

Date: May 22, 2003

The remainder of the 2003 transit fleet capital program is eligible for Ontario Transit Renewal Funding. In 2003 we will purchase two refurbished buses to replace our two oldest vehicles - bus #808 which is 27 years old and bus #904 which is 26 years old. Refurbished buses are in excellent condition and can be expected to provide between 8 and 10 years of service before they need to be rebuilt. The cost of each refurbished bus is approximately \$150,000. \$100,000 of the total cost of these two vehicles is eligible for Ontario Transit Renewal Program funding with the municipality's portion of the funding being \$200,000.

In 2003, we are also scheduled to rebuild five buses: #951; #952; #953; #954 and #955. Each of these buses is a 1995 vehicle and the rebuilding of the bus will extend the life of the vehicle by at least six years, making the costs of the rebuilds eligible for Ontario Transit Renewal Program funding. The cost of rebuilding these buses is approximately \$75,000 per vehicle for a total cost of \$375,000 of which \$250,000 would be funded by the municipality with the balance of \$125,000 funded by the province.

2003 Transit Fleet Capital Program	Total Cost	CGS 2003 Funding	OTRP Funding
Expand fleet with 2 used vehicles	\$200,000	\$200,000	Not Eligible
Additional funds for acquisition of 5 new low floor buses	\$225,000	\$150,000	\$75,000 (Payable 2005)
Purchase of 2 refurbished replacement buses	\$300,000	\$200,000	\$100,000
Rebuilding of 5 buses	\$375,000	\$250,000	\$125,000
TOTAL	\$1,100,000	\$800,000	\$300,000
Less OTRP Payable in 2005			\$75,000
TOTAL with 2003 OTRP grant	\$1,100,000	\$800,000	\$225,000

In summary, of the \$1.1 Million in Transit fleet renewal projects described in this report, all projects except the 2 used buses to be acquired to meet our immediate needs for fleet expansion are eligible for provincial funding under the Ontario Transit Renewal Program. The \$150,000 allocated towards the purchase of the 5 new vehicles will be eligible for \$75,000 in provincial funding when the vehicles are delivered in 2005. In 2003 the purchase of 2 refurbished replacement buses and the rebuilding of 5 buses is valued at \$675,000. Of this, \$450,000 will come from the City of Greater Sudbury and the balance, \$225,000 will be funded through the Ontario Transit Renewal Program. Therefore, Council is respectfully requested to pass a resolution applying for \$225,000 in Ontario Transit Renewal Program funding for 2003 and also to approve the allocation of \$800,000 from the Equipment Replacement Reserve Fund to the Greater Sudbury Transit fleet.

Request for Decision City Council



Type of Decision

Meeting Date	May 29 th , 2003				Report Date	May 21, 2003			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title

Greater Sudbury Telecommunications Inc./360 Fibre Limited - Energy Court, City of Greater Sudbury
Transfer of land

Policy Implication + Budget Impact

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

N/A

☒ Background Attached

Recommendation

That part of Lot 6, Concession 3, Township of McKim, City of Greater Sudbury being Parts 1 and 4, Plan 53R-16857 together with an easement in nature of a right-of-way over Part 2 on 53R-16875 and Parts 2, 3 4 and 5 on Plan 53R-16657 be transferred to Greater Sudbury Telecommunications Inc.; and that an agreement be entered into between the City, Greater Sudbury Telecommunications Inc. and Laurentian University establishing the terms and conditions of such transfer to the satisfaction of the General Manager of Corporate Services and the City Solicitor; and that the General Manager of Corporate Services, Clerk and City Solicitor be authorized to execute all documents and Agreements necessary to complete this transaction.

Recommendation Continued

Recommended by the General Manager


Doug Wukshnic
General Manager of Corporate Services

Recommended by the C.A.O.


Mark Mieto
Chief Administrative Officer

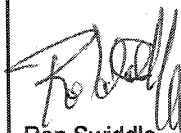
102

Date: May 21, 2003

Report Prepared By

Heather Salter
Deputy city Solicitor

Division Review

Ron Swiddle
City Solicitor

BACKGROUND:

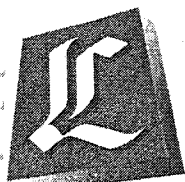
On October 24th, 2000 the Council of the former City of Sudbury authorized the Mayor and Clerk to execute an Offer to Purchase between the City of Sudbury and 360 Fibre Ltd. for certain lands located on Energy Court in the City of Greater Sudbury. The lands had previously been declared surplus by the former City in January 1999. The lands were originally part of a larger assembly of land which the City acquired from Canadian Pacific Railway for the purpose of providing additional parking to the Downtown.

In 2000, the City received an offer to purchase the 1.5 acres of surplus land from 360 Fibre Ltd. A purchase price of \$262,500 was negotiated and the transaction approved by City Council subject to the condition that the Sudbury Hydro Electric Commission or its successor enter into a satisfactory agreement with 360 Fibre Ltd. regarding certain telecommunications networks.

Subsequent to the execution of the offer to purchase, Greater Sudbury Telecommunications Inc. (GSTi) conducted negotiations with 360 Fibre Ltd.'s associated company, 360 Networks Inc. regarding the telecommunication networks. Throughout these negotiations the City of Greater Sudbury agreed to extensions in the closing dates of the transaction to allow those negotiations to proceed. In June 2001 the 360 group of companies were in financial trouble and obtained an Order from the Supreme Court of British Columbia under the *Companies Creditors Arrangement Act* which provided for their restructuring and appointed a Monitor. Notwithstanding the appointment of the Monitor, negotiations continued between Greater Sudbury Telecommunications Inc. and 360 Networks Inc., however, to date no final agreement has been reached.

