THE THIRTY-SEVENTH MEETING OF THE COUNCIL
OF THE CITY OF GREATER SUDBURY

C-11 **Thursday, August 10, 2005**
Tom Davies Square **Commencement: 5:00 p.m.**

DEPUTY MAYOR CRAIG, IN THE CHAIR

Present — Councillors Berthiaume; Bradley; Caldarelli; Callaghan; Dupuis; Gainer; Gasparini; Kett (A5:05pm); Reynolds; Rivest; Thompson; Mayor Courtemanche

City Officials — M. Mieto, Chief Administrative Officer; C. Matheson, General Manager of Community Development; D. Nadorozny, General Manager of Growth & Development; H. Salter, Acting City Solicitor; T. Beadman, Director of Emergency Planning; R. Mensour, Manager, Sudbury Arena; A. Haché, Acting City Clerk; CJ Caporale, Council Secretary

Declarations of Pecuniary Interest — None declared.

"In Camera" — 2005-343 Bradley-Dupuis: That we move "In Camera" to deal with Personnel and Litigation Matters in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2002-202 and the Municipal Act, 2001, s.239(2).

CARRIED

Recess — At 7:00 p.m., Council recessed.

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

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

Present — Councillors Berthiaume; Bradley; Caldarelli; Callaghan; Craig; Dupuis; Gainer; Gasparini; Kett; Reynolds; Rivest; Thompson

City Officials — M. Mieto, Chief Administrative Officer; C. Matheson, General Manager of Community Development; D. Nadorozny, General Manager of Growth & Development; G. Clausen, Acting General Manager of Infrastructure & Emergency Services; N. Lamy, Acting Executive Director of Administrative Support Services; S. St. Onge, Acting CFO/Treasurer; H. Salter, Acting City Solicitor; J. Cunningham, Deputy Police Chief, Greater Sudbury Police Services; Pat Thomson, Director of Human Resources & Organization Development; T. Beadman, Director of Emergency Planning; P. McCauley, Communications Officer; D. Tincombe, Manager of Community Development & Social Policy; P. Demers, Community Relations and Policy Advisor; A. Haché, Acting City Clerk; F. Bortolussi, Planning Committee Secretary; CJ Caporale, Council Secretary

News Media — Sudbury Star; Channel 10 News; Northern Life; Sudbury News Now

Declarations of Pecuniary Interest — None declared.

PRESENTATIONS/DELEGATIONS

Item 4
Youth Mentorship

Report dated 2005-07-28 from the General Manager of Community Development regarding Youth Mentorship Program was received for information only.

Mr. Greg Baiden, Chair, Steering Committee, Youth Mentorship Program and Ms. Jessica Watts, Youth Mentorship Program Co-ordinator gave an electronic presentation entitled *"Greater Sudbury Community Youth Mentorship Program"*.

Mr. Baiden advised that the Youth Mentorship Program was established in October 2004 and a Youth Mentor Program Coordinator was hired for a one-year term through the FedNor Youth Internship Program.

The Youth Mentorship Program will work with community partners, including school boards, post-secondary institutions and professional agencies in mining, health, environmental science and technology to teach and involve the children in our community in activities related to Sudbury's economic niches in science and technology.

Four schools chosen to participate in this program are MacLeod Public School (English Public), École Ste-Marie (French Catholic), St. Raphael (English Catholic), École Hanmer (French Public) and that representatives from each of the school boards will be involved in this project.

He also indicated that the Human League Association, local Teen Advisory Groups, the Guiding Association of Sudbury, PLAYLearnThink and the Sudbury Basin Environmental Networking Initiative (SBENI) will be involved in this project.

Mr. Baiden outlined that the mentors will go through an interview and screening process and be matched to a particular topic within the Science and Technology curriculum according to their career. He also indicated that they will come from various organizations throughout the community such as INCO, Falconbridge, NOMEC, Laurentian University, etc.

Mr. Baiden advised that the Youth Mentorship Project received approval and a letter of support from the Mayor and Council's Children First Roundtable and that they will keep the Roundtable updated on their progress.

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report

Deputy Mayor Craig, as Chair of the Committee of the Whole, reported Council met to deal with Personnel and Litigation Matters falling within Article 15.5 of the City of Greater Sudbury Procedural By-law 2002-202 and the Municipal Act, 2001, s.239(2) and no resolutions emanated therefrom.

