRIED**

**APPLICATION FOR REZONING TO EXPAND THE ST. ANNE ELEMENTARY SCHOOL SITE, ST. MICHEL STREET, HANMER - DENIS SONIER AND CITY OF GREATER SUDBURY**

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Report dated February 8<sup>th</sup>, 2005, was received from the Director of Planning Services and the General Manager of Growth and Development regarding an application for rezoning to expand the St. Anne Elementary School site, St. Michel Street, Hanmer, Denis Sonier and City of Greater Sudbury.

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR REZONING TO EXPAND THE ST. ANNE ELEMENTARY SCHOOL SITE, ST. MICHEL STREET, HANMER - DENIS SONIER AND CITY OF GREATER SUDBURY (cont'd)**

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Michael Keenan, counsel for the applicant, and Denis Faucher, Sudbury Catholic District School Board, were present.

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

Michael Keenan indicated the property was conveyed to Denis Sonier in 1990 by the Town of Valley East and, in 1992, the property to the north was conveyed to Glenda Sonier. He further indicated that the wild line existed at the time the property was conveyed by the municipality or installed with their approval. He stated that it is the intent of the School Board to deal with Mr. Sonier regarding the wild line. Mr. Sonier will need to remove the wild line if it breaks and restore the land to its previous condition. With respect to the site plan control agreement, Mr. Keenan stated the school board has already started discussions with the City. Also, a reference plan for registration has been ordered for the land which has been acquired from the City.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

**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 #2005-34:**

Dupuis-Reynolds: THAT the application by Denis Sonier and the City of Greater Sudbury to amend By-law 83-300 being the Zoning By-law for the former Town of Valley East by changing the zoning classification of Part 6 and part of Part 7, Plan 53R-12291, Lot 11, Concession 3, Capreol Township from "R2.D36", Double Residential and "P", Public Park, as the case may be, to "I", Institutional be approved subject to the following:

- a) That the school board be advised that the Development Services Section will require a registered survey plan of the part of Part 7, Plan 53R-12291, being rezoned to enable the preparation of an amending by-law.
- b) That the school board initiate the site plan control agreement amendment process to the satisfaction of the Manager of Development Services prior to the passing of an amending by-law.

**CONCURRING MEMBERS: Councillors Caldarelli, Reynolds, Dupuis**

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATIONS FOR OFFICIAL PLAN AMENDMENT AND REZONING TO ESTABLISH A SITE SPECIFIC POLICY EXEMPTION FROM THE POLICIES OF THE VALLEY EAST SECONDARY PLAN AND CORRESPONDINGLY REZONE THE SUBJECT LANDS IN ORDER TO PERMIT THE CREATION OF A ONE ACRE RESIDENTIAL LOT, 510 COTE BOULEVARD, HANMER - ROBERT JOSEPH RUSIN**

Report dated February 7<sup>th</sup>, 2005, was received from the Director of Planning Services and the General Manager of Growth and Development regarding applications for Official Plan amendment and rezoning to establish a site specific policy exemption from the policies of the Valley East Secondary Plan and correspondingly rezone the subject lands in order to permit the creation of a one acre residential lot, 510 Cote Boulevard, Hanmer, Robert Joseph Rusin.

Dave Dorland, 298 Larch Street, Sudbury, agent for the applicant, was present along with Mitch Selk and Nadine Sauder. Mitch Selk is grandson of original owner and nephew of present owner and is the proposed owner, along with Nadine Sauder, of the severed portion of the property which would be permitted by these applications.

The Director of Planning Services outlined the applications to the Committee. He indicated the Ministry of Municipal Affairs and Housing comments recommend that the application not be approved. The Ministry indicated this application does not meet the original owner provisions of the Official Plan. The Ministry also stated that the City of Greater Sudbury has the responsibility to have regard to provincial interests. The Ministry advised that the proposed use constitutes scattered rural development, is outside the settlement area and in a designated agricultural reserve. Also, they feel it is premature as the official plan review is now underway.