Earlier this year, GSTi advised the City that there may be a revised proposal which could see the exchange of land proceed with an alternative to a cash payment but significant benefit to the community. As outlined in the attached letter received from Doctor Greg Baiden of Laurentian University, Laurentian University requires a dedicated fibre optic connection from Laurentian's Fraser Building on Ramsey Lake Road to Cambrian College's new E Dome facility in order to conduct advance remote mining research. At the present time, there is no other technical alternative than a dedicated fibre connection. GSTi has the necessary fibre infrastructure to supply a dedicated fibre optic connection, of approximately 20 kilometres, between Laurentian University and Cambrian College, to facilitate this leading edge research. Due to the nature of the connection required to conduct the research, only one customer can use that fibre optic service. The current commercial value of a dedicated fibre optic connection over 20 kilometres is \$80,000 per year.

GSTi has now proposed that in exchange for transferring the land to GSTi, the City receive in exchange the dedicated fibre optic connection between Laurentian University and Cambrian College for a minimum of 6 years at no charge. The City of Greater Sudbury could then provide access to the connection to Laurentian University in the form of a grant. The value of the consideration for the land to be transferred would be reflected as \$262,500 which the City's Appraiser confirms is still the current market value of the land. GSTi will pay the land transfer tax on the transaction and all other costs of the registration. The GSTi Board will be dealing with this proposal on Monday.



Laurentian
UNIVERSITY • UNIVERSITÉ
Laurentienne

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Sudbury, Ontario
Canada P3E 2C6
www.laurentian.ca

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École de génie

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**CITY OF
GREATER SUDBURY**

MAY 16 2003

**GENERAL MANAGER
CORPORATE SERVICES**

City of Greater Sudbury
Office of the Mayor
City Hall
200 Brady Street
Sudbury, Ontario

May 6, 2003

Re: Request for Fibre Optics Support to connect our research Lab with Cambrian College

Dear : Mayor Jim Gordon

As part of ongoing research into Teleoperations of harsh environments research we require the ability to Teleoperate miniature mining equipment at a remote location. Cambrian College has agreed to work with us and provide the space required to test out our Telerobotics operations and further develop and improve the concepts of Teleoperations. Our long range research plans include doing research for developing underwater teleoperations systems and teleoperations systems to be able to control equipment in space.

The fibre link required between Laurentian and Cambrian is a vital link and can be supplied by the Greater Sudbury Telecommunications Inc., which is owned by the City. This will provide an opportunity to see the full potential of having a high speed high capacity system available to Research and Industry in a city like Sudbury. Without this link our current research plans would be severely hampered and cause us a major set back to find an alternative.

The economical and promotional benefits to Sudbury are numerous as outlined below. First of all we have been able to start an expansion program at the University to provide a more comprehensive Engineering program which has already started to attract bright young Engineers who want to further graduate and post graduate studies with us. This will bring more talent to the Sudbury area and these people will be looking for jobs and starting new business in Sudbury. In addition we are applying for and receiving grants to do further research into underwater and space activities, which is attracting a lot of attention for the Federal, Provincial and US funding agencies. This research will lead to the development of new products and services that will lead to further economical development of new startup companies who will take these products and services to customers around the world. These new startup companies are likely to stay in the area close to the University where they can continue to work with us to perfect their products and be able to acquire further newly developed products as we continue to expand our research capabilities and programs.

May 8, 2003

Mining is a core business of The Greater City of Sudbury and our research will continue to ensure that Sudbury can supply the talent and physical resources required to build the economy of our city.

Sudbury has all of the essential ingredients to building a strong economically supported city; leading state of the art research, strong information network backbone, talented resources and workforce, land and utilities to support new business.

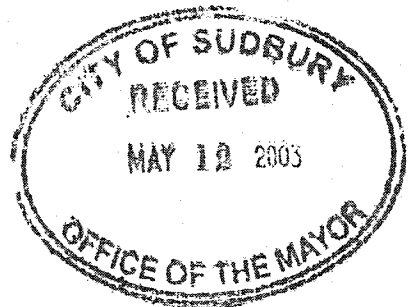
We are requesting that the City donate the use of the fibre to support the research being conducted at Laurentian in conjunction with the Canadian Research Chair in Robotics and Automation for a period of six years. This research project (including grants and in-kind contributions) has reached \$1.4 Million dollars and is expected to double in the next six to twelve months. This research is beginning to attract more graduate and post doctorate students to the area. In addition to what the students would spend in the community the research has a direct benefit to the community as a good portion of the dollars are spent on materials acquired locally.

Sincerely,



Dr. Greg R. Baiden, P.Eng.
Director, School of Engineering
Canadian Research Chair in Robotic and Automation

Cc: Dr. Judith Woodsworth
President, Laurentian University



May 13th, 2003

His Worship Mayor Gordon
and Members of Council

Your Worship and Members of Council:

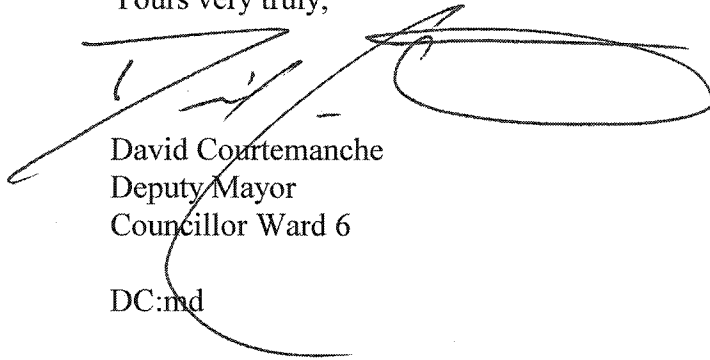
At the end of this month, the Federation of Canadian Municipalities (FCM) will hold their Annual General Meeting in Winnipeg. At that time, the National Board of Directors will be elected. I have decided not to seek re-election to the Ontario Caucus. I have appreciated the opportunity to represent our Council at FCM in the fine tradition that Doug Craig helped to establish during his 5 year term prior to my appointment.

