

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

C-11
Tom Davies Square

Thursday, September 15, 2005
Commencement: 4:35 p.m.

DEPUTY MAYOR BRADLEY, IN THE CHAIR

Present Councillors Caldarelli; Craig; Dupuis; Gainer; Kett; Reynolds (A4:45pm); Rivest; Thompson (A4:55pm); Mayor Courtemanche

City Officials M. Mieto, Chief Administrative Officer; D. Nadorozny, General Manager of Growth & Development; A. Stephen, General Manager of Infrastructure & Emergency Services; C. Hallsworth, Executive Director of Administrative Support Services; R. Swiddle, Director of Legal Services/City Solicitor; A. Haché, Acting City Clerk

Declarations of Pecuniary Interest None declared.

"In Camera" 2005-271 Craig-Rivest: That we move "In Camera" to deal with Personnel and Litigation Matters in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2002-202 and the Municipal Act, 2001, s.239(2).

CARRIED

Recess At 6:30 p.m., Council recessed.

Reconvene At 7:10 p.m., Council commenced the regular meeting in the Council Chamber.

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

Present Councillors Berthiaume; Bradley; Caldarelli; Callaghan; Craig; Dupuis; Gainer; Gasparini (D10:45pm); Kett; Reynolds (D10:20pm); Rivest; Thompson

City Officials M. Mieto, Chief Administrative Officer; C. Matheson, General Manager of Community Development; D. Nadorozny, General Manager of Growth & Development; A. Stephen, General Manager of Infrastructure & Emergency Services; C. Hallsworth, Executive Director of Administrative Support Services; J. Van de Rydt, Acting CFO/Treasurer; R. Swiddle, City Solicitor; G. Clausen, City Engineer; G. Lamothe, Manager of Corporate Communications & French Language Services; I. Davidson, Chief of Police, Greater Sudbury Police Service; D. Desmeules, Manager of Housing Services; P. Demers, Community Relations and Policy Advisor; J. McKechnie, Executive Assistant to the Mayor; A. Haché, Acting City Clerk; CJ Caporale, Council Secretary

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|---|--|
| <u>C.U.P.E.</u> | D. Burke, CUPE National Representative; W. MacKinnon, President, CUPE Local 4705 |
| <u>News Media</u> | Sudbury Star; MCTV; CIGM; Channel 10 News; Northern Life; Sudbury News Now |
| <u>Declarations of Pecuniary Interest</u> | None declared. |

PRESENTATIONS/DELEGATIONS

| | |
|--|--|
| Item 4 <u>Canadian Red Cross Tsunami Relief Fund</u> | <p>A letter dated 2005-08-02 from the Canadian Red Cross was received.</p> <p>Mr. Harvey Wyers, President of the Canadian Red Cross and Ms. Tracy Browne, Manager of the Sudbury Branch, presented plaques to the citizens of Sudbury through the Mayor and Council for the Tsunami Relief Fund. He briefly outlined what the Red Cross had accomplished and provided to the victims of the Tsunami.</p> <p>Mr. Wyers then advised Council that the Canadian Red Cross is currently working with the American Red Cross to help those in need after the Katrina Hurricane disaster.</p> |
| Item 5 <u>The Irish Regiment of Canada 2nd Battalion Freedom of the City</u> | <p>A letter dated 2005-08-18 from the 2nd Battalion of the Irish Regiment of Canada was received.</p> <p>Lieutenant Colonel J. Valtonen of the 2nd Battalion of the Irish Regiment of Canada gave an electronic presentation to Council.</p> <p>He explained that the Light Infantry Reserve Unit is the primary reserve component of the Canadian Forces made up of nearly forty Reserve Units in Ontario with a total of 15,500 Reservists and ninety personnel. Their annual budget is \$900,000 with an average of thirty personnel recruited per year between the ages of 16-60.</p> <p>Lt. Col. Valtonen briefly outlined the mission, vision and history of the Regiment. He described the uniform and head dress which has become synonymous with Sudbury's own regiment.</p> <p>He stated that the Irish Regiment of Canada is affiliated with the Army, Air and Nave Cadet Corps made up of young Canadians between the ages of 12-18. He also stated that the 2nd Battalion has three affiliated Army Cadet Corps which it supports in the City of Greater Sudbury.</p> <p>Lt. Col. Valtonen outlined their training commitment, battle rhythm, army transformation, current Canadian Forces' (CF) Operations, and current operations of the Irish Regiment (OP Athena - Afghanistan; OP Bronze - Bosnia-Herzegovina).</p> |

Item 5
The Irish Regiment of
Canada 2nd Battalion
Freedom of the City
(continued)

He indicated that their task force for 2006-2007 has begun with a call for activation. He stated that one out of ten soldiers are prepared to assist in domestic operations (1997 Winnipeg flood; 1998 Ottawa Valley ice storm) if called upon.

Lt. Col. Valtonen advised Council that the Regiment is involved with many community partners such as Easter Seals, toy drive, MCTV Telethon, Anti-Impaired Driving Campaign, etc.

He stated that on May 28, 1983, Mayor Peter Wong signed the following:

"In recognition of the glorious history of the Irish Regiment of Canada and the close association of the officers and men of the Second Battalion with the citizens of Sudbury throughout the years, the citizens of Sudbury on the occasion of the City's Centennial, are pleased to grant the Second Battalion, The Irish Regiment of Canada, the Freedom of the City of Sudbury, and the privilege of marching through the streets of the City with colours flying, drums beating and bayonets fixed."

The following resolution was presented:

2005-272 Craig-Callaghan: WHEREAS in appreciation of the glorious tradition of the 2nd Battalion, Irish Regiment of Canada, and in recognition of its long and intimate association with the City of Greater Sudbury;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury do confer upon the 2nd Battalion, Irish Regiment of Canada the right, privilege and honour of marching through the streets of the City of Greater Sudbury on all ceremonial occasions with swords drawn, bayonets fixed, drums beating, bands playing and colours flying;

AND THAT the Corporate Seal of the City of Greater Sudbury be affixed to the necessary Deed of Grant.

RECORDED VOTE:

YEAS

NAYS

Berthiaume
Bradley
Caldarelli
Craig
Gainer
Gasparini
Kett
Reynolds
Rivest
Thompson
Mayor Courtemanche

CARRIED

Item 6
1000 Officers
Partnership Program

Councillor Eldon Gainer, Chair of the Greater Sudbury Police Services Board introduced Greater Sudbury Police Chief Ian Davidson, who gave an electronic presentation entitled "*Safer Communities - 1,000 Officers Partnership Program - Fifteen Sworn Officers*".

