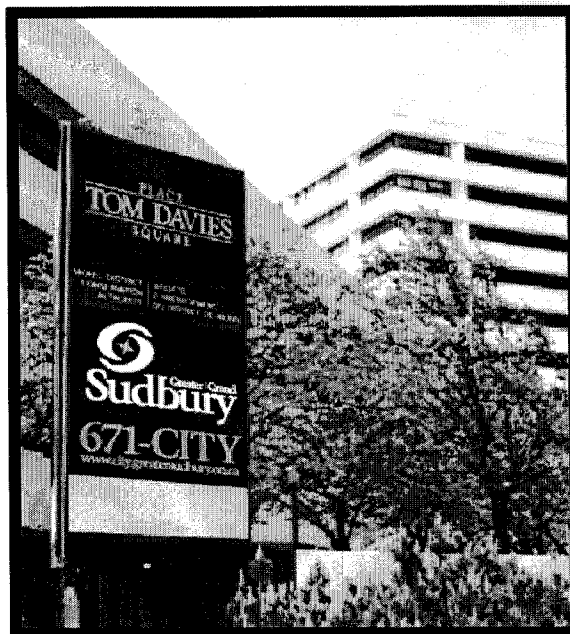


Vision: The City of Greater Sudbury is a growing, world-class community bringing talent, technology and a great northern lifestyle together.

Vision : La Ville du Grand Sudbury est une communauté croissante de calibre international qui rassemble les talents, les technologies et le style de vie exceptionnel du Nord.

Agenda Ordre du jour



For the
City Council
Meeting
to be held

Pour la réunion du
Conseil municipal
qui aura lieu

on Tuesday, July 9th, 2002

le mardi 09 juillet 2002

at 7:00 p.m

à 19 h

Council Chamber
Tom Davies Square

dans la Salle du Conseil
Place Tom Davies

Regular Council

Agenda

For The City Council Meeting
To Be Held On
TUESDAY, 2002-07-09
Council Chamber

7:00 p.m.

AGENDA

**FOR THE CITY COUNCIL MEETING
TO BE HELD ON TUESDAY, 2002-07-09 (SUMMER SCHEDULE)
AT 7:00 P.M., IN THE COUNCIL CHAMBER**

(PLEASE ENSURE CELL PHONES AND PAGERS ARE TURNED OFF)

**4:30 P.M. COMMITTEE OF THE WHOLE - "IN CAMERA"
COMMITTEE ROOM C-11, TOM DAVIES SQUARE
*To deal with: Property, Litigation and Personnel Matters***

**7:00 P.M. REGULAR COUNCIL MEETING
COUNCIL CHAMBER, TOM DAVIES SQUARE**

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

PUBLIC HEARINGS - NONE

DELEGATIONS

4. Long Term Financial Plan: Presentation by Hemson Consulting Ltd.
- Mr. John Hughes, Hemson Consulting Ltd

(FOR INFORMATION)

{OVERHEAD PRESENTATION}

5. Presentation by J.P. Graham, Plants Engineer, regarding Wind Farm Development Partnership.

(RESOLUTION PREPARED)

{OVERHEAD PRESENTATION}

6. Business Plans: M. Mieto, Acting Chief Administrative Officer

(RESOLUTION PREPARED)

{OVERHEAD PRESENTATION}

{BINDER: BUSINESS PLANS FROM OFFICE OF THE C.A.O. AND GENERAL MANAGERS - UNDER SEPARATE COVER}

MATTERS ARISING FROM THE "IN CAMERA" SESSION

At this point in the meeting, the Deputy Mayor will rise and report any matters discussed during the "In Camera" session. Council will then consider any resolutions or by-laws.

MATTERS ARISING FROM THE PLANNING COMMITTEE: 2002-07-09

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

PART 1 - CONSENT AGENDA

(RESOLUTION PREPARED adopting resolutions for Items C-1 to C-13 contained in the Consent Agenda)

(For the purpose of convenience and for expediting meetings, matters of business of repetitive or routine nature are included in the Consent Agenda, and all such matters of business contained in the Consent Agenda are voted on collectively.

A particular matter of business may be singled out from the Consent Agenda for debate or for a separate vote upon the request of any Councillor. In the case of a separate vote, the excluded matter of business is severed from the Consent Agenda, and only the remaining matters of business contained in the Consent Agenda are voted on collectively.

Each and every matter of business contained in the Consent Agenda is recorded separately in the minutes of the meeting.)