Upon speaking to Members of Council, a few members expressed an interest in serving on FCM, however, it is my understanding that Councillor Ron Dupuis is the only person who has an expressed interest and who will be in attendance at the FCM conference in Winnipeg.

Assuming that there are no other Councillors prepared to serve at this time, I would like to suggest that a resolution be brought forward formally supporting Councillor Dupuis' candidacy to seek election to the FCM Board of Directors on June 1st, 2003.

I am confident that Councillor Dupuis will represent Greater Sudbury well!

Yours very truly,

A handwritten signature in black ink, appearing to read 'David Courtemanche', with a large, stylized flourish extending from the end of the signature.

David Courtemanche
Deputy Mayor
Councillor Ward 6

DC:md

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200 BRADY STREET
SUDBURY ON P3A 5P3

CP 5000 SUCCA
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Minutes

City Council Minutes	2003-05-15
Priorities Committee Minutes {TABLED}	2003-05-28
Planning Committee Minutes {TABLED}	2003-05-27
Tender Opening Committee	2003-05-20

**THE FIFTY-FIRST MEETING OF THE COUNCIL
OF THE CITY OF GREATER SUDBURY**

**Committee Room C-11
Tom Davies Square**

**Thursday, May 15th, 2003
Commencement: 6:02 p.m.**

COUNCILLOR DOUG CRAIG, IN THE CHAIR

Present

Councillors Bradley; Courtemanche; Dupuis; Gainer; Kilgour (A6:05 pm); Lalonde (A6:09 pm); McIntaggart; Portelance (D6:30 pm)

City Officials

M. Mieto, Chief Administrative Officer; T. Beadman, Acting General Manager, Emergency Services; D. Belisle, General Manager of Public Works; C. Hallsworth, General Manager of Citizen & Leisure Services; D. Nadorozny, General Manager of Economic Development & Planning Services; C. Sandblom, General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services; R. Swiddle, Director of Legal Services/City Solicitor; H. Salter, Deputy City Solicitor; B. Gutjahr, Manager of By-law Enforcement; T. Mowry, City Clerk; G. Ward, Council Secretary

**Declarations of
Pecuniary Interest**

None declared.

"In Camera"

2003-205 Kilgour/Dupuis: That we move "In Camera to deal with litigation matters in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2002-202 and the Municipal Act, R.S.O. 1990, c.M.45, s.55(5).

CARRIED

Recess

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

Reconvene

At 7:09 p.m., Council moved to the **Council Chamber** to continue the regular meeting.

Chair

DEPUTY MAYOR LOUISE PORTELANCE, IN THE CHAIR

Present

Councillors Bradley; Callaghan; Courtemanche; Craig; Dupuis; Gainer; Kilgour; Lalonde; McIntaggart

City Officials

M. Mieto, Chief Administrative Officer; T. Beadman, Acting General Manager, Emergency Services; D. Belisle, General Manager of Public Works; I. Davidson, Chief of Police, Greater Sudbury Police Service; C. Hallsworth, General Manager of Citizen & Leisure Services; D. Nadorozny, General Manager of Economic Development & Planning Services; C. Sandblom, General Manager of Health & Social Services; D. Wuksinic, General Manager, Corporate Services; R. Swiddle, Director of Legal Services/City Solicitor; C. Riutta, Administrative Assistant to the Mayor; T. Mowry, City Clerk; G. Ward, Council Secretary

<u>News Media</u>	My Town; Sudbury Star; CIGM; MCTV; Northern Life; Le Voyageur
<u>Declarations of Pecuniary Interest</u>	None declared.

DELEGATIONS

Item 4 <u>Road Safety Awareness Month</u>	Letter from Ms. Cheryl McCaw, Sudbury Road Safety Committee regarding Presentation to Council: Road Safety Awareness Month was received for information.
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Mr. McCaw, Sudbury Road Safety Committee/Public Health Nurse, Sudbury & District Health Unit, addressed Council regarding Road Safety Awareness Month that began on May 1st, 2003.

<u>Rules of Procedure</u>	Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure and deal with a delegation, not on the Agenda, at this time.
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<u>Sudbury Canadians Soccer Club</u>	Mr. S. Poland, Business Development Officer, Greater Sudbury Development Corporation, and Mr. Jeff Falcioni, Assistant Coach, United Soccer League, addressed Council with an overhead presentation including the Sudbury Canadians background and entry into the United Soccer League. Canadian entires now include Ottawa, Toronto, Vancouver and Sudbury.
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MATTERS ARISING FROM THE "IN CAMERA" SESSION

<u>Rise and Report</u>	Councillor Craig, as Chairman of the Committee of the Whole, reported Council met to deal with 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)(f) and no resolutions emanated therefrom.
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**PART I
CONSENT AGENDA**

The following resolution was presented to adopt Items C-1 to C-18 inclusive, contained in Part I, Consent Agenda:

2003-206 Kilgour/Dupuis: That Items C-1 to C-18 inclusive, contained in Part I, Consent Agenda, be adopted.

