

**THE TWENTY-THIRD MEETING OF THE COUNCIL
OF THE CITY OF GREATER SUDBURY**

**C-11
Tom Davies Square**

**Wednesday, January 16, 2008
Commencement: 6:15 p.m.**

DEPUTY MAYOR DUPUIS, IN THE CHAIR

Present Councillors Cimino; Barbeau; Berthiaume; Dutrisac; Rivest; Craig; Caldarelli; Gasparini; Landry-Altman; Mayor Rodriguez

City Officials M. Mieto, Chief Administrative Officer; D. Nadorozny, General Manager of Growth & Development; C. Hallsworth, Executive Director of Administrative Services; G. Clausen, General Manager of Infrastructure Services; T. Beadman, Chief of Emergency Services; R. Swiddle, City Solicitor; M. Carré, Student Lawyer; A. Haché, City Clerk

Declarations of Pecuniary Interest None declared.

“Closed Session” 2008-01 Barbeau-Berthiaume: That we move in “Closed Session” to deal with Two Matters of Solicitor Client Privilege, including the City Solicitor’s Annual Report on Legal Actions and Litigations and a Request for Direction Related to Two Recent Hearings in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2006-100 and the Municipal Act, 2001, s.239(2).

CARRIED

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

Reconvene At 7:00 p.m., Council commenced the regular meeting in the Council Chamber.

Chair **HIS WORSHIP MAYOR JOHN RODRIGUEZ, IN THE CHAIR**

Present Councillors Cimino; Barbeau; Berthiaume; Dutrisac; Dupuis; Rivest; Thompson (A7:03pm, D9:20pm); Callaghan (A7:03pm); Craig; Caldarelli; Gasparini; Landry-Altman

City Officials M. Mieto, Chief Administrative Officer; C. Matheson, General Manager of Community Development; D. Nadorozny, General Manager of Growth & Development; G. Clausen, General Manager of Infrastructure Services; T. Beadman, Chief of Emergency Services; B. Battison, Acting Fire Chief; F. Elsner, Deputy Chief of Police; C. Hallsworth, Executive Director of Administrative Services; T. Derro, Acting CFO/Treasurer; R. Swiddle, City Solicitor;

City Officials
(continued)

D. Braney, Director of Asset Services; P. Baskcomb, Manager of Community and Strategic Planning; M. Simeoni, Senior Planner, Community and Strategic Planning, P. Reid, Business Development Officer; B. Sedgwick, Roads Engineer; J. McKechnie, Executive Assistant to the Mayor; Michel Carré, Student Lawyer; A. Haché, City Clerk; K. Bowschar-Lische, Law Clerk; F. Bortolussi, Council Secretary

News Media

Sudbury Star; MCTV; CIGM; Persona 10 News; Northern Life; Big Daddy

Declarations of Pecuniary Interest

None declared.

COMMUNITY DELEGATIONS

Item 4
Human League Association

Letter dated 2007-11-07 was received from the Human League Association regarding an update on The Human League Association activities.

An information package regarding The Human League Association was distributed to Council Members.

Rod Larocque, President of the Board of Directors of The Human League Association, introduced the work performed by the Association including the Breakfast Program, KidSport™ and PLAY.

Paul F. Brokenshire, Executive Director, The Human League Association, provided an electronic presentation to outline the Association's work. He advised their mission is to promote the health, safety and welfare of youth by removing social and economical barriers and to reach the most vulnerable members of society to guide them towards happier, healthier and more productive lives. He continued by outlining the work done under each program. The Breakfast Program provides nutritional breakfasts and snacks to approximately 23 schools through its 300 volunteers. PLAY (Positive Leisure Activities for Youth) assists low-income families with registration fees and equipment for arts, culture and sports programs with over 3,800 children being sponsored since 2001. KidSport™ helps disadvantaged children overcome social and economic barriers preventing or limiting their participation in organized sport through issuance of registration fees and/or equipment grants as sport makes children healthier and influences their life skills, self-esteem and leadership skills. He explained the KidSport™ Agility Challenge whose team brings School Sports Day to area school including administration, equipment, setup and implementation along with Pizza supplied by the corporate sponsor "Toppers".

