

Request for Decision City Council

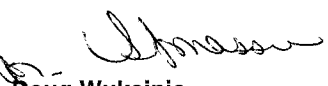


Type of Decision									
Meeting Date	2002-11-28				Report Date	2002-11-22			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
<p align="center">CONFERENCE REGISTRATIONS: 2003 ROMA/OGRA AND 2003 FCM CONFERENCE</p>

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<p><u>Policy Implications:</u></p> <p>None</p> <p><u>Budget Impact:</u></p> <p>These funds are provided for in the Current Budget.</p>	
<input type="checkbox"/>	Background Attached

Recommendation	
<p>THAT Members of Council for the City of Greater Sudbury be authorized to attend the following conferences:</p> <p>2003 ROMA/OGRA COMBINED CONFERENCES to be held February 23-26, 2003 at the Fairmont Royal York Hotel, Toronto, Ontario</p> <p>and</p> <p>2003 FCM CONFERENCE to be held May 29-June 2, 2003 in Winnipeg, Manitoba.</p>	
<input type="checkbox"/>	Recommendation Continued

Recommended by the General Manager
 Doug Wuksinic, General manager of Corporate Services and Acting General Manager of Emergency Services

Recommended by the C.A.O.
 Mark Mieto, Chief Administrative Officer

Report Prepared By



Thom M. Mowry,
City Clerk

Division Review



The **2003 ROMA/OGRA Combined Conferences** will take place at the Fairmont Royal York Hotel, Toronto, Ontario from February 23rd to 26th, 2003.

Also, the **2003 FCM Conference** will take place in Winnipeg, Manitoba from May 29th to June 2nd, 2003.

Additional conference information will be forwarded to Members of Council wishing to attend either of the above-noted conferences as it is received in the office of the City Clerk.

Request for Decision City Council

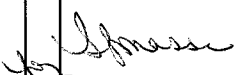


Type of Decision									
Meeting Date	November 28, 2002				Report Date	November 13, 2002			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
2002 Omitted and Supplementary Tax Billing

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
N/A	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
That the 2002 Omitted and Supplementary Tax Billing be mailed in 2003 with installment due dates of January 27 and February 27, 2003 and further that By-law 2002-144F be rescinded.
<input type="checkbox"/> Recommendation Continued

Recommended by the General Manager
 D. Wuksinic General Manager, Corporate Services / Acting General Manager, Emergency Services

Recommended by the C.A.O.
 M. Mieto Chief Administrative Officer

Report Prepared By



T. Derro
Supervisor of Tax / Chief Tax Collector

Division Review



S. Jonasson
Director of Finance / City Treasurer

This report deals with the 2002 omitted and supplementary tax billing, including the due dates for this billing. Sections 33 and 34 of the Assessment Act authorize a local municipality, in any year, to enter omitted and supplementary assessments to the collector's roll and to levy and collect realty taxes resulting from this additional assessment.

Omitted and supplementary assessments are generated by property additions or changes that increase current value assessment.

In May of 2002, City Council passed By-Law 2002-144F setting the following billing due dates for 2002 omitted and supplementary taxes

- July 23, 2002 and August 23, 2002 for assessments added after May 30
- November 20, 2002 and December 20, 2002 for assessments added after September 3
- December 27, 2002 for assessments added after November 1

Due to a greater than anticipated workload related to a number of factors such as the significant backlog of adjustments for capped properties, the administration of the new vacancy rebate program and the response to our marketing campaign for the Pre Authorized Payment Plan, staff have not been able to complete the 2002 omitted and supplementary tax billing in time to meet the authorized due dates.

Therefore it is recommended that By-law 2002-144F be rescinded and that new installment dates of January 27, 2003 and February 27, 2003 be established.

Request for Decision City Council



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Report Title

**TELEPHONE POLL: REIMBURSEMENT OF COSTS ASSOCIATED WITH
HYDRO DEREGULATION**

Policy Implication + Budget Impact

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

POLICY IMPACT:

This resolution was initiated by Councillor Davey and authorized by Council at its meeting of 2002-11-14 to be conducted as a telephone poll in accordance with Council's Procedural Rules.

Background Attached

Recommendation

SEE FOLLOWING PAGES.

Recommendation Continued

Recommended by the General Manager

Doug Wuksinic,
General Manager of Corporate Services and
Acting General Manager of Emergency Services

Recommended by the C.A.O.

Mark Mieto,
Chief Administrative Officer

Report Prepared By



Thom M. Mowry,
City Clerk

Division Review



Ron Swiddle
City solicitor

THE FOLLOWING IS THE TEXT OF THE TELEPHONE POLL RESOLUTION:

WHEREAS the Honourable Ernie Eves, Premier of Ontario and the Honourable John Baird, Minister of Energy, have announced a series of measures designed to lower hydro bills for consumers and businesses across the Province;

AND WHEREAS these measures, if enacted by the Legislative Assembly of Ontario, would lower and cap the price consumers pay for power at 1994 levels at least until 2006; retroactively refund consumers for price increases that have occurred since the electricity market was opened to competition on May 1, 2002; and, freeze the rates Local Distribution Companies (LDCs), such as the Greater Sudbury Utilities Inc., charge customers for delivering power from producers to their customers, thereby arbitrarily reversing earlier decisions designed to create competition in the Provincial electricity market'

AND WHEREAS these measures will effectively put an end to the deregulation of Ontario's electricity market and encourage LDCs to operate on a nonprofit basis;

AND WHEREAS in response to the Premier's announcement, Standard and Poor's Rating Services have placed Ontario Power Generation and all rated LDCs on *CreditWatch*;

AND WHEREAS this *CreditWatch* will make it more difficult, and more expensive, for all LDCs to borrow at a time when investment is required for new distribution capacity and for refurbishing existing distribution capacity;

AND WHEREAS Standard and Poor's Rating Service in its *CreditWatch*, noted that: "Hydro One, the provincial government-owned transmission and distribution utility will be affected to a lesser extent [than LDCs] because although the company will be subject to the proposed rate freeze, it will continue to operate as a for-profit entity."

AND WHEREAS by virtue of the *Energy Competition Act, 1998* local electrical utilities had no choice but to be incorporated either as commercial "for-profit" corporations under the *Business Corporations Act*;

AND WHEREAS it has been reported in the Toronto Star that the "Electricity Distributors Association, which represents local utilities, estimated that collectively the province's utilities face close to \$500 million in [market opening] expenses that aren't offset by revenues";

AND WHEREAS the restructuring costs of Greater Sudbury Utilities Inc., to prepare for market opening are estimated to be \$5 Million;

AND WHEREAS under the changes proposed by the Government of Ontario municipality owned utilities will be unable to recover their costs for market opening which could, as a result, push these utilities into a loss position at a time when they are under close scrutiny by credit rating agencies;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury hereby petitions the Premier and Government of Ontario:

1. To clarify the rules, regulations and taxation rates for Local Distribution Companies in light of the Government's announcement and its effect on the financial stability of Local Distribution Companies and the communities in which they operate.
2. To provide adequate assurance that all municipally owned Local Distribution Companies will be able operate in a "level playing field" with respect to the Provincial owned Hydro One and to do so by force of legislation.
3. To advise all Local Distribution Companies how they will be reimbursed for all their costs associated with the market opening which was mandated by the Government of Ontario and has now been rescinded;
4. To ensure that Local Distribution Companies will be reimbursed for all costs relating to the forthcoming legislation freezing electrical rates in the Province of Ontario until 2006; and,
5. That the Provincial government recognize that the new regulations freezing local distribution rates result in a massive loss of value to Local Distribution Companies' assets and indicate what compensation will be provided to local taxpayers, who are the Shareholders, for this loss in value.

AND FURTHER THAT copies of this resolution be forwarded to the Honourable Ernie Eves, Premier of Ontario, the Honourable John Baird, Minister of Energy, all Local Members of the Legislative Assembly of Ontario, the Federation of Northern Ontario Municipalities, the Association of Municipalities of Ontario, the Electricity Distributors Association and Mr. Paul Marleau, Chair of the Board of Directors of Greater Sudbury Utilities Inc.

BACKGROUND:

Council, at its November 14th, 2002 meeting, directed the City Clerk's Office to conduct a telephone poll regarding a motion proposed by Councillor Davey in respect of the recent announcement by the Ontario Government that electricity rates would be capped and the effect that this announcement would have on local distribution companies including the Greater Sudbury Utilities Inc.

