

# City Council AGENDA

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FOR THE **REGULAR MEETING** OF CITY COUNCIL  
TO BE HELD ON **THURSDAY, FEBRUARY 12, 2004 AT 7:00 P.M.**  
IN THE **COUNCIL CHAMBER, TOM DAVIES SQUARE**

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- 4:00 P.M.**      **COMMITTEE OF THE WHOLE - "IN CAMERA"**  
**COMMITTEE ROOM C-11, TOM DAVIES SQUARE**  
*To deal with: Labour, Legal & Personnel Matters*
- 7:00 P.M.**      **REGULAR COUNCIL MEETING**  
**COUNCIL CHAMBER, TOM DAVIES SQUARE**

***(PLEASE ENSURE CELL PHONES AND PAGERS ARE TURNED OFF)***

The Council Chamber of Tom Davies Square is wheelchair accessible. Please speak to the City Clerk prior to the meeting if you require a hearing amplification device. Persons requiring assistance are requested to contact the City Clerk's Office at least 24 hours in advance of the meeting if special arrangements are required. Please call (705) 671-2489, extension 2475. Telecommunications Device for the Deaf (TTY) (705) 688-3919. Copies of Agendas can be viewed on the City's web site at [www.greatersudbury.ca](http://www.greatersudbury.ca).

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

**PUBLIC HEARINGS**

**PAGE NO.**

{NONE}

**DELEGATIONS**

4. 2003 Budget Overview.  
**(ELECTRONIC PRESENTATION)**  
**(BUDGETS TO BE HANDED OUT AT THE COUNCIL MEETING)**
- ▶ Councillor Callaghan, Chair, Finance Committee, Opening remarks
  - ▶ Mark Mieto, Chief Administrative Officer, Budget Presentation

**MATTERS ARISING FROM THE "IN CAMERA" SESSION**

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

**MATTERS ARISING FROM THE PRIORITIES COMMITTEE: 2004-02-11**

At this point in the meeting, the Chair of the Priorities Committee, Councillor Kett, will bring forward any matter requiring Council approval.

**MATTERS ARISING FROM THE PLANNING COMMITTEE: 2004-02-10**

At this point in the meeting, the Chair of the Planning Committee, Councillor Thompson, will bring forward any matter requiring Council approval.

**PART I - CONSENT AGENDA**

**(RESOLUTION PREPARED adopting resolutions for  
Items C-1 to C-12 contained in the Consent Agenda)**

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

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

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

## **PART I - CONSENT AGENDA (continued)**

<b><u>MINUTES</u></b>	<b><u>PAGE NO.</u></b>
C-1 Report No. 4, City Council, Minutes of 2004-01-29. (RESOLUTION PREPARED - MINUTES ADOPTED)	<b>M1 - M13</b>
C-2 Report No. 3, Priorities Committee, Minutes of 2004-02-11. (RESOLUTION PREPARED - MINUTES ADOPTED)(MINUTES TABLED)	
C-3 Report No. 3, Planning Committee, Minutes of 2004-02-10. (RESOLUTION PREPARED - MINUTES ADOPTED)(MINUTES TABLED)	
C-4 Report No. 1, Sudbury & District Board of Health, Minutes of 2004-01-15. (RESOLUTION PREPARED - MINUTES RECEIVED)	<b>M14 - M22</b>
C-5 Report of the Accessibility Advisory Committee, Minutes of 2004-01-26. (RESOLUTION PREPARED - MINUTES RECEIVED)	<b>M23</b>
C-6 Report of the Greater Sudbury Police Services Board, Minutes of 2003-12-15. (RESOLUTION PREPARED - MINUTES RECEIVED)	<b>M24 - M26</b>
C-7 Report of the Nickel District Conservation Authority, Minutes of 2004-01-28. (RESOLUTION PREPARED - MINUTES RECEIVED)	<b>M27 - M32</b>
C-8 Report of the Tender Opening Committee, Minutes of 2004-02-03. (RESOLUTION PREPARED - MINUTES RECEIVED)	<b>M33 - M34</b>
C-9 Report of the Greater Sudbury Housing Corporation, Minutes of 2003-12-17. (RESOLUTION PREPARED - MINUTES RECEIVED)	<b>M35 - M44</b>