PRESENTATIONS

Item 5
Southwest Bypass
Widening between
Long Lake Road and
Municipal Road 55

Report dated 2007-12-28 was received from the General Manager of Growth & Development regarding Southwest Bypass Widening between Long Lake Road and Municipal Road 55.

Paul Baskcomb, Manager of Community and Strategic Planning and Mark Simeoni, Senior Planner, Community and Strategic Planning provided an electronic presentation regarding the Southwest Bypass.

The Manager of Community & Strategic Planning provided a background stating that the Ministry of Transportation (MTO) is planning the four-laning of the Southwest Bypass between Highway 69 and M.R. 55. He indicated that an environmental assessment is being undertaken and a study is being carried out in advance of the actual need for the four-laning. He explained the two alternatives for an interchange: at Southview Drive or at Fielding/Kantola Road. He advised that the MTO has already held two Public Information Centres (PIC) and is planning a third one in the near future. He explained that City Council directed staff from various departments to study and comment on the MTO proposal and hold a neighbourhood meeting.

The Senior Planner, Community and Strategic Planning provided the results of Council's direction. He advised that Planning Services indicated that a Southview Drive alternative would have a higher negative impact on the existing residential neighbourhoods and a Fielding Road alternative supports industrial growth in the area. Infrastructure Services have advised that a Fielding Road interchange would provide access for industrial traffic to Highway 17 via M.R. 55 and a Southview Drive interchange would provide an enhanced north south entry point to the City but may require an Official Plan amendment. Economic Development have advised that a Fielding Road interchange would provide improved access to an existing industrial area and assist future expansions. Parks Services have advised that a Southview Drive interchange would result in less direct access to Fielding Memorial Park and would intrude physically and visually on the Park. He indicated that two neighbourhood meetings were held with a total attendance of approximately 270 people. He stated that residents opposed the Southview Drive alternative. Their main concerns were traffic volume and safety, noise, vibration and quality of life along Southview Drive. He concluded by outlining the three options

Item 5
Southwest Bypass
Widening between
Long Lake Road and
Municipal Road 55
(continued)

The following resolution was presented:

2008-02 Barbeau-Cimino: THAT Council advise the Ministry of Transportation (MTO) that its preference with respect to the proposed interchange option is Option # 2 as described in the report dated December 28, 2007 from the General Manager of Growth & Development;

AND FURTHER THAT Council advise the MTO that it reserves its right to confirm this option subject to the completion of the MTO Environmental Assessment process and the identification of a preferred option by MTO.

CARRIED

Option #2 proposes a diamond interchange at Fielding/Kantola Road and a grade-separated crossing of the highway at Southview Drive.

Item 6
Closed Session
Meetings

Caroline Hallsworth, Executive Director, Administrative Services, provided an electronic presentation regarding closed session meetings due to recent changes to the *Municipal Act*. She explained the subject matters which may be discussed in a closed meeting. She stated that reports will clearly identify the reason for being in closed session. She indicated that the resolution to meet in closed session must include the general nature of the subject matter. She stated that City Council selected to ask the Ontario Ombudsman to conduct investigations for the City of Greater Sudbury and explained the Ombudsman process in dealing with a complaint.

MATTERS ARISING FROM THE "CLOSED SESSION"

Rise and Report

Deputy Mayor Dupuis, as Chair of the Committee of the Whole, reported Council met to deal with Two Matters of Solicitor Client Privilege, including the City Solicitor's Annual Report on Legal Actions and Litigations and a Request for Direction Related to Two Recent Hearings falling within Article 15.5 of the City of Greater Sudbury Procedural By-law 2006-100 and the Municipal Act, 2001, s.239(2) and no resolutions emanated therefrom.

PART I CONSENT AGENDA

Consent Agenda

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

2008-03 Cimino-Dupuis: THAT Consent Agenda Items C-1 to C-10 inclusive be adopted, with the exception of Item C-2 as otherwise dealt with, and Item C-11 be received for information only.