Chief Davidson indicated that some of the challenges police are facing are the Charter of Rights and Freedoms, Provincial adequacy standards, legislative impacts, technology and investigative process, public expectations and fiscal limitations.

He stated that Charter issues have impacted cost and deployment and that the complexity of police work and investigative requirements have increased dramatically. He indicated that due to Charter issues, case law has changed legal expectations and arguments, case preparation with the Crown and witnesses have been affected, the length of trials have increased and there is no tolerance for errors.

With the introduction of the Police Adequacy and Effectiveness Standards Regulation or Adequacy Standards, all police services were to be compliant by 2001, therefore, various units were created, Domestic Violence Unit, Aboriginal Liaison Officer, Community Response Unit, Public Order Unit, etc. This new regulation has had a direct impact on the financial resources of police services.

Chief Davidson stated that with the new provincial regulations, their main priorities are the establishment of a Biker Enforcement Unit, Sex Offender Registry, Internet Crime, Child Pornography, etc. He also stated that the concerns and expectations of the residents of the City of Greater Sudbury are the lack of visibility and patrolling in outlying areas, too few officers, response times, youth problems, road safety, etc.

Chief Davidson advised that they will be required to review the service delivery model and deployment options, the urban and rural challenges, review the public's concerns, evaluate staffing levels, and compare policing with other northern communities. He then outlined that the City of Greater Sudbury has the least number of uniformed personnel per 100,000 citizens and the most land mass compared to other northern Ontario communities.

He stated that on October 21, 2004 the Government announced that they would provide funding to municipalities/police services boards and band councils to hire 1,000 new police officers across the province over a three year period with cost sharing between the province and municipality, with \$37.1 million to be allocated annually by the Province. The Program would address issues such as youth crime, child pornography, guns and gangs, marijuana grow operations, domestic violence, and community policing.

Item 6
1000 Officers
Partnership Program
(continued)

Chief Davidson outlined that fifteen officers would be assigned to various duties such as Cyber Crime Officer, Youth Officers, Urban Officers, and a Policing Rural Squad, with this being fully implemented by the year 2007.

The following resolution was presented:

2005-273 Craig-Bradley: THAT Council endorse the application under the Safer Communities 1,000 Officer Partnership Program \$70,000 maximum funding entitlement per officer for fifteen officers with a proposed hiring as follows:

| | |
|---------------------------------|------------|
| January 1, 2006 (a minimum of) | 2 Officers |
| April 1, 2006 | 4 Officers |
| September 1, 2006 | 4 Officers |
| January 1, 2007 | 5 Officers |

AND FURTHER THAT \$145,569 allocated in the 2005 budget for 5 officers be re-directed as follows:

| | |
|-----------|--|
| \$120,000 | Capital Financing Reserve Fund - Police |
| \$25,569 | Human Resources Management Reserve Fund - Police |

CARRIED

Contract 2004-16
Paris Street Bridge

The General Manager of Infrastructure & Emergency Services advised Council that Contract 2004-16 Paris Street Bridge Rehabilitation and Roadwork is now completed. He thanked the contractors for the work performed and completing the contract ahead of schedule.

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report

Deputy Mayor Bradley, as Chair of the Committee of the Whole, reported Council met to deal with Personnel and Litigation Matters falling within Article 15.5 of the City of Greater Sudbury Procedural By-law 2002-202 and the Municipal Act, 2001, s.239(2) and two resolutions emanated therefrom.

Hiring of
CFO/Treasurer

The following resolution was presented:

2005-274 Dupuis-Craig: THAT Council endorse the Chief Administrative Officer's recommendation of the preferred candidate for the position of Chief Financial Officer and Treasurer;

AND THAT the Chief Administrative Officer proceed to confirm the Offer of Employment with the successful candidate.

CARRIED

CAO Contract

The following resolution was presented:

2005-275 Craig-Courtemanche: THAT Council appoint Mark Mieto as Chief Administrative Officer for the period ending January 1, 2009;

THAT the Mayor be authorized to execute the necessary agreement;

AND THAT the necessary by-law be passed.

RECORDED VOTE:

YEAS

NAYS

Berthiaume
Bradley
Caldarelli
Callaghan
Craig
Dupuis
Gainer
Gasparini
Kett
Thompson
Mayor Courtemanche

Reynolds
Rivest

CARRIED

MATTERS ARISING FROM THE PRIORITIES COMMITTEE

Rise and Report

Councillor Caldarelli, Chair of the Priorities Committee, reported that the Priorities Committee met on 2005-09-14 whereas Item 7 (GSH Corp. Temporary Project Specific Mandate Change) was deferred to the 2005-09-15 Council meeting in order that staff take another look and provide an overall plan on what the impact of a Senior Housing Only project would have on families that are currently on the waiting list for social housing.

Greater Sudbury
Housing Corp.
Mandate Change

An addendum report dated 2005-09-15 from the General Manager of Community Development regarding the above was tabled.

The following resolution was presented:

2005-276 Berthiaume-Bradley: WHEREAS there is an opportunity to convert a previously designated seniors project within the Greater Sudbury Housing Corporation (GSHC) portfolio from its current status of mixed tenancy to seniors only;

THEREFORE BE IT RESOLVED THAT the GSHC be requested to change the mandate for the project located at 1052 Belfry to seniors only;

Greater Sudbury
Housing Corp.
Mandate Change
(continued)

AND THAT the GSHC and Housing Services closely monitor the impact of such change over the next 12 months to determine validity of the potential expansion of the seniors only mandate;

AND THAT the City undertake the development of a comprehensive "AFFORDABLE HOUSING STRATEGY" to assist in setting housing priorities for this community; which will assist in establishing local recommendations for the newly announced Canada-Ontario Affordable Housing Program.

CARRIED

MATTERS ARISING FROM THE PLANNING COMMITTEE

Rise and Report

Councillor Thompson, Chair of the Planning Committee, reported that the Planning Committee met on 2005-09-06 and there were no items requiring Council approval.

PART I **CONSENT AGENDA**

Consent Agenda

The following resolution was presented to adopt the items contained in Part I, Consent Agenda:

2005-277 Craig-Callaghan: THAT Items C-1 to C-12 inclusive, contained in Part I, Consent Agenda, be adopted.