MATTERS ARISING FROM THE PLANNING COMMITTEE

Rise and Report

Councillor Thompson, Chair of the Planning Committee, reported that the Planning Committee met on 2005-08-09 and there were no items to be brought forward at this time.

PART I
CONSENT AGENDA

Consent Agenda

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

2005-244 Bradley-Dupuis: THAT Items C-1 to C-16 inclusive, contained in Part I, Consent Agenda, be adopted.

CARRIED

MINUTES

Item C-1
Report No. 36
City Council
2005-07-14

2005-245 Gainer-Bradley: THAT Report No. 36, City Council Minutes of 2005-07-14 be adopted.

CARRIED

Item C-2
Report No. 32
Planning Committee
2005-08-09

2005-246 Bradley-Dupuis: THAT Report No. 32, Planning Committee Minutes of 2005-08-09 be adopted.

CARRIED

Item C-3
Report No. 6
Street Naming
2005-07-25 &
2005-07-26

2005-247 Rivest-Bradley: THAT Report No. 6, Street Naming Committee Minutes of 2005-07-25 & 2005-07-26 be adopted.

CARRIED

Item C-4
TOC
2005-07-12

2005-248 Gainer-Bradley: THAT the Report of the Tender Opening Committee Minutes of 2005-07-12 be received.

CARRIED

Item C-5
TOC
2005-07-19

2005-249 Bradley-Gainer: THAT the Report of the Tender Opening Committee Minutes of 2005-07-19 be received.

CARRIED

Item C-6
TOC
2005-07-26

2005-250 Rivest-Bradley: THAT the Report of the Tender Opening Committee Minutes of 2005-07-26 be received.

CARRIED

Item C-7
TOC
2005-08-02

2005-251 Bradley-Dupuis: THAT the Report of the Tender Opening Committee Minutes of 2005-08-02 be received.

CARRIED

Item C-8
Greater Sudbury Housing Corporation
2005-05-24

2005-252 Dupuis-Bradley: THAT the Report of the Greater Sudbury Housing Corporation Minutes of 2005-05-24 be received.

CARRIED

Item C-9
Report No. 11
Sudbury Metro Centre
2005-04-26

2005-253 Bradley-Rivest: THAT Report No. 11, Sudbury Metro Centre Minutes of 2005-04-26 be received.

CARRIED

TENDERS

Item C-10
EMS - Emergency Support Unit Remount

Report dated 2005-08-05 from the General Manager of Infrastructure & Emergency Services regarding Emergency Medical Services - Emergency Support Unit Remount was received.

The following resolution was presented:

2005-254 Dupuis-Bradley: WHEREAS the City of Greater Sudbury's Emergency Medical Services (EMS) Division has identified a need to remount the City's Emergency Support Unit (ESU);

AND WHEREAS Rowland Emergency Vehicle Products of Toronto was the sole vendor responding to the RFP with a price of $152,000 (GST not included);

AND THAT the Chief of EMS be authorized to carry out the work on the Emergency Support Unit and the project be awarded to Rowland Emergency Vehicle Products in the estimated amount of $152,000, less contingencies;

AND THAT funding for this project in the amount of $183,900 (including a 20% project contingency) be funded from the 2004 EMS Capital Envelope using funds dedicated specifically to the ESU remount and modernization project.

CARRIED

Item C-11
Hiring of Consultant
Long Lake Road &
Regent Street
Intersection

Report dated 2005-08-03 from the General Manager of Infrastructure & Emergency Services regarding Hiring of Consultant for Preparation of Design and Contract Documents for Construction of Road Improvements to Long Lake Road and Regent Street Intersection was received.

The following resolution was presented:

2005-255 Bradley-Dupuis: THAT Council approve the sole sourcing of Northland Engineering Ltd. to do the design and contract documents for construction of road improvements to Long Lake Road and the intersection of Regent Street at Long Lake Road, at an estimated cost of $130,000, in accordance with the report from the General Manager of Infrastructure & Emergency Services dated August 3, 2005.

CARRIED

Item C-12
Purchase of Pipe Line
Inspection Services

Report dated 2005-08-03 from the General Manager of Infrastructure & Emergency Services regarding Emergency Purchase of Pipe Line Inspection Services was received.