The Director of Planning Services further indicated that an Agricultural Background Study has been prepared as a component of the review of the Official Plan for the purpose of delineating prime agricultural lands for consideration to be protected by the Official Plan. This Study uses a Land Evaluation and Area Review (LEAR) System as an evaluation process and the local LEAR Committee considers lands that score higher than 475 to be prime agricultural lands and the subject property has a LEAR score of 536. He stated that, based on the above-mentioned comments, the Planning Services Division recommends this application be denied.

Dave Dorland stated that the property has been in the family since 1953 with Mitch Selk's grandfather being the original owner and his uncle being the applicant. The property was transferred to the present owner in 1986; seven years shy of the adoption of the official plan which permits severance by the original owner. The property is the subject of a consent application which has been approved subject to nine conditions including the approval of the official

**PUBLIC HEARINGS (cont'd)**

**APPLICATIONS FOR OFFICIAL PLAN AMENDMENT AND REZONING TO ESTABLISH A SITE SPECIFIC POLICY EXEMPTION FROM THE POLICIES OF THE VALLEY EAST SECONDARY PLAN AND CORRESPONDINGLY REZONE THE SUBJECT LANDS IN ORDER TO PERMIT THE CREATION OF A ONE ACRE RESIDENTIAL LOT, 510 COTE BOULEVARD, HANMER - ROBERT JOSEPH RUSIN (cont'd)**

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plan amendment and the rezoning. He stated that the portion of the property being severed is not suitable for agricultural purposes and that is why it has never been used as such. He asked the Committee to approve the applications and vote in favour of the applications to allow the severance.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

**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 #2005-35:**

Reynolds-Caldarelli: THAT the application by Robert Joseph Rusin to amend the Valley East Secondary Plan by introducing a site specific policy amendment to permit the creation of one residential lot with respect to those lands described as P.I.N. 73508-1060 being Parcels 1189, 1190 & 1714 S.E.S. in Lot 10, Concession 3, Township of Capreol, be denied.

**CONCURRING MEMBERS: Councillor Reynolds**

**NON-CONCURRING MEMBERS: Councillors Caldarelli, Dupuis**

**DEFEATED**

**Recommendation #2005-36:**

Caldarelli-Dupuis: THAT the application by Robert Joseph Rusin to amend the Valley East Secondary Plan by introducing a site specific policy amendment to permit the creation of one residential lot with respect to those lands described as P.I.N. 73508-1060 being Parcels 1189, 1190 & 1714 S.E.S. in Lot 10, Concession 3, Township of Capreol, be approved subject to the following condition:

1. Severance to create one single residential lot may be permitted subject to the following criteria being satisfied:



**APPLICATIONS FOR OFFICIAL PLAN AMENDMENT AND REZONING TO ESTABLISH A SITE SPECIFIC POLICY EXEMPTION FROM THE POLICIES OF THE VALLEY EAST SECONDARY PLAN AND CORRESPONDINGLY REZONE THE SUBJECT LANDS IN ORDER TO PERMIT THE CREATION OF A ONE ACRE RESIDENTIAL LOT, 510 COTE BOULEVARD, HANMER - ROBERT JOSEPH RUSIN (cont'd)**

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**Recommendation #2005-36 (cont'd):**

- i) the lot size shall be from 0.4 to 0.8 hectares,
- ii) the minimum lot frontage shall be 60 metres along an existing public road,
- iii) soil conditions must be proven to be suitable for the installation of private sewage systems,
- iv) there must be a proven potable water supply in both quantity and quality for domestic purposes.

**CONCURRING MEMBERS: Councillors Caldarelli, Dupuis**

**NON-CONCURRING MEMBERS: Councillor Reynolds**

**CARRIED**

**Recommendation #2005-37:**

Caldarelli-Dupuis: THAT the application by Robert Joseph Rusin to amend By-law 83-300 being the Comprehensive Zoning By-law for the (former) City of Valley East from "RU", Rural to "RU-Special", Special Rural in order to recognize variances resulting from the creation of a lot resulting from Consent Application B0169/2004 as it will have a lot frontage of approximately 69.6m where 90m is required, a lot depth of 63.7m where 90m is required and a lot area of 0.45ha where 2ha is required with respect to those lands described as P.I.N. 73508-1060 being Parcels 1189, 1190 & 1714 S.E.S. in Lot 10, Concession 3, Township of Capreol, be approved subject to the following condition:

1. That prior to the passage of an amending zoning by-law, the owner shall provide the Development Services Section with a registered plan of survey which describes the lands to be rezoned.