CARRIED

MINUTES

Item C-1
Report No. 37
City Council
2005-08-10

2005-278 Callaghan-Craig: THAT Report No. 37, City Council Minutes of 2005-08-10 be adopted.

CARRIED

Item C-2
Report No. 33
Planning Committee
2005-09-06

2005-279 Callaghan-Craig: THAT Report No. 33, Planning Committee Minutes of 2005-09-06 be adopted.

CARRIED

Item C-3
Report No. 7
Street Naming
2005-08-29

2005-280 Rivest-Thompson: THAT Report No. 7, Street Naming Committee Minutes of 2005-08-29 be adopted.

CARRIED

Item C-4
Report No. 32
Priorities Committee
2005-09-14

2005-281 Rivest-Thompson: THAT Report No. 32, Priorities Committee Minutes of 2005-09-14 be adopted, with the exception of Priorities Committee Recommendation 2005-58 (Nomination of the Healthy Community Cabinet), as otherwise dealt with.

CARRIED

Priorities Committee
Recommendation
2005-58

Councillor Reynolds requested that Priorities Committee Recommendation 2005-58 be pulled and dealt with separately.

The following recommendation was presented:

2005-282 Bradley: WHEREAS the Greater Sudbury Healthy Community Strategy was approved by Council in June 2005;

AND WHEREAS the Implementation Model, contained within the document, recommends the formation of a Healthy Community Cabinet reporting to the Mayor and Council;

THEREFORE BE IT RESOLVED THAT the Healthy Community Cabinet be established as an advisory panel reporting to the Mayor and Council for the term of Council with the Terms of Reference and composition described in the report of the General Manager of Community Development dated September 7, 2005;

AND THAT the City Clerk be authorized to advertise and receive applications from interested citizens for appointment to the Cabinet;

AND THAT Councillor Gasparini be appointed as a representative on the Healthy Community Cabinet as a representative of City Council.

RECORDED VOTE:

YEAS

NAYS

Berthiaume
Bradley
Caldarelli
Callaghan
Craig
Dupuis
Gainer
Gasparini
Kett
Rivest
Thompson
Mayor Courtemanche

Reynolds

CARRIED

Item C-5
TOC
2005-08-16

2005-283 Thompson-Rivest: THAT the Report of the Tender Opening Committee Minutes of 2005-08-16 be received.

CARRIED

Item C-6
TOC
2005-08-23

2005-284 Thompson-Rivest: THAT the Report of the Tender Opening Committee Minutes of 2005-08-23 be received.

CARRIED

Item C-7
TOC
2005-09-01

2005-285 Rivest-Thompson: THAT the Report of the Tender Opening Committee Minutes of 2005-09-01 be received.

CARRIED

Item C-8
Flour Mill BIA
2005-07-20

2005-286 Reynolds-Rivest: THAT the Report of the Flour Mill Business Improvement Area Association Minutes of 2005-07-20 be received.

CARRIED

Item C-9
Report No. 12
CGS Library Board
2005-05-19

2005-287 Reynolds-Rivest: THAT Report No. 12, City of Greater Sudbury Public Library Board Minutes of 2005-05-19 be received.

CARRIED

TENDERS

Item C-10
Supply, Install &
Service of
Multifunction Units,
Copiers & Software

Report dated 2005-09-01 from the Executive Director of Administrative Services regarding Vendor of Record for the Supply, Install and Service of Multifunction Units, Copiers and to Supply Software was received.

The following resolution was presented:

2005-288 Reynolds-Thompson: THAT Xerox Canada Ltd. be selected as the Vendor of Record for the supply, install and service of multifunction units and copiers and to supply software for these units to the City of Greater Sudbury and the Greater Sudbury Police Services, and that this be for next five (5) years with an option for the years six (6) and seven (7);

AND THAT the Chief Information Officer and the Chief of Police be authorized to enter into this contract with Xerox Canada, all in accordance with the Purchasing By-law as approved by Council and the Police Services Board.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-11
Special Occasion &
Noise By-law Exempt.
The Irish Regiment of
Canada

Report dated 2005-09-08, with attachments, from the Executive Director of Administrative Services regarding Special Occasion Permit and Noise By-law Exemption - The Irish Regiment of Canada was received.

The following resolution was presented:

2005-289 Caldarelli-Bradley: THAT this Council has no objection to the issuance of a liquor licence extension and no objection to the granting of an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to The Irish Regiment of Canada for their 90th Birthday celebration at 333 Riverside Drive, Sudbury. The request is made to facilitate the "Freedom of the City" ceremony, and an Oktoberfest and dance. The days and hours of operation will be: October 14-16, 2005 between the hours of 8:00 a.m. to 1:00 a.m. with an anticipated attendance of approximately 3,000 people during the course of the weekend;

AND FURTHER THAT there will be live music or entertainment throughout the evening;

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

AND FURTHER THAT this approval be subject to the conditions as attached in Schedule 'A'.

CARRIED

Item C-12
Extension - Noise
By-law - Hwy 69 S -
Aecon-Alarie Joint
Venture

Report dated 2005-09-08, with attachments, from the Executive Director of Administrative Services regarding an Extension to the Noise By-law Exemption - Ministry of Transportation Contract - Highway 69 South - Aecon-Alarie Joint Venture was received.

The following resolution was presented:

2005-290 Bradley-Caldarelli: WHEREAS Council by Resolution 2005-336 granted Aecon-Alarie Joint Venture an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to the end of August, 2005;

AND WHEREAS Aecon-Alarie Joint Venture has requested an extension of the exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) for the construction on Highway 69 South, east of Gladu Road, Sudbury (Ministry of Transportation's Contract 2004-5004 - Highway 69 South Four Lane) four hour, seven day a week crushing operation;

Item C-12
Extension - Noise
By-law - Hwy 69 S -
Aecon-Alarie Joint
Venture
(continued)

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury has no objection to the granting an extension of the exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law), to Aecon-Alarie Joint Venture subject to the conditions set out in Council Resolution 2005-336 remaining in effect.

CARRIED

BY-LAWS

THE FOLLOWING BY-LAWS APPEARED FOR THREE READINGS:

2005-217A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF SEPTEMBER 15, 2005

2005-218T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, BEING A BY-LAW TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF SUDBURY

Report dated 2005-09-07, with attachments, from the General Manager of Infrastructure & Emergency Services regarding Traffic Control - Intersection of Trailridge Drive and Trailview Drive was received.