The following resolution was presented:

2005-256 Dupuis-Bradley: THAT the emergency purchase of Pipeline Inspection Services be approved as a sole source from Pressure Pipe Inspection Company Ltd., in accordance with the report from the General Manager of Infrastructure & Emergency Services dated August 3, 2005;

AND THAT this work be paid from the 2005 Capital Water Budget - Lourdes Trunk Replacement.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-13
NeORA Conference
Letter of Support

Report dated 2005-07-05 from the General Manager of Community Development regarding NeORA (Northeastern Ontario Recreation Association) Conference 2006 - Letter of Support was received.

The following resolution was presented:

2005-257 Bradley-Dupuis: THAT Council provide a letter of support for the City of Greater Sudbury to host the September 2006 NeORA Conference.

CARRIED

Item C-14
Liquor License Ext. &
Noise By-law Exempt.
Royal Canadian
Legion Branch 224

Report dated 2005-08-03, with attachments, from the Executive Director of Administrative Services regarding Liquor License Extension and Noise By-law Exemption - The Royal Canadian Legion Branch 224 was received.

The following resolution was presented:

2005-258 Rivest-Bradley: THAT this Council has no objection to the issuance of a liquor licence extension and no objection to the granting of an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to The Royal Canadian Legion Branch 224, to include a secured hospitality area in the front parking lot at 41 Veterans Road, Copper Cliff. The request is made to facilitate the second annual Ride to the Wall and the days and hours of operation will be: 4:00 p.m., Saturday, August 27, 2005 to 2:00 a.m., Sudbury, August 28, 2005 with an anticipated attendance of approximately 300-400 people during the course of the event;

AND FURTHER THAT this approval be subject to the conditions:

1. That the special event organizer shall ensure the provision of adequate clean-up of the site and those properties adjacent to the event;

2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicates a Fire Safety Plan is required for this event;

3. That no bonfires of any kind, barbecues or similar types of cooking devices shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;

4. That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the crowd versus projecting straight over the crowd or adjoining properties;

5. That the special event organizer, or his designate, must be present on the site during the entire duration of the event;

6. That the event representative ensure emergency vehicles have access to the event area.

CARRIED

Item C-15
Noise By-law Exempt.
La Casa Mexianca

Report dated 2005-08-04, with attachments, from the Executive Director of Administrative Services regarding Noise By-law Exemption - La Casa Mexicana - Mexican Folklore was received.

The following resolution was presented:

2005-259 Bradley-Rivest: THAT this Council has no objection to the granting of an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to La Casa Mexicana in conjunction with The Canadian Diabetes Association to hold a Mexican Folklore Show on August 27, 2005 at Market Square, Sudbury between the hours of 7:00 p.m. to 12:00 midnight;

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

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

CARRIED

TELEPHONE POLLS

Item C-16
Contract 2005-21
MR 80 Upgrading

Report dated 2005-08-03, with attachments, from the Executive Director of Administrative Services regarding Telephone Poll - Award of Contract 2005-21, MR 80 (Highway 69 North), Upgrading Valleyview Road to Main Street was received.

The following resolution was presented:

2005-260 Dupuis-Bradley: THAT Contract 2005-21, MR 80 (Hwy 69 North), Upgrading Valleyview to Main Street be awarded to Pioneer Construction in the amount of $4,497,976.26, being the lowest tender meeting all the requirements of the tender documents and that funding in the amount of $427,000 be committed from the 2006 Capital Roads Funding Envelope, in accordance with the report prepared from the General Manager of Infrastructure and Emergency Services dated August 3, 2005.

CARRIED

BY-LAWS

THE FOLLOWING BY-LAWS APPEARED FOR THREE READINGS:

2005-197A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF AUGUST 10, 2005

BY-LAWS (continued)

2005-198A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADDRESS ISSUES OF TRANSITION IN CORPORATE RESTRUCTURING

Report dated 2005-07-25 from the Executive Director of Administrative Services regarding Corporate Transition By-law was received.

(This by-law provides for individuals who, as of March 31, 2005, held positions to which authority was delegated pursuant to a by-law, agreement, policy or protocol is deemed to continue to hold that title and to hold the powers and authorities delegated or assigned by that by-law or agreement.)

2005-199 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2005-165 BEING A BY-LAW RESPECTING CONSTRUCTION, DEMOLITION, CHANGE OF USE PERMITS, INSPECTIONS AND FEES

(This by-law corrects a typographical error in the repeal section of the by-law.)