A telephone/e-mail poll was conducted of Members of Council on November 20th, 2002. The results of that poll were as follows:

A total of nine (9) Members of Council responded and all were in favour.

Accordingly, the resolution contained in this report appears on the Agenda for formal ratification by Council in accordance with the Rules of Procedure By-law 2002-202 indicating that resolutions must be included at the next regular meeting of Council, together with a report of the Clerk stating the results of the poll of Council.


Request for Decision City Council


Type of Decision									
Meeting Date	November 28, 2002				Report Date	November 20, 2002			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open		Closed

Report Title
Traffic Control Hazel Street At Bruyere Street

Policy Implication + Budget Impact	
N/A	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<input checked="" type="checkbox"/>	Background Attached

Recommendation
<p>THAT Traffic Control at the intersection of Hazel Street and Bruyere Street be changed by removing the existing "Yield" sign facing westbound traffic on Hazel Street, and installing a "Stop" sign facing southbound traffic on Bruyere Street.</p> <p>THAT By-Law 2002-312T be passed to amend the City of Greater Sudbury's Traffic and Parking By-Law 2001-1 to implement the recommended change.</p>
Recommendation Continued

Recommended by the General Manager
 Don Bélisle General Manager of Public Works


Recommended by the C.A.O.
 Mark Mieto Chief Administrative Officer

Request for Decision City Council

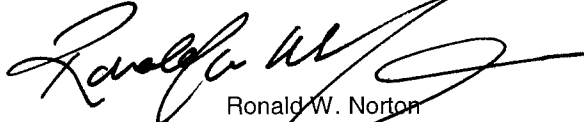
	Recommendation <i>continued</i>	x	Background
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Please indicate if the information below is a continuation of the Recommendation or Background

Report Prepared By


Dave Kivi
Acting Co-ordinator, Traffic & Transportation

Division Review


Ronald W. Norton
Acting Director of Engineering Services

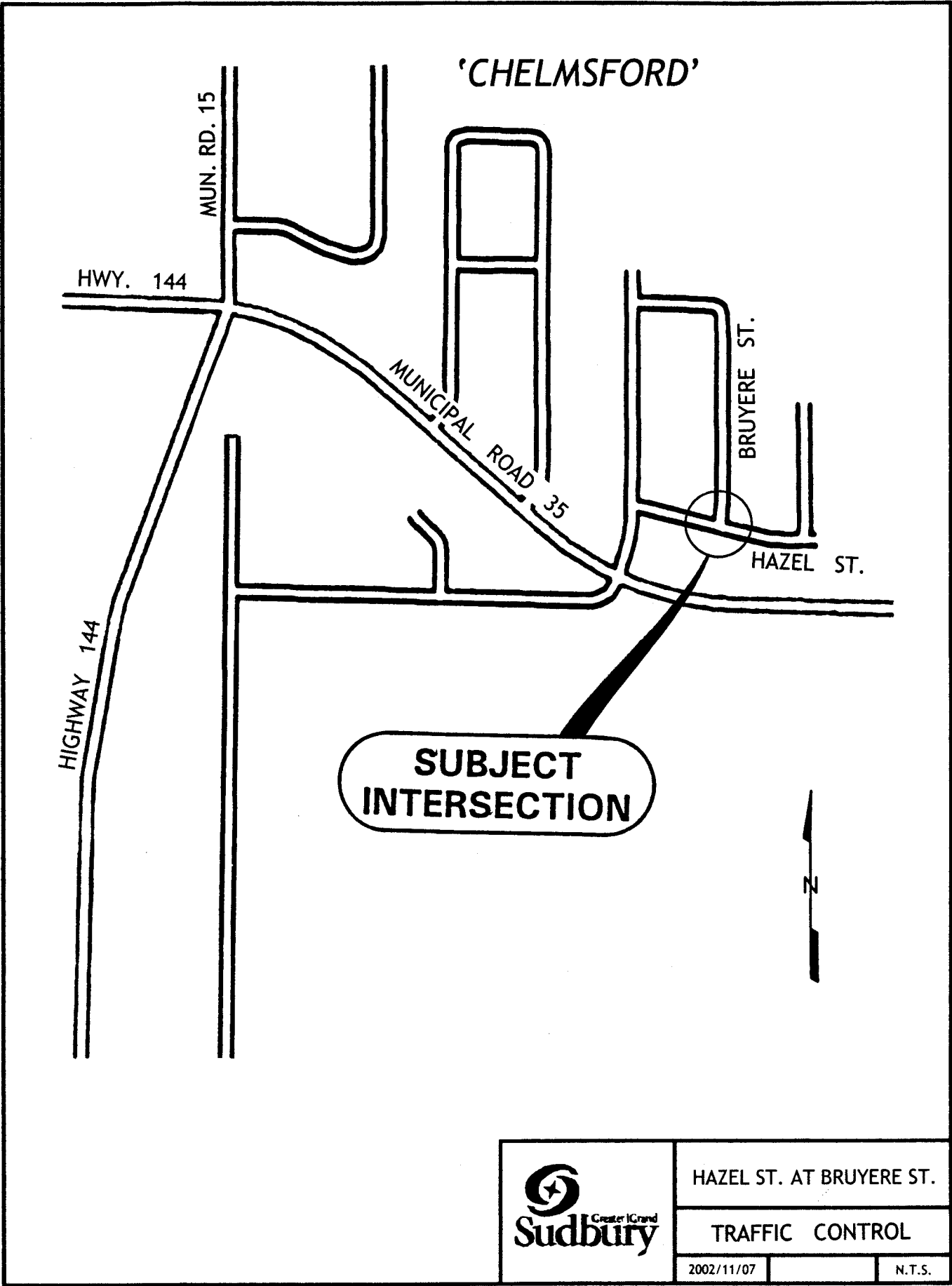
The councillor for ward 2, Ron Bradley, requested that the City's Traffic and Transportation Section review the traffic control at the intersection of Hazel Street and Bruyere Street in the community of Chelmsford (see Exhibit "A").

Hazel Street and Bruyere Street are residential roads with relatively low traffic volumes and 50 km/h maximum speed limits. Bruyere Street intersects with Hazel Street at 90 degrees forming a standard "T" intersection. Traffic at the intersection is currently controlled with a yield sign facing westbound traffic on Hazel Street.

In the past, the east approach of Hazel Street had fewer houses, and traffic on this approach yielded to the higher traffic volumes on the other two approaches. The cul de sac on the east approach has been extended, and as a result, development and traffic volumes have increased on this approach.

It is recommended that traffic control at the subject intersection be changed by removing the existing "Yield" sign facing westbound traffic on Hazel Street, and installing a "Stop" sign facing southbound traffic on Bruyere Street. This is the standard form of traffic control at a "T" intersection.

EXHIBIT: A



Request for Decision City Council




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Report Title
Old Highway 69 - Centre Left Turn Lane

Policy Implication + Budget Impact	
n/a	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<input checked="" type="checkbox"/>	Background Attached

Recommendation
<p>THAT the Centre Lane on Old Highway 69 be designated for left turns only from Beaver Avenue to Frost Avenue.</p> <p>THAT By-law 2002- 313T be passed to amend The City of Greater Sudbury's Traffic and Parking By-law 2001-1 to implement the recommended change.</p>
Recommendation Continued

Recommended by the General Manager
 Mr. Don Belisle, General Manager of Public Works

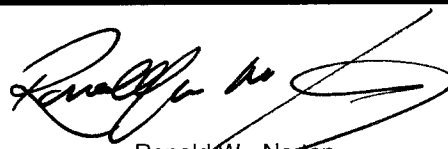
Recommended by the C.A.O.
 Mark Mieto, Chief Administrative Officer