**CONCURRING MEMBERS: Councillors Caldarelli, Dupuis**

**NON-CONCURRING MEMBERS: Councillor Reynolds**

**CARRIED**

## **PART I - CONSENT AGENDA**

The following recommendation was presented to adopt Items C-1 to C-3 contained in Part 1 of the Consent Agenda:

### **Recommendation #2005-38:**

Reynolds-Dupuis: THAT Items C-1 to C-3 contained in Part 1, Consent Agenda, be adopted.

**CARRIED**

## **MINUTES**

Item C-1  
Report #1  
VETAC Minutes  
January 12, 2005

### **Recommendation #2005-39:**

Dupuis-Reynolds: That Report #1, Vegetation Enhancement Technical Advisory Committee Minutes of January 12<sup>th</sup>, 2005, be received.

**CARRIED**

## **ROUTINE MANAGEMENT REPORTS**

Item C-2  
Draft Approval,  
Plan of Subdivision  
Niemi Road/  
Sugarbush Drive,  
Lively

Report dated February 4<sup>th</sup>, 2005, was received from General Manager of Growth and Development regarding an amendment to the conditions of Draft Approval for a Plan of Subdivision, part of Parcel 22159'D' SWS, in Lot 8, Concession 5, Township of Waters, Niemi Road/Sugarbush Drive, Lively, Dalron Construction Limited.

### **Recommendation #2005-40:**

Reynolds-Dupuis: THAT the request by Dalron Construction Limited to amend the conditions of draft approval with respect to the Draft Plan of Subdivision of part of Parcel 22159 'D' S.W.S. in Lot 8, Concession 5, Township of Waters, File # 780-8/90002 be amended as follows:

- a) By deleting Condition # 1. and replacing it with the following:
  - "1. That this approval applies to the draft plan of subdivision of Part of Parcel 22159 'D', S.W.S., in Lot 8, Concession 5, Township of Waters, as shown on a plan prepared by D.S. Dorland, O.L.S., and dated January 16<sup>th</sup>, 1990; and as further amended by a sketch titled Sugarbush Draft Amendment, Dennis Consultants Civil Engineers, October 29, 2004."

**CARRIED**

**ROUTINE MANAGEMENT REPORTS (cont'd)**

Item C-3  
Hope Municipal  
Drain

Report dated February 9<sup>th</sup>, 2005, was received from General Manager of Infrastructure and Emergency Services regarding Hope Municipal Drain.

**Recommendation #2005-41:**

Dupuis-Reynolds: THAT the City of Greater Sudbury accept the petition for a Municipal/Agricultural Drainage works submitted by Gord Hope of 996465 Ontario Ltd. for lands within the area described as Lot 6, Concession 2, in the Township of Hanmer which was filed with the Clerk on the 8th day of February, 2005, and that the City of Greater Sudbury appoint the engineering firm of K. Smart Associates Limited as the drainage engineer for this project.

**CARRIED**

Adjournment

**Recommendation #2005-42:**

Reynolds-Dupuis: That we do now adjourn.  
Time: 6:25 p.m.

**CARRIED**

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DEPUTY CITY CLERK

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COUNCILLOR RON DUPUIS PRESIDING

**UNAPPROVED MINUTES – FIRST MEETING  
SUDBURY & DISTRICT BOARD OF HEALTH  
BOARDROOM, SECOND FLOOR, SUDBURY & DISTRICT HEALTH UNIT  
THURSDAY, JANUARY 27, 2005 AT 1:30 P.M.**

**BOARD MEMBERS PRESENT**

- |               |               |               |
|---------------|---------------|---------------|
| C. Berthiaume | F. Caldarelli | R. Dupuis     |
| I. Edwards    | J. Gasparini  | P. Kinoshameg |
| K. Noland     | R. Pilon      | A. Rivest     |