(A Developer is currently extending Trailridge Drive in the City's South End. Trailview Drive intersects with Trailridge Drive forming a "T" intersection. Currently, there is no traffic control at the subject intersection. It is recommended that a "stop" sign be installed facing westbound traffic on Trailview Drive. This is a standard form of traffic control at a "T" intersection. An amendment to the City's Traffic and Parking By-law 2001-1 will be required to legally install this sign.)

2005-219T 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)

2005-220 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO REPEAL BY-LAW 97-103 OF THE FORMER CITY OF SUDBURY

(This by-law repeals a by-law of the former City of Sudbury amending its Municipal Code, the by-law is superceded by new bylaws of the City of Greater Sudbury.)

2005-221E 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO GRANT APPROVAL FOR THE EXPROPRIATION BY THE CITY OF GREATER SUDBURY OF CERTAIN LANDS FOR THE SUDBURY LANDFILL SITE ATTENUATION ZONE

Planning Committee Recommendation 2005-160

BY-LAWS (continued)

- 2005-222 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE FUNDING FROM COMMUNITY PLACEMENT TARGET FUND TO THE GOVERNING COUNCIL OF THE SALVATION ARMY IN CANADA

Report dated 2005-08-18 from the General Manager of Community Development regarding Allocation of Funding from the Community Placement Target Fund Reserve to the Salvation Army and Inner Sight Educational Homes was received.

(This by-law authorizes the expenditure of unspent funding from the Community Placement Target Fund to:

(a) supplement the existing funding to the Salvation Army authorized under by-law 2005-87F for provision of board and lodging and administrative overhead for males aged 16 and older, by provision of an additional \$51,623; and

(b) to supplement funding provided to Inner Sight Educational Services Inc. authorized under By-law 2004-151 through an existing purchase of service arrangement for the provision of beds and administrative overhead to males 16-19, in the amount of \$23,465; plus, an additional amount of \$16,859 approved by Recommendation #2005-26 from Council report dated April 5, 2005.)

- 2005-223 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE PURCHASE OF SERVICE INNERSIGHT EDUCATIONAL HOMES INC. USING COMMUNITY PLACEMENT TARGET FUNDING

Report dated 2005-08-18 from the General Manager of Community Development regarding Allocation of Funding from the Community Placement Target Fund Reserve to the Salvation Army and Inner Sight Educational Homes was received.

(This by-law authorizes the expenditure of unspent funding from the Community Placement Target Fund to:

(a) supplement the existing funding to the Salvation Army authorized under by-law 2005-87F for provision of board and lodging and administrative overhead for males aged 16 and older, by provision of an additional \$51,623; and

(b) to supplement funding provided to Inner Sight Educational Services Inc. authorized under By-law 2004-151 through an existing purchase of service arrangement for the provision of beds and administrative overhead to males 16-19, in the amount of \$23,465; plus, an additional amount of \$16,859 approved by Recommendation #2005-26 from Council report dated April 5, 2005.)

BY-LAWS (continued)

- 2005-224Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND ZONING BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER CITY OF SUDBURY

Planning Committee Recommendation 2003-132

(This by-law rezones the subject property to "C1-31", Special Local Commercial in order to permit the establishment of a retail craft shop within an existing dwelling. 'Special' provisions have been established in order to accommodate two required parking spaces, prohibit projecting business identification signs and recognize the existing site conditions and building location for retail craft shop use. (Mark & Ronda Mason, 32 Morrison Avenue, Sudbury)

- 2005-225Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND ZONING BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER CITY OF SUDBURY

Planning Committee Recommendation 2003-121

(This by-law rezones the subject property to Highway Commercial Special to recognize an expanded parking area for the Northern Nissan automobile dealership. This by-law permits a 5 foot wide landscape buffer and parking area setback along the west property line where the site abuts a residential zone.)

- 2005-226Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND ZONING BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER CITY OF SUDBURY

Planning Committee Recommendation 2005-145

(This by-law rezones the subject property to Single Residential in order to restrict the use of the proposed lots in the associated plan of subdivision to single residential use - associated file Corsi Hill Subdivision File # 780-6/89014.)

- 2005-227Z 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 CITY OF VALLEY EAST

Planning Committee Recommendation 2005-161

(This by-law rezones the subject property "R7.D2.5", Seasonal Residential In order to provide ownership of 1.7 acres of land, on which an existing seasonal dwelling and several accessory structures have been constructed. This by-law will 'legalize' the land uses established on the lot which is to be created - City of Greater Sudbury - Yvette Leroux, Vermilion River, Dowling.)

BY-LAWS (continued)

- 2005-228 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2005-195 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO TRANSFER PART OF PART 5, PLAN 53R-12277 TO UNION GAS LIMITED

(This By-law amends By-law 2005-195 by deleting paragraph three which required registration of the by-law in the Land Registry Office).

- 2005-229 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE VESTING OF LOTS 1 AND 2, PLAN M-1258, RAY STREET, WAHNAPIITAE INTO THE CITY'S NAME AND TO WRITE OFF THE OUTSTANDING TAXES

Report dated 2005-09-07, with attachments, from the General Manager of Infrastructure & Emergency Services regarding Vesting of Properties from the 2004 Public Tax Sale (Lots 1 & 2, Plan M-1258 - Ray Street, Wahnapiitae) was received.

- 2005-230 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE GENERAL MANAGER, COMMUNITY DEVELOPMENT TO EXECUTE AGREEMENTS WITH VARIOUS OPTOMETRISTS AND OPTICIANS FOR APPROVED VISION CARE SERVICES

Report dated 2005-08-31, with attachments, from the General Manager of Community Development regarding Contract for Optometrists and Opticians Increase in Optical Rates for Ontario Works was received.

(We are required, as a mandatory benefit under the Ontario Works legislation, to provide eye glasses for children of Ontario Works clients. This report is to address the request from the Sudbury Society of Optometrists to increase the rates by 8% and increase the cost of eye glass frames by \$10.00. This increase would be for both the Optometrists and Opticians covered under the Purchase of Service contract.)

- 2005-231 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A FUNDING AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTER OF NORTHERN DEVELOPMENT AND MINES FOR THE ROCK TUNNEL SERVICING PROJECT

(This by-law authorizes the General Manager of Infrastructure to execute the Ministry's Millennium Partnerships Initiative Funding Agreement for Infrastructure Projects.)