Report Prepared By



Dave Kivi,
Acting Coordinator of Traffic & Transportation

Division Review



Ronald W. Norton,
Acting Director of Engineering Service

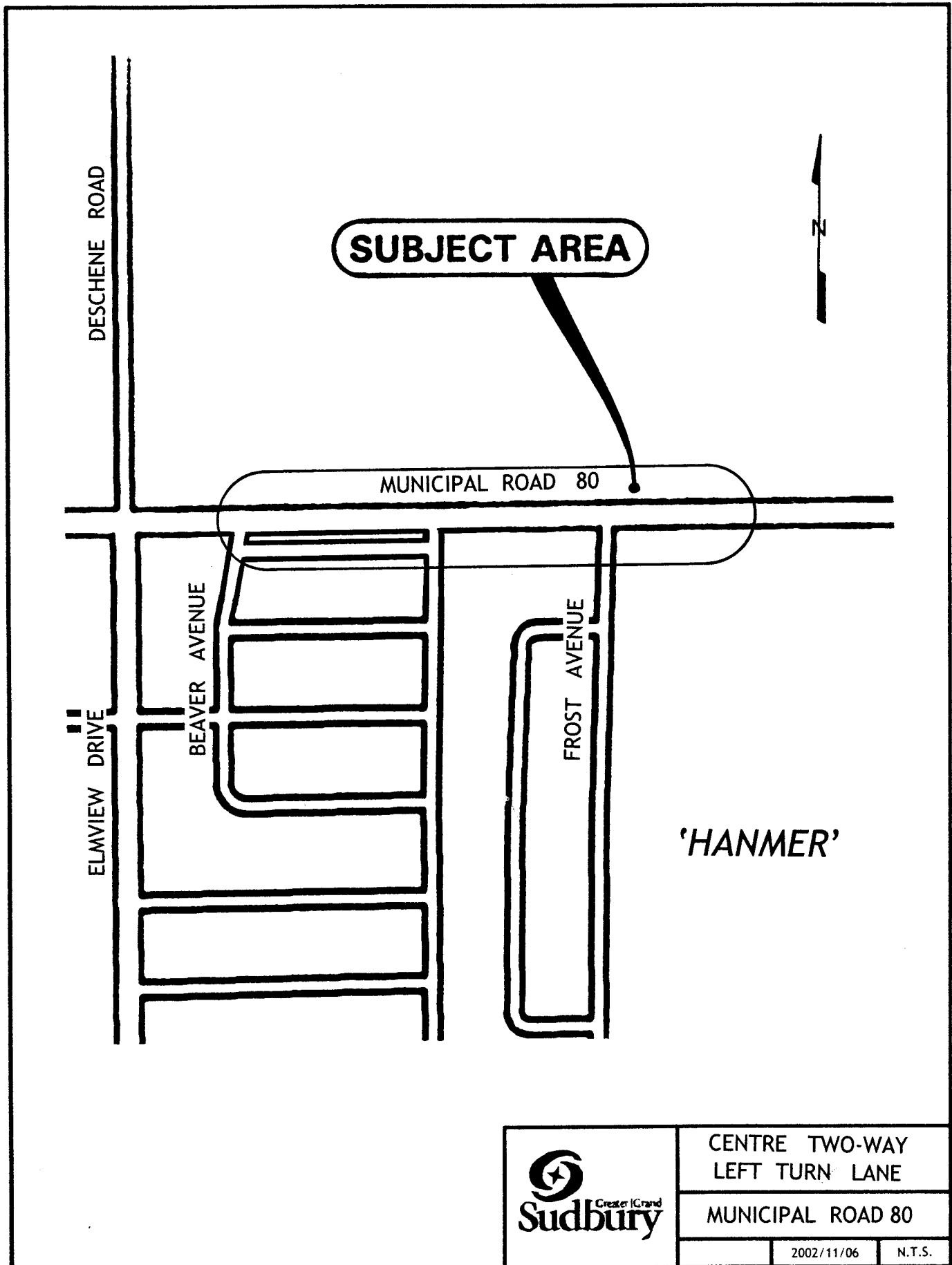
BACKGROUND:

The City of Greater Sudbury is currently reconstructing a portion of Old Highway 69 (Municipal Road 80) from Beaver Avenue to east of Frost Avenue in Hanmer (see Exhibit 'A') The design includes a continuous Centre Left Turn Lane.

It is recommended that the City's Traffic and Parking By-law 2001-1 be amended to designate the new lane for two way left turns.

The necessary signs and pavement markings will be installed once construction is completed.

EXHIBIT: A



Request for Decision City Council



Type of Decision

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Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title

TRAFFIC CONTROL- Intersection of Tuscany Trail and Vintage Way


Policy Implication + Budget Impact

n/a	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<input checked="" type="checkbox"/>	Background Attached


Recommendation

<p>THAT traffic at the intersection of Tuscany Trail and Vintage Way be controlled with a stop sign facing eastbound traffic on Vintage Way.</p> <p>THAT by-law 2002 - 314T be passed to amend The City of Greater Sudbury's Traffic and Parking By-law 2001-1 to implement the recommended change.</p>
Recommendation Continued

Recommended by the General Manager

 Don Belisle, General Manager of Public Works
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Recommended by the C.A.O.

 Mark Mieto, Chief Administrative Officer

Title: TRAFFIC CONTROL- Intersection of Tuscany Trail and Vintage Way
Date: November 15, 2002

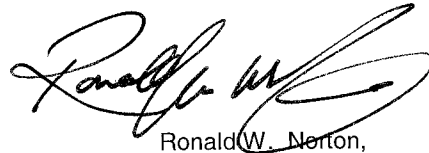
Page # 2

Report Prepared By



Dave Kivi,
Acting Coordinator of Traffic & Transportation

Division Review



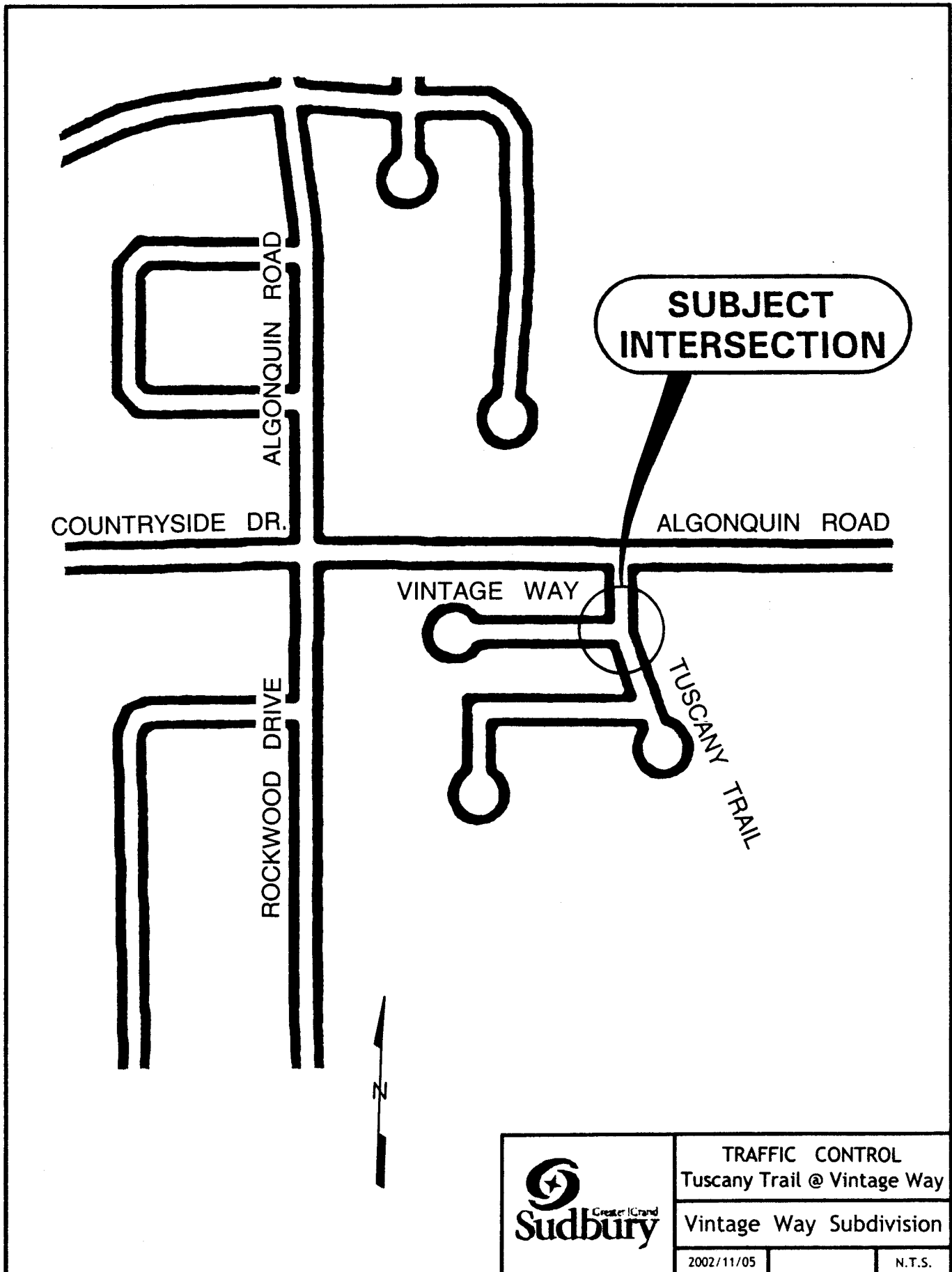
Ronald W. Norton,
Acting Director of Engineering Services

BACKGROUND:

Phase I & II of the Vintage Way Subdivision is currently being developed in the South End of the City. (See Exhibit 'A'). The City of Greater Sudbury has recently assumed Tuscany Trail as a public road.