### **TENDERS**

**{NONE}**

### **ROUTINE MANAGEMENT REPORTS**

C-10 Report dated 2004-02-06, with attachments, from the General Manager of Corporate Services regarding Appointment of the Board of Directors of the Sudbury Metro Centre Business Improvement Area - Term 2003-2006. (RESOLUTION PREPARED)	<b>1 - 5</b>
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(Chapter 32 of the former City of Sudbury Municipal Code established a Central Business District Improvement Area in the Downtown of the former City of Sudbury, known as "Sudbury Metro Centre". The boundaries include: Durham, Elm (railway tracks on west to Paris), Lisgar, Young, Larch, Cedar, Elgin, Beech, Fir, Minto, Shaughnessey, Grey, Van Horne, and the City Centre. The Sudbury Metro Centre is governed by a Board of Management which is entrusted with the improvement, beautification and maintenance of municipally-owned lands, buildings and structures and for the promotion of the area as a business or shopping area.)

## **PART I - CONSENT AGENDA (continued)**

### **ROUTINE MANAGEMENT REPORTS (continued)**

### **PAGE NO.**

- C-11 Report dated 2004-02-06, with attachments, from the General Manager of Corporate Services regarding Appointment of Six (6) "Private" Directors to the Board of Greater Sudbury Utilities Inc. **6 - 10**  
**(RESOLUTION PREPARED)**

(In December, 2003, Council directed that the City Clerk's Office would be responsible for advertising and collecting Applications for the six (6) "Private" Directors' position on the Board of Greater Sudbury Utilities Inc. However, a Nomination Committee consisting of the four Members of Council on the Board would recommend to Council the names of the citizens to be appointed and the term of their appointment.)

- C-12 Report dated 2004-02-06 from the General Manager of Corporate Services regarding Additional 2003 Reserves. **11 - 12**  
**(RESOLUTION PREPARED)**

(This report is a follow-up of a report approved by Council on 2004-01-15, Agenda Item C-14 - 2003 Reserves.)

### **TELEPHONE POLLS**

{NONE}

### **BY-LAWS**

- 2004-25F      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2003-324F TO ESTABLISH MISCELLANEOUS USER FEES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF GREATER SUDBURY

Report dated 2004-02-06, with attachments, from the General Manager of Corporate Services.

**13 - 15**

(This By-law deletes water service charges from the Public Works Schedule as these are now addressed in the Water and Wastewater Rates By-law. It also updates the By-law to reflect the reassignment of Centre Lionel E. Lalonde Centre from Economic Development and Planning to Corporate Services, and corrects some small errors in the fees.)

- 2004-26A      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF FEBRUARY 12, 2004

## **PART I - CONSENT AGENDA (continued)**

### **BY-LAWS (continued)**

### **PAGE NO.**

2004-27T      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 GREATER SUDBURY

Report dated 2004-02-04, with attachments, from the General Manager of Public Works.

**16 - 18**

(This By-law prohibits parking on McCharles Lake Road east of Burr Oak Drive, Sudbury.)

2004-28Z      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 2003-155.

(This By-law rezones the subject property to Rural Special to permit one dwelling and related accessory uses. This By-law recognizes the 3.2 acre property size and the existing accessory building setbacks from the property boundary. Related Consent Application B69/2003, which was approved by the Consent Official for the City of Greater Sudbury on July 14, 2003, gave conditional approval to the creation of the subject property by severing it from abutting lands. - Falconbridge Limited, Part of Parcels 3086 and 3085 SES, Lot 12, Concessions 3 and 4, Falconbridge Township (44 and 46 Edison Road, Falconbridge.)

2004-29Z      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 2004-06

(This By-law rezones the subject property to Established Residential so that it can be consolidated with two abutting lots on Keziah Court which are also zoned Established Residential. The result of this rezoning will be a single zoning category applying to the expanded properties. City of Greater Sudbury (Agent: D. Dorland) Lots 249 and 250, Plan 35-S, being Parts 3 and 9, Plan 53R-17329, in Lot 4, Concession 3, McKim Township, St. Gabriel Street, Sudbury)

2004-30A      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PART OF LOT 9, PLAN 35-S, PART 9 ON PLAN 53R-17329 TO KILLIAN AND AMELIA DEBLACAM

Planning Committee Resolution 2003-13

## PART I - CONSENT AGENDA (continued)

### BY-LAWS (continued)

### PAGE NO.

2004-31A     3     A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF LOT 250, PLAN 35-S TO AUGOSTINO AND AMELIA DIGIOSEFFO

Planning Committee Resolution 2003-13

2004-32F     3     A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE CANCELLATION, REDUCTION OR REFUND OF REALTY TAXES

Council Resolution 2004-53

2004-33A     3     A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A CONTINUOUS IMPROVEMENT PROGRAM AGREEMENT WITH CANADIAN UNION OF PUBLIC EMPLOYEES

Council Resolution 2004-55

2004-34A     3     A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH N.I.M. DISPOSALS LIMITED FOR THE SETTLEMENT OF TIPPING FEES

Report dated 2004-02-06 from the General Manager of Corporate Services.

