
FOR THE **REGULAR MEETING OF CITY COUNCIL**
TO BE HELD ON **THURSDAY, SEPTEMBER 30, 2004 AT 7:00 P.M.**
IN THE **COUNCIL CHAMBER, TOM DAVIES SQUARE**

MAYOR DAVID COURTEMANCHE, CHAIR

- 6:00 P.M. COMMITTEE OF THE WHOLE - "IN CAMERA"**
COMMITTEE ROOM C-11, TOM DAVIES SQUARE
To deal with: Litigation Matters and Freedom of Information and Protection of Privacy 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.

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

PUBLIC HEARINGS

{NONE}

PRESENTATIONS/DELEGATIONS

{NONE}

MATTERS ARISING FROM THE "IN CAMERA" SESSION

At this point in the meeting, the Chair, Deputy Mayor Craig, 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: 2004-09-29

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: 2004-09-21

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-6 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)

<u>MINUTES</u>	<u>PAGE NO.</u>
C-1 Report No. 17, City Council, Minutes of 2004-09-16. (RESOLUTION PREPARED - MINUTES ADOPTED)	M1 - M24
C-2 Report No. 16, Planning Committee, Minutes of 2004-09-21. (RESOLUTION PREPARED - MINUTES ADOPTED)	M25 - M40
C-3 Report No. 4, Special Meeting of Council (Special Priorities Session), Minutes of 2004-09-24. (RESOLUTION PREPARED - MINUTES ADOPTED)(MINUTES TABLED)	
C-4 Report No. 13, Priorities Committee, Minutes of 2004-09-29. (RESOLUTION PREPARED - MINUTES ADOPTED)(MINUTES TABLED)	
C-5 Report of the Tender Opening Committee, Minutes of 2004-09-14. (RESOLUTION PREPARED - MINUTES RECEIVED)	M41 - M42
C-6 Report of the Tender Opening Committee, Minutes of 2004-09-21. (RESOLUTION PREPARED - MINUTES RECEIVED)	M43 - M44

TENDERS

{NONE}

ROUTINE MANAGEMENT REPORTS

{NONE}

TELEPHONE POLLS

{NONE}

PART I - CONSENT AGENDA (continued)

BY-LAWS

THE FOLLOWING BY-LAWS APPEAR FOR THREE READINGS:

2004-267A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF SEPTEMBER 30TH, 2004

2004-268F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2004-108F TO ESTABLISH AND CONTINUE RESERVES, RESERVE FUNDS AND TRUST FUNDS

Council Resolution 2004-456

(Presentation at the 2004-09-16 Council meeting from the Nickel Centre Community Association requesting the support of Council in the operation of a fitness/wellness centre at the Falconbridge Community Centre. The fitness centre equipment and much of the capital conversion work was donated by community partners.)

2004-269 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.)

2004-270T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, A BY-LAW TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY

Report dated 2004-09-22, with attachments, from the General Manager of Public Works regarding Traffic Control - Cedargreen Subdivision.

1 - 4

(This By-law provides for a stop sign at the intersection of Cedargreen Drive and Ashgrove Street.)

2004-271Z 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 2004-208

(This By-law rezones lands which were dedicated to the City of Sudbury for park purposes to "P", Park Zone. Eden Point Drive, Sudbury.)

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

- 2004-272 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF LOT 19, PLAN M-1049, O'NEILL DRIVE, GARSON TO MARY ELIZABETH LARONDE

Planning Committee meeting of 2004-09-21

- 2004-273Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2004-256Z, A BY-LAW TO AMEND BY-LAW 2004-20Z, A BY-LAW 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 2004-214

(This By-law corrects By-law 2004-256Z by deleting therefrom the appeal period. By-law 2004-256Z removed the "H", Holding Symbol from the subject lands so that they are zoned "C2-16", Special General Commercial. - Broder Sudbury Developments, Municipal Road # 80, Val Caron)

- 2004-274 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-86 TO REGULATE THE LICENSING OF LOTTERIES

(This amendment to the Lottery Licencing By-law clarifies the right of the City Clerk, in his capacity as Lottery Licensing Officer, to delegate his authority to issue lottery licences to designated persons, to impose conditions on such delegation, and to revoke such delegated authority.)

- 2004-275 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT A SCHOOL ZONE SPEED POLICY

Priorities Committee Recommendation 2004-59

(At the Priorities Committee meeting of 2004-09-15 the General Manager of Public Works submitted a report regarding the School Zone Speed Policy.)

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

- 2004-276A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A MEMORANDUM OF UNDERSTANDING WITH THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING FOR THE STRONG COMMUNITIES RENT SUPPLEMENT PROGRAM

Priorities Committee Recommendation 2004-54

(At the Priorities Committee meeting of 2004-06-23, a report was submitted requesting Council to consider the City's ongoing participation in the Provincial Strong Communities Rent Supplement Program.)

- 2004-277 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2002-331G, A BY-LAW OF THE CITY OF GREATER SUDBURY DEALING WITH THE COLLECTION, REMOVAL AND DISPOSAL OF WASTE WITHIN THE CITY OF GREATER SUDBURY

(This By-law amends the Waste Management By-law to implement the new residential garbage bag tag system in accordance with recommendation 7 of the Technical Steering Committee as adopted by Council under resolution 2004-219 and to make a minor housekeeping adjustment, to remove the necessity of the General Manager of Public Works consenting in writing to depositing approved fill in low lying lots.)