Vintage Way intersects Tuscany Trail forming a "T" intersection. It is recommended that traffic be controlled with a stop sign facing eastbound traffic on Vintage Way at Tuscany Trail. This is a standard form of traffic control at a "T" intersection.

EXHIBIT: A



Request for Decision City Council



Type of Decision									
Meeting Date	November 28, 2002				Report Date	November 15, 2002			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
TAX EXTENSION AGREEMENT - Roll # 020.002.035.00.0000 Ken O'Malley

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
N/A	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
That the appropriate by-law be enacted.
Recommendation Continued

Recommended by the General Manager
 D. Wuksinic General Manager of Corporate Services and Acting General Manager of Emergency Services

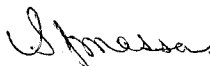
Recommended by the C.A.O.
 M. Mieto Chief Administrative Officer

Report Prepared By



T. Derro
Supervisor of Tax/Chief Tax Collector

Division Review



S. Jonasson
Director of Finance/City Treasurer

Ken O'Malley has requested a Tax Extension Agreement with respect to the property located at 1276 Paquette Street, in the City of Greater Sudbury. A Tax Extension Agreement is a standard Agreement. This Agreement provides that if the owner fails to honour the provisions of the agreement, the agreement shall become null and void and the owner shall be placed in the position that he/she was in prior to the entering into of the agreement, which may include the sale of the property by public tender.

A tax certificate was registered against these lands on December 10, 2001 and the owner has one year from that date to redeem the property by paying all outstanding taxes, penalty, interest charges and costs in full in one lump sum.

However, Section 8 of the *Municipal Tax Sales Act*, R.S.O., Chapter M.60, allows a municipality to enter into a Tax Extension Agreement with the owner of the property which simply provides an extension of time for payment of the arrears by way of a down payment and monthly payments.

The owner is agreeable to making payment of the arrears on the following Schedule. It is recommended that a standard form Extension Agreement be authorized.

CALCULATION OF PAYMENTS REQUIRED UNDER EXTENSION AGREEMENT

TS FILE NO 01-09		AMOUNT
		\$
(1)	Outstanding taxes, penalty and interest charges on TAX ARREARS CERTIFICATE	8,989.29
(2)	Additional taxes levied subsequent to tax sale proceedings 2002	1,930.96
	2003	2,000.00
(3)	Estimated additional penalty and interest charge subsequent to tax sale proceedings	1,424.25
(4)	Administration Charges - Estimated	<u>1,650.00</u>
TOTAL AMOUNT TO BE PAID UNDER EXTENSION AGREEMENT		<u>15,994.50</u>

TO BE PAID AS FOLLOWS:

(1)	Down payment on signing	8,000.00
(2)	7 Payments of \$1,000.00 each, starting December 1, 2002	7,000.00
(3)	1 Final Payment of \$994.50 on July 1, 2003	<u>994.50</u>
		<u>15,994.50</u>

Request for Decision City Council



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	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
TAX EXTENSION AGREEMENT - Roll # 210.012.033.00.0000 Gordon Bradley

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
N/A	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
That the appropriate by-law be enacted.
Recommendation Continued

Recommended by the General Manager
 D. Wuksinic General Manager of Corporate Services and Acting General Manager of Emergency Services

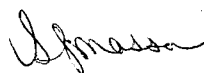
Recommended by the C.A.O.
 M. Mieto Chief Administrative Officer

Report Prepared By



T. Derro
Supervisor of Tax/Chief Tax Collector

Division Review



S. Jonasson
Director of Finance/City Treasurer

Gordon Bradley has requested a Tax Extension Agreement with respect to the property located at 50 Peacock Street, in the City of Greater Sudbury. A Tax Extension Agreement is a standard Agreement. This Agreement provides that if the owner fails to honour the provisions of the agreement, the agreement shall become null and void and the owner shall be placed in the position that he/she was in prior to the entering into of the agreement, which may include the sale of the property by public tender.

A tax certificate was registered against these lands on December 10, 2001 and the owner has one year from that date to redeem the property by paying all outstanding taxes, penalty, interest charges and costs in full in one lump sum.

However, Section 8 of the *Municipal Tax Sales Act*, R.S.O., Chapter M.60, allows a municipality to enter into a Tax Extension Agreement with the owner of the property which simply provides an extension of time for payment of the arrears by way of a down payment and monthly payments.

The owner is agreeable to making payment of the arrears on the following Schedule. It is recommended that a standard form Extension Agreement be authorized.

CALCULATION OF PAYMENTS REQUIRED UNDER EXTENSION AGREEMENT

TS FILE NO 01-155		AMOUNT \$
(1)	Outstanding taxes, penalty and interest charges on TAX ARREARS CERTIFICATE	8,237.45
(2)	Additional taxes levied subsequent to tax sale proceedings 2002	1,696.31
	2003	1,700.00
(3)	Estimated additional penalty and interest charge subsequent to tax sale proceedings	1,692.69
(4)	Administration Charges - Estimated	<u>1,650.00</u>
TOTAL AMOUNT TO BE PAID UNDER EXTENSION AGREEMENT		<u>14,976.45</u>

TO BE PAID AS FOLLOWS:

(1)	Down payment on signing	7,000.00
(2)	15 Payments of \$500.00 each, starting December 1, 2002	7,500.00
(3)	1 Final Payment of \$476.45 on March 1, 2004	<u>476.45</u>
		<u>14,976.45</u>

Request for Decision City Council

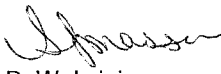


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	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
TAX EXTENSION AGREEMENT - Roll # 210.013.140.00.0000 749523 Ontario Ltd. Operating as Sierra Homes

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
N/A	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
That the appropriate by-law be enacted.
<input type="checkbox"/> Recommendation Continued

Recommended by the General Manager
 D. Wuksinic General Manager of Corporate Services and Acting General Manager of Emergency Services

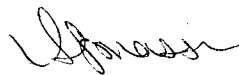
Recommended by the C.A.O.
 M. Mieto Chief Administrative Officer

Report Prepared By



T. Derro
Supervisor of Tax/Chief Tax Collector

Division Review



S. Jonasson
Director of Finance/City Treasurer

749523 Ontario Ltd. has requested a Tax Extension Agreement with respect to the property located at 23 Primrose Drive, in the City of Greater Sudbury. A Tax Extension Agreement is a standard Agreement. This Agreement provides that if the owner fails to honour the provisions of the agreement, the agreement shall become null and void and the owner shall be placed in the position that he/she was in prior to the entering into of the agreement, which may include the sale of the property by public tender.

A tax certificate was registered against these lands on December 10, 2001 and the owner has one year from that date to redeem the property by paying all outstanding taxes, penalty, interest charges and costs in full in one lump sum.

However, Section 8 of the *Municipal Tax Sales Act*, R.S.O., Chapter M.60, allows a municipality to enter into a Tax Extension Agreement with the owner of the property which simply provides an extension of time for payment of the arrears by way of a down payment and monthly payments.

The owner is agreeable to making payment of the arrears on the following Schedule. It is recommended that a standard form Extension Agreement be authorized.