CARRIED

MINUTES

Item C-1 Report No. 22 City Council <u>2007-12-12</u>	2008-04 Barbeau-Dupuis: THAT Report No. 22, City Council Minutes of 2007-12-12 be adopted.	CARRIED
<u>Item C-2</u>	See pages 5 and 6.	
Item C-3 GSHC <u>2007-10-23</u>	2008-05 Rivest-Barbeau: THAT the Greater Sudbury Housing Corporation Minutes of 2007-10-23 be received.	CARRIED
Item C-4 GSHC <u>2007-11-27</u>	2008-06 Caldarelli-Dutrisac: THAT the Greater Sudbury Housing Corporation Minutes of 2007-11-27 be received.	CARRIED
Item C-5 SDBH <u>2007-11-15</u>	2008-07 Gasparini-Dutrisac: THAT the Sudbury & District Board of Health Minutes of 2007-11-15 be received.	CARRIED
Item C-6 GSPSB <u>2007-11-15</u>	2008-08 Dutrisac-Caldarelli: THAT the Greater Sudbury Police Services Board Minutes of 2007-11-15 be received.	CARRIED
Item C-7 TOC <u>2007-12-11</u>	2008-09 Berthiaume-Rivest: THAT the Tender Opening Committee Minutes of 2007-12-11 be received.	CARRIED
Item C-8 TOC <u>2008-01-08</u>	2008-10 Rivest-Berthiaume: THAT the Tender Opening Committee Minutes of 2008-01-08 be received.	CARRIED
Item C-9 NDCA <u>2007-12-13</u>	2008-11 Rivest-Berthiaume: THAT the Nickel District Conservation Authority Minutes of 2007-12-13 be received.	CARRIED
Item C-2 Report No. 22 Planning Committee <u>2008-01-08</u> <u>Recommendations 2008-9 and 2008-10</u>	Councillor Gasparini requested that Recommendations 2008-9 and 2008-10 be pulled and voted on separately. She indicated that, following the Public Hearing, a CAN meeting was held, other information provided, media attended the meeting and some Councillors were contacted. She feels the Planning process may have been tainted due to the meeting and requested a referral back to the Planning Committee for another Public Hearing. Council was advised that the applicant would not incur additional costs and the Public Hearing could be scheduled for February 5, 2008.	

Item C-2
Report No. 22
Planning Committee
2008-01-08
(continued)

Recommendations
2008-9 and 2008-10
(continued)

Recommendations
2008-12 and 2008-13

The following resolution was presented:

2008-12 Gasparini-Caldarelli: THAT the rezoning application to permit a water bottling facility, fitness club and one dwelling unit within an existing building on the southeast corner of Bellevue and Portage Avenues by 823656 Ontario Limited and Recommendations 2008-9 and 2008-10 be referred to the Planning Committee for a further public hearing.

CARRIED

Councillor Berthiaume requested that Recommendations 2008-12 and 2008-13 be pulled and voted on separately. He indicated that at the Planning Committee meeting condition f) regarding a walkway was removed as a condition in Recommendation 2008-13 at the request of the applicant. He stated that the applicant has now reconsidered the matter and would like the condition to remain in the recommendation.

The following resolution was presented:

2008-13 Berthiaume-Caldarelli: THAT condition f) to provide a six (6) metre pedestrian walkway between Lots 73 and 74 and connect westerly through the existing Mainville Street right-of-way to St. Albert Street be added to Recommendation #2008-13.

CARRIED

2008-14 Dupuis-Dutrisac: THAT Report No. 22, Planning Committee Minutes of 2008-01-08 be adopted with the exception of Recommendations 2008-9, 2008-10, 2008-12 and 2008-13 as otherwise dealt with.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-10
Abigail Subdivision
Parkland Allocation
(Kiandra Court)

Report dated 2007-12-11 was received from the General Manager of Community Development regarding Abigail Subdivision Parkland Allocation (Kiandra Court).