BY-LAWS (continued)

1ST & 2ND Reading

2005-291 Craig-Callaghan: THAT By-law 2005-217A to and including By-law 2005-231 be read a first and second time.

CARRIED

3RD Reading

2005-292 Craig-Callaghan: THAT By-law 2005-217A to and including By-law 2005-231 be read a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-13
Public Sale Under the
Municipal Act

Report dated 2005-09-07 from the Acting CFO/Treasurer regarding Public Sale Under the Municipal Act was received for information only.

Item C-14
2005 Annual
Repayment Limit

Report dated 2005-09-09, with attachments, from the Acting CFO/Treasurer regarding 2005 Annual Repayment Limit was received for information only.

Item C-15
Social Housing
Benchmarks & New
Funding Formula

Report dated 2005-07-18 from the General Manager of Community Development regarding Social Housing Benchmarks and the New Funding Formula was received for information only.

PART II **REGULAR AGENDA** **MANAGERS' REPORTS**

Item R-1
Endorsement: Building
Design Features that
Maximize Waste
Diversion

Report dated 2005-08-10 from the General Manager of Infrastructure & Emergency Services regarding Endorsement: Building Design Features that Maximize Waste Diversion was received.

The following resolution was presented:

2005-293 Gasparini-Kett: WHEREAS the goal of the Waste Optimization Study is to recommend to Council ways in which the City can reach a 65% total waste diversion target;

AND WHEREAS the City of Greater Sudbury has accepted in principle the manner in which the 65% waste diversion target will be reached within the residential sector;

Item R-1
Endorsement: Building
Design Features that
Maximize Waste
Diversion
(continued)

AND WHEREAS the Technical Steering Committee firmly believes that to reach the 65% total waste diversion target, a long term management plan of all waste streams from all waste sources must be considered;

AND WHEREAS the lack of adequate areas for storing, collecting and loading recyclable and compostable materials can be a significant impediment to diverting solid waste within the high density residential, industrial, commercial and institutional sectors;

NOW THEREFORE BE IT RESOLVED THAT the Director of Planning, the Chief Building Officer in conjunction with the Director of Solid Waste be directed to investigate and report back on opportunities for the development and implementation of building design features that maximize waste diversion for the high density residential, industrial, commercial and institutional sector.

CARRIED

Item R-2
FONOM - Funding for
Forestry Consultant

Report dated 2005-09-09, with attachments, from the Acting CFO/Treasurer regarding Federation of Northern Ontario Municipalities - Funding for Forestry Consultant was received.

The following resolution was presented:

Kett-Gasparini: WHEREAS a coalition of Northern Ontario associations, of which F.O.N.O.M. is one, have joined together to undertake a major lobbying effort of the Provincial government to intervene to save the future of the forestry industry in the North;

AND WHEREAS F.O.N.O.M. is requesting member municipalities to offer feedback on the issue of providing funding from F.O.N.O.M.'s own finances to hire a professional consultant to assist in the coalition's efforts;

THEREFORE BE IT RESOLVED THAT:

- A. The City of Greater Sudbury supports this initiative and the \$5,000 in contributions from F.O.N.O.M. finances; or
- B. The City of Greater Sudbury supports this initiative and the \$10,000 in contributions from F.O.N.O.M. finances; or
- C. The City of Greater Sudbury supports this initiative and funding should be \$_____from F.O.N.O.M.'s finances; or
- D. The City of Greater Sudbury supports this initiative and will contribute \$_____to this effort; or
- E. The City of Greater Sudbury does not support this initiative.

Item R-2
FONOM - Funding for
Forestry Consultant
(continued)

With a show of hands, **Option A** was voted upon.

The following resolution was presented:

2005-294 Kett-Gasparini: WHEREAS a coalition of Northern Ontario associations, of which F.O.N.O.M. is one, have joined together to undertake a major lobbying effort of the Provincial government to intervene to save the future of the forestry industry in the North;

AND WHEREAS F.O.N.O.M. is requesting member municipalities to offer feedback on the issue of providing funding from F.O.N.O.M.'s own finances to hire a professional consultant to assist in the coalition's efforts;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury supports this initiative and the \$5,000 in contributions from F.O.N.O.M. finances.

CARRIED

Item R-3
Sale of Hydro One Inc.
Assets

Councillor Craig gave an electronic presentation to Council stating that Hydro One has a number of different residential rates based on customer density and the fact that a customer lives within the City of Greater Sudbury boundaries has no influence on their rate structure, whereas, Greater Sudbury Utilities (GSU) has one rate for all residential customers, whether they live in a high rise apartment building or on Tilton Lake.

He indicated that the difference between GSU's residential rate and Hydro One's R1 rate, is 60%. He advised that the distribution charge for a typical residential customer who consumes 1,000 kWhrs per month is:

| <u>GSU</u> | <u>Hydro One R1</u> |
|------------|---------------------|
| \$23.64 | \$38.49 |

Councillor Craig then provided Council with a comparison of the distribution rates between various hydro companies, sorted lowest to highest cost, GSU being thirty-sixth and Hydro One seventy-fifth on the list. He also provided samples of residential and commercial hydro bills from both hydro companies.

He indicated that Hydro One customers within the City of Greater Sudbury pay approximately \$5 million more each year than if they were Greater Sudbury Utilities customers and that this \$5 Million flows south to Hydro One and ultimately the provincial government.

Proceed Past
10:00 p.m.

2005-295 Rivest-Thompson: THAT we proceed past the hour of
10:00 p.m.