CALCULATION OF PAYMENTS REQUIRED UNDER EXTENSION AGREEMENT

TS FILE NO 01-158		AMOUNT
		\$
(1)	Outstanding taxes, penalty and interest charges on TAX ARREARS CERTIFICATE	25,510.98
(2)	Additional taxes levied subsequent to tax sale proceedings 2002	2,003.26
	2003	2,000.00
	2004	2,000.00
(3)	Estimated additional penalty and interest charge subsequent to tax sale proceedings	4,158.02
(4)	Administration Charges - Estimated	<u>1,650.00</u>
TOTAL AMOUNT TO BE PAID UNDER EXTENSION AGREEMENT		<u>37,322.26</u>

TO BE PAID AS FOLLOWS:

(1)	Down payment on signing	20,000.00
(2)	22 Payments of \$750.00 each, starting December 1, 2002	16,500.00
(3)	1 Final Payment of \$822.26 on October 1, 2004	<u>822.26</u>
		<u>37,322.26</u>

Request for Decision City Council



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	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
TAX EXTENSION AGREEMENT - Roll # 190.006.100.01.0000 Eric and Ann Marie Parsons

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
N/A	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
That the appropriate by-law be enacted.
Recommendation Continued

Recommended by the General Manager
 D. Wuksinic General Manager of Corporate Services and Acting General Manager of Emergency Services

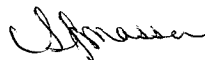
Recommended by the C.A.O.
 M. Mieto Chief Administrative Officer

Report Prepared By



T. Derro
Supervisor of Tax/Chief Tax Collector

Division Review



S. Jonasson
Director of Finance/City Treasurer

Eric and Ann Marie Parsons have requested a Tax Extension Agreement with respect to the property located at 15 Sellwood Avenue, in the City of Greater Sudbury. A Tax Extension Agreement is a standard Agreement. This Agreement provides that if the owner fails to honour the provisions of the agreement, the agreement shall become null and void and the owner shall be placed in the position that he/she was in prior to the entering into of the agreement, which may include the sale of the property by public tender.

A tax certificate was registered against these lands on December 10, 2001 and the owners have one year from that date to redeem the property by paying all outstanding taxes, penalty, interest charges and costs in full in one lump sum.

However, Section 8 of the *Municipal Tax Sales Act*, R.S.O., Chapter M.60, allows a municipality to enter into a Tax Extension Agreement with the owners of the property which simply provides an extension of time for payment of the arrears by way of a down payment and monthly payments.

The owners are agreeable to making payment of the arrears on the following Schedule. It is recommended that a standard form Extension Agreement be authorized.

CALCULATION OF PAYMENTS REQUIRED UNDER EXTENSION AGREEMENT

TS FILE NO 01-140		AMOUNT
		\$
(1)	Outstanding taxes, penalty and interest charges on TAX ARREARS CERTIFICATE	3,683.73
(2)	Additional taxes levied subsequent to tax sale proceedings 2002	670.45
	2003	700.00
(3)	Estimated additional penalty and interest charge subsequent to tax sale proceedings	741.06
(4)	Administration Charges - Estimated	<u>1,650.00</u>
TOTAL AMOUNT TO BE PAID UNDER EXTENSION AGREEMENT		<u>7,445.24</u>

TO BE PAID AS FOLLOWS:

(1)	Down payment on signing	4,000.00
(2)	13 Payments of \$250.00 each, starting December 1, 2002	3,250.00
(3)	1 Final Payment of \$195.24 on January 1, 2004	<u>195.24</u>
		<u>7,445.24</u>

25

Request for Decision City Council



Type of Decision									
Meeting Date	November 28, 2002				Report Date	November 21, 2002			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open		Closed

Report Title
Re-financing Onaping Falls / Rayside-Balfour Debt

Policy Implication + Budget Impact	
<input checked="" type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
N/A	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
That a debenture by-law be passed for the re-financing of outstanding debt of the former municipalities of the Town of Rayside-Balfour and the Town of Onaping Falls.
Recommendation Continued

Recommended by the General Manager
 D. Wuksinic General Manager of Corporate Services / Acting General Manager of Emergency Services

Recommended by the C.A.O.
 M. Mieto Chief Administrative Officer

Report Prepared By



J. Van de Rydt
Co-Ordinator of Capital Budget and Risk Management

Division Review



S. Jonasson
Director of Finance / City Treasurer

The Treasurer must renew term loans, from time to time, of former municipalities as they mature. The former Town of Onaping Falls has a term loan with Scotiabank at 6.90% with \$46,938.73 outstanding. This loan matured October 1, 2002. The remaining term on this loan is two years. This loan initially financed the Levack Arena (renamed the Jim Coady Memorial Arena) retrofit. The former Town of Rayside-Balfour has a term loan with Scotiabank at 5.975% with \$844,446.09 outstanding. This loan matures December 5, 2002. The remaining term on this loan is five years. This loan initially financed several capital projects undertaken by the Town: Ambulance Station, Trillium Centre, Civic Centre Expansion, Transit buses, EnergySmart Retrofits and the Azilda Multi-Purpose Centre (renamed the Dr. Edgar Leclair Community Centre).

These two loans must be re-negotiated before year-end. The combined outstanding loan balance plus accrued interest is \$891,384.82.

Presently the City deals with the Scotiabank, TD Bank and the Royal Bank of Canada. These three banking institutions, were approached to provide rates to re-finance this outstanding balance. The banks were requested to provide fixed interest rate quotes for a five-year term on a five-year amortization with monthly blended payments of interest and principal. This term and amortization period was chosen to ensure that capital allocations currently in place for debt repayment would not be adversely affected as a consequence of this re-financing initiative. The banks were requested to respond by November 14, 2002 and to guarantee their quoted rates until November 29, 2002.

The three banks responded as follows:

Royal Bank of Canada	4.57%	Guaranteed to November 29, 2002
Scotiabank	5.80%	Guaranteed to November 29, 2002
TD Bank	4.49%	Guaranteed for November 14, 2002 only.

The Scotiabank was the highest rate quoted and they were accordingly disqualified. While the lowest rate quoted was from the TD Bank, it was disqualified because their rate was guaranteed for one day only. The TD Bank was prepared to offer a rate based on a credit spread of 25 basis points over their cost of funds on November 29, 2002 which at this point in time was not determinable.

The proposal from the Royal Bank of Canada has the most favourable interest rate over the term requested. The opportunity to lock-in the rate of 4.57% for the remainder of the term of the loan is quite attractive. The City will realize a reduction in annual debt repayment of approximately \$26,800. In accordance with capital policy, this amount will be credited to the Buildings and Transit capital envelopes.

The long-term outlook for interest rates is that they will remain relatively stable over the next few years, perhaps increasing slightly. This renewal completes the renegotiation of term loans of former municipalities. There are no further loans to renegotiate.

Request for Decision City Council

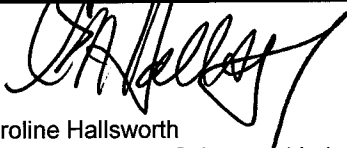


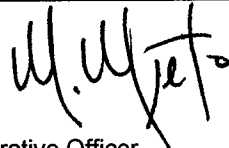
Type of Decision									
Meeting Date	November 27, 2002				Report Date	November 20, 2002			
Decision Requested		Yes	<input checked="" type="checkbox"/>	No	Priority		High	<input checked="" type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open		Closed

Report Title
Community Improvement Projects (CIP) and Neighbourhood Participation Projects (NPP)

Policy Implication + Budget Impact	
	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
	Background Attached

Recommendation
FOR INFORMATION
Recommendation Continued

Recommended by the General Manager
 Caroline Hallsworth General Manager, Citizen and Leisure Services

Recommended by the C.A.O.
 Mark Mieto Chief Administrative Officer

Report Prepared By



Chris Gore
Manager of Volunteerism and Community Development

Division Review



Réal Carré
Director of Leisure, Community and Volunteer Services

As part of the 2002 budget process, Council approved the following expenditures under the capital envelope:

- | | | |
|----|---|-----------|
| a) | Community Improvement Projects (C.I.P.) | \$200,000 |
| b) | Neighbourhood Participation Projects (N.P.P.) | \$150,000 |

In an effort to ensure equitable distribution of these funds throughout the City of Greater Sudbury, each ward was allocated:

- | | | |
|----|---|-----------|
| a) | Community Improvement Projects (C.I.P.) | \$ 33,333 |
| b) | Neighbourhood Participation Projects (N.P.P.) | \$ 25,000 |

The C.I.P. funds enable Ward Councillors and City staff to identify and fund certain priority capital projects within their ward. These funds can be directed to one specific project or can facilitate a variety of smaller projects in support of leisure opportunities for residents of the City of Greater Sudbury.

The N.P.P. funds are allocated in support of neighbourhood/community initiatives related to leisure opportunities. Community partners provide matching funds or work in kind to meet eligibility criteria for N.P.P. funds. Ward Councillors, working in consultation with Leisure Services Community Development Officers, identify specific projects and allocate funds accordingly. Some of the approved projects will be implemented in 2003 along with a carryover balance of funds not committed for specific projects from each of these two funds.