**BOARD MEMBER REGRETS**

- |          |           |           |
|----------|-----------|-----------|
| F. Bidal | M. Dennis | L. Gamble |
|----------|-----------|-----------|

**BOARD MEMBER ABSENT**

- R. Bradley

**STAFF MEMBERS PRESENT**

- |                               |           |                  |
|-------------------------------|-----------|------------------|
| L. Bacon                      | B. Fortin | S. Lacle         |
| L. Picard                     | S. Siren  | Dr. P. Sutcliffe |
| M. Tessier (Acting Secretary) |           |                  |

**M. TESSIER PRESIDING**

**1.0 CALL TO ORDER**

The meeting was called to order at 1:32 p.m.

**2.0 ROLL CALL**

**3.0 DECLARATION OF CONFLICT OF INTEREST**

None.

**4.0 ELECTION OF OFFICERS**

**01-05 APPOINTMENT OF CHAIR OF THE BOARD**

*Nominated by Dupuis and there being no further nominations for the position of Chair: THAT the Sudbury & District Board of Health appoints Janet Gasparini elected by acclamation as Chair for the year 2005.*

**CARRIED**

**J. GASPARINI PRESIDING**

**02-05 APPOINTMENT OF VICE-CHAIR OF THE BOARD**

***Nominated by Caldarelli and there being no further nominations for the position of Vice-Chair: THAT the Sudbury & District Board of Health appoints Ron Dupuis elected by acclamation as Vice-Chair for the year 2005.***

**CARRIED**

**03-05 APPOINTMENTS TO THE EXECUTIVE COMMITTEE**

***Nominated by Berthiaume<sup>1</sup>, Noland<sup>2</sup>, Dupuis<sup>3</sup>: THAT the Board of Health appoints the following individuals elected by acclamation to the Executive Committee for the year 2005:***

- 1. Frances Caldarelli<sup>1</sup>, Board Member at Large**
- 2. Ivan Edwards<sup>2</sup>, Board Member at Large**
- 3. Fern Bidal<sup>3</sup>, Board Member at Large**
- 4. Janet Gasparini, Chair**
- 5. Ron Dupuis, Vice-Chair**
- 6. Medical Officer of Health/Executive Officer**
- 7. Director, Corporate Services**
- 8. Secretary Board of Health (ex-officio)**

**CARRIED**

**04-05 APPOINTMENT OF THE AUDITOR**

***Moved by Edwards – Noland: THAT the auditing firm of KPMG be retained as the auditors for the Sudbury & District Board of Health for 2005.***

**CARRIED**

**5.0 DELEGATION / PRESENTATION**

**i) Obesity Prevention and Food Security in Sudbury & Districts**

- Joanne Beyers, Community Nutrition Specialist - Resources, Research, Evaluation and Development (RRED) Division
- Megan Dumais, Health Promoter - Health Promotion Division

J. Beyer and M. Dumais were introduced and welcomed. The presentation provided members with an overview of the key recommendations regarding the prevention of obesity in the 2004 Chief Medical Officer of Health Report, *Healthy Weights, Healthy Lives*. With close to 50 recommendations for action, the report invites all levels of government, the health sector, the food industries, workplaces, schools, families and individuals to become part of a comprehensive province-wide effort to change the factors that contribute to food and activity choices that lead to unhealthy weight.

Board members were reminded of the Sudbury & District Board of Health motion #72-03, which passed in October of 2003, endorsing the City of Toronto, Board of Health "Healthy Weights Concept" and directing the Medical Officer of Health to take necessary

actions to achieve the goal of the Sudbury & District Health Unit healthy weights initiative. Several of the health unit's actions were highlighted during the presentation.

Board members were apprised of the *2004 Nutritious Food Basket Report* produced by the Sudbury & District Health Unit. The report indicates that the cost of nutritious foods is slightly lower in the City of Greater Sudbury than in its rural sites, representing an overall slight decrease since 2003. The provincial average for the *2004 Nutritious Food Basket* is yet unknown, however the information will be made available once released. Board members were informed that the Sudbury & District Health Unit is committed to working with its partners to awareness-raise and problem-solve around the issues of poverty and food insecurity.