The following resolution was presented:

2008-15 Berthiaume-Rivest: THAT Council approve the withdrawal of the \$86,100 obtained from the sale of Lot 8 (Kiandra Court) on Plan 53M-1296 for 5% parks allocation and allocate the above sum to playground equipment and site improvements at Ridgecrest Playground and Redfern Totlot.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-11
Partial Official Plan
Approval

Report dated 2007-12-31 was received from the General Manager of Growth & Development regarding Partial Official Plan Approval for information only.

PART II REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
Bid Proposal for
the 2010 Ontario
Summer Games

Report dated 2008-01-09 was received from the General Manager of Community Development regarding Bid Proposal for the 2010 Ontario Summer Games.

The following resolution was presented:

2008-16 Dupuis-Cimino: WHEREAS Community Host Bids are being accepted by the Sport Alliance of Ontario for the 2010 Ontario Summer Games;

AND WHEREAS the City Greater Sudbury endorses a healthy community model highlighting the importance of active living and healthy lifestyle;

AND WHEREAS the City of Greater Sudbury has the appropriate venues, resources and capacity to function as a host community for over 3,500 participants;

AND WHEREAS the City of Greater Sudbury has a successful history of hosting provincial and national events, such as the 1998 Canadian Special Olympics National Summer Games and the 2001 Scott Tournament of Hearts;

AND WHEREAS hosting the 2010 Summer Games will provide economic benefits and introduce Ontario youth to the City of Greater Sudbury and our great northern lifestyle;

THEREFORE BE IT RESOLVED that City Council approve the submission of a Letter of Intent to the Sport Alliance of Ontario for the 2010 Ontario Summer Games.

CARRIED

Item R-2
Management of the
199 Larch Street
Building

Report dated 2008-01-16 was received from the General Manager of Infrastructure Services regarding Management of the 199 Larch Street Building.

The following resolution was presented:

2008-17 Barbeau-Dupuis: THAT Council authorize the General Manager of Infrastructure Services to assume the responsibility for the management of the building located at 199 Larch Street, Sudbury effective April 1, 2008;

AND THAT Council approve the hiring of up to one permanent staff member, all in accordance with the report dated January 9, 2008 from the General Manager of Infrastructure Services.

CARRIED

BY-LAWS

THE FOLLOWING BY-LAW APPEARED FOR THIRD READING:

2007-287 3RD A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE PART OF MERRYGALE DRIVE, SUDBURY DESIGNATED AS PART 8 ON PLAN 53R-17733 AND TRANSFER IT AND OTHER LANDS TO 823616 ONTARIO LIMITED

Planning Committee Recommendation 2007-279

(This By-law closes a part of Merrygale Drive, Sudbury and transfers it and other lands to the developer to form part of Phase 2 of the Merrygale Subdivision.)

3rd Reading

2008-18 Caldarelli-Dutrisac: THAT By-law 2007-287 be read a third time and passed.

CARRIED

THE FOLLOWING BY-LAWS APPEARED FOR THREE READINGS:

2008-1A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF JANUARY 16, 2008

BY-LAWS (continued)

2008-2F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY AND COLLECT OMITTED AND SUPPLEMENTARY REALTY TAXES FOR THE YEAR 2008

Report dated 2007-12-14 was received from the Chief Financial Officer/Treasurer regarding 2008 Omitted and Supplementary Tax Billing.

(Sections 33 and 34 of the Municipal Act authorize a municipality to enter omitted and supplementary assessments on to the tax roll to levy and collect property taxes that result from this additional assessment. Omitted and supplementary assessments are generated by property additions or changes that increase current value assessment after the return of the assessment roll in January of each year. It is appropriate that a by-law be passed, establishing omitted and supplementary due dates for 2008.)

2008-3F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO SET AN INTERIM LEVY AND TAX BILLING PRIOR TO THE DEVELOPMENT OF THE 2008 TAX POLICY

Report dated 2007-12-14 was received from the Chief Financial Officer/Treasurer regarding 2008 Interim Tax Billing.

(Section 317(1) of the *Municipal Act* provides the authority for an Interim Tax Levy prior to the adoption of the final estimates. For 2008, the interim due dates have been established as March 4th and April 4th, 2008.)