For Council's information, the 2002 Community Improvement Projects and Neighbourhood Participation Projects have been allocated per ward as follows:

Ward 1

Community Improvement Projects

- | | |
|--|----------|
| • Enhancements along Regional Road # 55 at Walden sign and the corner by Deluxe outlet | \$ 8,000 |
| • Park benches for walkway along Regional Road # 24 in Lively | \$ 7,000 |

- Lighting improvements at park entrances by Telstar Parkette \$ 2,000
- Diorite Bocce courts rain and sun shelter \$ 3,000
- Copper Cliff Playground improved lighting \$ 2,000
- Volunteer training Sudbury/Manitoulin Resource Team \$ 500
- Delki Dozzi basketball standards \$ 2,000

Total \$24,500
Unallocated Amount \$ 8,833

Neighbourhood Participation Projects

- Copper Cliff Public School playground structure \$ 5,000
- Fielding Memorial Park playground structure in partnership with Waters Township Lions Club \$15,000
- Delki Dozzi outdoor picnic tables \$ 2,000

Total \$22,000
Unallocated Amount \$ 3,000

Ward 2

Community Improvement Projects

- Community Action Network development - Onaping \$ 7,000
- Volunteer training Sudbury/Manitoulin resource team \$ 1,000

Total \$ 8,000
Unallocated Amount \$25,333

Neighbourhood Participation Projects

- No projects initiated in 2002 \$ 0
- Unallocated Amount \$25,000

Ward 3

Community Improvement Projects

- Site improvements and alterations at Lion's Park in Hanmer \$30,333
- Install planters along Val Caron corridor \$ 2,000
- Volunteer training Sudbury/Manitoulin resource team \$ 1,000

Total \$33,333

Neighbourhood Participation Projects

- Construction of BMX bike pad at Valley Acres Neighbourhood site \$ 15,000
 - Extend fence at Confederation ball field in partnership with
with ball league \$ 2,000
- Total \$ 17,000
Unallocated Amount \$ 8,000

Ward 4

Community Improvement Projects

- Skead Senior Club -Construction of storage facility \$10,000
 - Community Action Network development - Capreol \$ 7,000
 - Inco Ball field - Garson - fencing \$ 4,000
 - Athletic field upgrades \$10,000
 - Volunteer training Sudbury/Manitoulin resource team \$ 1,000
- Total \$32,000
Unallocated Amount \$ 1,333

Neighbourhood Participation Projects

- Basketball court with Garson Lion's Club \$11,500
 - Skead Rd Community Centre - building addition \$15,000
- Total (includes \$1,500 carryover from 2001 NPP) \$26,500

Ward 5

Community Improvement Projects

- Volunteer training Sudbury/Manitoulin resource team \$ 1,000
 - Elgin St underpass paint in co-ordination with mural \$ 3,000
 - Purchase and installation of benches on Bell Park walkway \$ 6,000
 - Improvement to soccer field at R.L. Beattie Public School \$ 4,000
- Total \$14,000
Unallocated Amount \$19,333

Neighbourhood Participation Projects

- Construction of Sophie's Trail in partnership with Lo-Ellen Park Secondary and Lockerby Composite Schools \$10,000
- Long Lake Neighbourhood Association Rink surfacing project \$10,000
- Bayview subdivision (Wahnapiatae) tot-lot development \$ 3,000

Total \$23,000
Unallocated Amount \$ 2,000

Ward 6

Community Improvement Projects

- Development of Minnow Lake Community Action Network and Minnow Lake Site Development Plan \$13,000
- Ridgemount Playground Upgrade playground equipment and field work \$ 5,000
- Autumnwood tot-lot upgrade playground equipment \$ 4,000
- Better Beginnings Better Futures/Ecole St Joseph site re-greening and basketball court \$ 6,000
- Volunteer training Sudbury/Manitoulin resource team \$ 1,000

Total \$29,000
Unallocated Amount \$ 4,333

Neighbourhood Participation Projects

- St. Raphael School re-greening project \$ 3,000
- Matching funds for Minnow Lake days contribution to skatepark and Minnow Lake Place \$ 5,000
- Ecole St. Pierre purchase of playground equipment \$ 5,000

Total \$13,000
Unallocated Amount \$12,000

Request for Decision City Council



Type of Decision

Meeting Date	November 28, 2002				Report Date	November 14, 2002			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title

Social Housing Reserve - Additional Contribution

Policy Implication + Budget Impact

<input checked="" type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<input checked="" type="checkbox"/>	Background Attached

Recommendation

That the additional funding received from the Ministry of Municipal Affairs and Housing for use towards major capital repairs for non-profit providers be placed in the Social Housing Reserve.

Recommendation Continued

Recommended by the General Manager

D. E. Lantieri
for
D. Nadorozny, General Manager
Economic Development and Planning Services

Recommended by the C.A.O.

M. Mieto
M. Mieto
Chief Administrative Officer

Report Prepared By



D.R. Desmeules
Manager, Housing Services

Division Review



W.E. Lautenbach
Director of Planning Services

On November 1, 2002, the Ministry of Municipal Affairs and Housing advised that federal savings accrued from housing programs was being allocated to Service Managers.

The Ministry has stated that the funds are to be invested and used towards major capital repairs for non-profit housing providers or emergency capital advances for providers or as top up to capital reserve accounts. The City of Greater Sudbury's share of the savings, as calculated by the Ministry is \$362,558.72. The funds were transferred by EFT in early November.

Housing Services does not anticipate requiring these funds prior to year end and is recommending that the monies be placed in the Social Housing Reserve for future use.

Currently City of Greater Sudbury By-law #2001-287F requires authorization from Council to add funds to the Social Housing Reserve.

Request for Decision City Council



Type of Decision

Meeting Date	November 28, 2002				Report Date	November 5, 2002			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title

National Child Benefit Reinvestment Reserve

Policy Implication + Budget Impact

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

The allocation of reserve dollars to the Emergency Fund for Families fits well within the Children Services Division's policy framework for National Child Benefit spending. The Emergency Fund was developed, as part of the NCB strategy, as a means of using unallocated or surplus NCB dollars to provide direct support to families.

This recommendation carries no budget impact.

☒ Background Attached

Recommendation

WHEREAS \$67,148 from the National Child Benefit (NCB) fund has been placed in reserve from 1999 and 2001 and should be spent in accordance with Provincial NCB guidelines; and

WHEREAS the National Child Benefit Emergency Trust Fund (NCB Emergency Fund) was approved by the Health and Social Services Committee on August 1st 2000, as a method of dispersing unallocated/ unspent National Child Benefit Reinvestment Funds and providing families in receipt of Ontario Works with extra support for basic necessities

☒ Recommendation Continued

Recommended by the General Manager

C Sandblom

Catherine Sandblom
Acting General Manager, Health & Social Services

Recommended by the C.A.O.

M. Mieto

Mark Mieto, C.A.O.

Report Authored By



Kate Barber
Policy/ Community Developer, Children Services Division

Division Review



Carmen Ouellette
Director, Children Services Division

and unforeseen expenses; and

WHEREAS the Emergency Trust Fund has successfully organized yearly supplement programs since 2000 which have distributed funding directly to children and families in need which have had a positive impact on families and on the community;

THEREFORE BE IT RESOLVED that Children Services Division take \$67,148 from the NCB reserve and add it to the \$65,000 contribution from the NCB reserve as approved in the 2002 current budget; and

FURTHER THAT the City of Greater Sudbury use this combined fund of \$132,148 to provide a grant to the NCB Emergency Trust Fund, administered by the Social Planning Council of Greater Sudbury in accordance with the Trust Agreement, for distribution to families in receipt of Ontario Works as a "Winter Supplement for Families" according to a formula based on the number of children up to 18 years registered on the Ontario Works caseload as of December 2002.

Background

National Child Benefit Reinvestment Fund- History

The National Child Benefit (NCB) is an initiative jointly designed by the federal, provincial and territorial governments to provide financial support for low-income families with children. There are two parts to the National Child Benefit initiative:

1. the creation of the Canada Child Tax Benefit (CCTB) (a combination of the former Child Tax Benefit and a new National Child Benefit Supplement); and,
2. an Ontario reinvestment strategy (as a result of the net social assistance savings) to provide more support to low-income families with children.