Comments and questions were entertained and the presenters were thanked for their presentation.

## 6.0 MINUTES OF PREVIOUS MEETING

### i) Ninth Meeting – November 18, 2004

#### 05-05 APPROVAL OF MINUTES

*Moved by Dupuis - Noland: THAT the minutes of the Board of Health meeting of November 18, 2004 be approved as distributed.*

**CARRIED**

## 7.0 BUSINESS ARISING FROM MINUTES

### i) Health Unit Generator

At its November 18, 2005 meeting, enquiry was made surrounding the rationale for purchasing a natural gas generator versus a diesel or fuel-propelled generator. Dr. Sutcliffe explained that the natural gas suppliers were the only ones who were able to provide guarantee of fuel supply without interruption.

### ii) Sudbury & District Board of Health Evaluation

Dr. Sutcliffe provided a summary overview of the Sudbury & District Board of Health Self-Evaluation of Performance results and commented on the overall satisfaction of Board members' expectations regarding their role, responsibilities and Board process. Areas for improvement were identified, such as the Board's desire to be more involved in establishing the overall objectives for the organization; setting goals based on the strategic plan and monitoring the progress of the strategic plan; and communicating the community's needs to the organization.

Comments were entertained and it was proposed that the Board would benefit from the community's input when it next evaluates its performance. Dr. Sutcliffe described the mechanisms in place that already capture some community assessment of board outputs, including the strategic plan evaluation and accreditation processes. In regards to board process, it was recognized that the board members themselves must evaluate this.

## 8.0 REPORT OF MEDICAL OFFICER OF HEALTH / CHIEF EXECUTIVE OFFICER

### i) January 2005 – Medical Officer of Health / Chief Executive Officer Report

Dr. Sutcliffe provided highlights from her Medical Officer of Health/Chief Executive Officer Report.

As a result of the new smoke-free legislation, Bill 164, prohibiting smoking in all enclosed public places and workplaces, effective May 31, 2006, announcement was made by the Ministry of Health and Long-Term Care that all 37 public health units would receive 100% start-up funding for local tobacco control and cessation programs. The Sudbury & District Health Unit was one of six Ontario health units invited to apply as the lead for Northeastern Ontario. If accepted, the additional funding and support would assist the northeast in its strategic planning, communication and increase collaboration. More details will be available pending Ministry review of the health unit's proposals.

Highlights from the re-accreditation exit conference were shared with the members of the Board. Dr. Sutcliffe thanked the Board Chair for agreeing to be interviewed and commended the accreditation team for their hard work and commitment in leading the health unit through its fifth accreditation process.

The Board Chair commended Dr. Sutcliffe for being invited by Dr. Basur, Chief Medical Officer of Health, to participate as a member of the Agency Implementation Task Force.

Comments and questions were entertained following the divisional highlights.

Discussion ensued surrounding the increasing fiscal burden on local municipalities to ensure water safety and it was agreed that the Board of Health receive further information at a follow up board meeting and advocate for increased provincial support.

### 06-05 ACCEPTANCE OF REPORT

***Moved by Noland - Dupuis: THAT the Report of the Medical Officer of Health for the month of January 2005 be accepted as distributed.***

**CARRIED**

## 9.0 NEW BUSINESS

### i) Items for Discussion

#### a) Attendance Record – 2004 Board of Health Meetings

The Board Chair commended all members for their regular attendance and participation at the Board of Health meetings in 2004.

b) Associate Medical Officer of Health Position Description

**07-05 ASSOCIATE MEDICAL OFFICER OF HEALTH POSITION DESCRIPTION**

***Moved by Edwards – Noland: THAT this Board of Health, having reviewed the Associate Medical Officer of Health position description, approves the contents therein.***

**CARRIED**

c) Improved Legislation for ATV Use Among Children and Youth

**08-05 LEGISLATION FOR ATV USE AMONG CHILDREN AND YOUTH**

***Moved by Berthiaume – Pilon: WHEREAS the Sudbury & District Health Unit is mandated to reduce the rate of injuries caused by motorized vehicle crashes including, boats, snowmobiles and all-terrain vehicles; and***