CARRIED

MINUTES

Item C-1 Report No. 50 C.C. <u>2003-04-24</u>	2003-207 Kilgour/Bradley: That Report No. 50, City Council Minutes of 2003-04-24 be adopted.
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CARRIED

Item C-2 Report No. 17 Priorities Committee <u>2003-05-14</u>	2003-208 Kilgour/Bradley: That Report No. 17, Priorities Committee Minutes of 2003-05-14 be adopted.
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CARRIED

C.C. 2003-05-15 (51 ST)	(2)
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Item C-3
Report No. 17
Planning Committee
2003-05-13

2003-209 Kilgour/Dupuis: That Report No. 17, Planning Committee Minutes of 2003-05-13 be adopted.

CARRIED

Item C-4
G.S.H.C.
2003-03-25

2003-210 Bradley/Kilgour: That the Report of the Greater Sudbury Housing Corporation, Minutes of 2003-03-25 be received.

CARRIED

Item C-5
G.S.P.S.B.
2003-03-17

2003-211 Dupuis/Kilgour: That the Report of the Greater Sudbury Police Services Board, Minutes of 2003-03-17 be received.

CARRIED

Item C-6
N.D.C.A.
2002-11-20

2003-212 Bradley/Kilgour: That the Report of the Nickel District Conservation Authority, Minutes of 2002-11-20 be received.

CARRIED

Item C-7
N.D.C.A.
2003-04-16

2003-213 Bradley/Kilgour: That the Report of the Nickel District Conservation Authority, Minutes of 2003-04-16 be received.

CARRIED

Item C-8
T.O.C.
2003-04-29

2003-214 Bradley/Kilgour: That the Report of the Tender Opening Committee, Minutes of 2003-04-29 be received.

CARRIED

Item C-9
T.O.C.
2003-04-30

2003-215 Bradley/Kilgour: That the Report of the Tender Opening Committee, Minutes of 2003-04-30 be received.

CARRIED

Item C-10
Report No. 17
G.S.P.L.B.
2003-03-21

2003-216 Dupuis/Bradley: That Report No. 17, Greater Sudbury Public Library Board, Minutes of 2003-03-21 be received.

CARRIED

Item C-11
Report No. 4
S.D.B.H.
2003-04-17

2003-217 Dupuis/Bradley: That Report No. 4, Sudbury & District Board of Health, Minutes (Unapproved) of 2003-04-17 be received.

CARRIED

Item C-12
T.O.C.
2003-05-06

2003-218 Bradley/Dupuis: That the Report of the Tender Opening Committee, Minutes of 2003-05-06 be received.

CARRIED

Item C-13
T.O.C.
2003-05-08

2003-219 Bradley/Courtemanche: That the Report of the Tender Opening Committee, Minutes of 2003-05-08 be received.

CARRIED

TENDERS

Item C-14
Tender Award:
Cemetery Grass
Cutting

Report dated 2003-05-07 from the General Manager of Citizen & Leisure Services regarding Tender Award - Cemetery Grass Cutting was received.

Councillor Kilgour advised the Grade 5 students from C.R. Judd Public School in Capreol spent an afternoon doing clean up and suggested other schools be encouraged to do the same. He requested a letter of appreciation be sent to the school.

The following resolution was presented:

2003-220 Bradley/Courtemanche: That the City of Greater Sudbury award the Tender for Cemetery Grass Cutting for the cemeteries listed in Groups A, C, D and E to Greenscape Lawn Care for the tendered price of fifty-four thousand, six hundred and fifty-eight dollars and fifteen cents (\$54,658.15) per year for a three year term;

And further that the City of Greater Sudbury award the Tender for Cemetery Grass Cutting for the cemeteries listed in Group B to grasshoppers for the tendered price of fifty-one thousand, eight hundred and eighty-nine dollars and sixty-five cents (\$51,889.65) per year for a three year term.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-15
Summer Special
Events & Special
Occasion Permits

Report dated 2003-04-30 from the General Manager of Citizen & Leisure Services regarding Summer Special Events and Special Occasion Permits was received.

The consensus of Council was obtained to add the following Event to the 2003 Summer Events:

Western Days (Chelmsford), Thursday, June 19 to
Sunday, June 22, 2003

The following resolution was presented:

2003-221 Dupuis/Bradley: That the report from the General Manager of Citizen & Leisure Services dated April 30th, 2003 regarding Summer Special Events and Special Occasion Permits (Events attached hereto as Schedule "A") be approved as presented

CARRIED

Item C-16
Liquor License &
Noise Exemption -
Royale & Falcon
Hotels, Garson

Report dated 2003-05-09, with attachments, from the General Manager of Economic Development & Planning Services regarding Liquor License Extension and Noise Exemption - Royale Hotel and Falcon Hotel, Garson was received.

The following resolution was presented:

2003-222 Bradley/Courtemanche: This Council has no objection to the issuance of a temporary extension to their liquor licence and no objection to the granting of an exemption to By-law 92-13 (former Town of Nickel Centre) Noise By-law to the Falcon Hotel, 3024 Falconbridge Road and Royale Hotel, 20 Birch Street, Garson, to operate a beer tent to celebrate one hundred and two (102) years of serving the local community. The event will take place as follows:

Thursday, June 5th and Friday, June 6th, 2003,: 7:00 p.m. - 1:00 a.m.

Friday, June 7th, 2003: 12:00 p.m. - 1:00 a.m.