CORRESPONDENCE FOR INFORMATION ONLY

- C-7 Report dated 2004-09-20 from the General Manager of Health & Social Services regarding New Directly Operated Licensed School Age Programs. **5 - 6**
(FOR INFORMATION ONLY)

(Children Services Division, through Centre des Jeunes Citoyens / Junior Citizens Day Care is now operating the St. Theresa School After Four program (formerly a program of Leisure Services) and a new after school program at St. Michael School. These programs are both operating as licensed child care programs providing quality child care for families, and will be accessible to families receiving child care subsidy.)

- C-8 Report dated 2004-09-22 from the General Manager of Health & Social Services regarding "*Walking - The Ultimate Medicine*". **7 - 8**
(FOR INFORMATION ONLY)

("Walking - The Ultimate Medicine" was a presentation that Councillor T. Callaghan, Catherine Matheson, General Manager of Health & Social Services and Chris Stewart, Pioneer Manor presented to the 6th World Congress on Aging in London, Ontario.)

PART II - REGULAR AGENDA

REFERRED AND DEFERRED MATTERS

{NONE}

MANAGERS' REPORTS

- R-1 Report dated 2004-09-21, with attachments, from the General Manager of Citizen & Leisure Services regarding Accessibility Planning. **9 - 26**
(RESOLUTION PREPARED)

(The report reviews the Transit Accessibility Plan for 2004-2005; Accessibility Advisory Committee's Terms of Reference; and 2004-2005 Accessibility Plan Update.)

- R-2 Report dated 2004-09-23 from the General Manager of Corporate Services regarding Insurance Claims Adjusting Services. **27 - 28**
(RESOLUTION PREPARED)

(A resolution has been prepared for Council's consideration that will provide for the extensions of both Insurance Claims Adjusting Services.)

MOTIONS

- R-3 **Presented by Councillor Berthiaume:**

WHEREAS the City of Greater Sudbury is the sole Shareholder and owner of Greater Sudbury Utilities and the subsidiary companies of Greater Sudbury Utilities;

AND WHEREAS Greater Sudbury Hydro Plus Inc. is a wholly subsidiary of Greater Sudbury Utilities;

AND WHEREAS the strike at Greater Sudbury Hydro Plus Inc. is now into a third month with no end in sight;

AND WHEREAS the main issue in dispute is the request of the Board of Directors of Greater Sudbury Hydro Plus Inc. to put in place a two-tier benefit program whereby employees hired after March 31, 2004 will not be entitled to retiree benefits after age 65;

AND WHEREAS two-tier benefit programs are known to lead to a divisive workplace that creates future labour relations problems for both an Employer and a Trade Union;

PART II - REGULAR AGENDA (continued)

MOTIONS (continued)

R-3 Presented by Councillor Berthiaume (continued):

AND WHEREAS the position advanced in negotiations by the Board of Directors of Greater Sudbury Hydro Plus Inc. will not provide any cost savings to Greater Sudbury Hydro Plus Inc. for a minimum of fifteen years and most likely not for a period of forty years;

AND WHEREAS the position advanced in negotiations by the Board of Directors of Greater Sudbury Hydro Plus Inc. is a direct attack on future senior citizens in our community;

AND WHEREAS this attack on future senior citizens in our community is contrary to the good work performed by the "Mayor and Council's Committee on Senior's Issues";

AND WHEREAS the Council of the City of Greater Sudbury appoints the Board of Directors to Greater Sudbury Utilities and the subsidiary companies of Greater Sudbury Utilities;

THEREFORE BE IT RESOLVED that the Council of the City of Greater Sudbury hereby immediately requests the resignation of the Board of Directors to Greater Sudbury Utilities and the subsidiary companies of Greater Sudbury Utilities;

AND BE IT FURTHER RESOLVED that the Management Negotiating Team for Greater Sudbury Hydro Plus Inc. is directed to remove from the collective bargaining table the request to put in place a two-tier benefit program whereby employees hired after March 31, 2004 will not be entitled to retiree benefits after age 65.

R-4 Presented by Councillor Berthiaume:

WHEREAS the City of Greater Sudbury wants to ensure that our frail elderly and vulnerable adults with physical disabilities are provided with a minimum level of care in long-term care facilities;

AND WHEREAS residents receive less than two (2) hours a day of direct care, clearly less time than it takes to take care of the full personal needs of such residents;

AND WHEREAS research shows that 3.5 hours of care each day is the minimum that nursing home residents need to receive quality care;

PART II - REGULAR AGENDA (continued)

MOTIONS (continued)

R-4 Presented by Councillor Berthiaume (continued):

THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury hereby request the Provincial government of Ontario legislate a staffing minimum standard of 3.5 hours minimum of care per day to ensure that our seniors get the care they need in the long term care facilities in Ontario;

AND FURTHER THAT copies of this resolution be forwarded to the Honourable Dalton McGuinty, Premier of Ontario, the Honourable George Smitherman, Minister of Health and Long Term Care, the Honourable Rick Bartolucci, Minister of Northern Development and Mines, Ms. Shelley Martel, MPP(Nickel Belt), the Association Of Municipalities of Ontario, L' association française des Municipalites de L' Ontario and the Federation of Northern Ontario Municipalities.

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.}

2004-09-24

**THOM M. MOWRY
CITY CLERK**

**CORRIE-JO CAPORALE
COUNCIL SECRETARY**