CARRIED

Item R-3
Sale of Hydro One Inc.
Assets
(continued)

The following resolution was presented:

Craig-Callaghan: WHEREAS the current Board of Hydro One Inc. has adopted a policy of “no-sale, no negotiation” for the acquisition of its assets within the City of Greater Sudbury by Greater Sudbury Utilities Inc.;

AND WHEREAS while refusing to negotiate for the acquisition of its assets within the City of Greater Sudbury, Hydro One Inc. consistently has touted the benefits and savings it has achieved by consolidating its operations through aggressive acquisition of the distribution assets of local publicly owned electrical distribution companies;

AND WHEREAS Hydro One Inc. currently receives 54% of its revenue from 1.3 million rural and urban customers, of which 26,000 reside in the City of Greater Sudbury, an area also serviced by Greater Sudbury Utilities Inc.;

AND WHEREAS the current residential customers of Hydro One Inc. are charged various rates, depending on their location, which can be more than sixty percent (60%) higher than the existing single residential rate charged by Greater Sudbury Utilities Inc.;

AND WHEREAS the current 26,000 customers of Hydro One Inc. through these higher electricity rates are subsidizing by some \$4.5 million dollars annually wealthier taxpayers in the Province;

AND WHEREAS this two tier pricing for same electricity within the City of Greater Sudbury is regressive and unfair to lower income families especially those who, as renters, are proportionately higher users of electricity;

AND WHEREAS higher electricity rates charged by Hydro One are a disincentive to businesses to locate or grow within areas of the City now serviced by Hydro One and thus hampers the economic potential and growth within the City of Greater Sudbury;

AND WHEREAS the presence of Hydro One Inc. further represents a needless and expensive duplication of services, longer power interruptions and service delays to Hydro One Inc. customers within the City of Greater Sudbury, without any of the accruing benefits of lower electricity rates, prompt customer service and economic spin offs, that would result from service provision by Greater Sudbury Utilities Inc.;

Item R-3
Sale of Hydro One Inc.
Assets
(continued)

AND WHEREAS in 1984 a previous Ontario Government recognized the benefit of integrating the former Ontario Hydro customers in the Broder-Dill and Town of Copper Cliff areas of the former City of Sudbury and passed legislation which authorized Greater Sudbury Utilities Inc.'s predecessor, Sudbury Hydro Electric Commission, to be the sole distributor of electricity within the City of Sudbury;

AND WHEREAS Hydro One at this time is applying for an increase in distribution rates which further exacerbates the rate differential;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury hereby calls upon the Government of Ontario, through its Minister of Energy, to direct the Board of Hydro One Inc. to sell to Greater Sudbury Utilities Inc. the Hydro One assets located within the City of Greater Sudbury at a purchase price equal to the net book value thereof;

AND THAT Council of the City of Greater Sudbury hereby authorize staff to intervene in Hydro One's application for a rate increase at the Ontario Energy Board, on behalf of those citizens, of the City of Greater Sudbury, disadvantaged by Hydro One's higher rates;

AND THAT a Delegation of Council, consisting of the Mayor and Deputy Mayor Doug Craig and Senior Staff, meet with the Honourable Dwight Duncan, Minister of Energy, to deliver this Resolution;

AND FURTHER THAT copies of the Resolution be forwarded to the Honourable Rick Bartolucci, Minister of Northern Development and Mines, and MPP (Sudbury); and to Ms. Shelley Martel, MPP (Nickel Belt).

Friendly Amendment

Councillor Rivest requested that the foregoing motion be amended by deleting "at a purchase price equal to the net book value thereof" in the tenth recital and inserting "fair mutually negotiated price".

Councillor Craig agreed to have the aforementioned words deleted with no insertion.

Main Motion
(as amended)

2005-296 Craig-Callaghan: WHEREAS the current Board of Hydro One Inc. has adopted a policy of "no-sale, no negotiation" for the acquisition of its assets within the City of Greater Sudbury by Greater Sudbury Utilities Inc.;

AND WHEREAS while refusing to negotiate for the acquisition of its assets within the City of Greater Sudbury, Hydro One Inc. consistently has touted the benefits and savings it has achieved by consolidating its operations through aggressive acquisition of the distribution assets of local publicly owned electrical distribution companies;

Item R-3
Sale of Hydro One Inc.
Assets
(continued)

AND WHEREAS Hydro One Inc. currently receives 54% of its revenue from 1.3 million rural and urban customers, of which 26,000 reside in the City of Greater Sudbury, an area also serviced by Greater Sudbury Utilities Inc.;

AND WHEREAS the current residential customers of Hydro One Inc. are charged various rates, depending on their location, which can be more than sixty percent (60%) higher than the existing single residential rate charged by Greater Sudbury Utilities Inc.;

AND WHEREAS the current 26,000 customers of Hydro One Inc. through these higher electricity rates are subsidizing by some \$4.5 million dollars annually wealthier taxpayers in the Province;

AND WHEREAS this two tier pricing for same electricity within the City of Greater Sudbury is regressive and unfair to lower income families especially those who, as renters, are proportionately higher users of electricity;

AND WHEREAS higher electricity rates charged by Hydro One are a disincentive to businesses to locate or grow within areas of the City now serviced by Hydro One and thus hampers the economic potential and growth within the City of Greater Sudbury;

AND WHEREAS the presence of Hydro One Inc. further represents a needless and expensive duplication of services, longer power interruptions and service delays to Hydro One Inc. customers within the City of Greater Sudbury, without any of the accruing benefits of lower electricity rates, prompt customer service and economic spin offs, that would result from service provision by Greater Sudbury Utilities Inc.;

AND WHEREAS in 1984 a previous Ontario Government recognized the benefit of integrating the former Ontario Hydro customers in the Broder-Dill and Town of Copper Cliff areas of the former City of Sudbury and passed legislation which authorized Greater Sudbury Utilities Inc.'s predecessor, Sudbury Hydro Electric Commission, to be the sole distributor of electricity within the City of Sudbury;

AND WHEREAS Hydro One at this time is applying for an increase in distribution rates which further exacerbates the rate differential;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury hereby calls upon the Government of Ontario, through its Minister of Energy, to direct the Board of Hydro One Inc. to sell to Greater Sudbury Utilities Inc. the Hydro One assets located within the City of Greater Sudbury at a purchase price equal to the net book value thereof;

Item R-3
Sale of Hydro One Inc.
Assets
(continued)

AND THAT Council of the City of Greater Sudbury hereby authorize staff to intervene in Hydro One's application for a rate increase at the Ontario Energy Board, on behalf of those citizens, of the City of Greater Sudbury, disadvantaged by Hydro One's higher rates;

AND THAT a Delegation of Council, consisting of the Mayor and Deputy Mayor Doug Craig and Senior Staff, meet with the Honourable Dwight Duncan, Minister of Energy, to deliver this Resolution;

AND FURTHER THAT copies of the Resolution be forwarded to the Honourable Rick Bartolucci, Minister of Northern Development and Mines, and MPP (Sudbury); and to Ms. Shelley Martel, MPP (Nickel Belt).