2005-201 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF CERTAIN LANDS IN THE VALLEY EAST INDUSTRIAL PARK TO LARRY WICKHAM

Planning Committee Meeting of August 9, 2005

2005-202T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, BEING A BY-LAW TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF SUDBURY

Council Resolution 2005-333

Report dated 2005-08-03, with attachments, from the General Manager of Infrastructure & Emergency Services regarding Traffic Control - Second Avenue South and Greenwood Drive Intersection was received.

(Phase 4 of Lakeview Subdivision is currently being developed. As a condition of this development, a new alignment on Greenwood Drive is being constructed by the subject applicant. Prior to the revised alignment, the existing traffic control at the intersection of Second Avenue South at Greenwood Drive was controlled with a “yield” sign facing eastbound traffic on Second Avenue South.

After the alignment, Greenwood Drive intersects with Second Avenue at right angle and forming a “T” intersection. It is recommended that traffic be controlled at this intersection with a “stop” sign facing northbound traffic on Greenwood Drive. This is a standard form of traffic control at a “T” intersection.)

BY-LAWS (continued)

2005-202T (continued)

Report dated 2005-08-03, with attachments, from the General Manager of Infrastructure & Emergency Services regarding School Zone Speed Limit, Main Street, Val Caron was received.

(A request has been received from school officials to have the speed limit lowered from 50 km/h to 40 km/h at the newly built École Publique de la Découverte on Main Street East in Val Caron.

The criteria as set out in the City's School Zone Speed policy has been met. The policy involves lowering the speed limit to 40 km/h during school hours complete with flashing beacons. In this case, the flashing beacons will conflict with the traffic signals at the intersection of Municipal Road 80 and Municipal Road 15 / Main Street. Therefore, City staff recommends a full-time 40 km/h speed limit be implemented from Municipal Road 80 to River Road.)

2005-203 3

A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN EXTENSION OF THE FUNDING PERIOD FOR COMMUNITY PLACEMENT TARGET FUNDING TO THE ELIZABETH FRY SOCIETY

(This by-law authorizes an extension of the funding period for funding from the Community Placement Target Fund to the Elizabeth Fry Society, for the operation of the Hotel/Motel Program)

2005-204Z 3

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

Planning Committee Recommendations 2005-52 and 2005-97

(This by-law revises the "I-9", Special Institutional zone with respect to the subject lands in order to permit a residential building containing guest rooms designed for seniors or residents thereof who require nursing and/or homecare. Further, the by-law establishes a parking standard of one parking space per four guest rooms for senior's guest room accommodation - 1582611 Ontario Ltd., 38 Godfrey Drive, Copper Cliff.)

2005-205Z 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 2005-137

(This by-law rezones the subject property "RU-5", Special Rural and "R7.D2.5", Seasonal Residential zones, as the case may be, in order to permit a lot addition and subsequently revise zone boundaries to coincide with land ownership - Ester Szeto, Pine Cone Road, Skead.)

BY-LAWS (continued)

2005-206Z	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF ONAPING FALLS AND CITY OF VALLEY EAST Planning Committee Recommendation 2005-138 (This by-law rezones the subject property "R3.D54-13", Special Medium Density Residential in order to permit the conversion of a former school building into a 60 unit apartment building. This apartment building may also contain a convenience store not exceeding 111.5 m² gross floor area - 1627543 Ontario Limited, 38 School Street, Levack.)
2005-207F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2004-200F WITH RESPECT TO DEVELOPMENT CHARGES AND TO REPEAL BY-LAW 2005-190F (This by-law repeals and replaces By-law 2005-190F passed July 14, 2005 which replaced the schedules to the Development Charge By-law setting out updated charges to come into effect September 1, 2005, in order to correct an error in the implementation date.)
2005-208F	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE CANCELLATION, REDUCTION , OR REFUND OF REALTY TAXES Report dated 2005-08-03, with attachments, from the Acting CFO/Treasurer regarding Tax Adjustments under Section 357 and 358 of the Municipal Act was received. (Each year after the return of the Assessment Roll and during the tax billing process, some properties become eligible for the cancellation, reduction or refund of realty taxes. Section 357 of the Municipal Act provides the authority for tax adjustments in the current year for reasons that may include change in rate of taxation, change in tax status or fire/demolition. Section 358 of the Municipal Act provides the authority for tax adjustments for prior years for errors in the preparation of the Assessment Roll. All applications for tax adjustments are verified by the Municipal Property Assessment Corporation prior to being processed by the City of Greater Sudbury.)
2005-209	3	A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF BLOCK 13 AND BLOCK 14, PLAN 53M-1241, RACICOT DRIVE, GARSON TO 630411 ONTARIO LIMITED Planning Committee Meeting of August 9, 2005

BY-LAWS (continued)

2005-211 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO SUDBURY AREA MINING SUPPLY AND SERVICES ASSOCIATION (SAMSSA) IN THE AMOUNT OF $20,000

Report dated 2005-07-25 from the General Manager of Growth and Development regarding Economic Development Capital Envelope Request Support for Sudbury & Area Mining Supply and Service Association (SAMSSA) was received.