Saturday, June 8th, 2003: 12:00 noon to 8:00 p.m.

with an anticipated attendance of approximately 350 persons.

And further that this approval be subject to the following 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 area no later than 12:00 o'clock noon on Monday, June 9th, 2003;
2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicated a Fire Safety Plan is required for this event;
3. That no bonfires of any kind, barbecues or similar types of cooking devises 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 at the site during the entire duration of the event.
6. That the tents be erected in accordance with the provisions of the Ontario Building Code.
7. That the event representatives ensure emergency vehicles have access to the event area.

Item C-16
(Continued)

8. that the hotel be responsible for providing visible security during the course of the event.
9. That the event representatives shall ensure that the adjoining residential properties are notified of the event at least ten (10) days prior to the start of the event and that the notice must state that alcohol will be part of the event.

CARRIED

Item C-17
S.O.P. & Noise
Exemption - Knights
of Columbus

Report dated 2003-05-09, with attachments, from the General Manager of Economic Development & Planning Services regarding Special Occasion Permit and Noise Exemption - Knights of Columbus, 5005 Council was received.

The following resolution was presented:

2003-223 Dupuis/Bradley: This Council has no objection to the issuance of a Special Occasion Permit and the granting of an exemption to By-law 85-33 of the former City of Valley East (Noise By-law) to Michel Poulin, on behalf of the Knights of Columbus, Council 5005, which will be held at the Knights of Columbus Hall at 688 Emily Street, Hanmer, Ontario for their Annual Community Festival to be held on July 17th, 18th, 19th & 20th, 2003. The hours of operation are between the hours of 12:00 noon to 1:00 a.m.

And further that this approval be subject to the following 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 area no later than 12:00 o'clock noon on Monday July 21st, 2003;
2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicated a Fire Safety Plan is required for this event;
3. That no bonfires of any kind, barbecues or similar types of cooking devises 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 any tent be erected in accordance with the provisions of the Ontario Building Code.

CARRIED

TELEPHONE POLLS

Item C-18
Noise By-law
Exemption - CP
Railway -
Operational
Requirements

Report dated 2003-04-30, with attachment, from the General Manager of Corporate Services regarding Telephone Poll: Noise By-law Exemption, Canadian Pacific Railway - Operational Requirements was received.

The following resolution was presented:

2003-224 Bradley/Dupuis: 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 the Canadian Pacific Railway for operational requirements to carry out construction activity on the Cartier Subdivision (Cartier to Rumford) during the hours of 0001 and 0800 (12:01 a.m. to 8:00 a.m.)

The schedule for activity within the City limits is as follows:

May 2-3 - Second Avenue and Mildred Street
May 4-5 - John and Sunday Street
May 6-7 - Elgin and Paris Street Area
May 13 - Frood and Elm Street Area
May 14 - Elgin and Paris Street Area
May 15 - Elgin and Elm Street Area
May 15 - Beatty and McNeill Street Area

AND FURTHER THAT approval of this exemption be subject to the Canadian Pacific Railway providing public notice of this construction activity.

CARRIED

BY-LAWS

2003-109A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT
BY-LAW ENFORCEMENT OFFICERS FOR THE SUDBURY
AIRPORT

(This By-law updates the list of By-law Enforcement Officers at the Sudbury Airport.)

2003-110F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO
ESTABLISH AND CONTINUE RESERVES, RESERVE FUNDS AND
TRUST FUNDS

Finance Committee Resolution 2003-04

(This By-law replaces and consolidates By-law 2001-287F and all amendments, and incorporates changes authorized by the Finance Committee.)

2003-111A 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 Municipal By-law Enforcement Officers.)

2003-112F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE PAYMENT OF GRANTS TO THE ELIZABETH FRY SOCIETY, THE CANADIAN MENTAL HEALTH ASSOCIATION AND THE SUDBURY ACTION CENTRE FOR YOUTH

(This By-law authorizes the making of certain grants, authorized as budget enhancements under Finance Committee Resolution 2003-16)

2003-113F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ESTABLISH A WATER AND WASTEWATER POLICY AND WATER AND WASTEWATER RATES AND CHARGES.

(This By-law consolidates and replaces the existing water and wastewater rates By-law and amendments thereto in order to create a current form of the By-law. It also deals with the private or commercial use of municipal fire hydrants. In accordance with Priorities Recommendation 2003-32, the effective date of the implementation will be July 1st, 2003.)

2003-114 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2002-331G, 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 correct a clerical error).

2003-115A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL OF MAY 15TH, 2003

1st & 2nd Reading

2003-225 Bradley/Courtemanche: That By-law 2003-109A to and including By-law 2003-115A be read a first and second time.

CARRIED

3rd Reading

2003-226 Bradley/Courtemanche: That By-law 2003-109A to and including By-law 2003-115A be read a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-19
Physician
Recruitment &
Retention

Report dated 2003-04-30 from the General Manager of Health & Social Services regarding Physician Recruitment & Retention - Quarterly Report was received for information.

Item C-20
Change of Meeting
Dates - Council &
Priorities

Report dated 2003-05-02 from the General Manager of Corporate Services regarding Change of City of Greater Sudbury Council and Priorities Meeting Dates was received for information.

PART II REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
Disposition of Closed
City Facilities

Report dated 2003-04-15 from the General Manager of Corporate Services regarding Disposition of Closed City Facilities was received.