2008-4F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH RICHARD J. PETIT FOR ROLL # 180.001.13401.00000

Report dated 2007-12-05 was received from the CFO/Treasurer regarding Tax Extension Agreement between the City of Greater Sudbury and Richard J. Petit.

(Richard J. Petit has requested a Tax Extension Agreement with respect to the property located at Parcel 12826, Lot 207 in the Township of Norman in the City of Greater Sudbury. The subject property is in tax arrears and a lien was registered against the property on June 29th, 2007. Section 378(1) of the Municipal Act provides the authority for City Council to enter into a Tax Extension Agreement. The agreement is standard in nature and allows for an applicant to repay tax arrears over a specified period. If the terms of the agreement are breached in any way, the agreement becomes null and void and the property is placed in the position it was in prior to the establishment of the agreement.)

BY-LAWS (continued)

2008-5F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH DAVID DESORMEAUX FOR ROLL # 010.008.07200.00000

Report dated 2007-12-05 was received from the CFO/Treasurer regarding Tax Extension Agreement between the City of Greater Sudbury and David Desormeaux.

(David Desormeaux has requested a Tax Extension Agreement with respect to the property located at 1155 Howey Drive in the City of Greater Sudbury. The subject property is in tax arrears and a lien was registered against the property on June 29th, 2007. Section 378(1) of the Municipal Act provides the authority for City Council to enter into a Tax Extension Agreement. The agreement is standard in nature and allows for an applicant to repay tax arrears over a specified period. If the terms of the agreement are breached in any way, the agreement becomes null and void and the property is placed in the position it was in prior to the establishment of the agreement.)

2008-6 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO THE NICKEL DISTRICT CONSERVATION AUTHORITY

(This by-law authorizes a grant to the NDCA as approved by Council as part of the 2008 Budget.)

2008-7 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE PAYMENT OF GRANTS TO VARIOUS NON-PROFIT COMMUNITY ORGANIZATIONS IN THE LEISURE SERVICES SECTOR

Report dated 2007-12-17 was received from General Manager of Community Development regarding Annual Grants Allocation.

(As part of the 2008 budget deliberations, Council approved a variety of grants to not-for-profit organizations. The grants will be allocated to approved senior citizens centres in accordance with the provisions of the Elderly Persons Act to five community centres, the Rayside-Balfour and Valley East Youth Centres, the Sudbury Action Centre for Youth, Volunteer Sudbury/Bénévolat Sudbury, the Sudbury Regional Soccer Association, Rainbow Routes, the Northern Railway Museum, the Naughton Cross Country Trail Association, the McClelland Fitness Association, the Northern Aquatic Centre Aquatic du Nord and the Walden Home Support Services. Grants will also be allocated in support of community special events which include: Cavalcade of Colours, Canada Day Celebrations, the Annual Canadian Garlic Festival and the Walden Fall Fair.)

2008-8 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO THE SUDBURY FINNISH REST HOME SOCIETY INC.

(The grant authorized by this By-law was approved by Council as part of the 2008 Budget to assist in the payment of property taxes.)

BY-LAWS (continued)

- 2008-9 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO CITY OF GREATER SUDBURY COMMUNITY DEVELOPMENT CORPORATION FOR PROMOTION OF COMMUNITY ECONOMIC DEVELOPMENT
- (This by-law reflects the annual grant to the CGSCDC as supplemented by the 2008 Budget.)
- 2008-10 3 A BYLAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT FOR THE BENEFIT OF THE GROTTO OF LOURDES SHRINE
- (The grant authorized by this By-law was approved by Council as part of the 2008 Budget.)
- 2008-11 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO CANADIAN RED CROSS, ONTARIO BRANCH FOR THE PERSONAL DISASTER ASSISTANCE FUND
- (This By-law repeals and replaces the existing By-law 2005-296, to reflect an increase in the level of grant from \$10,000 annually to \$20,000 annually, as authorized in the 2008 Budget.)
- 2008-12 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2006-280, DEALING WITH THE COLLECTION, REMOVAL AND DISPOSAL OF WASTE WITHIN THE CITY OF GREATER SUDBURY
- (This By-law amends the existing Waste Management By-law to reflect amendments authorized as part of the 2008 Budget process. These include: a second residential tipping fee holiday week in each year; the elimination of tipping fees for source-separated residential bulky items and the elimination of tipping fees for source-separated wood waste.)
- 2008-13 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE LEASE OF SPACE IN PIONEER MANOR TO THE CITY OF LAKES FAMILY HEALTH TEAM FOR A TERM OF TEN YEARS
- Planning Recommendation #2008-4
- (This by-laws authorizes the lease of space within Pioneer Manor by the City of Lakes Family Health Team for use as a medical clinic for a term of ten years, at no rent but providing for the organization to pay utilities.)