Under the National Child Benefit program, a low income family with 2 children receives \$1747.92 per year. If the parent(s)/ guardian is in receipt of social assistance, the equivalent amount is deducted from assistance payments. Ontario's municipalities are required to reinvest their net social assistance savings into programs and services that meet the National Child Benefit program objectives. These objectives are as follows:

1. To help prevent and reduce the depth of child poverty; and
2. To promote attachment to the workforce, resulting in fewer families relying on social assistance and ensuring that families will always be better off by working

National Child Benefit Reinvestment Programs in Sudbury, 1999-2002

The City of Greater Sudbury has administered the NCB fund since 1998/99 and has worked with community partners to support programs which meet community needs and respond to ministry objectives.

The following is a list of some of the initiatives funded by the NCB Reinvestment Fund's Children First Program.

From the Beginning- Pre-natal vitamins and nutrition for low-income pregnant women.

A Morning Start- Breakfast and nutritional snack programs in schools.

Healthy Eating- Food security programs to enhance choice, quality and access to food for low-income families and community gardening initiatives

Opportunities for Parents- School based programs to support pregnant teens and teen mothers so they can remain in school and complete their education.

A Helping Hand- An Ontario Works contingency fund to provide clients with access to items not covered by current allowances and an infant layette program for at-risk new mothers.

Recreation Opportunities for Children - PLAY Sudbury subsidy program for low income children to participate in regular recreation/sport/or cultural programs; support of the Sudbury Manitoulin Community Foundation's "Send-a-Kid-to-Camp" Program for low income and at-risk children; Jeunesse Action program for children with behavioural difficulties; and the Better Beginnings Pre-Teen After School program.

School Readiness and Early Child Development- "School's Cool"- a community run pre-kindergarten school readiness program for low income and at-risk children; "Fair Start" Universal Screening Fair, and "Let's Grow" Child Development Information Packages sent to families of all newborns.

Planning for Children- "Children's Forum Planning" - a two day community planning event to create an action plan for early child development in Sudbury and Action Plan Implementation Fund

Transportation for Families- "Rideshare Program" - volunteer and community-based transportation options for low-income and isolated families.

Parenting Support in Teen Parent Housing- program dollars for a community supported shelter for pregnant teens and young mothers.

Emergency Fund for Families- an externally administered fund to assist families in receipt of Ontario Works to meet their basic needs and cope with unexpected needs.

Emergency Fund For Families

On August 1, 2000, the Health and Social Services Committee of the Regional Municipality of Sudbury passed a resolution to create the Children First Emergency Fund for Families to assist families on Ontario Works in meeting their basic needs and coping with unforeseen or additional expenses such as food, shelter, utilities, transportation, clothing and necessary furniture and personal care items. By a call for proposals process, the Social Planning Council of Greater Sudbury (Social Planning Council) was chosen as the community agency which would administer this fund. Funding for this project was available through unallocated/unspent dollars from 1998 and 1999 National Child Benefit (NCB) Reinvestment Fund.

A Trust Agreement, dated November 3, 2000, with the Social Planning Council established the criteria for distribution of the NCB Emergency Fund which are outlined in the Report to Health and Social Services dated July 15, 2000, and titled "Emergency Fund for Families. This fund provides a limited amount of assistance per family based on the number of children on an as needed basis throughout the year. The fund is also periodically able to directly distribute funds to all families on Ontario Works, as requested by the City of Greater Sudbury.

Since September 2000, the Emergency Fund for families had sent out three supplements which directly reached 5140 families and 8854 children in receipt of Ontario Works in our community and this year has provided emergency grants to 130 low income families through the Community Emergency Response.

Section 54.(1)7 of Ontario Works Regulations states that, "The following shall not be included in income... A donation received from a religious, charitable or benevolent organization." This section of the regulation allows the municipality to allocate the net social assistance savings as a result of the implementation of the NCB to a "religious, charitable or benevolent organization" who can, in turn, make a donation to an Ontario Works recipient, without the donation being considered as income. The Emergency Fund for Families and the "Winter Supplement" both conform to this section of the Ontario Works legislation.

Winter Supplement for Families

The Winter Supplement, to be funded by this grant, will be distributed to all families with children 0-18 years in receipt of Ontario Works based on the information provided by Health and Social Services Division to the Social Planning Council.

The Winter Supplement will be distributed to families in receipt of Ontario Works with children 0-18 based on the number of children in each family. The exact amount will depend on the number of families on the Ontario Works caseload at the time of the payment. Based on the number of families on the Ontario Works caseload in a typical month, the amount per child will be approximately \$40.00.

This grant will be made partly from previously unallocated reserve dollars from 1999-2001 NCB Reinvestment Fund. These reserves have been created due to the higher-than-forecasted revenues for NCB each year. Since amounts received are based on actual savings, allocations must be estimated conservatively. This, combined with periodic unexpected increases to the amount of NCB paid by the Federal Government, has created the reserve. Provincial guidelines for NCB do not permit municipalities to hold NCB dollars in reserve indefinitely and are clear that all NCB dollars must be spent in accordance with their guidelines. The Supplement for Families does fit the guidelines provided for NCB.

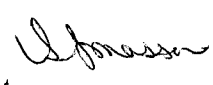
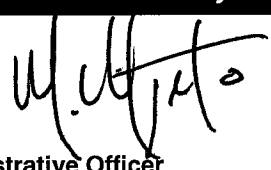
Request for Decision City Council



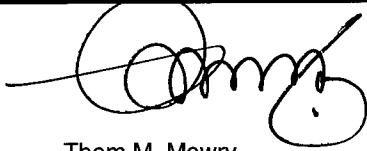
Type of Decision									
Meeting Date	Thursday, November 28th, 2002				Report Date	Friday, November 22nd, 2002			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
APPOINTMENT OF DEPUTY MAYORS (3) -TERM ENDING NOVEMBER 30, 2003

Policy Implication + Budget Impact	Recommendation
<p>N/A This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.</p> <p><u>POLICY:</u></p> <p>The requirement and procedure for the appointment of three (3) Deputy Mayors is in accordance with Council's Procedural By-law 2002-202, as amended.</p> <p><u>BUDGET IMPACT:</u></p> <p>There is no budget impact associated with this Request for Decision.</p>	<p>THAT Councillors:</p> <p>1. _____</p> <p>2. _____</p> <p>3. _____</p> <p>be appointed as Deputy Mayors for the term December 1st. 2002 to and including November 30, 2003;</p> <p>AND FURTHER THAT By-law 2002-315A to confirm the Deputy Mayors' appointments, be given third and final reading.</p>
<p><input checked="" type="checkbox"/> Background Attached</p>	<p>Recommendation Continued</p>

Recommended by the General Manager	Recommended by the C.A.O.
 Doug Wuksinic, General Manager of Corporate Services and Acting General Manager, Emergency Services	 Mark Mieto Chief Administrative Officer

Report Prepared By



Thom M. Mowry
City Clerk

Division Review



Ron Swiddle
Director of Legal Services and City Solicitor

Executive Summary:

This Report sets out the procedure for the election by Council of three (3) Deputy Mayors for the term December 1st, 2002 to and including November 30th, 2003.

The three current Deputy Mayors, Councillor Craig, Councillor Gainer and Councillor Dupuis are eligible for reappointment.

These appointments will be made by resolution and then confirmed by by-law.

Background:

Deputy Mayors:

Article 5 of the Procedural By-law provides that Council shall, by by-law appoint three (3) of its members as Deputy Mayors to hold office for a one year term, ending November 30, of each calendar year.

The Deputy Mayors act from time to time in the place and stead of the Mayor while the Mayor is absent from the municipality or is absent through illness or his office is vacant.

When appointing Deputy Mayors, Council, in accordance with its procedural rules, should take into consideration the abilities of one of the candidates for Deputy Mayor to speak fluently in both the English and French languages, so as to ensure that at least one Deputy Mayor is bilingual.

In addition, one of the three (3) Deputy Mayors shall be appointed to serve as Chair of the Priorities Committee of Council. This appointment will appear later on the Agenda.

A Member of Council may be re-appointed to the position of a Deputy Mayor. However, no Member of Council shall simultaneously serve as a Deputy Mayor and Chair of the Planning Committee (Article 33.4).

Selection:

The selection of the Deputy Mayors is conducted in accordance with Section 36 of the Procedural By-law. In the event of an equality of votes, then the successful candidate is to be determined by lot conducted by the Clerk.