The following resolution was presented:

Courtemanche/Bradley: That Council direct staff to advertise for Expressions of Interest for the R.G. Dow Pool, the Adanac Ski Hill, the Barrydowne Arena and the Falconbridge Arena;

And that Council direct staff to review these Expressions of Interest and bring recommendations to Council at the Council meeting of June 26th, 2003.

Amendment to
Resolution

2003-227 Courtemanche/Kilgour: That paragraph 2 of the resolution be amended as follows:

By including the following after "that Council direct staff"

"and appropriate community groups (where a conflict of interest does not exist)"

RECORDED VOTE:

YEAS

Bradley
Courtemanche
Portelance

NAYS

Callaghan
Craig
Dupuis
Gainer
Kilgour
Lalonde
McIntaggart

MOTION LOST

Main Motion

2003-228 Courtemanche/Bradley: That Council direct staff to advertise for Expressions of Interest for the R.G. Dow Pool, the Adanac Ski Hill, the Barrydowne Arena and the Falconbridge Arena;

And that Council direct staff to review these Expressions of Interest and bring recommendations to Council at the Council meeting of June 26th, 2003.

CARRIED

MOTIONS

Item R-2 Painted White Lines - Sidewalks - Rayside/ Balfour

2003-229 Bradley/Dupuis: WHEREAS the former Town of Rayside Balfour had previously regularly painted white lines on the sidewalks, to indicate upper and lower levels on the sidewalks for seniors and for the visually impaired;

AND WHEREAS over the last two winters, the sand and salt have damaged some of those lines to the point where they are no longer visible enough;

AND WHEREAS seniors and the visually impaired can no longer use the white lines as guides because of their erosion;

AND WHEREAS this is becoming a safety issue for the residents of the former Town of Rayside Balfour;

AND WHEREAS the former Town of Rayside Balfour painted the white lines on a regular basis and this formed part of its annual budget;

AND WHEREAS some of the residents of the former Town of Rayside Balfour made a presentation to Council in the past requesting that the white lines be repainted and their request was refused;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury authorizes and directs that the white indicator lines previously painted on the sidewalks in the former Town of Rayside Balfour be repainted as in the past, by May 31st, 2003.

Motion for Referral

The foregoing motion was **referred** to the Accessibility Advisory Committee for review and a report back to City Council.

Item R-3 New & Innovative Financing Options & Practices

Callaghan/Bradley: WHEREAS there is a growing consensus that Canadian Cities are "teetering on the brink of fiscal unsustainability, as their expenditure requirements increase and revenue sources are inadequate" and that this continued financial weakness calls for a new fiscal deal and a new fiscal tool kit to survive this challenge;

Item R-3
(Continued)

AND WHEREAS the "Enough Talk" document, produced by Toronto's City Summit Alliance, a 45 person group, consisting of a diverse, non-partisan collection of business, labour, politicians, volunteers and citizens, urged and put forth varied recommendations supporting future autonomy for provincial cities;

AND WHEREAS the "Enough Talk" document emphasizes the need for public investment in core service areas such as: community infrastructure, education, arts and culture, social services, immigration, transportation;

AND WHEREAS recently delivered Federal and Provincial budgets contained very little in the way of meaningful financial support for cash strapped cities;

AND WHEREAS Ontario's cities are being assigned increased municipal responsibilities, are assuming rising costs, have faced flat or declining assessment and revenue loss over the past ten years;

AND WHEREAS these conditions have placed northern communities, in particular, into untenable financial positions;

AND WHEREAS the "Enough Talk" document indicated clearly the need for new, secure and long-term revenue sources being required to cities in order to renew and revive core service areas;

AND WHEREAS senior levels of government, with their balanced budgets and growing surpluses, have a real ability to educate currently available and new revenue sources to cities;

AND WHEREAS the Chief Administrative Officer has established the Strategic Policy Development Group to be responsible for the research, analysis and presentation of Policy Reports on specific issues requested by the C.A.O. or Council;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury supports the recommendations contained within the document entitled: ***Enough Talk: An Action Plan for the Toronto Region*** relating to assigning new and innovative financing options and practices which, if implemented, could enable the City of Greater Sudbury to address the challenges associated with its physical infrastructure, tourism, research, education, immigration, social services, recreation and arts and culture;

AND FURTHER THAT the Chief Administrative Officer assign the strategic Policy Development Group the task of developing the "ways and means" for Council to improve the City's fiscal capacity along the lines set out in ***Enough Talk***.

Friendly Amendment

Council approved a friendly amendment presented by Councillor Gainer that clause 1 be amended by changing the word "recommendations" to "intent".

Main Motion

The main motion, with the amendment, was then presented:

2002-229 Callaghan/Bradley: WHEREAS there is a growing consensus that Canadian Cities are “teetering on the brink of fiscal unsustainability, as their expenditure requirements increase and revenue sources are inadequate” and that this continued financial weakness calls for a new fiscal deal and a new fiscal tool kit to survive this challenge;

AND WHEREAS the “Enough Talk” document, produced by Toronto’s City Summit Alliance, a 45 person group, consisting of a diverse, non-partisan collection of business, labour, politicians, volunteers and citizens, urged and put forth varied recommendations supporting future autonomy for provincial cities;

AND WHEREAS the “Enough Talk” document emphasizes the need for public investment in core service areas such as: community infrastructure, education, arts and culture, social services, immigration, transportation;

AND WHEREAS recently delivered Federal and Provincial budgets contained very little in the way of meaningful financial support for cash strapped cities;

AND WHEREAS Ontario’s cities are being assigned increased municipal responsibilities, are assuming rising costs, have faced flat or declining assessment and revenue loss over the past ten years;