MINUTES

Only changes in the form of errors or omissions taken at a previous meeting may be made in adopting the Minutes. Other comments are out of order.

- | | | |
|-----|--|----------------|
| C-1 | Report No. 33, City Council Minutes of 2002-06-27.
(RESOLUTION PREPARED - MINUTES ADOPTED) | M.1-16 |
| C-2 | Report of Tender Opening Committee, Minutes of 2002-06-28.
(RESOLUTION PREPARED - MINUTES RECEIVED) | M.17 |
| C-3 | Report of Tender Opening Committee, Minutes of 2002-07-02.
(RESOLUTION PREPARED - MINUTES RECEIVED) | M.18-19 |
| C-4 | Report of Nickel District Conservation Authority, Minutes of 2002-06-19.
(RESOLUTION PREPARED - MINUTES RECEIVED) | M.20-22 |
| C-5 | Report of the Greater Sudbury Housing Corporation, Minutes of 2002-05-28.
(RESOLUTION PREPARED - MINUTES RECEIVED) | M.23-30 |
| C-6 | Report No. 6, Sudbury & District Board of Health, Minutes of 2002-06-20.
(RESOLUTION PREPARED - MINUTES RECEIVED) | M.31-40 |

PART I - CONSENT AGENDA (Continued)

TENDERS

- C-7 Report dated 2002-07-02 from the General Manager of Public Works regarding Contract 2002-21: Kingsway/Lasalle Boulevard Road Upgrading.
(RESOLUTION PREPARED) 1-2

ROUTINE MANAGEMENT REPORTS

- C-8 Report dated 2002-07-03 from the General Manager of Citizen & Leisure Services regarding Memorialization to Groups of Deceased Persons in the designated area of Civic Memorial Cemetery and the placement of a monument to Women Who are Victims of Violence.
(RESOLUTION PREPARED) 3-4
- C-9 Report dated 2002-07-03 from the General Manager of Citizen & Leisure Services regarding Renaming St. Jean School as "Minnow Lake Place/Place Minnow Lake".
(RESOLUTION PREPARED) 5-6
- C-10 Report dated 2002-07-03 from the General Manager of Citizen & Leisure Services regarding Amendment to Reserve Fund By-law to include a Reserve for Whitewater Park and any Net Revenues from Powerboat Races be Placed in this Reserve for Improvements to Whitewater Park.
(RESOLUTION PREPARED) {SEE BY-LAW 2002-188A} 7-8
- C-11 Report dated 2002-07-02 from the General Manager of Citizen & Leisure Services regarding Amendment to Handi-Transit Policy - Transportation of Persons with Physical Disabilities.
(RESOLUTION PREPARED) {SEE BY-LAW 2002-199A} 9-11
- C-12 Report dated 2002-07-03, with attachments, from the General Manager of Public Works regarding ESA Continuous Safety Service Agreement.
(RESOLUTION PREPARED) {SEE BY-LAW 2002-198A} 12-62
- C-13 Report dated 2002-06-24 from the General Manager of Public Works regarding Assumption of Waste Collection Contracts.
(RESOLUTION PREPARED) {SEE BY-LAW 2002-204A} 63-64

BY-LAWS

- 2002-126 3RD BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO DESIGNATE THE PROPERTY MUNICIPALLY KNOWN AS 26 BLOOR STREET IN THE FORMER TOWN OF CAPREOL, NOW CITY OF GREATER SUDBURY AS A PROPERTY OF ARCHITECTURAL AND HISTORIC VALUE PURSUANT TO PART IV OF THE ONTARIO HERITAGE ACT R.S.O. 1990, C.O.18, AS AMENDED
- Planning Committee meeting of July 9, 2002
- 2002-165A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-34A TO APPOINT OFFICIALS FOR THE CITY OF GREATER SUDBURY
- (This By-law updates the Transition Board Appointment By-law TB-44 to deal with employee departures since that time. It appoints Wayne Ropp as Acting Fire Chief, Doug Wuksinic as General Manager, Corporate Services and Acting General Manager, Emergency Services, and Catherine Sandblom as Acting General Manager of Health and Social Services.)
- 2002-187A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF JULY 9, 2002
- 2002-188A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH POWER EVENTS INTERNATIONAL INC. AUTHORIZING THE USE OF WHITEWATER PARK AND THE PROVISION OF OTHER ASSISTANCE FOR THE 11TH ANNUAL CANADIAN POWERBOAT CHAMPIONSHIPS
- Report dated 2002-06-25 from the General Manager of Citizen and Leisure Services.
- 2002-189A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE GRANTING OF EASEMENTS AND MUNICIPAL CONSENTS TO SUDBURY DISTRICT ENERGY CORPORATION FOR THE SUPPLY OF HEATING AND COOLING
- (This By-law authorizes easements to SDEC under downtown streets and lanes and parallels an earlier By-law of the former Regional Municipality of Sudbury.)