(SAMSSA plans to expand its international market penetration while increasing their membership of mining supply and service companies. SAMSSA requires financial support for marketing assistance in the form of trade shows/missions, print publications and improved/enhanced e-web site activities all of which will be used to develop and maintain a presence in a competitive global market. SAMSSA is requesting financial support from the Economic Development Capital Envelope to support their marketing plan.)

2005-212 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO LAURENTIAN UNIVERSITY IN THE AMOUNT OF $50,000

Report dated 2005-07-25 from the General Manager of Growth and Development regarding Economic Development Capital Envelope Request Climate Change Impact and Adaption Program was received.

(Climate change is expected to alter several climate variables in Sudbury requiring consideration in short and long term planning. A group of Laurentian University researchers and stakeholders are undertaking a research study entitled Climate Change Impact and Adaptation Program. Deliverables of the study include the assessment of climate change impacts across the socio-economic sectors of the community, adaptive capacity of the community and the procedures and components to consider when initiating a climate change adaptation program. Laurentian University is seeking a financial contribution from Earthcare Sudbury and from the Economic Development Capital Envelope to support the research study.)

BY-LAWS (continued)

2005-213 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO CINÉFEST SUDBURY IN THE AMOUNT OF $30,000

Report dated 2005-07-26 from the General Manager of Growth and Development regarding Economic Development Capital Envelope Request Cinéfest Sudbury Festival Expansion Project was received.

(Through an extensive branding campaign and the addition of new programming, Cinéfest Sudbury will leverage the success of the Festival's expansion to nine days in 2004 in order to support and promote the diversification of the organization's activities. It will play upon the success of the 2004 Festival and use the 2005 Festival to launch Cinéfest Sudbury's new image and broad range of activities. This initiative will mark the initial stage of sustaining Festival impact on a year round basis with the pre-promotion of three mini festivals to be introduced in 2006.)

2005-214Z 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 2004-139

(This by-law rezones the subject property to a revised Mixed Light Industrial/Service Commercial Special in order to add offices and a maximum of two dwelling units to the list of permitted uses within the existing building at 819 Highway 17 East - Wayne Mogensen)

2005-215 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE ACCEPTANCE OF A TRANSFER FROM R.M. BELANGER LIMITED OF PART OF PARCEL 2734 SUDBURY EAST SECTION, BEING LOT 9 IN THE HARBOUR PARK SUBDIVISION, BETHEL LAKE, IN EXCHANGE FOR A TAX RECEIPT

(This by-law repeals and replaces By-law 2005-155 to reflect a change in the name of the transferor of this land.)

1ST & 2ND Reading

2005-261 Dupuis-Bradley: THAT By-law 2005-197A to and including By-law 2005-199, By-law 2005-201 to and including By-law 2005-209, By-law 2005-211 to and including By-law 2005-215 be read a first and second time.

CARRIED

3RD Reading

2005-262 Bradley-Rivest: THAT By-law 2005-197A to and including By-law 2005-199, By-law 2005-201 to and including By-law 2005-209, By-law 2005-211 to and including By-law 2005-215 be read a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-17
Odour Update
Lively & Copper Cliff

Report dated 2005-08-03, with attachments, from the General Manager of Infrastructure & Emergency Services regarding Odour Update - Lively and Copper Cliff was received for information only.

PART II
REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
2006 Budget Schedule

Report dated 2005-08-03, with attachments, from the Acting Chief Financial Officer/Treasurer regarding 2006 Budget Schedule was received.

The following resolution was presented:

2005-263 Bradley-Dupuis: THAT Council adopt the proposed 2006 Budget Schedule as appended to the report from the Acting CFO/Treasurer dated August 3, 2005.

CARRIED

Item R-2
New Blue Box
Recyclable Items

Report dated 2005-07-25 from the General Manager of Infrastructure & Emergency Services regarding New Blue Box Recyclable Items was received.