AND WHEREAS these conditions have placed northern communities, in particular, into untenable financial positions;

AND WHEREAS the “Enough Talk” document indicated clearly the need for new, secure and long-term revenue sources being required to cities in order to renew and revive core service areas;

AND WHEREAS senior levels of government, with their balanced budgets and growing surpluses, have a real ability to educate currently available and new revenue sources to cities;

AND WHEREAS the Chief Administrative Officer has established the Strategic Policy Development Group to be responsible for the research, analysis and presentation of Policy Reports on specific issues requested by the C.A.O. or Council;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury supports the intent contained within the document entitled: ***Enough Talk: An Action Plan for the Toronto Region*** relating to assigning new and innovative financing options and practices which, if implemented, could enable the City of Greater Sudbury to address the challenges associated with its physical infrastructure, tourism, research, education, immigration, social services, recreation and arts and culture;

Item R-3
(Continued)

AND FURTHER THAT the Chief Administrative Officer assign the strategic Policy Development Group the task of developing the "ways and means" for Council to improve the City's fiscal capacity along the lines set out in *Enough Talk*.

CARRIED

Rules of Procedure

Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure and deal with a Motion, not on the Agenda, at this time.

Canada Post

2003-230 Bradley/Courtemanche: WHEREAS the Canadian Government is failing to uphold the moratorium on the closure of rural post offices put in place by the Federal Government in 1994;

AND WHEREAS the Canadian Government is not honoring its commitment to ensure consistent and uninterrupted quality postal service for all rural Canadians. There are approximately 604 rural communities in Canada that have no postal service whatsoever as a result of the government post office being closed and/or Retail Postal Outlets closing as well, with no alternative arrangements in place to ensure quality postal service;

AND WHEREAS even where Canada Post has been able to maintain some postal services, lack of government funding has forced Canada Post to shift the burden of providing postal service to small rural businesses or communities themselves. These entities do not have the means or funds to provide the same level of service which can be found in all government post offices. As a result, rural Canadians suffer a loss of this basic public service;

AND WHEREAS it is a RIGHT for rural Canadians to receive stable and equitable postal service;

AND WHEREAS the erosion of postal service deals a direct economic blow to all citizens living in rural Canada and to the economic welfare of Canada as a whole;

THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury petition/urge the Federal Government to uphold the moratorium of 1994 and to commit to opening or reopening government post offices in rural communities when a Retail Postal Outlet in a rural community shuts down and no alternative can be found to provide for continued high quality postal service.

CARRIED

Addendum to Agenda

The following **Information Reports** were included on the Addendum to the Agenda under the heading "**TENDERS**":

Contract 2003-20
Bancroft Drive (MR
67) Reconstruction
Kingsway/Smith St.

Information Report dated 2003-05-07 from the General Manager of Public Works regarding Contract 2003-20: Bancroft Drive (MR 67) Reconstruction - Phase 2 - Kingsway to Smith Street was received for information.

C.C. 2003-05-15 (51ST)

(13)

M-13

Contract 2003-17
MR 35 Reconstruction
Notre Dame/Clarabelle

Information Report dated 2003-05-07 from the General Manager of Public Works regarding Contract 2003-17, MR 35 Reconstruction, Notre Dame Street (East Entrance) to Clarabelle Road was received for information.

Deputy Mayor Portelance advised Council the foregoing Tender would not be awarded at this time.

Contract 2003-19
Concrete Curb &
Sidewalk Replacement
Various Locations

Information Report dated 2003-05-07 from the General Manager of Public Works regarding Contract 2003-19, Concrete Curb & Sidewalk Replacement - Various Locations was received for information.

Addendum to Agenda

The following resolution was presented:

2003-231 Bradley/Dupuis: That the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of
Pecuniary Interest

None declared.

TENDERS

Item AD.1
Contract 2003-19
Concrete Curb &
Sidewalk Replacement
Various Locations

Report dated 2003-05-13 from the General Manager of Public Works regarding Contract 2003-19: Concrete Curb & Sidewalk Replacement - Various Locations was received.

The following resolution was presented:

2003-232 Courtemanche/Bradley: That Contract 2003-19, Concrete Curb & Sidewalk Replacement - Various Locations, be awarded to Interpaving Limited in the revised tendered amount of \$1,480,869.30, this being the lowest tender meeting all contract specifications.

CARRIED

Item AD.2
Contract 2003-20
Bancroft Drive
Reconstruction -
Phase 2, Kingsway
to Smith Street

Report dated 2003-05-13, with attachment, from the General Manager of Public Works regarding Contract 2003-20: Bancroft Drive (MR 67) Reconstruction - Phase 2, Kingsway to Smith Street was received.

The following resolution was presented:

2003-233 Courtemanche/Bradley: That Contract 2003-20, Bancroft Drive (MR 67) Reconstruction - Phase 2, Kingsway to Smith Street, be awarded to TeraNorth Construction Limited in the tendered amount of \$3,942,036.55, this being the lowest tender meeting all contract specifications.

CARRIED

Item A.D.2
(Continued)

AND FURTHER THAT the additional funding required be provided from:

Capital Financing Reserve Fund -Wastewater:	\$457,901
Capital Financing Reserve Fund - Water:	\$184,438
Capital Financing Reserve Fund - Roads:	\$489,698

CARRIED

CIVIC PETITIONS

Councillor Gainer

Councillor Gainer submitted a Petition to the City Clerk, signed by approximately 75 residents of the Gatchell area of the City of Greater Sudbury regarding cancellation of the proposed construction of a walking trail which links Delki Dozzi Park in the West End to the new Dynamic Earth without local citizen input.