PART I - CONSENT AGENDA (Continued)

BY-LAWS (Continued)

2002-190 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO DEEM CERTAIN LANDS AT THE CORNER OF ST. GABRIEL AND ST. RAPHAEL STREETS, PLAN 53M-365 NOT TO BE A PLAN OF SUBDIVISION FOR THE PURPOSES OF SUBSECTION 3 OF SECTION 49 OF THE PLANNING ACT

Planning Committee Resolution 2002-23

2002-191A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-85, A BY-LAW TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE PRIVATE PROPERTY SECTIONS OF BY-LAW 2001-1

(This By-law up-dates the list of private property enforcement officers.)

2002-192A 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH L'ASSOCIATION FRANÇAISE DES MUNICIPALITÉS DE L'ONTARIO FOR THE 2003 CONFERENCE

In order to host this event, a Memorandum of Agreement is required. This by-law authorizes the General Manager of Economic Development and Planning Services to enter into an agreement on behalf of the City of Greater Sudbury.

Report dated 2002-07-03, with attachment, from the General Manager of Economic Development and Planning Services.

67-77

2002-193T 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, THE TRAFFIC AND PARKING BYLAW

Council Resolution 2002-392

(Algonquin Road, Sudbury.)

PART I - CONSENT AGENDA (Continued)

BY-LAWS (Continued)

2002-194	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY RELATING TO INFORMATION TO BE PROVIDED IN APPLICATIONS FOR REZONINGS, OFFICIAL PLAN AMENDMENTS, AND DRAFT PLANS OF SUBDIVISION (This By-law continues the requirements of the former Regional Municipality of Sudbury detailing information to be provided in application forms.)	
2002-195A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A NATURAL GAS BROKER CONSULTING CONTRACT WITH A. E. SHARPE Council Resolution 2002-401	
2002-196	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-287F THE RESERVE FUND BY-LAW Report dated 2002-07-03 from the General Manager of Citizen and Leisure Services	7-8
2002-197A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH THE MYTHS AND MIRRORS COMMUNITY ASSOCIATION FOR THE CREATION OF A MURAL ON THE ELGIN STREET PEDESTRIAN WALKWAY Report dated 2002-07-03 from the General Manager of Citizen and Leisure Services	78-79
2002-198A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A CONTINUOUS SAFETY SERVICE AGREEMENT WITH THE ELECTRICAL SAFETY AUTHORITY Report dated 2002-07-03 from the General Manager of Public Works	12-62

PART I - CONSENT AGENDA (Continued)

BY-LAWS (Continued)

2002-199A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-220A TO IMPLEMENT A POLICY FOR THE TRANSPORTATION OF PERSONS WITH PHYSICAL DISABILITIES AND HARMONIZATION OF HANDI-TRANSIT SERVICES	
		Report dated 2002-07-02 from the General Manager of Citizen and Leisure Services	9-11
2002-203A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE CERTAIN PARCELS OF LANDS TO BE PART OF THE CITY ROAD SYSTEM	
		(This By-law is presented to Council on an annual basis. It provides for all the small "bits and pieces" of roadway that have been purchased or otherwise acquired by the City for road purposes to be formally declared as roads. A number of widenings, subdivision transfers, sight triangles, etc., are included.)	
2002-204A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH CANADIAN WASTE SERVICES	
		Report dated 2002-06-24 from the General Manager of Public Works	63-64
2002-205T	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, THE TRAFFIC AND PARKING BYLAW	
		Report dated 2002-07-03 from the General Manager of Public Works	80-85
2002-206A	3	BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE ARTS AND CULTURE GRANTS 2002	
		(This By-law is required pursuant to Section 113 of the Municipal Act to authorize the Department of Citizen and Leisure Services to make grants to various community organizations for activities in the interest of the municipality. Report dated 2002-06-19 from General Manager of Citizen & Leisure Services. The funds for these grants were identified and approved as part of the budget.)	

PART I - CONSENT AGENDA (Continued)

BY-LAWS (Continued)

- 2002-210Z 3 BEING 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 June 25, 2002.