BY-LAWS (continued)

2008-14 3 BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE PURCHASE OF 218 SHAUGHNESSY STREET, SUDBURY FROM NICK KOZORIZ

Planning Recommendation #2008-5

(This By-law authorizes the acquisition of property known as 218 Shaughnessy Street, Sudbury from Nick Kozoriz, to be consolidated with 190 Van Horne Street, Sudbury.)

2008-15 3 BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE PURCHASE OF 190 VAN HORNE STREET, SUDBURY FROM ELEANOR KOZORIZ

Planning Recommendation #2008-5

(This By-law authorizes the acquisition of property known as 190 Van Horne Street from Eleanor Kozoriz , to be consolidated with 218 Shaughnessy Street, Sudbury.)

2008-16 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE CERTAIN PARCELS OF LANDS TO BE PART OF THE CITY ROAD SYSTEM

(This By-law is presented to Council from time to time. It provides for all the small "bits and pieces" of roadway that have been purchased or otherwise acquired by the City for road purposes to be formally declared as roads. A number of widenings, subdivision transfers, sight triangles, etc., are included.)

2008-17T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL ENFORCEMENT OFFICERS TO ENFORCE THE PRIVATE PROPERTY AND DISABLED PARKING SECTIONS OF BY-LAW 2001-1 AND FIRE ROUTE BY-LAW 2003-30T

(This updates the list of Parking Control Officers to enforce parking restrictions on private property.)

2008-18Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-304, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF NICKEL CENTRE

Planning Committee Recommendation 2007-286

(This by-law rezones the westerly portion of the property at 104 Lindsley Drive that is located in Garson Township from "M4", Mining Industrial to "R1", Single Residential and permits a lawn care and landscaping business for a temporary three year period, expiring on January 16, 2011, in the "R1", Single Residential Zone. - Brian and Kathie Castilloux - 104 Lindsley Drive, Falconbridge.)

BY-LAWS (continued)

2008-19Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER CITY OF SUDBURY

Planning Committee Recommendation 2007-266

(This by-law rezones the subject property to "R1", Single Residential in order to permit the development of a 52 lot subdivision for single residential use - Wesmak Lumber (Agent: Dalron Construction - Greenwood Drive, Sudbury.)

2008-20P 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT OFFICIAL PLAN AMENDMENT NUMBER #1 FOR THE SUDBURY PLANNING AREA

Planning Committee Recommendation #2005-123

(This amendment provides an exception to the transportation policies and Table 1 in the Official Plan respecting access to primary and arterial roads in order to permit an access to Regent Street from the subject lands - Sal-Dan Developments Ltd. PIN 73475-0204, Parts 19 to 23, Plan 53R-12112, Loach's Road / Regent Street.)

Three Readings

2008-19 Dutrisac-Caldarelli: THAT By-law 2008-1A to and including By-law 2008-20P be read three times and passed.

CARRIED

MOTIONS

Item R-3
S.S. Norisle

The following resolution was presented by Councillor Gasparini:

2008-20 Gasparini-Craig: WHEREAS the Municipality of Assiginack in partnership with Friends of the Norisle are endeavouring to restore and establish the S.S. Norisle as a "Regional Heritage Cruise Ship"

AND WHEREAS the completion of this project will result in a significant tourist attraction and economically benefit Northern communities;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury hereby supports in principle this undertaking to develop a new northern attraction by restoring and promoting a piece of Canadian steam heritage and wish them success in this venture.