***WHEREAS on June 7, 2004 the Canadian Paediatric Society, after examining the data on escalating injury while operating an ATV, released a new position statement "Preventing All-Terrain Vehicle Injury", calling on all provinces and territories to harmonize off-road vehicle legislation including legislating a minimum operator age of 16 years, restriction of passengers to the number for which the vehicle was designed; compulsory helmet use with no exemptions, mandatory training, licensing and registration and ban of the use of three-wheeled vehicles; and***

***WHEREAS this position statement states that ATV use by children and young adolescents is particularly dangerous because they lack the physical size and strength, knowledge, and cognitive and motor skills to operate the vehicles safely;***

***THEREFORE BE IT RESOLVED THAT the Sudbury & District Board of Health support the Canadian Paediatric Society's position statement and recommendations regarding ATV use by children and young adults; and***

***FURTHER THAT the Sudbury & District Board of Health shall advocate to the Premier of Ontario, to request that the government implement the Canadian Paediatric Society's recommendations so that the number and severity of injuries can be reduced by restricting ridership among young operators.***

**CARRIED**

d) Sudbury & District Health Unit – 2005 Budget

In reviewing a newspaper article in which a Board of Health member publicly questioned the budget process and the Board Chair's response to this article, the Board Chair canvassed other Board members for their opinions. Board members expressed their support for the budgeting process.



Board members recalled the extensive financial orientation session provided by the Director, Corporate Services in May 2004 and the detailed pre-budget presentation provided by the Medical Officer of Health in November 2004. The latter presentation detailed the rigorous staff budgeting process and key factors that contributed to the 2005 proposed budget. As per long-standing protocol, budget details were circulated to Board members one week in advance of the Board of Health meeting. Board members are encouraged to contact the Medical Officer of Health or Director, Corporate Services for any clarification prior to the meeting.

In response to a question, it was clarified that the provincial government will increase its proportional commitment to local public health and is expected to cost-share an additional 10% in 2006 (up from 55 to 65%). This will grow to 75% by January 2007.

It was commented that the forum to discuss board process and issues is at the Board of Health table during meetings and members were encouraged to do so. Although Board members may bring special expertise or points of view to board deliberations, it was reinforced that Board members do not represent a particular constituency but represent the best interest of the organization at all times.

Further discussion ensued and it was agreed that, in order to promote Board members' understanding, an informal budget meeting be held anytime in the 2 week period prior to the regularly scheduled November 2005 Board of Health budget meeting. This year's process will be piloted and reviewed at a subsequent meeting.

ii) **Correspondence**

- a) **Sudbury & District Board of Health Motion #27-04 Re: Advocacy Against Privatization of the LCBO**

No discussion.

- b) **Vaccine Delivery Funding and 100% Provincial Funding of Vaccination Delivery Programs and Services**

No discussion.

- c) **Local Health Integration Network**

No discussion.

- d) **Sudbury & District Board of Health Motion #90-04 Re: Discontinuation of the Health Intelligence Unit Program Funding**

No discussion.

**e) Sudbury & District Health Unit Funding for 2004**

Dr. Sutcliffe drew the members' attention to the Ministry of Health and Long-Term Care's schedule of stepped increases for the revenue-shared programs and services. The 'new' provincial funding is intended to enhance the total funding available for public health in order to improve local public health capacity, and the Province expects municipalities to contribute their full share to this important area of public service. While these provincial initiatives may offer limited financial relief to some local municipalities, the government's primary purpose in providing these funds is to protect and promote the health of the public.

Special notation was made that, as part of the government's commitment to improve accountability, the Ministry will be implementing a performance measurement system in 2005.

**f) Sudbury & District Board of Health Motion #86-04 Re: Healthy School Nutrition Environment**

No discussion.

**g) Sudbury & District Board of Health Member – Leave of Absence**

No discussion.

**h) Sudbury & District Board of Health Motion #89-04 Re: Advocacy for Appropriate Funding of the Healthy Babies Healthy Children Program**

No discussion.

**i) Operation Health Protection – Announcement of Agency Implementation Task Force (AITF)**

No discussion.