(This By-law rezones the subject property to Extractive Industrial to permit the establishment of a sand and gravel pit on the site. The pit is intended to provide material for mine closure and mine development in the area north of the proposed pit. The subject property is also the subject of an Aggregate License application to the Ministry of Natural Resources under the Aggregate Resources Act - Falconbridge Limited (Private Access Road), Parcel 51179 S.E.S., Lots 9 and 10, Concession 2, MacLennan Township)

- 2002-211Z 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER CITY OF SUDBURY

Planning Committee Meeting of July 9, 2002.

(This By-law rezones the subject property to "C2" in order to permit general commercial uses, which would include "retail" uses on the subject property - Trinity Development Group - Marcus Drive).

- 2002-212P 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AMENDMENT NUMBER 212 OF THE OFFICIAL PLAN FOR THE SUDBURY PLANNING AREA

Planning Committee Meeting of July 9, 2002

(This Official Plan Amendment changes the land use designation of the subject lands from "Light Industrial/Service Commercial District" to "General Commercial District", in order to permit general commercial uses, including retail stores on the property. Trinity Development Group - Marcus Drive).

PART I - CONSENT AGENDA (Continued)

BY-LAWS (Continued)

- 2002-213F 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY A SPECIAL CHARGE UPON PERSONS IN THE CENTRAL BUSINESS DISTRICT IMPROVEMENT AREA ASSESSED FOR COMMERCIAL AND INDUSTRIAL PURPOSES FOR THE YEAR 2002

This By-law sets the annual budget for the B.I.A. as directed by Council during the Budget Sessions.

- 2002-214F 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY A SPECIAL CHARGE UPON PERSONS IN THE FLOUR MILL IMPROVEMENT AREA ASSESSED FOR COMMERCIAL AND INDUSTRIAL PURPOSES FOR THE YEAR 2002

This By-law sets the annual budget for the B.I.A. as directed by Council during the Budget Sessions.

- 2002-215 2 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO STOP-UP, CLOSE AND TRANSFER PART OF AN UNOPENED ROAD ALLOWANCE IN THE MALLARDS' SUBDIVISION

(Dalron Construction Limited - Planning Committee of July 9, 2002)

This By-law appears for two (2) readings only and will require advertising for four (4) consecutive weeks following which it will be brought back to Council on August 22nd, 2002 for third and final reading.

CORRESPONDENCE FOR INFORMATION ONLY

- C-14 Report dated 2002-07-03 from the General Manager, Corporate Services and Acting General Manager, Emergency Services regarding Provincial Budget.
(FOR INFORMATION)

86-92

- C-15 Report dated 2002-07-02 from the General Manager of Public Works regarding Municipal Road 80 Culverts "Replacement".
(FOR INFORMATION)

93-95

PART II - REGULAR AGENDA

REFERRED AND DEFERRED MATTERS

{NONE}

MANAGERS' REPORTS

- R-1 Report dated 2002-06-25 from the General Manager of Citizen & Leisure Services regarding Downtown Parking Program.
(RESOLUTION PREPARED) **96-100**
- R-2 Report dated 2002-07-02 from the General Manager, Corporate Services and Acting General Manager, Emergency Services regarding Short Term Financial Draft Plan.
(RESOLUTION PREPARED) **101-103**
- R-3 Report dated 2002-07-04 from the General Manager of Corporate Services and Acting General Manager of Emergency Services regarding Bill 140 Tax Adjustments - 2002 Decrease Percentage Clawback and *Tax Due Dates for Capped Classes*.
(RESOLUTION PREPARED) **{BY-LAW 2002-217F}** **104-106**
- 2002-217F 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO DELEGATE AUTHORITY TO THE CITY TREASURER TO ESTABLISH "CLAWBACK" PERCENTAGES FOR THE 2002 TAXATION YEAR FOR THE COMMERCIAL, INDUSTRIAL, AND MULTI-RESIDENTIAL PROPERTY CLASSES
- Report dated 2002-07-04 from the General Manager of Corporate Services
- (This By-law will establish the percentages of tax decreases that must be withheld (Clawback) to fund the 5% cap for assessment-related tax increases. In order to meet the tax due dates, Council is requested to delegate the authority to the City Treasurer to set the Clawback Percentages once the data is available.)
- R-4 Report dated 2002-07-05 from the General Manager of Public Works regarding Variations from the City's Purchasing By-law 2001-2 on the Award of Quotations for Summer Roads Maintenance.
(RESOLUTION PREPARED) **107-108**

PART II - REGULAR AGENDA (Continued)

MOTIONS

R-5 Presented by Mayor Gordon:

WHEREAS the Independent Electricity Market Operator (IMO) is proposing to implement a system of zoned rates for electricity (known as "locational marginal pricing" or "LMP");

AND WHEREAS the implementation of LMP for electricity rates will see a new pricing system that charges consumers according to where they live;

AND WHEREAS the implementation of LMP could see consumers in Northern Ontario and other rural areas of the Province paying higher rates than consumers in urban areas of Southern Ontario;

AND WHEREAS the implementation of LMP could be counterproductive to the growth of jobs and economic development in the North and contrary to the goals of the Smart Growth initiative as it applies to Northern Ontario;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury hereby calls upon the Government of the Province of Ontario not to approve the implementation of an LMP system for electrical rates;

AND FURTHER THAT copies of this Resolution be forwarded to the Honourable Ernie Eves, Premier of Ontario, the Honourable Chris Stockwell, Minister of Environment and Energy, the Association of Municipalities of Ontario, the Federation of Northern Ontario Municipalities, the Northern Ontario Municipal Association, the Mayors and Councils of Northern Ontario Municipalities and all local Members of the Legislative Assembly of Ontario.

Letter dated 2002-07-04, with attachment, from Mayor Gordon.

109-114

R-6 Presented by Councillor Bradley:

WHEREAS the Lions' "Eye in the Sky" Advisory Committee was the recipient of the Ontario Crime Control Commission's 2001 Award for Excellence;

AND WHEREAS the Lions' "Eye in the Sky" video monitoring project in the Downtown Core of the City of Greater Sudbury was likely the first in Ontario, if not Canada, to use close circuit television (CCTV) monitoring as a tool for law enforcement;

AND WHEREAS an evaluation of the effectiveness of the Lions' "Eye in the Sky" undertaken by the consulting firm KPMG completed in May, 2000, concluded that: "Our analysis indicates at least 300, and as many as 500 robberies, assaults, thefts and other criminal offenses have been deterred by the Lions' Eye in the Sky project, saving as much as \$800,000 in direct monetary losses.";

PART II - REGULAR AGENDA (Continued)

MOTIONS (Continued)

R-6 Presented by Councillor Bradley: (Continued)

AND WHEREAS KPMG's analysis further concluded that the Lion' "Eye in the Sky" has also improved the ability of the Greater Sudbury Police Services "to deal with crime and anti-social behaviors such as prostitution, public intoxication and panhandling."

AND WHEREAS in the three years following the introduction of CCTV monitoring in the Downtown Core in 1996, arrests relating to prostitution and drug offenses increased by an average of 18% per year, indicating the value of CCTV monitoring to detect criminal activity;

AND WHEREAS municipal tax dollars have not been used to finance either the purchase the cameras or their ongoing operations due to the generosity and public of community organizations and private companies who have come forward to provide funding the CCTV monitoring, including:

- The Lions Club of Sudbury
- Sudbury Metro Centre
- Northern Voice and Video
- Greater Sudbury Utilities Inc.
- Insurance Companies
- CP Rail
- Ontario Works.

AND WHEREAS the use and expansion of CCTV monitoring in the Downtown Core of the City of Greater Sudbury enjoys wide spread support from all ages of Citizens;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury hereby endorses the use of CCTV monitoring as a deterrent to criminal activity and increased sense of public safety that such monitoring provides to our Citizens, especially those Senior Citizens who reside in the Downtown;

AND THAT the Council of the City of Greater Sudbury hereby publically acknowledges and congratulates the Lions"Eye in the Sky" Advisory Committee for their hard work, effort and dedication to making the City of Greater Sudbury a safer place in which to live;

AND FURTHER THAT copies of this Resolution be forwarded to The Honourable Lawrence MacAulay, Solicitor General of Canada, The Honourable David Young, Attorney General and Minister Responsible for Native Affairs, Mr. Andy Humber, Chair, Greater Sudbury Police Services Board, Chief of Police Ian Davidson and Mr. Tom Walton, Chair, Lions' "Eye in the Sky" Advisory Committee.

PART II - REGULAR AGENDA (Continued)

ADDENDUM

QUESTION PERIOD

NOTICES OF MOTIONS

"IN CAMERA" (Incomplete Items)

10:00 P.M. ADJOURNMENT (RESOLUTION PREPARED)

{TWO-THIRDS MAJORITY REQUIRED TO PROCEED PAST 10:00 P.M.}

2002-07-05

**THOM M. MOWRY,
CITY CLERK**

**GLORIA WARD
COUNCIL SECRETARY**