CARRIED

Letter dated 2007-11-20 was received from the Municipality of Assiginack regarding S.S. Norisle - Northern Ontario Heritage Cruise Ship.

ADDENDUM

Addendum to Agenda 2008-21 Gasparini-Craig: THAT the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of Pecuniary Interest None declared.

BY-LAWS

THE FOLLOWING BY-LAWS APPEARED FOR THREE READINGS:

2008-21A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A DEDICATED GAS TAX AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTER OF TRANSPORTATION

(This Agreement sets out the terms and conditions for the use of dedicated gas tax funds by municipalities for public transportation.)

2008-22 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO THE ST. JOSEPH'S VILLA NURSING HOME

(This by-law authorizes a grant to The St. Joseph's Villa Nursing Home for the year 2008 to assist with payment of property taxes.)

2008-23A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT A PLANNING COMMITTEE, ITS CHAIR AND VICE CHAIR

(This By-law appoints the Chair and Vice Chair of the Planning Committee for the 2008 calendar year in accordance with the Procedure By-law.)

Three Readings 2008-22 Craig-Gasparini: THAT By-law 2008-21A to and including By-law 2008-23A be read three times and passed.

CARRIED

QUESTION PERIOD

Sign By-law Councillor Berthiaume stated he was contacted by representatives of the Bonaventure Mall regarding the portable sign by-law. He stated that, although there were eight public input sessions in June which were advertised in the newspaper, many merchants were not aware of them as it was during the summer. He met with twelve retailers who were frustrated because only a certain number of portable signs were allowed, i.e. Bonaventure Mall has 35 tenants but are allowed only six portable signs. In the past, it only applied to the City core and not the outlying areas. For the past fifteen to

QUESTION PERIOD

Sign By-law (continued)

twenty years, portable signs were used in the outlying areas as their way of advertising their sales. The retailers asked if the by-law could be reviewed. He also received an email from the Hanmer Mall who can only have three portable signs for fifty different retailers. He also advised that organizations such as seniors clubs have used portable signs. He asked if Council would consider a review of this by-law.

The General Manager of Growth & Development advised the by-law has only been in place for a short time. He indicated that with regard to the specific number of signs it is a function of the frontage of the property not the number of retailers. He stated that after extensive consultation, there was an attempt to balance the visual clutter aspect.

Mayor Rodriguez advised that if Councillor Berthiaume wishes to review the by-law, he can bring a Notice to Motion to a future Council meeting.

Provincial MIII Funding

Councillor Craig advised that the Province introduced substantial funding under MIII for construction ready projects or initiatives which do not require a matching municipal contribution. He asked if Council will be receiving a report in this regard.

The Chief Administrative Officer advised that three options are being developed: roads, water, community facilities such as Pioneer Manor. It can only be one project, can not be bundled, and it must be construction ready and not tendered. A report is being prepared for the next Council meeting.

Councillor Callaghan asked if this funding can be matched with other funding and the amount of the funding.

The Chief Administrative Officer advised that it can not be matched with other funding. He advised that if it is on a per capita basis it can be \$7 M but it is only for one project and must follow the criteria.

Maley Drive Extension

Councillor Callaghan stated that during the last Capital Budget deliberations, Council agreed to advance all design and engineering reports in order to prepare for constructions. However, the project will not be started until 2009 or 2010.

The General Manager of Infrastructure Services advised that Council authorized the advancement of funding to proceed with the Environment Assessment on Maley Drive and prepare an estimate on what the project would cost. He stated that it will take the better part of the year to complete the Environmental Assessment and cost analysis. The earliest it can go to tender is the spring of 2009.

New Funding

Councillor Cimino stated that Council has looked at capital projects for three years. He asked if any projects would be moved ahead if new provincial or federal funding is received.

The General Manager of Infrastructure Services advised that Council approved the advancing of funds from the 2009 budget to 2008 so that engineering studies can be prepared in anticipation of projects being advanced because of new funding.