**19 - 20**

(The City of Greater Sudbury entered various waste collection contracts with NIM Disposals Limited for the collection and disposal of residential waste and issued a blanket purchase order in respect to the collection and disposal of commercial waste from municipal facilities.)

2004-35     3     A BY-LAW OF THE CITY OF GREATER SUDBURY TO REGULATE THE FORTIFICATION OF LAND AND PROTECTIVE ELEMENTS APPLIED TO LAND WITHIN THE CITY OF GREATER SUDBURY

Priorities Committee meeting of February 11, 2004

## **PART I - CONSENT AGENDA (continued)**

### **BY-LAWS (continued)**

### **PAGE NO.**

- 2004-36Z      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 THE FORMER CITY OF VALLEY EAST

Planning Committee Recommendation 2004-18

(This By-law rezones the subject property to Medium Density Residential so it may be used for driveway access purposes to the existing Medium Density Residential lands. The subject property has been declared surplus to the City's road needs and is being consolidated with abutting Plan 53R-13608, which is zoned Medium Density Residential - Mario Whissell, Glenn Street off Lapointe Street, Hanmer.)

- 2004-37A      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE PRIVATE PROPERTY AND DISABLED PARKING SECTIONS OF BY-LAW 2001-1 AND FIRE ROUTE BY-LAW 2003-30T

(This By-law updates the list of enforcement officers.)

- 2004-38      2      A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE AND DECLARE SURPLUS GLENN STREET SOUTH OF MAURICE STREET, HANMER

Planning Committee Recommendation 2003-162

### **CORRESPONDENCE FOR INFORMATION ONLY**

- C-13 Report dated 2004-02-06 from the General Manager of Corporate Services regarding By-laws 87-340 and 87-341 - Requiring Owners to Connect to Water and Wastewater Works 2004 Exemption Amount. **21 - 22**  
**(FOR INFORMATION ONLY)**

(Some by-laws of the former Regional Municipality of Sudbury remain in effect under the new City of Greater Sudbury, including 87-340 and 87-341 requiring owners to connect to sewer and water works.)

- C-14 Report dated 2004-02-06 from the General Manager of Corporate Services regarding 2004 Rates - Capital Lot Levies. **23 - 24**  
**(FOR INFORMATION ONLY)**

(Lot levies are increased annually by inflation, and are applicable only on lots created by consent, or plans of subdivision / condominium approved under By-laws 79-11 or 89-111. No new lots or plans would be affected by these by-laws, including any falling within the annexed areas.)

## **PART II - REGULAR AGENDA**

### **REFERRED AND DEFERRED MATTERS**

**PAGE NO.**

- R-1 Report dated 2004-02-02 from the General Manager of Public Works regarding Public Members for the Technical Steering Committee (revised). **25 - 26**  
**(RESOLUTION PREPARED)**

(This item was deferred by Council at the Council meeting of January 29, 2004 for further review.)

### **MANAGERS' REPORTS**

**{NONE}**

### **MOTIONS**

- R-2 **Presented by Councillor Bradley:**

Whereas the Planning Committee at their meeting of January 13, 2004 discussed and agreed that Planning Committee meeting dates should be changed to the week prior to the Priorities and Council meetings;

Therefore be it resolved that staff prepare a report outlining the positive and negative aspects of changing the meeting date to the alternate week and that input be sought from Development Liaison Advisory Committee.

### **ADDENDUM**

### **CIVIC PETITIONS**

### **QUESTION PERIOD**

### **NOTICES OF MOTIONS**

**"IN CAMERA" (Incomplete Items)**

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

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

**2004-02-06**

**THOM M. MOWRY  
CITY CLERK**

**CORRIE-JO CAPORALE  
COUNCIL SECRETARY**