**j) Dissolution of the District Health Council System**

The Ministry of Health and Long-Term Care recently announced that the District Health Councils would no longer be funded as of March 31, 2005, resulting in the closure of the Sudbury-based Algoma, Cochrane, Manitoulin and Sudbury District Health Council (DHC). The Board Chair commented that the DHC has been an important voice for our community and commended the Council for their excellent work and valuable contribution. A letter on behalf of the Board of Health will be sent to the Executive Director in appreciation of the support provided over the years.

**09-05 ACCEPTANCE OF NEW BUSINESS ITEMS**

**Moved by Pilon - Dupuis: THAT this Board of Health receives New Business items 9 i) to ii).**

**CARRIED**

## 10.0 ITEMS OF INFORMATION

- |       |  |   |
|-------|--|---|
| i)    | EC Minutes   | October 13, 2004<br>November 3, 2004<br>December 16, 2004 |
| ii)   | Association of Local Public Health Agencies<br>- Announcement: Appointment of Executive Director | December 8, 2004  |
| iii)  | Canada NewsWire - Greater Independence to Chief MOH  | December 16, 2004   |
| iv)   | Inside Edition   | November 2004<br>December 2004<br>December 2004           |
| v)    | Peers & Partners   | December 2004   |
| vi)   | Community Health Connections   | Winter 2004   |
| vii)  | Workplace Wellness Newsletter  | Winter 2005   |
| viii) | Public Health Pulse  | Winter 2005   |
| ix)   | Annual Report of the Chief Medical Officer of Health   |   |
| x)    | 2005 Calendar: Invest in Your Health   |   |

Tabled for information.

## 11.0 ADDENDUM

### 10-05 ADDENDUM

*Moved by Dupuis - Pilon: THAT this Board of Health deals with the items on the Addendum.*

**CARRIED**

- i) **Re: Private Member's Bill 129 – Helmet Safety**  
Date: January 14, 2005

No discussion.

- ii) **Re: Sudbury & District Health Unit – 2005 Budget**  
Date: January 14, 2005

No discussion.

- iii) **Re: Public Re-Appointment of Phyllis E. Kinoshameg and Ivan C. Edwards**  
Date: January 20, 2005

Board members Kinoshameg and Edwards reported that they have received correspondence regarding their public re-appointment application to the Sudbury & District Board of Health. Confirmation of their respective Lieutenant Governor in Council re-appointments is pending.

## 12.0 ANNOUNCEMENTS/ENQUIRIES

None.

**13.0 IN CAMERA**

**11-05 IN CAMERA**

**Moved by Berthiaume - Caldarelli: THAT this Board of Health goes in camera.  
Time: 2:42 p.m.**

**CARRIED**

**i) Personnel**

**14.0 RISE & REPORT**

**12-05 RISE & REPORT**

**Moved by Rivest – Caldarelli: THAT this Board of Health rises and reports.  
Time: 2:52 p.m.**

**CARRIED**

It was reported that a personnel matter was discussed and the following motions emanated from the in-camera portion of the meeting:

**13-05 APPOINTMENT OF THE ASSOCIATE MEDICAL OFFICER OF HEALTH**

**Moved by Caldarelli - Kinoshamegi: WHEREAS the Health Protection and Promotion Act, R.S.O. 1990, c.H.7, s.62 states that every board of health may appoint one or more associate medical officers of health; and**

**WHEREAS the Health Protection and Promotion Act, R.S.O. 1990, c.H.7, s.64 states that no person is eligible for appointment as an associate medical officer of health unless the Minister approves the proposed appointment; and**

**WHEREAS the Sudbury & District Board of Health, having reviewed the decision made by the Interview Team, concurs with the recommendation for the appointment of Dr. Vera Etches as the Associate Medical Officer of Health for the Sudbury & District Health Unit, effective September 6, 2005;**

**THEREFORE BE IT RESOLVED THAT the Sudbury & District Board of Health appoints Dr. Vera Etches as the Associate Medical Officer of Health, effective September 6, 2005, and that this decision be communicated to the Minister of Health and Long-Term Care for approval of the appointment.**

**CARRIED**

**14-05 APPOINTMENT OF THE ACTING ASSOCIATE MEDICAL OFFICER OF HEALTH**

**Moved by Berthiaume - Pilon: THAT the Sudbury & District Board of Health concurs with the recommendation of the Medical Officer of Health and Interview Team and appoints Dr. Sarah Strasser as the Acting Associate Medical Officer of Health, effective January 27 – December 31, 2005.**

**CARRIED**

Accolade was given to Dr. Sutcliffe for the successful recruitment and noteworthy additions to the health unit team.