Four-laning of M.R.80

Councillor Rivest asked about the status of the four-laning of M.R. 80 as Emily Street to the hill has become a recurring issue over the last few days as there are a significant number of potholes. He also asked what repair work will be done if the four-laning is not completed.

The General Manager of Infrastructure Services advised that the City is near ready to proceed with the four-laning; however are waiting for the Ministry of the Environment approval for the Frost Street drain which should be received shortly. It is hopeful that the four-laning can begin this year or early next year. He stated that, in the meantime, necessary road repair will be done to keep the road safe and passable.

Paper Use

Councillor Barbeau stated that a concerted effort must be made to reduce the amount of paper used by City of Greater Sudbury and asked how much the City pays for paper purchases.

The Executive Director, Administrative Services stated she will advise Council the amount of money spent on paper. She further advised that the City is presently working on *AgendasOnLine* and will be testing different monitors at the Councillor's stations in a view to using electronic agendas

M.R. 35

Councillor Dutrisac asked if the road work on M.R.35 scheduled for 2010 might be moved up to 2009.

The General Manager of Infrastructure Services stated that M.R. 35 is second on the list behind Maley Drive and depends on funding availability.

NOTICES OF MOTIONS

Promote & Support
Use and Consumption
of Municipally Treated
Water within the
Operational
Requirements of CGS

The following Notice of Motion was presented by Councillor Claude Berthiaume:

WHEREAS municipal water treatment plants within Sudbury and Districts are subject to provincial regulations to ensure they supply safe and reliable sources of water;

Promote & Support
Use and Consumption
of Municipally Treated
Water within the
Operational
Requirements of CGS
(continued)

AND WHEREAS consumption of bottled drinking water within City of Greater Sudbury municipal facilities sends a mixed message to consumers of municipal water;

AND WHEREAS the production, distribution and refrigeration of bottled drinking water involves the use of fossil fuels, which adversely affects climate change;

AND WHEREAS the plastic bottles associated with bottled water constitute an environmental burden;

AND WHEREAS the cost of bottled drinking water far exceeds the cost of municipal tap water;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury direct City of Greater Sudbury staff to promote and support the use and consumption of municipally treated and distributed water within the operational requirements of the City of Greater Sudbury.

Passport Issuing
Office in the City of
Greater Sudbury

The following Notice of Motion was presented by Mayor Rodriguez:

WHEREAS the United States government requires passports for all air and sea entries and will soon require them for land crossings into their country;

AND WHEREAS Northeastern Ontario is a significant source of international business travel due to its important mining, health care, education and service sectors, as well as personal travel;

AND WHEREAS it takes eight to ten weeks for Passport Canada to process the passport applications sent through the mail;

AND WHEREAS Member of Parliament services have been drastically reduced over the last year, forcing individuals to travel to distant passport offices in Southern Ontario to receive emergency passport services;

AND WHEREAS an unfair burden is incurred when residents of Northeastern Ontario must travel to Passport Canada offices;

AND WHEREAS the people of Northeastern Ontario deserve the same level of service as those living in other parts of Ontario;

AND WHEREAS Sudbury is the largest urban centre and centrally located in Northeastern Ontario to best serve the 600,000 residents comprising the Districts of Sudbury, Algoma, Cochrane, Timiskaming, Nipissing, Manitoulin and many other communities;

Passport Issuing
Office in the City of
Greater Sudbury
(continued)

AND WHEREAS the provision of timely, accessible and affordable passport issuance is critical to the economic, social and cultural sustainability of the Northeastern Ontario region;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury hereby petitions the Minister of Foreign Affairs to establish a passport issuing office in the City of Greater Sudbury as soon as possible so as to ensure that the citizens of Northeastern Ontario are treated equitably by providing them with this most fundamental service.

Adjournment

2008-23 Craig-Gasparini: THAT this meeting does now adjourn.
Time: 9:32 p.m.

CARRIED

Mayor John Rodriguez

Angie Haché, City Clerk