The following resolution was presented:

2005-264 Reynolds-Bradley: THAT Low Density Polyethylene (PE) Plastic Bags & Film and Polystyrene (PS) be added to the blue box recyclable program as detailed in the report dated July 25, 2005 from the General Manager of Infrastructure & Emergency Services.

CARRIED

Item R-3
Taxi, Limousine & Shuttle Transportation
By-law 2003-3

Report dated 2005-07-27, with attachments, from the General Manager of Growth & Development regarding Taxi, Limousine and Shuttle Transportation By-law 2003-3 was received.

The following resolution was presented:

2005-265 Reynolds-Bradley: THAT Council appoint a Member of Council to assist in the review of By-law 2002-3 and who will sit as Chair of the public meeting to receive input about By-law 2003-3 from the public as well as owners and drivers of taxis, limousines and shuttles.

Item R-3
Taxi, Limousine &
Shuttle Transportation
By-law 2003-3
(continued)

Items to be reviewed at this meeting will be limited to:

i) Zone review
ii) Airport service
iii) Barrier free accessible service
iv) Review procedures for establishing tariffs

AND THAT Council accept the tariff review report and direct staff to implement the new tariff increase of 6% effective September 1, 2005.

AND FURTHER THAT Councillor Berthiaume be appointed to the Committee reviewing By-law 2003-3.

CARRIED

ADDENDUM

Addendum Resolution

The following resolution was presented:

2005-266 Bradley-Reynolds: THAT the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of Pecuniary Interest

None declared.

BY-LAWS

2005-216 3

A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2003-3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY FOR THE LICENSING, REGULATING AND GOVERNING OF TAXI, LIMOUSINE AND SHUTTLE TRANSPORTATION IN THE CITY OF GREATER SUDBURY

Report dated 2005-07-27 from the General Manager of Growth & Development regarding Taxi, Limousine and Shuttle Transportation By-law 2003-3 was received.

(Item R-3 on the Council Agenda dated August 10, 2005.)

1ST & 2ND Reading

2005-267 Bradley-Reynolds: THAT By-law 2005-216 be read a first and second time.

CARRIED

3RD Reading

2005-268 Reynolds-Bradley: THAT By-law 2005-216 be read a third time and passed.

CARRIED

CIVIC PETITIONS

Shirley, Michael, Edna, Aurore, Monique & Pauline Streets, Chelmsford

Councillor Berthiaume submitted a petition to the Acting City Clerk signed by approximately two hundred thirteen (213) residents of Chelmsford which will be forwarded to the General Manager of Infrastructure & Emergency Services. The petition states that Shirley, Michael, Aurore, Edna and Pauline Streets should have been paved at the same time as Monique Street, which are all in the same subdivision. It also states that the residents would like confirmation in writing that these five streets will be placed on a priority list for the 2006 construction season.

Skateboard Park

Councillor Gasparini advised that a petition from two young men, age 14, in support of the Sudbury Skateboard Park, was circulated to Council via staff. She indicated that perhaps the petition should have been submitted to a Ward Councillor and presented at a Council meeting through the Civic Petition process.

QUESTION PERIOD

Dust, Highway 144

Councillor Bradley stated he has received numerous complaints regarding dust on private property on Highway 144 along the flats on the snowmobile trails in Dowling. He stated that a letter was sent to the property owner and there has been no response. He asked staff for an update on the situation.

Mr. Clausen advised Council that the Ministry of Transportation (MTO) has spread calcium along the sides of Highway 144 to control the dust. He also advised that MTO has contacted the Greater Sudbury Police and O.P.P. to increase surveillance.

Appeal - By-law 2005-250 - Six Wards to Twelve Wards

Councillor Caldarelli indicated that an appeal has been filed regarding By-law 2005-250, a by-law to dissolve the existing wards, to divide the city into twelve new wards, and to create single member wards and asked if a hearing date had been established by the Ontario Municipal Board (OMB).

The Acting City Clerk advised Council that Monday, August 8, 2005 was the last day for appeals and that an affidavit is currently being prepared. She indicated that the OMB has been contacted and they are now scheduling hearings in October.

Levack Water Supply

Councillor Berthiaume asked the General Manager of Infrastructure & Emergency Services what the status was for the Levack water supply.

Mr. Clausen, Acting General Manager of Infrastructure & Emergency Services, advised Council that well testing is currently underway and that INCO will continue to supply water. He indicated that results of the testing should be available early fall and funding to develop a new plant will be discussed during the 2006 Budget process.