**15.0 ADJOURNMENT**

**15-05 ADJOURNMENT**

***Moved by Noland - Pilon: THAT we do now adjourn. Time: 2:55 p.m.***

**CARRIED**

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(Chair)

(Secretary)

Unapproved

RECEIVED  
FEB 14 2005  
CLERK - PETE

## MINUTES OF THE TENDER OPENING COMMITTEE MEETING

Committee Room C-14  
Tom Davies Square  
2004-02-15

Commencement: 2:30 p.m.  
Adjournment: 2:45 p.m.

### **DARRYL MATHÉ, MANAGER OF SUPPLIES & SERVICES, IN THE CHAIR**

#### Present

M. Hauta, Accountant; K. Lessard, Law Clerk; L. Lesar, Secretary to the Manager of Supplies & Services; M. Coppo, Supplies & Services Coordinator; N. Buchy, Assistant Fire Chief

Contract 2005-57  
Kingsway Rock  
Removal

Tenders for Contract 2005-57, Kingsway (MR55) Rock Removal - North Side - Bruno's Alignment to Standard Auto Glass {estimated at a total cost of \$250,000.00} were received from the following bidders:

<b>BIDDER</b>	<b>TOTAL AMOUNT</b>
Garson Pipe Contractors Limited	\$383,664.55
Teranorth Construction & Engineering Limited	\$273,920.00
Interpaving Limited	\$360,055.00
JI Enterprises	\$636,724.90
Pioneer Construction Inc.	\$247,115.39
R.M. Belanger Lintied	\$329,988.00

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

The foregoing tenders would be turned over to the Engineering Technician for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Infrastructure & Emergency Services for approval. A copy of this report would be provided to the Manager of Supplies & Services.

**T.O.C. 2005-02-15 (1)**

Contract CPS05-01  
 Miscellaneous Safety  
Supplies

Tenders for Contract CPS05-01, Miscellaneous Safety Supplies {estimated at a total cost of \$200,000.00 for five years} were received from the following bidders:

<b>BIDDER</b>	<b>TOTAL AMOUNT - ONE YEAR</b>
Acklands Grainger	\$64,884.54
Superior Safety Inc.	\$62,757.68
Soucie Salo Safety Inc.	\$54,650.07
Clarke Phillips Supply Co. Ltd.	\$58,899.70
Recycled Work Wear	\$75,954.29

The foregoing tenders were turned over to the Supplies & Services Co-Ordinator for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Infrastructure & Emergency Services for approval. A copy of this report would be provided to the Manager of Supplies & Services/Purchasing Agent.

Contract IES05-04  
 Angus Fire Hose &  
Elkhart Nozzles

Tenders for Contract IES05-04, Angus Fire Hose and Elkhart Nozzles {estimated at a total cost of \$100,000.00} were received from the following bidders:

<b>BIDDER</b>	<b>TOTAL AMOUNT</b>
Levitt Safety Ltd.	\$59,904.19
Darch Fire Inc.	\$57,925.50
Resqtech Systems Inc.	\$61,410.00
Dependable Truck & Tank	\$68,367.50
Canadian Safety Equipment	\$36,540.56
Acklands Grainger	\$58,594.23
Superior Safety	\$35,351.00

**T.O.C 2005-02-15 (2)**

IES05-04  
(Continued)

The foregoing tenders were turned over to the Assistant Fire Chief for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Infrastructure & Emergency Services for approval. A copy of this report would be provided to the Manager of Supplies & Services/Purchasing Agent.

Adjournment

The meeting adjourned at 3:45 p.m.

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Chairman

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Secretary

**T.O.C. 2005-02-15 (3)**