The foregoing petition was referred to the General Manager of Citizen & Leisure Services for review.

Councillor Courtemanche

Councillor Courtemanche submitted a Petition to the City Clerk, signed by approximately 105 residents of the St. Anne's Road area requesting safety features be installed at this cross walk.

The foregoing tender was turned over to the General Manager of Public Works for review.

QUESTION PERIOD

Welcome

Councillor McIntaggart welcomed Ms. Francesca Zanutto, an Italian exchange student attending Laurentian University, who was in the audience.

Licensing By-law

Councillor Lalonde expressed concern regarding the increase in a business license fee charged for public halls and asked if a freeze could be put on this type of establishment until the by-law is reviewed.

The City Solicitor advised in order to amend the existing by-law, documentation to justify the fees would have to be produced, advertisements would have to be placed in the newspaper and public hearings would have to be held.

Councillor Kilgour advised the Licensing Committee would be meeting in the near future to look at eliminating many of the licensing fees or implementing a business register.

Clean Up Sudbury

Councillor Dupuis suggested the elementary schools, retired people and citizens who pick up garbage on the streets, sidewalks and ditches throughout the City of Greater Sudbury be recognized. He further suggested certificates be presented to them before a Priorities Committee meeting to show their participation in the "Clean Up Sudbury" campaign is appreciated.

Clean Up Sudbury
(Continued)

The General Manager of Public Works advised that the Clean Up Sudbury campaign includes recognition of citizens as part of the program.

West Nile Virus

Councillor Dupuis questioned what steps were being taken regarding spraying of drainage ditches to offset the West Nile Virus.

The General Manager of Public Works advised no money has been allocated by the Province for drainage improvements, controlling or doing away with wet lands. This would be a budget driven idea and there is no money in the budget to undertake this at this time.

The Chief Administrative Officer advised a report would come forward indicating what we can do to mitigate mosquito breeding areas under the Property Standards By-law.

Garbage Drop Off
Depot Sites

Councillor Callaghan advised he had received a letter from the Kukagami Campers Association regarding garbage drop off depot locations and asked the status of this request.

The General Manager of Public Works advised he would be meeting with the Association in the near future and their request would be discussed at that time.

Sudbury Land Fill
Site

Councillor Callaghan requested an update of the delays to access the Sudbury Land Fill Site.

The General Manager of Public Works advised a new fee schedule was implemented on May 1st, 2003. A new drop off zone is being constructed near the main gate and will allow residents to leave their debris at the entrance and not have to go through the land fill site.

Fire Permits

Councillor Callaghan asked if a system could be developed that would enable outside locations, such as the Town of Skead, to issue fire permits.

The Acting General Manager of Emergency Services advised he would review this matter and report back to Councillor Callaghan.

Adjournment

2003-234 Courtemanche/Bradley: That this meeting does now adjourn. Time: 10:00 p.m.

CARRIED

Deputy Mayor

Clerk

MINUTES OF THE TENDER OPENING COMMITTEE MEETING

Committee Room C-13A
Tom Davies Square
2003-05-20

Commencement: 2:30 p.m.
Adjournment: 2:40 p.m.

D. MATHÉ, MANAGER OF SUPPLIES & SERVICES, IN THE CHAIR

Present

T. Chee Wu, Senior Planner; L. Valle, Technician; K. Lessard, Law Clerk; M. Hauta, Accountant; L. Lesar, Secretary to the Manager of Supplies & Services

Contract 2003-26 Surface Treatment

Tenders for Contract 2003-26, Surface Treatment, Various Locations {estimated at a total cost of \$290,000.00} were received from the following bidders:

BIDDERS	TOTAL AMOUNT
Miller Paving Limited	\$242,224.46
Bruell Contracting	\$233,308.15
Interpaving Limited	\$301,684.36

A bid deposit in the form of a certified cheque, letter of credit, bid bond with an agreement to bond accompanied each tender.

The foregoing tenders were turned over to the Engineering Technician for review and recommendation to the General Manager of Public Works who would report to City Council.

Contract 2003-48 Landfill Site Transfer Station

Tenders for Contract 2003-48, Sudbury Landfill Site Small Vehicle Transfer Station {estimated at a total cost of \$2,600,000.00} were received from the following bidders:

BIDDERS	TOTAL AMOUNT
Cecchetto & Sons Ltd.	\$2,722,613.93
Nor Eng Construction	\$2,846,200.00
William Day Construction	\$3,013,851.13
Interpaving Limited	\$2,634,402.06
Pioneer Construction Inc.	\$2,447,881.45
R.M. Belanger Limited	\$2,499,337.12

A bid deposit in the form of a certified cheque, letter of credit, bid bond with an agreement to bond accompanied each tender.

Contract 2003-48
(Continued)

The foregoing tenders were turned over to the Engineering Technician for review and recommendation to the General Manager of Public Works who would report to City Council.

RFP for a
Transportation Study

Proposals for a Transportation Study {estimated between \$175,000.00 and \$225,000.00} were received from the following bidders:

BIDDERS

IBI Group
Entra Consultants
Earth Tech Canada Inc.
iTrans Consulting Inc.
Totten Sims Hubicki Associates (1997) Limited
Marshall Macklin Monaghan Ltd.

The foregoing proposals were turned over to the Senior Planner for review and recommendation to the General Manager of Economic Development & Planning who would report to City Council.

Adjournment

The meeting adjourned at 2:40 p.m.

Chairman

Secretary

T.O.C. 2003-05-20