RECORDED VOTE:

YEAS

NAYS

Berthiaume
Bradley
Caldarelli
Callaghan
Craig
Dupuis
Gainer
Gasparini
Kett
Reynolds
Rivest
Thompson
Mayor Courtemanche

CARRIED

Item R-4
Amended Criteria to
Farm Tax Credit &
Allowances

The following resolution was presented:

2005-297 Bradley-Caldarelli: WHEREAS the Ministry of Agriculture, Food and Rural Affairs is proposing amendments to the Agricultural Drainage Infrastructure Program Procedural Manual on Environmental Bill of Rights Registry;

WHEREAS these new administrative policies require landowners to obtain farm tax credits before being eligible for land drainage grants;

WHEREAS agricultural land ownerships in Northern Ontario are often smaller and more diverse in nature than those in Southern Ontario;

Item R-4
Amended Criteria to
Farm Tax Credit &
Allowances
(continued)

WHEREAS many of the farm land ownerships may be presently inactive and not realizing their full agricultural potential;

WHEREAS many farm owners in Northern Ontario have been forced to seek employment outside the farm as their primary source of income and therefore do not qualify for farm tax credit;

WHEREAS the need to have the farm tax credit will create high assessments and economic hardships on non-qualifying landowners which could result in loss of their farm;

WHEREAS the farm tax credit requirement will effectively eliminate Northern drainage projects and their significant benefits to northern communities;

WHEREAS the Province should be embracing and supporting Northern agriculture at a time when enviro-agricultural initiatives to produce ethanol, bio-diesel and other forms of energy are essential;

WHEREAS thousands of Northern farmers and rural property owners have partnered to implement municipal drains in the past on the basis that the Province provided the two-thirds grants on required maintenance of said drains;

WHEREAS these landowners are unaware that the Province is removing said financial support and forcing maintenance costs on them;

WHEREAS the proposed administrative changes curtail or restrict allowances that project drainage engineers have historically utilized to fairly compensate landowners for damage and access to their property and for use of their property for municipal drains;

THEREFORE BE IT RESOLVED THAT the Honourable Leona Dombrowsky, Minister of Agriculture, Food and Rural Affairs consider the detrimental effect these changes in criteria will have on Northern communities and not implement the amended criteria and procedures as they relate to "farm tax credits" and "allowances";

AND THAT a copy of this resolution be forwarded to Northern Ontario Municipalities and Northern Ontario MPPs for their support.

CARRIED

Rules of Procedure

Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure, to alter the order of the Agenda and deal **Civic Petitions** at this time.

CIVIC PETITIONS

Côté Boulevard Resurfaced and Repaired

Councillor Thompson submitted a petition to the Acting City Clerk signed by approximately eighty-six (86) residents of Côté Boulevard and Dupuis Drive, Hanmer which will be forwarded to the General Manager of Infrastructure & Emergency Services. The petition indicates that Côté Boulevard at the intersection of MR 80 and MR 85 (Radar Road) to the east of said road be repaired and resurfaced. It also indicates that Côté Boulevard has become a vehicular safety concern for those travelling it.

All Terrain Vehicles (ATV)

Councillor Rivest submitted a petition to the Acting City Clerk signed by approximately six hundred thirty (630) residents of the City of Greater Sudbury, the majority being Valley East and Capreol, which will be forwarded to the General Manager of Infrastructure & Emergency Services. The petition indicates that All Terrain Vehicles (ATVs) be allowed to drive on the shoulder of municipal roadways to access service stations, motels and restaurants as permitted under Ontario Regulation 316/03, Highway Traffic Act.

ADDENDUM

Addendum Resolution

The following resolution was presented:

2005-298 Gasparini-Kett: THAT the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of Pecuniary Interest

Councillor Kett declared a conflict regarding Item 2 (Neureka Restructuring - Request for Support) as he is the Secretary for the Board of Directors of the Northern Centre for Biotechnology and Clinical Research (Neureka).

PRESENTATIONS/DELEGATIONS

Item 2 Neureka Restructuring Request for Support

Report dated 2005-09-13 from the General Manager of Growth & Development regarding Neureka Restructuring - Request for Support was received.

Mr. Jim Skinner, Industry Expert, who was retained by Neureka to lead the restructuring, gave an electronic presentation entitled "*Restructuring and Turnaround*".

Mr. Skinner advised Council that the total funding is \$7 million and that their mission is to "create "biotechnology" entity enabling economic development and employment while reaching sustainability within funds provided".

Item 2
Neureka Restructuring
Request for Support
(continued)

He stated that three steps were taken when making their assessment over a two month period. He also indicated that they are seeking bridge funding (Phase I) from three sources, FedNor (\$150,000 provided), Heritage Fund (\$150,000 in house) and the City of Greater Sudbury (\$150,000 requested).

He also stated that Phase I restructuring has been implemented by having the CEO's contract and the bridge financing in place, biotechnology division has been discontinued, lenders and landlord meetings were conducted, principal investigator meetings were held, the business/operating plan is being prepared, addressing the existing operation and focusing on new business.

He explained that the biotechnology division was discontinued because projects that were being pursued had no near term revenue potential, substantial investment was required to bring projects to market, the timelines were longer and revenues were substantially less than Neureka projections. By discontinuing this division, there were two full-time and one contract employees laid off.

Mr. Skinner advised that the business of Neureka is going forward. The "Site Management business is a viable, commercial entity with revenue growth and profit potential" and "this could be a \$5 million business employing more than eighty professionals within five years".

He indicated that interim funding would get Neureka into Phase II. He stated that the restructuring would require additional investment which would be used for current accounts payable and debt pay down along with operating costs until Neureka reaches a positive cash flow.

He advised Council that a detailed operating plan with appropriate financials was currently being prepared for presentation to the Board of Directors which will be distributed to the funding agencies.

He stated that the near term vision was to "build a solid, well managed, efficient, profitable, positive cash flow Site Management business".

Change of Chair

At 10:25 p.m., His Worship Mayor David Courtemanche vacated the chair.

DEPUTY MAYOR CRAIG, IN THE CHAIR

Item 2
Neureka Restructuring
Request for Support
(continued)

The following resolution was presented:

2005-299 Berthiaume-Bradley: THAT City of Greater Sudbury Council approve a repayable loan in the amount of \$150,000 to the Northern Centre for Biotechnology and Clinical Research (Neureka) to support the restructuring of the organization. Funding to come from the Industrial Park Reserve Fund;

AND THAT all necessary by-laws be prepared.