CGS Fire Ban

Councillor Berthiaume stated that the MNR fire ban and the City of Greater Sudbury fire ban are two separate issues and indicated that there has been some confusion regarding this matter.

The Director of Emergency Planning advised Council that the MNR fire ban had been lifted prior to the City's fire ban, which was lifted on August 10, 2005. He indicated that due to weather conditions, fire hazards have been reduced.

Direct-to-Destination Flights - Sudbury to Cuba

Councillor Callaghan stated that an announcement has been made regarding direct-to-destination flights from City of Greater Sudbury Airport to Cuba. He asked the General Manager of Growth & Development what the status was regarding Customs.

The General Manager of Growth & Development advised Council that Airport staff are working closely with the Canada Border Services Agency and believe they can put together an appropriate service. He will keep Council up-to-date on this issue.

Noise By-laws

Councillor Craig indicated he has been receiving complaints from the former unorganized townships regarding noise and advised they have no noise by-law. He indicated the noise by-laws are not consistent for the City of Greater Sudbury as a noise by-law exists for each former municipality.

Ms. Salter, Acting City Solicitor advised Council that preliminary work has been done on a new by-law.

Provincial Parks within the CGS - Fire Costs

Councillor Dupuis asked who would be responsible for fighting fires in the Provincial Parks that are located within the boundaries of the City of Greater Sudbury.

Mr. Beadman, Director of Emergency Planning advised Council that CGS Emergency Services is responsible. He stated that the City has a mutual agreement with the Ministry of Natural Resources (MNR) that when there is a fire in a Provincial Park within the City's boundaries, the City would respond and cost it out to the MNR.

MR 80 Widening

Councillor Dupuis asked when work on MR 80 would begin.

Mr. Clausen advised Council that the Contract was awarded two weeks ago. He is working with COMRIF to have an official kick-off ceremony and a news release issued.

CGS Beaches

Councillor Gasparini indicated that she has received complaints regarding the cleanliness of local beaches and also questioned what was being done to ensure the safety of the public.

The General Manager of Community Development stated that staff have met with the Greater Sudbury Police Services to develop a safety strategy to be put in place at all beaches, parks, etc. As far as cleanliness she stated that they are changing program elements to improve the problem.

Tour de Sudbury Bike Tour

Councillor Reynolds asked the CAO if an interdepartmental meeting could be scheduled regarding the Tour de Sudbury Bike Tour to discuss safety, sight lines, communications, the need for extra patrolling, etc.

The Chief Administrative Officer advised he will make arrangements within the next two weeks.

Valley East Soccer Fields

Councillor Rivest questioned the status of the partnership with the Soccer Association to establish new soccer fields with sprinkler systems.

The General Manager of Community Development advised Council that a presentation would be made to the Priorities Committee in September concerning this matter.

NOTICES OF MOTIONS

Sale of Hydro One Inc. Assets

As presented by Councillor Craig:

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

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

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

Sale of Hydro One Inc.
Assets
(continued)

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

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

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

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

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

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

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

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

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

Sale of Hydro One Inc. Assets (continued)	AND THAT a Delegation of Council, consisting of the Mayor and Deputy Mayor Doug Craig and Senior Staff, meet with the Honourable Dwight Duncan, Minister of Energy, to deliver this Resolution; AND FURTHER THAT copies of the Resolution be forwarded to the Honourable Rick Bartolucci, Minister of Northern Development and Mines, and MPP (Sudbury); and to Ms. Shelley Martel, MPP (Nickel Belt). This motion will be dealt with by Council at their next meeting.
Recess	At 8:35 p.m., Council recessed.
Reconvene	At 8:50 p.m., Council commenced the regular meeting in the Committee Room C-11.
"In Camera"	2005-269 Bradley-Dupuis: That we move "In Camera" to deal with a Personnel Matter in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2002-202 and the Municipal Act, 2001, s.239(2). **CARRIED**

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report	Deputy Mayor Craig, as Chair of the Committee of the Whole, reported Council met to deal with a Personnel Matter falling within Article 15.5 of the City of Greater Sudbury Procedural By-law 2002-202 and the Municipal Act, 2001, s.239(2) and no resolutions emanated therefrom.
Adjournment	2005-270 Bradley-Reynolds: THAT this meeting does now adjourn. Time: 10:00 p.m. **CARRIED**

Mayor

Acting City Clerk