Council's procedure requires that in the event more than three candidates are nominated, then a roll call vote of Members of Council shall be held. Ballots have been prepared in anticipation of an election.

Where all Members of Council are in attendance, seven (7) votes are required to fill the vacancy. Each Member is entitled to three (3) votes for these positions. It is always in order for a Member of Council to nominate themselves and to vote for themselves.

Under Robert's Rules of Order a nomination does not need a second.

A copy of Article 36 is attached to this report for the convenience of Member of Council.

Once the three successful candidates have been selected, then a resolution will first be introduced appointing the successful candidates. Once this resolution has been passed then the following by-law will be introduced for three readings confirming the appointments.

By-Law:

2002-315A 3 readings BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT DEPUTY MAYORS FOR THE YEAR 2003.

SUMMARY:

1. The following appointments are to be made:
 - **Three (3) Deputy Mayors**
2. Where three Members of Council are nominated, a motion to appoint the nominees shall be presented and voted upon; a by-law confirming the appointments will then be introduced for three readings.
3. If more than three Members of Council are nominated, then Council shall hold an election, in accordance with Article 36 of the Procedural By-law.
4. **Where all Members of Council are in attendance, seven (7) votes are required to fill the vacancy. Each Member is entitled to three (3) votes.**
5. **It is always in order for a Member of Council to nominate themselves and to vote for themselves.**

Under Robert's Rules of Order a nomination does not need a second.

VOTING CHART

Majority Vote

(7 Members of Council are required for quorum)

Number of Members Present and Voting	Majority Vote
13	7
12	7
11	6
10	6
9	5
8	5
7	4

✱

ARTICLE 36
NOMINATION COMMITTEE - CITIZEN APPOINTMENTS

36.1 Made by Committee of the Whole- Procedure

Appointments to the various local boards, Advisory Panels and corporations of the Corporation shall be recommended by the Committee of the Whole at a meeting called for that purpose. In making such appointments, the procedure set out in this article shall apply unless otherwise provided in a shareholders declaration.

36.2 Advertising - position - requirements - to local citizens

At least 30 days prior to the Committee meeting at which a Citizen appointment is scheduled to be considered, the Clerk shall place an advertisement in a local newspaper to run on at least two occasions and place an advertisement on radio or television or both, as the Clerk deems advisable, on at least one occasion outlining the position to be filled and inviting applications from interested citizens. A copy of each advertisement shall be provided to each Member of Council.

36.3 Applications - in writing - time limitation

All Citizen applications for appointment must be in writing and received by the Clerk at least four clear days prior to the meeting of Council concerned.

36.4 Applications - qualifying - included - Committee of the Whole Agenda

Copies of all applications received for each position from qualifying applicants shall be included with the agenda material for the Committee of the Whole meeting concerned.

36.5 Applicants - qualified - exact number - motion

Where there are only the exact number of qualified applicants as required for any position or positions, a motion to appoint the applicants to the position or positions concerned shall be presented and voted upon.

36.6 Applicants - qualified - more than required - selection

If there are more qualified applicants than positions available, then the Committee of the Whole shall recommend from the qualified applicants the ones to fill the position or positions concerned.

36.7 Roll call vote - Council - taken - regarding applicants

A roll call vote of the Committee of the Whole shall be taken with respect to the qualified applicants for each position available.

36.8 Appointment - determined - by vote - exception

If upon the first roll call vote no applicant receives the votes of the majority of Members present, the name of the applicant receiving the least number of votes shall be dropped and the Members shall proceed to vote anew and so continue until either an applicant receives the votes of the majority of Members present, at which time such applicant shall be declared to be the recommended candidate; or, it becomes apparent by reason of an equality of votes that no applicant can be recommended by the voting process.

36.9 Voting - unsuccessful - position selected - by lot

Where by reason of an equality of votes, it becomes apparent that no applicant can be selected by the voting process, then the recommended applicant shall be the applicant selected by lot by the Clerk.

36.10 Special vote - applicants tied - least number of votes

In the case where no applicant receives the majority required for appointment on a roll call vote, and where two or more applicants are tied with the least number of votes, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes shall be dropped from the list of names to be voted on in the next roll call vote.

36.11 Staff Member - appointment - conditions

Except where prohibited by law, Committee of the Whole may recommend the appointment a Member of staff to a local board or outside agency in the place of a Member of Council when no Member of Council wishes to be appointed.

36.12 Further votes

If no person receives more than half the votes, the Clerk shall take another vote, excluding the person who received the fewest votes in the previous vote; if two or more persons received the fewest votes, the Clerk shall choose the person to be excluded by lot.

36.13 Term of Appointment - Citizens

Citizens appointed by Council to Advisory Panels, local boards and committees shall be appointed for the term of office coinciding with the term of Council, or the terms set out in such appointments, and until their successors are appointed unless otherwise provided by Council or by law.

36.14 Council Appointments - ballots

At the first regular meeting of a new Council, or as soon thereafter as is reasonable, Council shall appoint Members to Committees by way of simultaneous, written, signed ballots which will be read aloud by the Clerk and recorded in the minutes.

36.15 Council Appointments - destruction of ballots

These ballots, as well as ballots used for simultaneous roll-call votes generally, may be destroyed by the Clerk and need not be retained following the confirmation of the minutes.



EXAMPLES OF TIE VOTES
(All Members of Council Present - Four Nominees)

Candidate	Votes Received
A	6
B	4
C	3
D	0

Result: Candidate D is dropped from the next vote.

Candidate	Votes Received
A	5
B	4
C	3
D	1

Result: Candidate D is dropped from the next vote.

EXAMPLES OF VOTES
(All Members of Council Present)
(Three Nominees Remaining)

Candidate	Votes Received
A	6
B	4
C	3

Result: Candidate C is dropped from the next vote.

Candidate	Votes Received
A	5
B	3
C	3
D	1

Result:

1. Candidate D is dropped.
2. A special roll call vote is taken to decide which of the tied Candidates B or C shall be dropped from the list of names to be voted on in the next roll call vote.
3. Then a roll call vote shall be taken of the remaining two Candidates: A and one of B or C.

THE CONSEQUENCES OF SAMPLE TIE VOTES
(All Members of Council Present -Five Nominees)

Candidate	Votes Received
A	3
B	4
C	2
D	2
E	2

Result:

1. A special roll call vote is taken to decide which of the tied Candidates (C, D, or E) shall be dropped from the list of nominees to be voted on in the next roll call vote.
2. Then a roll call vote shall be taken of the remaining four Candidates: A, B and two of C, D or E.

**THE CONSEQUENCES OF SAMPLE ZERO VOTES
(All Members of Council Present -Six Nominees)**

Candidate	Votes Received
A	4
B	4
C	2
D	3
E	0
F	0

Result:

1. Candidates E and F are dropped from the next vote.
2. Then a roll call vote shall be taken of the remaining four
Candidates: A, B, C and D.



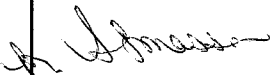
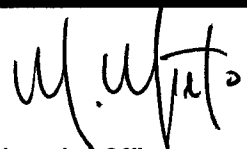
Request for Decision City Council



Type of Decision									
Meeting Date	Thursday, November 28th, 2002				Report Date	Friday, November 22nd, 2002			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
APPOINTMENT OF PLANNING COMMITTEE -TERM ENDING NOVEMBER 30, 2003

Policy Implication + Budget Impact	Recommendation
<p>N/A This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.</p> <p><u>POLICY:</u></p> <p>The requirement and procedure for the appointment of the Members of the Planning Committee, its Chair and Vice-Chair are made in accordance with Council's Procedural By-law 2002-202, as amended.</p> <p><u>BUDGET IMPACT:</u></p> <p>There is no budget impact associated with this Request for Decision.</p>	<p>THAT the following five (5) Members of Council are hereby appointed to the Planning Committee for the term ending November 30, 2003 or until their successors are appointed:</p> <p>1. _____</p> <p>2. _____</p> <p>3. _____</p> <p>4. _____</p> <p>5. _____</p>
<p><input checked="" type="checkbox"/> Background Attached</p>	<p><input checked="" type="checkbox"/> Recommendation Continued</p>

Recommended by the General Manager	Recommended by the C.A.O.
 Doug Wuksinic, General Manager of Corporate Services and Acting General Manager, Emergency Services	 Mark Mieto Chief Administrative Officer