CARRIED

BY-LAWS

THE FOLLOWING BY-LAWS APPEARED FOR THREE READINGS:

2005-234 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT TO AUTHORIZE THE MAKING OF A GRANT BY WAY OF LOAN TO NORTHERN CENTRE FOR BIOTECHNOLOGY AND CLINICAL RESEARCH (NEUREKA)

1ST & 2ND Reading 2005-300 Caldarelli-Gasparini: THAT By-law 2005-234 be read a first and second time.

CARRIED

3RD Reading 2005-301 Gasparini-Caldarelli: THAT By-law 2005-234 be read a third time and passed.

CARRIED

Declaration of Pecuniary Interest Councillor Kett, having declared a conflict of 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.

Change of Chair At 10:40 p.m., Deputy Mayor Craig vacated the Chair.

HIS WORSHIP MAYOR DAVID COURTEMANCHE, IN THE CHAIR

2005-232 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MARK MIETO CHIEF ADMINISTRATIVE OFFICER AND TO AUTHORIZE AN EMPLOYMENT AGREEMENT WITH MARK MIETO

2005-233 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT LORELLA HAYES AS CHIEF FINANCIAL OFFICER/TREASURER AND TO AUTHORIZE AN EMPLOYMENT AGREEMENT WITH LORELLA HAYES

1ST & 2ND Reading 2005-302 Kett-Gasparini: THAT By-laws 2005-232 and 2005-233 be read a first and second time.

CARRIED

3RD Reading 2005-303 Gasparini-Kett: THAT By-laws 2005-232 and 2005-233 be read a third time and passed.

CARRIED

Rules of Procedure

Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure, to alter the order of the Agenda and deal with **Notices of Motions** at this time.

NOTICES OF MOTIONS

Public Health and
Social Services

As presented by Councillor Callaghan:

WHEREAS this year's AMO Conference Agenda dedicated much debate and policy planning into the area of current poor public policy which is compromising the future prosperity of Ontario and its communities;

AND WHEREAS during Premier McGuinty's presentation to AMO delegates, he admitted to the fact that "downloading policies his government inherited are poor public policy";

AND WHEREAS much of the larger financial burden associated with inherited "poor public policy" are in the areas of municipally funded Public Health and Social Services programing, which represents \$3 billion of annual expenditure for provincial municipalities, which amounts to approximately one third of municipal operating expenditures;

AND WHEREAS this \$3 billion of municipal budget expenditure represents, in essence, subsidization to the provincial treasury for which municipally elected representatives have no real accountability;

AND WHEREAS even the federal government noted in its 2004 federal budget document "Spending for social services, health and housing represents a very small share of municipal expenditures in most provinces, except in Ontario, where it represents almost a third of the total gross municipal spending";

AND WHEREAS the Province of Ontario is the only jurisdiction in Canada that funds public health and social services costs through municipal property taxes;

AND WHEREAS the City of Greater Sudbury's portion of this \$3 billion annual expenditure represents, in 2005 alone for public health, \$6,066,233 and social services \$48,269,715.

AND WHEREAS this approximate \$54 million total expenditure impedes the municipality's ability to fund core services such as waste management, police, public transit, fire fighting, and water treatment;

Public Health and
Social Services
(continued)

AND WHEREAS financial issues associated with Public Health and Social Services funding deficits negatively affect Northern Ontario communities more so than Southern Ontario communities;

THEREFORE BE IT RESOLVED that the 2005 - 2006 provincial budget determines a course of action for municipal fiscal sustainability by removing Ontario's \$3 billion public health and social services programming expense.

Seniors' Bus Passes

As presented by Councillor Callaghan:

WHEREAS the price of gasoline has increased dramatically as a result of ongoing global conflicts, and particularly since hurricane Katrina;

AND WHEREAS the prospect of any reduction of future gasoline prices is unlikely in light of the current global economic climate;

AND WHEREAS Sudbury seniors/early retirees may want to consider options for counteracting and minimizing future expenses related to gasoline pricing;

AND WHEREAS Sudbury Transit (public transportation) could offer a viable option for minimizing personal expenses for this demographic group;

AND WHEREAS such a policy change could promote our City's Healthy Community Strategy;

THEREFORE BE IT RESOLVED that Sudbury Transit staff be asked to review current policy related to seniors' bus passes with the idea of lowering the current age limit from 65 to 55;

AND FURTHER BE IT RESOLVED that this review not be centered solely from the perspective of revenue, but instead be reviewed with the idea that this policy change could be revenue neutral as a result of increased public transit usage.

James (Jim) Jerome
1933-2005

Mayor Courtemanche announced that this was the first meeting of Council since the passing of the Honourable James (Jim) Jerome and wished to extend the condolences of Council to the Jerome family.

He stated that James Jerome was Mayor of the City of Sudbury from 1966-1967, a Member of Parliament for Sudbury, and Speaker of the House of Commons from 1974-1979. He also stated that in June of this year the Lily Creek Sports Complex was renamed The Honourable James Jerome Sports Complex in his honour.

QUESTION PERIOD

Contracts - Penalties for Noncompliance of Deadlines

Councillor Thompson asked the General Manager of Infrastructure & Emergency Services if penalties were applied to contractors who were in noncompliance with the contracts' deadlines.

Mr. Stephen advised Council that some contracts contain clauses regarding the above and staff will be bringing to Council a report outlining changes to be made to the policy regarding the admission of noncompliance clauses for major road construction.

CRTC Status

Councillor Thompson asked the City Solicitor what the status was regarding Canadian Radio-Television and Telecommunications Commission (CRTC).

Mr. Swiddle advised that a move was made to file an application last fall. He stated that Bell Canada is currently working with Ottawa and that the City of Greater Sudbury is third in line. He indicated that once everything is sorted out, the process would be quicker when it reaches us. He also stated that the new rates are still a few years away and will bring a report back to Council in the fall of this year.

Raised Manholes

Councillor Caldarelli stated that during road construction, raised manholes can be hard to see, especially after sunset. She asked the General Manager of Infrastructure & Emergency Services if anything could be stated in a contract that all raised manholes be sprayed with fluorescent paint.

Mr. Stephen advised that he would look into this issue and bring a report back to Council.

Adjournment

2005-304 Kett-Berthiaume: THAT this meeting does now adjourn.
Time: 11:00 p.m.

CARRIED

Mayor

Acting City Clerk